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## NATIONAL GOVERNMENT: CORONA MEASURES

The national government has decided to limit all contact with migrants from 16 March.

- New asylum seekers will no longer be given accommodation.
- The IND is limiting contact: asylum hearings are not going ahead and appointments at the desk are being cancelled as much as possible.
- Court cases are stopping from 17 March.
- The DT&V is stopping departure interviews, among other reasons because many flights are not happening.
- Visits to people in immigration detention are no longer possible.

See [here](#) and [here](#).

## ADMISSION POLICY

Court: reunified family members do not automatically get independent resident permit when there is separation from the refugee (main claimant)

Recognised refugees can get their family to join them in their new country. The family members get a dependants' residence permit. When they arrive in NL they can ask for an independent residence permit, but to do so they need to have reasons to claim asylum themselves. If someone does not have this, they can keep their dependants' residence permit, but not if there is a breakdown in familial relations. (Court of Zwolle, NL19.25088, 26.2.20)

Secretary of State for J&S: special policy for Nigerian asylum seekers with a Dublin claim

The Secretary of State is planning to assess Nigerian asylum seekers in NL, even if they should actually be sent back to Italy. If their asylum claim is rejected, they can be deported directly. See [here](#).

European Court of Justice: on the grounds of EU law, assessment is required as to whether EU partner must leave country to be with their partner

This case is about a woman who wants to stay with a Spanish partner in Spain. The Spanish partner does not earn enough. Furthermore, in Spain, married couples must live together. The woman states that her partner is now being forced to leave the EU to live with her. This is a violation of EU law. The Court of Justice finds that there must be an assessment of each individual case to see if the EU citizen must leave the EU, if their application on the basis of the right to a family life has been rejected. See [here](#).

Court: Morocco protects women when repatriated after domestic violence

This woman applied for a residence permit as she did not dare to return to Morocco, after she had broken off her relationship due to domestic violence. She is being threatened by family members in Morocco. The judge finds that she can set herself up in Morocco independently, and that the authorities there can protect her. See [here](#).

## REPATRIATION

Court: no more deportations to Italy, release of Dublin claimants

In this case, the judge rules that Dublin claimants can only be detained for a maximum of 6 weeks. Now that Dublin transfers to Italy have stopped, these asylumseekers must be released. (Court of Amsterdam, 10.3.20)

## ACTIVITIES

Tara Fiorito: PhD on 'Dreamers' and their political successes

In 2010, undocumented youth in America started to rise up, rejected the stigma of illegality and presented themselves on the public stage as 'undocumented and unafraid'. Since then these young people have become known as the Dreamers, because of their political campaigns for the federal

Development Relief and Education for Alien Minors (DREAM) Act. Dreamers are now an unshakeable presence in political and public debates. Tara Fiorito's research looks at their political successes.

[Download the Dutch language summary \(pdf, 11 p.\)](#)

Council of Europe: 'Gender-based asylum claims and *non-refoulement*: Articles 60 and 61 of the Istanbul Convention'

The study aims to support the implementation of Articles 60 and 61 of the [Istanbul Convention](#) by providing policy makers and border and immigration officials with practical advice, information and examples of forms of gender-based violence that may be recognized as persecution. The study also identifies how the gendered dimensions and protection needs of women seeking international protection have been largely overlooked, leaving significant gaps in protection.

<https://rm.coe.int/conventionistanbularticle60-61-web/1680995244>, 10.2.20

HUDOC-GREVIIO database

The Group of Experts on Action against Violence against Women and Domestic Violence (GREVIO) is the independent body responsible for monitoring the implementation of the Istanbul Convention. The database provides access to, *inter alia*, baseline evaluation country reports, which highlight positive initiatives and provide recommendations to improve the situation of women facing violence.

<https://www.coe.int/en/web/istanbul-convention/-/launch-of-the-udoc-grevio-database>, 3.3.20

Stichting Founded in 2003, the LOS national foundation for undocumented migrants (Landelijk Ongedocumenteerden Steunpunt) is the knowledge centre for people and organisations providing assistance to undocumented migrants. The LOS foundation is devoted to the basic rights of these migrants and their children.