

NEWS LETTER, VOLUME 5 NR 12

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DEFENCE FOR CHILDREN: FAMILIES IN DIFFICULTIES

At a rough estimate many thousands of children live with only one parent in the Netherlands because the Immigration and Naturalisation Service (IND) unjustly refuse applications for family reunification. According to Defence for Children the Netherlands take insufficient account of the interests of children when assessing the requests for family reunification. They advocate an adjustment of the regulations.

You will find the report 'Gezinnen in de Knel' [here](#)

1. BASIC RIGHTS

State Secretary of Security and Justice: response to complaint by FEANTSA about access to homeless shelters

The State Secretary responded to the complaint by FEANTSA, the umbrella organisation of shelter and support organisations for the homeless about the fact that there are gaps that preclude certain homeless migrants from getting shelter and support. The State Secretary said that he will take measures to stimulate municipalities to adopt a more uniform policy, so that homeless people will always find a place somewhere. He will *not* extend the target group, which is only homeless people who have substance abuse problems or psychological problems. You will find more information [here](#).

2. ADMISSION POLICY

Council of State: Uighurs cannot be sent back to China

According to the Council of State all the Uighurs who had resided abroad for a longer period of time are at risk when they return. They have to be granted asylum. You will find more information [here](#).

Council of State: no risk for genital mutilation of daughter if the mother refuses

According to the Council of State a Guinean mother has the authority to prevent the genital mutilation of her daughter. Therefore mother and daughter will not be issued a permit because of the risk of genital mutilation (ABRvS, 201410280/1, 12.6.15).

European Court of Human Rights: victim of human trafficking can safely return to Nigeria

This case concerned a Nigerian woman who had come to France under false pretences where she ended up in prostitution. She stated that returning to Nigeria would be unsafe for her. The European Court of Human Rights are of the opinion that she will not be at risk on her return. You will find more information [here](#) (in French).

European Court of Human Rights: terrorism suspect not to be sent back to Morocco

The European Court of Human Rights are of the opinion that Belgium is not allowed to send back to Morocco a Moroccan migrant who is suspected of terrorist activities because he will be tortured there. You will find more information [here](#).

Court of Justice EU: easier access for Turkish people who want to form families

In accordance with the Association Treaty since 1980 immigration rules for family members of Turkish migrants in the EU have not been allowed to be made more stringent. In this case this implies that Austria cannot make demands as to the mvv [authorisation for temporary stay] and demands as to language and that the minimum age for family formation has to remain 18 years. You will find more information [here](#).

State Secretary of Security and Justice: adjustments study permit and work permit

The State Secretary wants more professionals to come to the Netherlands. Therefore he is adjusting

the regulations for study and professional labour. For example in future certain groups of MBO-4 students [senior secondary vocational education] are allowed to be granted residence permits for study. HBO students of architecture [higher professional education] on a combined study / work programme will also be admitted. Foreign students are allowed to start businesses as well. Professionals without work permits will be able to start work in the Netherlands as self-employed persons, entrepreneurs or in salaried employment. For companies it will be easier to bring to the Netherlands professional service providers on short-term contracts. You will find more information [here](#).

3. CHECK AND RETURN

Council of State: no Detention of Aliens, because of contact with Bridge to Better

The Council of State are of the opinion that this migrant does not need to be in detention, because he was working on his return through Bridge to Better (an Amsterdam organization). This contact was temporarily interrupted, because he disagreed with his contact person about the course to be taken, but it was to be started up again. You will find more information [here](#).

State Secretary Security and Justice: problematic return countries

The State Secretary told that the authorities are not quite capable of facilitating return to the following countries: Algeria, China, Egypt, Ethiopia, Ghana, India, Iraq, and Somalia. You will find more information [here](#), question 113.

4. ACTIVITIES

Online: Guide Human Trafficking

The Guide informs professionals who come into contact with victims of human trafficking and who would like more information for example about the aspects that should be taken into account when dealing with these victims, about their rights and provisions that play a part in supporting them. Not only professionals but also (possible) victims and concerned citizens will find information in this guide. Please refer to: www.wegwijzermensenhandel.nl.

VNG [Vereniging Nederlandse Gemeenten - Association of Dutch municipalities]: funding Bed, Bath and Bread regulation by the Kingdom of the Netherlands to be extended after 15 June

The bed-bath-bread regulation for asylum seekers who have exhausted all legal remedies was to expire on 15 June. Recently the State Secretary decided to extend this regulation until the Council of State or the Central Court of Appeal will have ruled or until an administrative agreement has been signed. You will find more information [here](#).