

NEWSLETTER, volume 11 no. 10  
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## COMMEMORATING THE NAMES OF 20,000 REFUGEES WHO HAVE DIED

Over the last 6 years, the European deterrence policy has led to more than 20,000 deaths: people who could have been rescued, but were not. These people were seeking safety and were found dead on the borders of Europe, as a result of inhumane policies.

People in emergency situations need to be rescued – even if it has a pull effect, and even if they ultimately need to leave the EU. Death should not be used as a way to prevent people from entering Europe.

That is why, starting 11 May, we will commemorate the victims of Europe's deadly border policy every Tuesday afternoon from 1pm to 2pm. We will read out the names of these victims for an hour, next to the Dutch Parliament (Binnenhof).

We will erect monuments for the 20,000 refugees from 1-28 June. If you want to help make these monuments, or help to promote this action, please get in touch.

Contact: [www.migreat.org](http://www.migreat.org), and see also [facebook.nl/migreat.nl](https://facebook.nl/migreat.nl).

If you have any questions, please contact Sofie Croonenberg, [sofie@migreat.org](mailto:sofie@migreat.org) or 06 46663239.

## BASIC RIGHTS

Council of State: when deregistered from the Personal Records Database (BRP), the IND can revoke a residence permit with a letter to the last known address

This man was deregistered from the BRP, but according to him he still lived in the Netherlands. The IND revoked his residence permit as according to them he had left the Netherlands, and he did not react to the letter that was sent to his last known address. The man only found out six months later that his permit had been revoked. According to the Council of State, the man is responsible for giving his new address to the IND, and so the permit was correctly revoked. See [here](#).

## ADMISSION POLICY

Court: domestic violence and rape within marriage is not prosecuted in Iran and can be grounds for asylum

This woman stated that she was victim of violence in the home. In Iranian law, domestic violence and rape with marriage are not viewed as offences, and so the women cannot expect any protection from the Iranian authorities. Therefore the judge found that the IND must grant her asylum. (Amsterdam Court, NL21.4245, 23.4.21)

Council of State: take account of personal circumstances when considering income for partner's residence

The woman in this case has worked 35 hours a week for many years. She does not quite earn enough to invite her partner to move to the Netherlands. But if he did move, she would get a tax credit and would therefore earn just enough. The IND and the judge rejected the request for family reunification, because if the woman did this she would be making use of public funds. However, the Council of State found that the woman was correct and that the IND should look more carefully at her personal situation. See [here](#).

Court: residence permit of human trafficking victim can be revoked with a retroactive effect

The judge agreed with the IND's decision to revoke the residence permit of this human trafficking victim with retroactive effect. There is insufficient evidence for prosecution. Furthermore, the woman cannot be considered for a continued resident permit, as her victimhood is not seen as credible. This criterion is new. See [here](#).

## ACTIVITIES

Evert Bloemen: How I can help a refugee

The e-book 'Hoe help ik een vluchteling' ('How I can help a refugee') contains case studies from frontline healthcare workers who work with refugees, and is filled with practical tips. It gives a picture of the different (psychosocial) issues that many refugees struggle with. It also provides a voice to the refugees themselves.

<http://pharos.nl/kennisbank/ho-help-ik-ee-vluchteling>, March 2021

Since 2003, the LOS Foundation (the Dutch acronym for 'Landelijk Ongedocumenteerden Steunpunt') has been the knowledge centre for people and organizations providing assistance to undocumented migrants. LOS Foundation devotes itself to the basic rights of these migrants and their children.