



Stichting Landelijk  
Ongedocumenteerden  
Steunpunt

## NEWSLETTER, VOLUME 8 nr. 2

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## TEMPORARY RULE FOR POSSIBLE VICTIMS OF HUMAN TRAFFICKING

For a large group of human trafficking victims, victimization by the perpetrator cannot be legally proven. But without prosecution and conviction of the accused it's still possible to be a victim and he or she must then have access to certain services.

In order to make this possible, an alternative, independent identification procedure is being set up. In 2018 the *Schadefonds Geweldsmisdrijven* (Criminal Damages Fund) will organize in 2018 a sub-committee for victims of human trafficking with the duty to write, on demand, a multidisciplinary expert opinion. That expert opinion will be able to help, for instance, with requests for residence on humanitarian grounds. After one year, the practice will be evaluated by the WODC (Scientific Research and Documentation Centre).

See [here](#) (Dutch only)

## 1. BASIC RIGHTS

### Secretary of State: only parents' passport required for the co-naturalization of Chinese children

Since the end of 2015, no valid foreign travel document (or other foreign document) is required for the co-naturalisation of a child born in the Netherlands, if the parent himself at least has a valid foreign passport and a foreign legalized/verified birth certificate.

This means that for a legally resident Chinese child, who was born in the Netherlands, and naturalizes together with a parent, if the parent has proof of identity and presents a valid Chinese passport, the Chinese nationality of the child need not be proven by a document. This also holds for children from: South Sudan, Leone, Liberia, Rwanda, Uganda, Tanzania, Myanmar and Azerbaijan.

See [here](#) (Dutch only)

## 2. ADMISSION

### Court: Legal fees must be substantiated

For this procedure € 384 in fees had to be paid. The Immigration and Naturalization Service has not explained what the level of fees is based on, although this has been requested. Therefore, the court has decided the application must be processed without costs. (Rotterdam District Court, 17/12314, 12.12.17)

### European Court of Human Rights questions to the Netherlands: The risks of Guinean female circumcision

These four cases involve Guinean women who are afraid that their return to Guinea would expose their under-age daughters (and themselves) to circumcision.

The European Court asks the Netherlands to explain why it has decided that the daughters and the women themselves are not in danger of being circumcised. See [here](#).

## 3. CONTROL AND DETENTION

### Court: A view of expulsion to the Congo

In 2016, the Congolese authorities submitted 34 requests for alternative travel documents, 17 *Laisser-Passers* (Alternative Travel Documents) were granted and 12 people were deported. In 2017, 43 alternative travel documents were requested, 2 documents were granted and no Congolese nationals were deported.

Even so the judge finds there is still 'a view of deportation' because more than half of the people were not presented in person to the Congolese authorities. According to the judge, deportation is still possible if the person involved actively and fully cooperates. (Rotterdam District Court NL17.14681, 5.1.18)

## 4. WHAT CAN BE DONE?

### Materclass: Migration, Marriage and Self-Determination, 25 January 2018 Vrije Universiteit, Amsterdam

Much academic research is undertaken in the area of migration, marriage and self-determination. This masterclass offers an overview of the results thanks to collaboration with researchers from universities and knowledge institutes. The publications can be perused or purchased and are available on the Internet.

Location: Vrije Universiteit Amsterdam, De Boelelaan 1081 HV Amsterdam, room 12A00

Sign up by email: [mudawwanah@upcmail.nl](mailto:mudawwanah@upcmail.nl), more info: [here](#)

### Meeting on UN Women and Gender Related Violence, 15 February 2-5 p.m. Utrecht

The UN Women's Network together with the *Vereniging Vrouw en Recht* (Association of Women and the Law) is organizing a meeting on general recommendation nr. 35 of the Convention on the Elimination of All Forms of Discrimination against Women.

Place: Movisie Catharijnesingel 47, 3511 GC Utrecht.

More information here: [vrouwenrecht.nl](http://vrouwenrecht.nl) - [Agenda](#)

### UNHCR: Ensuring birth registration for the prevention of statelessness

A birth certificate is important and often a precondition for an ID card request.

Migrants without a residence permit can sometimes have difficulties obtaining a birth certificate for their children. Refugees often have difficulties obtaining a birth certificate from their country of origin.

Sometimes archives have been lost in the war. This note from the UNHCR advises states how to deal with these risks. See [here](#).