

EU Immigration and Asylum Law

A Commentary

Bearbeitet von

Prof. Dr. h.c. Kay Hailbronner, Prof. Dr. Daniel Thym, Carolin Arévalo, Prof. Dr. Hemme Battjes, Harald Dörig, Andrea Egbuna-Joss, Prof. Dr. Astrid Epiney, Sigrid Gies, Julia Herzog-Schmidt, Dr. Constantin Hruschka, Sarah Iglesias Sanchez, PD Dr. Marcel Kau, Tobias Klarmann, Prof. Dr. Ingo Kraft, Hendrik Lörge, Fabian Lutz, Francesco Maiani, Dr. Sergo Mananashvili, Dr. Annalisa Meloni, Prof. Dr. Bernard Ryan, Florian Schierle, Prof. Dr. Achilles Skordas, Hugo Storey, Evangelina Tsourdi, Jens Vedsted-Hansen, Anja Wiesbrock

2nd edition 2016. Buch. XXI, 1638 S. In Leinen

ISBN 978 3 406 66653 7

Format (B x L): 16,0 x 24,0 cm

Gewicht: 1747 g

[Recht > Europarecht](#) , [Internationales Recht](#), [Recht des Auslands > Europarecht](#)

Zu [Leseprobe](#) und [Inhaltsverzeichnis](#)

schnell und portofrei erhältlich bei

The logo for beck-shop.de features the text 'beck-shop.de' in a bold, red, sans-serif font. Above the 'i' in 'shop' are three red dots of increasing size. Below the main text, the words 'DIE FACHBUCHHANDLUNG' are written in a smaller, red, all-caps, sans-serif font.

beck-shop.de
DIE FACHBUCHHANDLUNG

Die Online-Fachbuchhandlung [beck-shop.de](#) ist spezialisiert auf Fachbücher, insbesondere Recht, Steuern und Wirtschaft. Im Sortiment finden Sie alle Medien (Bücher, Zeitschriften, CDs, eBooks, etc.) aller Verlage. Ergänzt wird das Programm durch Services wie Neuerscheinungsdienst oder Zusammenstellungen von Büchern zu Sonderpreisen. Der Shop führt mehr als 8 Millionen Produkte.

Index

(Letters and Roman numerals in bold refer to parts and chapters, numerals in brackets to articles, and numerals in thin face to margin numbers)

- Abandonment of an application for asylum**
D IV (28)
- Abolition of border control at internal border**
B II (20) et seq.
 - checks within the territory B II (21), (20–22) 2 et seq.
 - crossing internal border B II (20), (20–22) 1
 - removal of obstacles to traffic at road crossing-points at internal borders B II (22)
- Abuse of immigration law** C I 48 et seq.
- Access to asylum procedure** D II (17) et seq.
 - Member State responsible for considering asylum applications D II (18) 2
 - right to lodge an application for asylum D II (17) 2
 - temporary protection and asylum seekers status D II (19) 1
 - temporary protection, refugee status, subsidiary status D II (19) 2 et seq.
- Access to education system for asylum seekers under similar conditions** D V (14) 8 et seq.
- Access to education under international protection** D III (27)
 - access to general education D III (27) 7
 - drafting history D III (27) 1 et seq.
 - equal treatment clause D III (27) 4 et seq.
- Access to emergency medical treatment** C IV (7) 4 et seq.
- Access to goods and services** C X (12) 36 et seq.
- Access to labour market, vocational training and education** C I (26) et seq., C IV (11)
 - access to vocational training and education C IV (11) 5 et seq.
 - benefits C IV (11) 2 et seq.
- Accession of the EU to Geneva Convention** D I 47
- Accommodation access under international protection** D III (32)
- Accommodation centre in asylum cases**
 - Asylum Reception Conditions Directive D V (2) 24
 - staff in accommodation centres D V (18) 22 et seq.
- Accommodation for temporarily protected persons**
 - afford accommodation D II (13) 1
 - assistance for persons with special needs D II (13) 5
 - employment as a seasonal worker for stay not exceeding 90 days C XI (5) 8
 - fixing the level of aid D II (13) 4
 - social welfare and medical care D II (13) 2 et seq.
 - suitable accommodation D II (13) 1
- Acquisition of long-term resident status** C III (7)
 - appropriate accommodation C III (7) 10 et seq.
 - fees C III (7) 2 et seq.
 - individual right to status C III (7) 13 et seq.
 - procedural guarantees C III (7) 2 et seq.
- Actors of persecution or serious crime** D III (6)
 - drafting history D III (6) 7
 - non-state actors D III (6) 10
 - parties or organisations D III (6) 9
 - state D III (6) 8
- Actors of protection** D III (7) 4 et seq.
 - access of the applicant to the protection D III (7) 15
 - drafting history D III (7) 2 et seq.
 - durable protection D III (7) 13 et seq.
 - effective protection D III (7) 10 et seq.
 - nature of protection D III (7) 9 et seq.
- Acts of persecution** D III (9) 11 et seq., 36 et seq.
 - accumulation of various measures D III (9) 31 et seq.
 - denial of judicial redress D III (9) 45
 - drafting history D III (9) 9 et seq.
 - gender-specific or child-specific acts D III (9) 50 et seq.
 - Geneva Convention D III (9) 1 et seq.
 - legal, administrative, police and/or judicial measures D III (9) 41 et seq.
 - physical or mental violence D III (9) 37 et seq.
 - prosecution or punishment D III (9) 43 et seq.
 - prosecution or punishment for refusal to perform military service in a conflict D III (9) 46 et seq.
 - reasons for persecution D III (9) 53 et seq.
 - severe violation of basic human rights D III (9) 13 et seq.
- Actual residence of asylum seekers** D V (7) 15 et seq.
- Administrative cooperation under Dublin III Regulation** D VI (34) et seq.
 - administrative arrangements D VI (36)
 - competent authorities and resources D VI (35)
 - information sharing D VI (34)

Index

Admission as a seasonal worker

- compulsory grounds for withdrawal of authorisation for the purpose of seasonal work C XI (9) 1
- discretionary grounds for withdrawal of authorisation for the purpose of seasonal work C XI (9) 2 et seq.
- grounds for rejection, see Grounds for rejection as seasonal worker
- obligation of cooperation C XI (10)
- volumes of admission C XI (7)
- withdrawal of authorisation for the purpose of seasonal work C XI (9)

Admission as a seasonal worker for stay exceeding 90 days C XI (6)

- compulsory documentation of work contract, sickness insurance and accommodation C XI (6) 1
- sufficient resources C XI (6) 2
- threat to public policy, public security or public health C XI (6) 3

Admission conditions C V (5) et seq.

