

NEWSLETTER, Volume 13 no. 13
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CONVERSATION: IRELAND'S HISTORIC REGULARISATION, 28 JUNE, 15:00 HRS

After 11 years of campaigning, a group of brave undocumented people in Ireland from the Justice for the Undocumented (JFU) community were able to secure a historic and life changing regularisation scheme for undocumented people in 2022. This scheme allows people to safely come forward and apply for a stable and secure legal status. Over 11,000 people have applied since then.

Neil Bruton from the Migrants Rights Centre Ireland (MRCI) and Imelda Morano from JFU talk about key learning points from this campaign and some accessible advice on how to secure a regularisation. In particular, they will discuss the importance of the participation of those affected, building a strong network of allies and engaging strategically with political parties.

<https://www.linkedin.com/events/ireland-shistoricregularisation7071373566851649536/about/>

1. ADMISSION POLICY

Dutch Council of State: mandatory cohabitation for Dutch citizenship because of 3-year marriage to Dutch partner

If a foreign partner is married to a Dutch citizen for at least 3 years, of which at least 1 year in the Netherlands, this partner can apply for Dutch citizenship. The ruling shows that the partners must also have lived together during those three years. In this case, the Dutch partner had spent 4 months in Kenya looking after his father-in-law. During that time, the partners did not live together and, therefore, the foreign partner cannot yet obtain Dutch citizenship. See [here](#).

District Court: income requirement for stay with partner also applies if that partner does 'sheltered work'

For a residence permit with a partner in the Netherlands, the partner must have a sufficient income, amongst other things. This particular partner first had WIA benefit and then 'sheltered work'. In both cases, he earned less than the minimum amount. During the 'sheltered work' he earned €1,882.17 while the required minimum is €1,923.30. Despite this small difference, the judge found that the income was not sufficient. Moreover, the annual contract is only valid for 9 months. See [here](#).

District Court: no admission for 20-year-old Surinamese child with Chavez-Vilchez mother in the Netherlands

This Surinamese mother had left her two children in Surinam when she went to the Netherlands to her Dutch partner. She had another child in the Netherlands and now has a Chavez-Vilchez permit (residence permit to stay with a Dutch child). One of the two children who had been left behind has already come to the Netherlands, the son stayed in Surinam. Now he is applying for a residence permit with his mother. The judge is of the opinion that, as a 20-year-old, he is able to look after himself and does not need his mother's care. He is not allowed to come to the Netherlands. See [here](#).

District Court: no Chavez-Vilchez permit before the birth of Dutch child

This pregnant woman applies for the Dutch nationality even before the birth of her child, which will have the Dutch nationality. The IND and the court are rejecting her application. See [here](#).

District Court: conflict of interest in extending the status after dissolving marriage of 3 years

This case concerns a Somali man who came to the Netherlands in 2016 at age 20 because of his relationship with a woman in the Netherlands. He lived with her for 3 years, then the relationship ended. The Netherlands revoked his permit. The man wants to stay in the Netherlands for longer. The judge finds that the IND did not properly consider the man's interests. He started a barbershop during his legal stay and employs several people. During the 1.5-year process up to the time when the permit was withdrawn he continued to work. He has been integrated. See [here](#).

2. IMMIGRATION DETENTION

State Secretary for Justice and Security: Moroccans in immigration detention and deportations

According to the State Secretary, 203 of the 395 people currently in immigration detention are Moroccan (see [here](#)). Since 1 January 2023, 210 Laissez-Passer (replacement) travel documents have been

submitted to the Moroccan embassy; ultimately, 29 Moroccans with an LP have been deported (see [here](#)).

3. ACTIVITIES

World Refugee Day, Rotterdam, 20 June, 17:00–21:00 hrs

17:30 hrs: Restaurant special in the Hall of Theater Rotterdam with music by Split Trio (from Syria)

19:00 hrs: Discussion about the situation of undocumented in Rotterdam. With volunteers and staff members of the Pauluskerk church and ROS, a book presentation titled 'Ongedocumenteerd en op leeftijd' (*undocumented and elderly*) by Mona van den Berg, music by the Transformers and a lecture by Floor van Ditzhuyzen.

Tickets can be bought online at: <https://issr.nu/agenda/rln-92/> (€ 5.00 per ticket)

Siruno & Siegel: Resilience Strategies of Filipino Irregular Migrant Domestic Workers in the Netherlands

COVID-19 has brought a combination of health, socioeconomic and protection challenges to migrants everywhere, and a common view is that these effects have been harshest for those already in vulnerable situations before the pandemic. However, the lived experiences of Filipino irregular migrant domestic workers (IMDWs) in the Netherlands point to a range of impacts instead of a homogenous one. Drawing on interviews and participant observations, we analyse three specific pandemic consequences: income and financial remittance volatility, dual country or transnational precarity and physical and migration status immobility.

We put forward a conceptualisation of individual resilience as the capacity to navigate the negative impacts of a shock or crisis to maintain, adapt, or transform valued functionings. We argue that IMDWs cultivate resilience despite their precarious legal status; however, the effectiveness of strategies is contingent on personal circumstances as well as the sociopolitical context wherein they are deployed.

<https://onlinelibrary.wiley.com/doi/10.1002/psp.2676>, 1.6.23