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RESTREINT

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from : the Presidency

dated: 18 January 1994

to : Asylum Working Party

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Subject: Standard form for determining the State responsible for  
examining an application for asylum

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## A. BACKGROUND

Appended to the compilation of texts on European practice with respect to asylum (WGI 1505), the preparation of which was decided on by the Immigration Ministers at their London meeting on 30 November 1992, was a provisional version of a draft standard form for determining the State responsible for examining an application for asylum.

The preparation of that draft had been decided on at the meeting of the then Subgroup on Asylum on 9 December 1991 (WGI 939, paragraph 7).

The matter was discussed again at the Subgroup's meeting on 5 and 6 February 1992 and the delegations proposed certain improvements to the draft standard form already circulated as WGI 938 REV 1.

In the light of those comments, the then Presidency instructed the General Secretariat to draw up a revised version of the draft and at the same time asked delegations to submit any comments in writing.

The Italian and Netherlands delegations submitted written comments (WGI 1011 and WGI 1220 respectively).

Since then, the Subgroup has not discussed the matter.

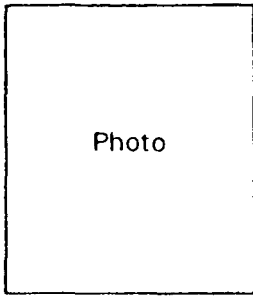
## B. AIM

As the Dublin Convention is expected to enter into force in 1994, the Presidency believes that it is now time that the standard form be finalized, since it will be the competent authorities' basic instrument for putting the Convention into practice.

This being so, the Presidency has produced a new version of the draft standard form (WGI 938 REV 1) taking into account delegations' written comments and the new conditions introduced by the Treaty on European Union.

The new draft is attached.

**STANDARD FORM FOR DETERMINING  
THE STATE RESPONSIBLE FOR EXAMINING AN APPLICATION FOR ASYLUM**



Personal particulars of applicant

- |   |   |
|---|---|
| <p>1. Family name (*)<br/>Maiden name</p> <p>2. Other name(s)</p> <p>3. Does the applicant use/has he/she used other names?<br/><br/>What are/were they?</p> <p>4. Date of birth</p> <p>5. Place of birth<br/>District/region<br/>Country</p> <p>6. Nationality (ies)<br/>(indicate all)<br/>(a) current<br/>(b) previous<br/>(c) none/stateless</p> <p>7. Sex</p> <p>8. Name of father</p> <p>9. Name of mother</p> <p>10. Marital status</p> <p>11. Current address</p> | <p>.....</p> <p>.....</p> <p><input type="checkbox"/> Yes      <input type="checkbox"/> No</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p> <p><input type="checkbox"/> Male      <input type="checkbox"/> Female</p> <p>.....</p> <p>.....</p> <p><input type="checkbox"/> Single    <input type="checkbox"/> Married    <input type="checkbox"/> Widowed    <input type="checkbox"/> Divorced</p> <p>.....</p> <p>.....</p> |
|---|---|

Personal particulars of family members

12. Spouse : family name (\*), maiden name, other name(s), sex, date of birth, place of birth, place of residence (If the spouse is seeking asylum, a separate form should be completed)
- .....
- .....
13. Children: family name (\*), other name(s), sex, date of birth, place of birth, place of residence (indicate all children; a separate form should be completed for children over 16 years of age if asylum is sought)
- (a) .....
- (b) .....
- (c) .....
- (d) .....
- (e) .....

(\*) In block capitals

14. Place and date of the application for asylum in the country of residence .....

Previous asylum procedures

15. Has the asylum applicant ever previously applied for asylum or recognition of refugee status in the country of residence or in another country?

Yes  No

When and where?

.....  
.....

Was any decision taken on the application?

No  Not known  Yes, refused  
 Yes, deferred  Yes, accepted

When was the decision taken?

.....

Identity papers

16. National passport

Yes  No

Number  
Issued on  
By  
Valid until

.....  
.....  
.....  
.....

17. Document replacing passport

Yes  No

Number  
Issued on  
By  
Valid until

.....  
.....  
.....  
.....

18. Other document

Yes  No

Number  
Issued on  
By  
Valid until

.....  
.....  
.....  
.....

19. In the absence of documents: (specify whether they may have contained a valid visa or residence permit and, if so, indicate the issuing authority and date of issue as well as the period of validity)

Departed without documents (When, where? ..... )  
 Lost  Stolen  
 Other reasons (Which? ..... )

Residence documents/visas

20. Does the asylum applicant possess a residence document/visa for the country of residence?

Yes  No  
 Residence permit  Entry visa  
 Transit visa

Type  
Issued on  
By  
Valid until

.....  
.....  
.....  
.....

21. Does the asylum applicant possess a residence document/visa for another EU Member State?

Yes  No

Which State?

Type

Residence permit  Entry visa  
 Transit visa

Issued on  
By  
Valid until

22. Does the asylum applicant possess a residence document/visa for a non-member country?

Yes  No

Which country?

Type

Residence permit  Entry visa  
 Transit visa

Issued on  
By  
Valid until

Travel route

23. Country in which the journey was begun

- Route followed from country where journey was begun to point of entry into country in which asylum is requested
- Dates and times of travel

24. Crossed border on

- at the authorized crossing point, or
- Avoided border controls (entered illegally) at
- Means of transport used

Public transport (what form? )  
 Own vehicle  
 Other means (how? )

25. Did the asylum applicant enter via another EU Member State?

- No
 Yes

- Which was the first EU Member State entered?
- Crossed border at authorized crossing point, or
- Avoided border controls at
- When?

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.....
.....

Residence in another EU Member State

26. Residence in another EU Member State or States after leaving country in which journey was begun (country of origin/provenance)

- No
 Yes

- in which State or States?
- From - to
- Place/exact address
- Residence was
- Period of validity of residence permit
- Purpose of residence

.....
.....
.....
.....

- Authorized  Unauthorized

.....
.....
.....

Residence in third countries (non-members of EU)

27. Residence in third country or countries after leaving country in which journey was begun (country of origin/provenance)

- No
 Yes

- In which third country or countries?
- From - to
- Place/exact address

.....
.....
.....

- Hotel/boarding house  Dwelling
 Camp  Other

(Where? .....

- Residence was
- Period of validity of residence permit
- Purpose of residence

- Authorized  Unauthorized

.....
.....
.....

- Was the asylum applicant in danger of being expelled/removed
- To which country?
- Why?
- Reasons for continuing journey

Yes  No

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.....

.....

Particulars of family members living in EU Member States

28. (a) Is any member of the family recognized in a Member State as having refugee status and as being legally resident there?

- Name of family member
- Member State
- Address in that Member State

Yes  No

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(b) Do any of those concerned object to the examination of the application for asylum in that Member State?

Yes  No

Details of previous residence in the European Union

29. Has the asylum applicant ever previously resided in the country of residence or in another EU Member State?

If so, details of periods and places of residence

Yes  No

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30. Has the asylum applicant been ordered to leave the territory of the country of residence or another EU Member State?

If so, via what places and routes is the journey to be effected?

When and by what authority was that decision taken?

Yes  No

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