- admission – meaning C V (5) 2 et seq.
- affirmation of mandatory first admission C V (5) 12 et seq.
- Documents C V (6) 3
- facilitated admission C V (6) 14
- general requirements C V (6)
- Member State discretion C V (5) 8 et seq.
- mobility of students C V (8)
- objections to mandatory first admission C V (5) 9 et seq.
- Principle C V (5)
- procedure fees C V (6) 13
- residence permit C V (5) 2 et seq.
- sickness insurance C V (6) 5
- specific conditions for school pupils C V (9)
- specific conditions for students C V (7)
- specific conditions for unremunerated trainees C V (10)
- specific conditions for volunteers C V (11)
- threat to public policy, public security or public health C V (6) 6 et seq.
- verification of documentary evidence C V (5) 5 et seq.
- visa C V (5) 2 et seq.

Admission of researchers C VI (7) et seq.

- check of admission conditions C VI (7) 10 et seq.
- Conditions C VI (7) 2 et seq.
- duration of residence permit C VI (8)
- family members, see Researcher's family
- right to first admission C VI (7) 12

Advice services and employment officers C X (12) 22 et seq.

Agency under Borders Regulation (EU) No 656/2014 B V (2)

Airport transit visa B III (2), (3)

- drafting history B III (3) 1
- exempted categories B III (3) 4 et seq.
- list of third-countries' nationals in need of airport transit visa B III Annex IV

- notification by Member States B III (5) 3
- scope B III (3) 1
- unilateral imposition B III (3) 2 et seq.
- Visa Code, see also there
- visa issuance B III (26)

Alien under Schengen Borders Code B II (2) 7

Allowed stay in asylum cases D V (3) 9

Annulment and revocation of visa B III (34)

Appeals in asylum cases D V (26)

- access to legal assistance D V (26) 10 et seq.
- appeals procedures in asylum cases D IV (46)
- History D V (26) 2 et seq.
- last instance D V (26) 9
- procedural guarantees D V (26) 5 et seq.
- right to an effective remedy, see Right to an effective remedy in asylum cases
- tangible prospect of success D V (26) 12

Appearance in person for visa application B III (10) 2, 4

Applicant in asylum cases

- Applicant with special reception needs in asylum cases D V (2) 26
- Asylum Qualification Directive D III (2) 18
- Asylum Reception Conditions Directive D V (2) 6

Application for family reunification

- accompanying evidence C II (5) 7 et seq.
- best interest of minor children C II (5) 20 et seq.
- duration and form of the decision C II (5) 16 et seq.
- modalities C II (5) 3 et seq.
- principle of applying abroad C II (5) 11 et seq.
- submission and examination C II (5)

Application for international protection in asylum cases

- Asylum Qualification Directive D III (2) 17
- Asylum Reception Conditions Directive D V (2) 4
- Asylum Reception Conditions Directive D V (3) 7

Application for intra-corporate transferee permit

- discretionary grounds for rejection C XII (7) 8
- grounds for rejection C XII (7) 9 et seq.
- fees C XII (16)
- grounds for rejection C XII (7)
- mandatory grounds for rejection C XII (7) 4
- procedural safeguards C XII (15)
- procedure and permit, see Procedure and permit under the Intra-Corporate Transfer Directive

Application for visa B III (9) et seq.

- admissibility of examination B III (19)
- appearance in person B III (10) 2, 4
- application form B III (11)
- biometric identifiers B III (13)
- decision on the application B III (23)
- examination and decision B III (18) et seq.
- humanitarian visas B III (19) 3
- lodging an application B III (9)
- obtaining an appointment B III (9) 2 et seq.
- one-stop-principle B III (10) 3

Index

- prior consultation of central authorities of other Member States B III (22)
- proof of sponsorship and/or private accommodation B III (14) 2
- right of appeal against refusal B III (19) 2, (24) 2
- service fee B III (17)
- stamp indicating that an application is admissible B III (20)
- supporting documents B III (14)
- travel document B III (12)
- travel medical insurance B III (15)
- verification of consular competence B III (18)
- verification of entry conditions and risk assessment B III (21)
- visa fee B III (16)

Application form for Schengen Visa B III Annex I

Appointment of representative for minors under Dublin III Regulation D VI (6) 5 et seq.

- ### **Assessment of facts and circumstance D III (4)**
- alleviating evidentiary rule D III (4) 30 et seq.
 - alleviation of the duty to present evidence D III (4) 34 et seq.
 - applicant's individual position D III (4) 20
 - applicant's statements and documentation D III (4) 19
 - assessment criteria D III (4) 16 et seq.
 - assessment of the application D III (4) 13
 - benefit of the doubt D III (4) 38
 - credibility assessment D III (4) 25 et seq.
 - drafting history D III (4) 3
 - evidentiary standard D III (4) 27 et seq.
 - post-flight activities D III (4) 21
 - protection of a third country D III (4) 22 et seq.
 - real risk of persecution or serious harm D III (4) 28 et seq.
 - relevant facts D III (4) 18
 - substantiation of application D III (4) 4 et seq.

Assessments of applications for international protection D III (4) et seq.

- actors of persecution or serious crime, see there
- actors of protection, see there
- application based on events occurring in the country of origin D III (5) 6
- application based on post-flight activities D III (5) 7 et seq.
- assessment of facts and circumstance, see there
- subsequent application D III (5) 12 et seq.
- internal protection, see there
- refugees sur place D III (5)

Asylum

- Asylum Procedure Directive, see there
- Asylum Qualification Directive, see there
- Asylum Reception Conditions Directive, see there
- Dublin III Regulation, see there
- legal framework, see EU asylum policy – legal framework
- Temporary Protection Directive, see there

Asylum applicants in need of special procedural guarantees D IV (24)

- drafting history D IV (24) 1 et seq.
- specific reasons D IV (24) 5
- timing of assessment D IV (24) 4

Asylum policy – legal framework D I

- asylum procedure D IV (1) 3 et seq.
- Charter of Fundamental Rights D I 62 et seq.
- Common European Asylum System D I 13
- compliance with international law D I 8 et seq.
- congruence of EU asylum status and refugee status D I 15
- country-specific opt-outs D I 7
- drafting history D I 1 et seq.
- emergency situations D I 36
- European Convention on Human Rights D I 55 et seq.
- Geneva Convention D I 47 et seq.
- international agreements D I 61
- international agreements D I 61
- international law and human rights D I 45 et seq.
- Member State participation D I 7
- mixed migration flows and legal status change D I 37 et seq.
- option of enhanced uniformity D I 14
- overreaching principles D I 37 et seq.
- principle of solidarity D I 12
- principle of subsidiarity D I 1 et seq.
- scope of EU competences D I 12 et seq., see also EU competences in asylum cases
- solidarity D I 41 et seq.
- territorial scope D I 7

Asylum procedure at first instance D IV (31) et seq.

