



Ad-Hoc Query on the return of Pakistani nationals

Requested by BE EMN NCP on 7 September 2010


Responses from Austria, Belgium, Bulgaria, Estonia, Finland, France, Hungary, Ireland, Latvia, Lithuania, Malta, Netherlands, Norway, Poland, Portugal, Slovak Republic, Sweden, United Kingdom (18 in total)

Disclaimer: The following responses have been provided primarily for the purpose of information exchange among EMN NCPs in the framework of the EMN. The contributing EMN NCPs have provided, to the best of their knowledge, information that is up-to-date, objective and reliable. Note, however, that the information provided does not necessarily represent the official policy of an EMN NCPs Member State.

1. Background Information
















The Belgian Migration Office is looking for information on the current return policy in the EU MS regarding Pakistani nationals, more specifically what your return policy is **since the floods from last August** .

2. Responses

| | | Wider Dissemination? | What is the current (since the floods) return policy of your country regarding Pakistani nationals? |
|---|---------|----------------------|--|
|  | AUSTRIA | No | This EMN NCP has provided a response to the requesting EMN NCP. However, they have requested that it is not disseminated further |



EMN Ad-Hoc Query: Pakistani nationals - protection and return

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|  | BELGIUM | No | This EMN NCP has provided a response. However, they have requested that it is not disseminated further |
|  | BULGARIA | Yes | According to our statistic at the beginning of this year there were around 30 Pakistani nationals in our country. Half of them ask for international protection and the others were returned back in force of Council Regulation 343/ 2003 of 18.02.2003. |
|  | ESTONIA | Yes | No specific policy, since no Pakistani nationals have been expelled in 2009 and 2010 |
|  | FINLAND | No | This EMN NCP has provided a response to the requesting EMN NCP. However, they have requested that it is not disseminated further |
|  | FRANCE | Yes | There was no modification of the return policy for Pakistani nationals after the floods |
|  | HUNGARY | Yes | There were 30 asylum applications from Pakistan in 2010 (until August) in Hungary, refugee status or subsidiary protection was not granted in any case, in one case the applicant was recognised as a person authorised to stay (non-refoulement). None of the applicants founded the asylum-claim on the fact, that there were serious floods in the recent past in Pakistan. We do not consider the current floods as sole basis for international protection. |
|  | IRELAND | No | This EMN NCP has provided a response to the requesting EMN NCP. However, they have requested that it is not disseminated further |
|  | LATVIA | Yes | Latvia didn't face any disastrous floods regarding Pakistani nationals. The current return policy regarding Pakistani nationals is the same as it is with all third country nationals who are the subject of the expulsion and no other specific procedures had been applied. During year 2009 from the Republic of Latvia 4 Pakistani nationals had been expelled from the country. |
|  | LITHUANIA | Yes | We don't have Pakistani nationals subject to return decisions at the moment, therefore this question cannot be applied to us |
|  | MALTA | Yes | Malta has not returned any Pakistani nationals lately, particularly, following the floods in Pakistan |
|  | NETHERLANDS | Yes | Dutch policy is there are no restrictions yet on return to Pakistan. Return takes place to a country and not to a region. Islamabad is relatively safe for returnees. If an area in Pakistan is mentioned in the decision as a pointed refugee-region or region for establishment the situation is different due to the physical accessibility of the area. In practice we think this situation occurs rarely |
|  | POLAND | Yes | Polish return policy regarding Pakistani nationals did not change after floods that occurred lately. However, taking into account difficult situation in this country a foreigner, Pakistani national, with the decision on expulsion from the territory of Poland already issued may expect that execution of the decision will be postponed |
|  | PORTUGAL | Yes | So far, the dimension of Pakistani returns in Portugal is not in order to adopt specific measures in the framework of the floods in that country |
|  | SLOVAK REPUBLIC | Yes | As for the Slovak Republic we have no particular experiences with the return of the Pakistani nationals. No return has been realised in the period of floods, however no specific measures have been taken in case such a return would be realised. |
|  | SWEDEN | Yes | No change in policy regarding return to Pakistan has been decided. Since 1 st July 11 persons have returned voluntarily to Pakistan from Sweden, 7 of these in August. No forced returns have taken place during this period but the reason for this is not the flooding. Only 20 |

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| | | | persons are awaiting return to Pakistan in Sweden, 15 of these are forced returns. So no change in Sweden regarding Pakistani returns. |
|  | UNITED KINGDOM | No | This EMN NCP has provided a response to the requesting EMN NCP. However, they have requested that it is not disseminated further |
|  | NORWAY | Yes | The decision to deport a person is taken by the Directorate of Immigration in first instance and Immigration Appeals Board in second and final instance. National Police Immigration Service deports a person based on this decision. Currently there is no suspension of deportation orders to Pakistan; hence National Police Immigration Service will carry out deportations to Pakistan as normal. |