- admissibility interview D IV (34)
- border procedures D IV (43)
- examination procedure, see Examination procedure in asylum cases
- first country of asylum D IV (35), see also there
- inadmissible applications, see Inadmissible asylum applications
- safe country of origin, see there
- subsequent application D IV (40), see also there Subsequent application in asylum cases
- unfounded applications D IV (32)

Asylum Procedure Directive D IV

- appeals procedures D IV (46)
- applicant D IV (2)
- applicant in need of special protection guarantees D IV (2) 4
- application for international protection D IV (2) 3
- asylum procedure D IV (1) 3 et seq.
- basic principles and guarantees, see Basic principles and guarantees in asylum procedure
- challenge by public authorities D IV (47)
- confidentiality D IV (48)
- cooperation D IV (49)
- definitions D IV (2)
- dependants D IV (7)

Index

- determining authority D IV (2)
- diplomatic or territorial asylum D IV (3) 5
- drafting history D IV (1) 3 et seq.
- entry into force D IV (54)
- final decision D IV (2)
- Geneva Convention D IV (2) 2
- geographical scope D IV (3) 4 et seq.
- international protection D IV (2)
- minor D IV (2); (7)
- more favourable provisions D IV (5)
- New York Protocol 1967 D IV (2) 2
- person eligible for subsidiary protection – meaning D IV (2)
- procedures at first instance, see Asylum procedures at first instance
- purpose D IV (1)
- refugee D IV (2) 5
- refugee status D IV (2) 5
- remain in the Member States D IV (2)
- report D IV (50)
- representative D IV (2) 6
- responsible authorities, see Responsible authorities in asylum procedure
- scope D IV (3)
- structure D IV (1) 8 et seq.
- subsequent application D IV (2) 7
- subsidiary protection D IV (1) 12
- subsidiary protection status D IV (2)
- substantive scope D IV (3) 1 et seq.
- transposition D IV (51)
- unaccompanied minor D IV (2)
- unaccompanied minors D IV (7) 5
- withdrawal of international protection, see Withdrawal of international protection in asylum cases
- withdrawal of international protection D IV (2)
- Asylum Qualification Directive D III**
 - administrative cooperation D III (36) et seq.
 - applicant D III (2) 18
 - application for international protection D III (2) 17
 - assessments of applications for international protection, see there
 - beneficiary of international protection D III (2) 5
 - Charter of Fundamental Rights D III (1) 17
 - content of international protection, see International protection – content
 - cooperation D III (36)
 - country of origin D III (2) 24
 - definitions D III (2)
 - drafting history D III (1) 6 et seq.
 - entry into force D III (41) et seq.
 - family members D III (2) 19 et seq.
 - Geneva Convention D III (1) 13 et seq., (2) 6
 - international protection D III (2) 4
 - minor D III (2) 22
 - more favourable standards D III (3)
 - person eligible for subsidiary protection D III (2) 15
 - qualification for being a refugee, see Refugee qualification
 - qualification for subsidiary protection, see Subsidiary protection qualification
 - refugee D III (2) 7 et seq.
 - refugee status, see there
 - refugee status D III (2) 14
 - religion judgment D III (2) 11
 - reports D III (38)
 - residence permit D III (2) 23
 - staff D III (37)
 - subsidiary protection status, see there
 - subsidiary protection status D III (2) 16
 - transposition D III (39)
 - unaccompanied minor D III (2) 22
- Asylum Reception Conditions Directive D V**
 - accommodation centre D V (2) 24
 - appeals, see Appeals in asylum cases
 - applicant D V (2) 6
 - applicant with special reception needs D V (2) 26
 - application for international protection D V (2) 4
 - Commission proposal 2008 D V (1) 3
 - Common European Asylum System (CEAS) D V (1) 2
 - competent authorities D V (27)
 - definitions D V (2)
 - detention D V (2) 21
 - drafting history D V (1) 2 et seq., (2) 2 et seq.
 - entry into force D V (33)
 - family members D V (2) 11
 - guidance, monitoring and control system D V (28)
 - material reception conditions D V (2) 20
 - minor D V (2) 17
 - more favourable provisions D V (4)
 - provisions for vulnerable persons, see Provisions for vulnerable persons in asylum cases
 - purpose D V (1) 6 et seq.
 - reception conditions D V (2) 19
 - reception conditions in asylum cases, see there
 - reports D V (30)
 - representative D V (2) 25
 - scope, see Asylum Reception Conditions Directive – scope
 - staff and resources D V (29)
 - transposition D V (31)
 - unaccompanied minor D V (2) 18
- Asylum Reception Conditions Directive – scope D V (3)**
 - allowed stay D V (3) 9
 - application for international protection D V (3) 7
 - asylum requests to representations D V (3) 12
 - drafting history D V (3) 1 et seq.
 - family members D V (3) 6
 - personal, geographical and temporal scope D V (3) 4 et seq.
 - stateless persons D V (3) 5
 - temporary protection D V (3) 15
 - third-country nationals D V (3) 5

Index

- Asylum requests to representations under Asylum Reception Conditions Directive** D V (3) 12
- Au-pairs under Single Permit Directive** C X (3) 16 et seq.
- Authorisations for the purpose of seasonal work** C XI (12)
 - exceeding 90 days C XI (12) 2
 - formal requirements C XI (12) 3
 - not exceeding 90 days C XI (12) 1
- Autonomous residence permit** C II (15) 7 et seq.
 - breakdown of the family relationship C II (15) 12 et seq.
 - conditions for granting and duration C II (15) 20 et seq.
 - meaning C II (15) 11
 - optional issuance C II (15) 16 et seq.
 - particularly difficult circumstances C II (15) 19
 - requirements C II (15) 7 et seq.
- Back payment by employer** C IX (6) 11 et seq.
 - drafting history C IX (6) 6 et seq.
 - remuneration and transfer costs C IX (6) 11 et seq.
 - social security contributions C IX (6) 24
- Back payments and pension rights right of seasonal worker to equal treatment** C XI (23) 6 et seq.
- Basic principles and guarantees in asylum procedure** D IV (6) et seq.
 - applicants in need of special procedural guarantees, see Asylum applicants in need of special procedural guarantees
 - applications made on behalf of dependants or minors D IV (7)
 - collection of information on individual cases D IV (30)
 - deadline for registration D IV (6) 7
 - detention D IV (26)
 - drafting history D IV (6) 1 et seq.
 - free legal and procedural information in procedures at first instance D IV (19), see also Free legal and procedural information in asylum procedures at first instance
 - free legal assistance and representation in appeal procedures D IV (20), see also Free legal assistance and representation in asylum appeal procedures
 - guarantees for asylum applicants, see there
 - guarantees for unaccompanied minors, see Guarantees for unaccompanied minors in asylum procedures
 - information and counselling in detention facilities and at border crossing points D IV (8), see also Information and counselling of asylum applicants
 - medical examination, see Medical examination of asylum applicant
 - non-refoulment principle D IV (6) 1
 - obligations of applicant D IV (13)
 - personal interview, see there
 - procedure in the event of withdrawal of an application D IV (27)
 - requirements for a decision by the determining authorities D IV (11)
 - requirements for the examination of applications D IV (10)
 - right to legal assistance and representation, see Legal assistance and representation
 - right to remain pending examination of application, D IV (9)
 - role of UNHCR D IV (29)
- Beneficiaries of international protection under Directive 2004/83/EC** C X (3) 19 et seq.
- Beneficiaries of or applicants for temporary protection** C X (3) 18
- Beneficiaries of protection under national or international law** C X (3) 21
- Beneficiary of international protection under Asylum Qualification Directive** D III (2) 5
- Benefits granted in kind to asylum seekers** D V (7) 15
- Best interest of the child**
 - application for family reunification C II (5) 20 et seq.
 - minors under Human Trafficking Directive C IV (10) 2 et seq.
 - non-refoulment principle C VII (5) 6
- Best interest principle**
 - assessing the best interest of the minor D VI (6) 7
 - guarantees for minors under Dublin III Regulation D VI (6) 4
- Biometric identifiers** B III (13)
- Blue Card Directive** C VIII
 - points C VIII (22)
 - definitions C VIII (2)
 - entry into force C VIII (24)
 - EU Blue Card C VIII (2) 8
 - family member C VIII (2) 11
 - first Member State C VIII (2) 9
 - higher educational qualification C VIII (2) 13
 - higher professional qualification C VIII (2) 12
 - highly qualified employment C VIII (2) 3 et seq.
 - implementing measures C VIII (20)
 - more favourable provisions C VIII (4)
 - professional experience C VIII (2) 14
 - purpose C VIII (1)
 - regulated profession C VIII (2) 15
 - reports C VIII (21)
 - residence in other Member States, see Residence of Blue Card holder in other Member States
 - rights, see EU Blue Card – rights
 - second Member State C VIII (2) 10
 - third-country national C VIII (2) 2
 - transposition C VIII (23)
- Border checks under Schengen Borders Code** B II (2)
- Border control**
 - abolition at internal borders, see Abolition of border control at internal border
 - border checks on persons B II (7)
 - border checks on persons B II (7)
 - border surveillance B II (12), (6–12) 10

Index

- conduct of border checks B II (6), see also Conduct of border checks
- presumption as regards fulfilment of conditions of duration of stay B II (11)
- relaxation of border checks B II (8), (6–12) 7
- relaxation of border checks B II (8), (6–12) 7
- Schengen Borders Code B II (2)
- separate lanes and information on signs B II (9), (6–12) 6
- specific rules for various types of border and various means of transport B II (18)
- stamping of the travel documents B II (10), (6–12) 8 et seq.
- temporary reintroduction at internal borders, see there
- Border control – staff and resources B II (14) et seq.**
 - border guards B II (15)
 - cooperation between Member States B II (16)
 - implementation of controls B II (15)
 - joint control B II (17)
 - staff and resources B II (14)
- Border crossing point B II (2)**
- Border guard B II (2), (15)**
- Border procedures in asylum cases D IV (43)**
- Border surveillance B II (2), (12), (6–12) 10**
- Borders Regulation B V**
 - agency B V (2)
 - contiguous zone B V (2)
 - coastal Member State B V (2) 9
 - definitions B V (2)
 - detection B V (5)
 - disembarkation B V (10)
 - host Member State B V (2) 2
 - interception in the contiguous zone B V (8)
 - interception in the territorial sea B V (6), see there
 - interception on the high seas B V (7), see there
 - International Coordination Centre B V (2) 5
 - legislative history B V (1) 5 et seq.
 - National Coordination Centre B V (2) 5
 - non-refoulment-principle B V (4) 1
 - operational plan B V (2)
 - participating Member State B V (2) 3
 - participating unit B V (2) 4
 - place of safety B V (2) 8
 - processing individuals B V (4) 12 et seq.
 - protection of fundamental rights B V (4)
 - Protocol against the Smuggling of Migrants B V (2)
 - Rescue Coordination Centre B V (2)
 - safety at sea B V (3)
 - scope B V (1)
 - Sea Borders Regulation B V (1) 10
 - sea operation B V (2) 1
 - search and rescue situations B V (9), see there
 - stateless vessel B V (2) 7
 - training of Frontex staff B V (4) 19 et seq.
 - vessel B V (2) 6
- Carrier under Schengen Borders Code B II (2)**
- Cessation of being a refugee D III (11)**
 - acquisition of a new nationality D III (11) 13
 - change of circumstances in the country of former habitual residence D III (11) 30
 - change of circumstances in the country of origin D III (11) 16 et seq., see also there
 - drafting history D III (11) 4 et seq.
 - exclusion from being a refugee, see there
 - grounds D III (11) 8 et seq.
 - voluntary re-acquisition of nationality D III (11) 10 et seq.
 - voluntary re-availment of national protection D III (11) 8 et seq.
 - voluntary re-establishment in the country of origin D III (11) 14 et seq.
- Cessation of responsibilities under Dublin III Regulation D VI (19)**
 - departure from the territory D VI (19) 5 et seq.
 - issuance of a residence permit D VI (19) 3 et seq.
- Change of address of asylum seekers D V (7) 21**
- Change of circumstances in the country of origin**
 - compelling reasons of previous persecution D III (11) 27 et seq.
 - other circumstances of persecution D III (11) 24 et seq.
 - significant and non-temporary D III (11) 19 et seq.
 - symmetry of granting refugee status or cessation D III (11) 17 et seq.
- Charter of Fundamental Rights**
 - asylum policy – legal framework D I 62 et seq.
 - Asylum Qualification Directive D III (1) 17
- Checks within the territory B II (21), (20–22) 2 et seq.**
- Coastal fisheries under Schengen Borders Code B II (2)**
- Commercial intermediaries in visa cases B III (2), (45)**
- Common European Asylum System D I 13, V (1) 2**
 - procedural rules D I 24
- Common Travel Area C VI (19)**
- Community preference principle C XI (8) 5**
- Complaints against employers C IX (13) 7 et seq.**
 - engagement of third parties C IX (13) 10
 - facilitation of unauthorised residence C IX (13) 11
 - residence permit for the duration of the criminal proceedings C IX (13) 12
- Conditions for admission for employment as a seasonal worker C XI (5) et seq.**
 - admission as a seasonal worker for stay exceeding 90 days, see there
 - employment as a seasonal worker for stay not exceeding 90 days, see there
- Conditions of admission in intra-corporate transfer applications, see Criteria for admission in inter corporate transfer**
- Conduct of border checks**
 - basic principles B II (6–12) 1 et seq.
 - border surveillance B II (12), (6–12) 10
 - details guidelines B II (6–12) 5
 - human dignity B II (6–12) 2

Index

- non-discrimination B II (6–12) 3 et seq.
- presumption as regards fulfilment of conditions of duration of stay B II (11)
- principles B II (6–12) 1
- stamping of the travel documents B II (10), (6–12) 8 et seq.
- Confidentiality re temporary reintroduction of border control at internal borders** B II (31)
- Confidentiality in asylum cases** D IV (48)
- Confinement of asylum seekers to the State education system** D V (14) 15
- Constitutional framework and principles of EU immigration and Asylum law** A
 - overarching principles, see EU immigration and asylum law – principles
- Contiguous zone under Borders Regulation** B V (2)
- Control of external borders and refusal of entry** B II (6) et seq., see also Refusal of entry
- Convention on the Rights of the Child**
 - asylum law D I 61
 - Human Trafficking Directive C IV (10) 2
- Cooperation in asylum cases** D IV (49)
- Cooperation with external service providers in visa cases** B III (43)
- Cooperation with Third States in asylum cases** D I 33 et seq.
- Costal Member State** B V (2) 9
- Costs of transfer under Dublin III Regulation** D VI (30)
- Council Decision on cessation of temporary protection** D II (6) 2 et seq.
- Council Decision on mass influx** D II (5) 1 et seq., D II (5) 14 et seq.
 - basis for Council Decision on mass influx D II (5) 14 et seq.
 - Commission proposal D II (5) 1
 - content D II (5) 6 et seq.
 - effect D II (5) 5
 - effect and content of Council Decision on mass influx D II (5) 5 et seq.
 - information of the European Parliament D II (5) 17 et seq.
 - majority requirements D II (5) 3
 - margin of appreciation D II (5) 2
 - principle of selectivity D II (5) 6
- Council of Europe Convention on Action against Trafficking in Human Beings** IV(1) 4, (6) 9
- Country of origin under Asylum Qualification Directive** D III (2) 24
- Criminal offences**
 - criminal penalties C IX (10)
 - illegal employment C IX (9) 13 et seq.
 - liability of legal persons C IX (11), see also Legal persons in employment cases
- Criminal penalties for illegal employment** C IX (10)
- Criteria for admission in inter corporate transfer applications** C XII (5)
 - drafting history C XII (5) 1 et seq.
 - facultative criteria for admission C XII (5) 11
 - mandatory criteria C XII (5) 3 et seq.
- minimum duration of current employment within the same undertaking or group of undertakings C XII (5) 5
- modifications affecting the criteria for admission C XII (5) 10
- professional qualifications and experience C XII (5) 7
- same undertaking or group of undertakings C XII (5) 4
- terms and condition of employment C XII (5) 8 et seq.
- work contract and assignment letter C XII (5) 6
- Crossing of internal border** B II (20), (20–22) 1
- Crossing of external borders** B II (4)
 - general principles B II (4) 1 et seq.
 - holder of local border traffic card B II (4) 4
 - penalties for illegal crossing B II (4) 5
 - unforeseen emergency situation B II (4) 3
- Cruise ship** B II (2)
- Decision on residence for asylum seekers** D V (7) 13 et seq.
- Dependent adult applicant re modalities of material reception conditions** D V (18) 18 et seq.
- Dependent persons under Dublin III Regulation** D VI (16)
 - drafting history D VI (16) 4 et seq.
- Detention** C VII (15)
 - alternatives to detention C VII (15) 39 et seq.
 - conditions of detention C VII (16) 4 et seq.
 - detention in specialised facilities and separation from ordinary prisoners C VII (16) 4 et seq.
 - double proportionality test C VII (17) 4
 - drafting history C VII (15) 4 et seq.
 - due diligence C VII (15) 47
 - duty to state reasons C VII (15) 24
 - for the purpose of removal C VII (15) et seq.
 - impact of lodging an asylum application on the length of detention C VII (15) 49
 - judicial review C VII (15) 19, see also Judicial review in detention cases
 - maximum time-limits of detention and re-detention C VII (15) 59 et seq.
 - minors and family C VII (17) 3 et seq.
 - necessity of initial detention C VII (15) 31 et seq.
 - periodic reviews C VII (15) 15 et seq.
 - principle of proportionality C VII (15) 45 et seq., (17) 3
 - purpose C VII (15) 30
 - reasonable prospect of removal C VII (15) 50 et seq.
 - removal arrangements in progress C VII (15) 48
 - right to be heard C VII (15) 22
 - rights of the defence and right to an effective judicial remedy C VII (15) 21
 - safeguards relating to the conditions of detention C VII (16) 10 et seq.
 - speediness of review C VII (15) 20

Index

Detention conditions in asylum cases D V (19) 4 et seq.

- access to open-air spaces D V (10) 7
- information obligation D V (10) 10 et seq.
- right to access and communication D V (10) 8 et seq.
- types of facilities D V (10) 4 et seq.

Detention for the purpose of removal C VII (15) et seq.

Detention grounds in asylum cases D V (8) 8, 14 et seq., D V (8) 5 et seq.

Detention in asylum cases D V (8)

Detention in asylum cases

- Asylum Reception Conditions Directive D V (2) 21
- Conditions D V (10) 4 et seq., see Detention conditions in asylum cases
- detention grounds D V (8) 8, 14 et seq.
- detention of vulnerable persons and applicants with special reception needs D V (11), see also Detention of vulnerable persons
- drafting history D V (8) 5 et seq., (10) 3
- guarantees for detained applicants D V (9) 3 et seq., see also Guarantees for detained applicants for asylum
- national security D V (8) 25
- principle of due diligence D V (8) 17
- principle of necessity D V (8) 9 et seq.
- principle of proportionality D V (8) 9 et seq.
- public order D V (8) 26
- rules D V (8) 8 et seq.
- rules on alternatives D V (8) 33

Detention of vulnerable persons D V (11)

- detained at border post D V (11) 18
- detained in transit zone D V (11) 18
- families and female applicants D V (11) 16 et seq.
- Minors D V (11) 10 et seq.
- monitoring and support D V (11) 7 et seq.
- unaccompanied minors D V (11) 12 et seq.

Detention under Dublin III Regulation

- detention D VI (28)
- detention for the purpose of transfer D VI (28) et seq.
- grounds for detention D VI (28) 6 et seq.
- time limits and release from detention D VI (28) 10 et seq.

Determining authority in asylum procedure

- meaning D IV (2)
- requirements for a decision D IV (11)

Determining the Member State responsible under Dublin III Regulation D VI (7) et seq.

- application in an international transit area of an airport D VI (15)
- default criterion D VI (8) 7 et seq.
- document obtained with fraud D VI (12) 7
- expired document D VI (12) 5 et seq.
- family criteria D VI (8) 3 et seq.
- family members who are applicants for international protection D VI (10)
- family members who are beneficiaries of international protection D VI (9)

- family procedure D VI (11)
- freezing rule D VI (7) 3 et seq.
- hierarchy of criteria D VI (7) 1 et seq.
- irregular entry D VI (13) 1 et seq.
- irregular stay D VI (13) 5
- minors D VI (8)
- relevant evidence for the application of family criteria D VI (7) 6 et seq.
- residence documents or visas D VI (12)
- valid document D VI (12) 3 et seq.
- visa waived entry D VI (14)

Diplomatic or territorial asylum D IV (3) 1 et seq., 5

Disembarkation B V (10)

Displaced persons

- armed conflict or endemic violence D II (2) 12, 17
- Balkans Directive D II (2) 10
- environmental refugees D II (2) 19
- reason for leaving D II (2) 9
- safe and durable return D II (2) 11
- systematic violation of human rights D II (2) 18
- Temporary Protection Directive D II (2) 8 et seq.

Documentation of status of asylum seeker D V (6)

- content of document D V (6) 4 et seq.
- detained asylum seeker D V (6) 7 et seq.
- drafting history D V (6) 1
- other administrative requirements D V (6) 15
- time limit D V (6) 2 et seq.
- travel documents D V (6) 12 et seq.
- Validity D V (6) 10 et seq.

Dublin III Regulation D VI

- administrative cooperation, see Administrative cooperation under Dublin III Regulation
- applicant D VI (2) 2 et seq.
- application for international protection D VI (2) 2 et seq.
- beneficiary of international protection D VI (2) 7 et seq.
- calculation of time limits D VI (42)
- committee D VI (44)
- confidentiality D VI (39)
- consilium D VI (37)
- data security and data protection D VI (38)
- definitions D VI (2) 2 et seq.
- dependent persons, see Dependent persons under Dublin III Regulation
- detention for the purpose of transfer, see Detention under Dublin III Regulation
- determining the Member State responsible, see Determining the Member State responsible under Dublin III Regulation
- discretionary clauses D VI (17)
- entry into force D VI (48)
- examination of an application for international protection D VI (2) 4 et seq.
- exercise of the delegation D VI (45)
- family members D VI (2) 9 et seq.

Index

- general principles and safeguards, see General principles and safeguards under Dublin III Regulation
- humanitarian clause, see there
- legal foundations D VI (1) 5 et seq.
- minor D VI (2) 13
- monitoring and evaluation D VI (46)
- obligations of the Member States responsible, see Obligations of the Member States responsible under Dublin III Regulation
- penalties D VI (40)
- principles guiding the application D VI (1) 7 et seq.
- procedural safeguards, see Procedural safeguards under Dublin III Regulation
- procedures for taking charge and taking back, see Taking charge and taking back under Dublin III Regulation
- relative D VI (2) 9 et seq.
- representative D VI (2) 13
- residence document D VI (2) 14 et seq.
- risk of absconding D VI (2) 16
- sovereignty clause, see there
- statistics D VI (47)
- subject matter D VI (1)
- territorial scope D VI (43)
- third-country national D VI (2) 2 et seq.
- Transfer, see Transfer under Dublin III Regulation
- transitional measure D VI (41)
- unaccompanied minor D VI (2) 13
- visa D VI (2) 14 et seq.
- withdrawal of an application for international protection D VI (2) 6 et seq.
- Duration of residence C III (4)**
 - calculation of residence period C III (4) 7 et seq.
 - EU Blue Card C III (4) 5
 - loss of international protection C III (4) 8 et seq.
 - mandatory period C III (4) 2 et seq.
 - periods of absence C III (4) 5 et seq.
 - specific rules for certain residence permits C III (4) 10 et seq.
- Duration of stay of seasonal worker C XI (14)**
 - maximum period of employment C XI (14) 3
 - maximum period of stay C XI (14) 1 et seq.
- Duty to state reasons C VII (12) 2 et seq., 10 et seq.**
 - detention for the purpose of removal C VII (15) 24
- Economic activities by students C V (17)**
 - drafting history C V (17) 1 et seq.
 - first year C V (17) 15
 - formalities C V (17) 16 et seq.
 - labour market restrictions C V (17) 7 et seq.
 - labour time restriction C V (17) 13
 - reporting system C V (17) 17
 - requisite qualifications C V (17) 14
 - right to economic activities C V (17) 6 et seq.
 - students as workers C V (17) 18
 - work permit C V (17) 16

- Education and vocational training right to equal treatment C X (12) 25 et seq.**
- Education for temporarily protected persons**
 - access to education for adults D II (14) 2
 - access to education for minors D II (14) 1
- Education of asylum seekers in accommodation centres D V (14) 12 et seq.**
- Employers Sanctions Directive C IX**
 - definitions C IX (2)
 - employer C IX (2) 7
 - employment C IX (2) 5
 - entry into force C IX (18)
 - illegal employment C IX (2) 6
 - illegal staying third-country national C IX (2) 4
 - legal person C IX (2) 9
 - more favourable provisions C IX (15)
 - obligation on employers, see there
 - particularly exploitative working conditions C IX (2) 11
 - prohibition of illegal employment C IX (3), see also Illegal employment
 - remuneration of illegally staying third-country national C IX (2) 12
 - reporting C IX (16)
 - scope C IX (1) 8 et seq.
 - subcontractor C IX (2) 8
 - subject matter C IX (1)
 - temporary work agency C IX (2) 10
 - third-country national C IX (2) 3
 - transposition C IX (17)
- Employment as a seasonal worker for stay not exceeding 90 days C XI (5)**
 - additional requirements for Member States not fully applying the Schengen acquis C XI (5) 11 et seq.
 - adequate accommodation C XI (5) 8
 - compliance with national labour law, collective agreements and/or practice C XI (5) 9
 - general requirements C XI (5) 1 et seq.
 - recourse to the social assistance systems of a Member State C XI (5) 10
 - sickness insurance C XI (5) 6 et seq.
 - specific requirements of member States C XI (5) 9 et seq.
 - work contract C XI (5) 1 et seq.
- Employment for asylum seekers D V (15)**
 - conditions for granting access D V (15) 11 et seq.
 - drafting history D V (15) 3 et seq.
 - granting access D V (15) 11 et seq.
 - no withdrawal during appeals procedures D V (15) 17 et seq.
 - priority test D V (15) 15 et seq.
 - waiting period D V (15) 8 et seq.
- Employment of beneficiaries of international protection**
 - access D III (26)
 - access to employment-related education D III (26) 6
 - conditions of employment D III (26) 8
 - drafting history D III (26) 4 et seq.

Index

- facilitation of access to employment-related education D III (26) 7
- Ending of refugee status** D III (14)
 - burden of proof D III (14) 7 et seq.
 - case-by-case review D III (14) 6 et seq.
 - cessation D III (14) 4 et seq.
 - drafting history D III (14) 3
 - entitlement to rights D III (14) 25 et seq.
 - exclusion D III (14) 10
 - facultative ending D III (14) 14 et seq.
 - mandatory ending D III (14) 4 et seq.
 - misrepresentation or omission of facts D III (14) 11 et seq.
 - not granting the status granted to a refugee D III (14) 24
- Enhanced uniformity** D I 14
- Entry and borders controls**
 - Borders Regulation, see there
 - legal framework, see Legal framework for entry and borders control
 - Schengen Borders Code, see there
 - Visa Code, see there
- Entry and borders controls – principles** B I 25 et seq.
 - extraterritorial scope B I 38 et seq.
 - non-refoulement obligation B I 41
 - relation to Norway, Iceland and Switzerland B I 29
- Entry and residence of family members** C II (13) et seq.
 - access to education C II (14) 8 et seq.
 - access to employment and self-employed activity C II (14) 11 et seq.
 - access to vocational guidance and training C II (14) 15
 - autonomous residence permit, see there
 - duration of residence permit C II (13) 4 et seq.
 - facilitation of entry C II (13) 1 et seq.
 - restriction of access to labour market C II (14) 16 et seq.
 - right to equal treatment C II (14) 6 et seq.
 - rights of family members C II (14) 6 et seq.
- Entry and residence of migrants** C I 11 et seq.
- Entry ban** C VII (11) 5 et seq.
 - access to international protection in the EU C VII (11) 23
 - consultation between Member States C VII (11) 20 et seq.
 - drafting history C VII (11) 2 et seq.
 - exchange of information between Member States C VII (11) 24 et seq.
 - humanitarian disasters C VII (11) 19
 - humanitarian reasons C VII (11) 18
 - length C VII (11) 10 et seq.
 - meaning C VII (3) 21 et seq.
 - penalties for breach of entry ban C VII (11) 28 et seq.
 - reasons for issuing entry ban C VII (11) 9
 - Schengen Information System C VII (11) 24 et seq.
 - shortening C VII (11) 15 et seq.
 - suspension C VII (11) 15 et seq.
 - victims of trafficking C VII (11) 17
 - withdrawal C VII (11) 15 et seq.
- Entry conditions for third-country nationals** B II (5)
 - entry on humanitarian grounds or because of international obligations B II (5) 26 et seq.
 - individual right of entry B II (5) 2 et seq.
 - issue of visa at the border B II (5) 25
 - justified purpose of stay B II (5) 11 et seq.
 - residence permit or long-stay visa B II (5) 23 et seq.
 - right to be issued a visa B II (5) 5
 - SIC alert B II (5) 18
 - sufficient means of subsistence B II (5) 13 et seq.
 - threat to public policy, internal security, public health or international relations B II (5) 19 et seq.
 - valid travel documents B II (5) 7
 - valid visa B II (5) 8 et seq.
- Entry on humanitarian grounds or because of international obligations** B II (5) 26 et seq.
 - entry conditions for third-country nationals B II (5) 26 et seq.
- Equal treatment of Blue Card holder** C VIII (14)
 - access to goods and services C VIII (14) 9
 - access to national territory C VIII (14) 10
 - education and vocational training C VIII (14) 5
 - freedom of association C VIII (14) 4
 - in second Member State C VIII (14) 13
 - pensions C VIII (14) 8
 - recognition of diplomas C VIII (14) 6
 - restrictions C VIII (14) 11
 - social security C VIII (14) 7
 - withdrawal or non-renewal of EU Blue Card C VIII (14) 12
 - working conditions C VIII (14) 3
- Equal treatment of long-term residents** C III (11)
 - access to entire territory C III (11) 35 et seq.
 - beneficiaries of international protection C III (11) 37
 - education and vocational training C III (11) 17 et seq.
 - employment C III (11) 12 et seq.
 - freedom of association and affiliation C III (11) 33 et seq.
 - Housing C III (11) 32
 - more favourable national provisions C III (11) 38 et seq.
 - public goods and services C III (11) 31 et seq.
 - recognition of diplomas C III (11) 21 et seq.
 - social security, assistance and protection C III (11) 23 et seq.
 - tax benefits C III (11) 29
- Ethical recruitment** C VIII (3) 15, (8) 6
- EU Blue Card**
 - conditions of admission, see EU Blue Card – conditions of admission
 - duration of residence C III (4) 5

Index

- long-term residence permit, see Long-term residence permit for Blue Card holder
- long-term resident status C VIII (16)
- long-term resident's EC residence permit C III (8) 7
- meaning C VIII (2) 8
- withdrawal or loss of status C III (9) 9
- EU Blue Card – conditions of admission C VIII (5) et seq.**
 - criteria for admission C VIII (5)
 - facultative criteria C VIII (5) 9
 - job offer C VIII (5) 3
 - mandatory criteria for admission C VIII (5) 2 et seq.
 - regulated profession C VIII (5) 4
 - residence permit C VIII (5) 6
 - salary criterion C VIII (5) 10
 - sickness insurance C VIII (5) 7
 - threat to public policy, security or health C VIII (5) 8
 - travel document C VIII (5) 6
 - unregulated profession C VIII (5) 5
 - valid work contract C VIII (5) 3
 - visa C VIII (5) 6
 - volumes of admission C VIII (6)
- EU Blue Card – family members C VIII (15)**
 - duration of validity of the residence permit C VIII (15) 5
 - favourable access to employment C VIII (15) 6
 - favourable conditions for the sponsor C VIII (15) 2
 - favourable integration measures and conditions C VIII (15) 3
 - favourable processing time C VIII (15) 4
 - time periods in different Member States of family members C VIII (15) 8
- EU Blue Card – procedure and transparency**
 - application for admission C VIII (10)
 - entitlement for Blue Card holders C VIII (7) 4
 - ethical recruitment C VIII (8) 6
 - facultative grounds for refusal C VIII (8) 3 et seq.
 - format of Blue Card C VIII (7) 3
 - grounds for refusal C VIII (8)
 - issuing a Blue Card C VIII (7) 1
 - labour market test C VIII (8) 4
 - mandatory grounds for refusal C VIII (8) 2
 - procedural safeguards C VIII (11)
 - right of admission C VIII (7) 2
 - sanctioned employer C VIII (8) 7
 - validity of Blue Card C VIII (7) 2
 - volumes of admission C VIII (8) 5
 - withdrawal or non-renewal of EU Blue Card, see there
- EU Blue Card – rights C VIII (12) et seq.**
 - condition to seek and to take up new employment C VIII (13) 3
 - equal treatment, see Equal treatment of Blue Card holder
 - family members, see EU Blue Card – family members
- labour market access, see Labour market access for Blue Card holder
- permitted period of unemployment C VIII (13) 2
- start and end of the period of unemployment C VIII (13) 4
- temporary unemployment C VIII (13)
- EU Blue Card – scope C VIII (3) 8**
 - beneficiaries of protection in accordance with national law, international obligations or practices of the Member States C VIII (3) 6
 - coexistence of national provisions C VIII (3) 16
 - ethical recruitment C VIII (3) 15
 - exclusion from the scope C VIII (3) 3 et seq.
 - family members of EU citizens C VIII (3) 8
 - long-term residents C VIII (3) 9
 - persons entering in accordance with an international agreement C VIII (3) 10
 - persons under refugee status C VIII (3) 4
 - persons under subsidiary protection status C VIII (3) 5
 - persons under temporary protection C VIII (3) 4
 - persons who enjoy rights of free movement equivalent to those of EU citizens C VIII (3) 14
 - persons whose expulsion has been suspended C VIII (3) 12
 - posted workers C VIII (3) 13
 - researcher C VIII (3) 7
 - seasonal workers C VIII (3) 11
- EU competences in asylum cases D I 12 et seq.**
- EU immigration and asylum law – constitutional framework and principles, see Constitutional framework and principles of EU immigration and asylum law**
- EU immigration and asylum law – principles A 10 et seq.**
 - application of domestic law A 34 et seq.
 - concept of interpretation A 10 et seq.
 - Conventions of the International Labour Organisation A 55
 - Denmark A 40 et seq.
 - dynamic interpretation A 12
 - EU Charter A 47 et seq.
 - European Convention A 51 et seq.
 - European Convention against Torture A 54
 - European Social Charter A 54
 - Family Reunion Directive A 33
 - Geneva Convention A 53
 - human rights A 46 et seq.
 - international agreements concluded by the EU A 56 et seq.
 - International Covenant on Civil and Political Rights A 54
 - international human rights treaties A 54
 - international law A 46 et seq.
 - international legal obligations of the EU A 14
 - Long-Term Residents Directive A 33
 - Member States participation A 38 et seq.
 - more favourable national provisions A 28 et seq.

Index

- principle of effet utile A 16
- principle of proportionality A 21 et seq.
- territorial scope A 38 et seq.
- UN Convention on Migrant Workers A 55
- UN Convention on the Rights of the Child A 54
- United Kingdom and Ireland A 42 et seq.
- EU safe third country D IV (39)**
 - drafting history D IV (39) 1 et seq.
 - members of the Council of Europe D IV (39) 3 et seq.
- European Border Guard Teams**
 - composition B IV (8b)
 - composition and deployment B IV (3b)
 - instructions B IV (3c)
 - meaning B IV (1a)
 - operation plan B IV (8e) 1 et seq.
 - procedure for deciding on deployment B IV (8d)
 - rapid intervention B IV (8a), see also there
 - training B IV (5)
- European Convention on Human Rights D I 55 et seq.**
- Examination of asylum applications**
 - requirements D IV (10)
 - right to remain pending examination D IV (9)
- Examination procedure in asylum cases D IV (31)**
 - acceleration of examination D IV (31) 7 et seq.
 - drafting history D IV (31) 1 et seq.
 - prioritise examination D IV (31) 6
 - safe country of origin D IV (31) 9
 - time limits D IV (31) 5
- Exclusion from being a refugee D III (12)**
 - acts contrary to the purpose and principles of the UN D III (12) 59 et seq.
 - Aggression D III (12) 36 et seq.
 - assistance of protection of the UN D III (12) 14 et seq.
 - Balancing D III (12) 33
 - crime against humanity D III (12) 45 et seq.
 - crimes under international criminal law D III (12) 34 et seq.
 - drafting history D III (12) 3 et seq.
 - examination of persecution D III (12) 75
 - grounds D III (12) 13 et seq.
 - non-political crime D III (12) 55 et seq.
 - parallel applicability D III (12) 58.
 - participation in acts contrary to the purpose and principles of the UN D III (12) 69 et seq.
 - participation in crimes under international law D III (12) 67
 - participation in serious non-political crimes D III (12) 68
 - proportionality test D III (12) 33
 - recognition of rights by the country of residence D III (12) 25 et seq.
 - reservation to the main proceedings D III (12) 76
 - risk of re-offence D III (12) 32.
 - serious crime D III (12) 50 et seq.
 - site of crime D III (12) 57
 - standard of proof D III (12) 72 et seq.
 - subsidiarity of international protection D III (12) 13 et seq.
 - terrorism D III (12) 64
 - time of offence D III (12) 57
 - unworthiness of international protection D III (12) 29 et seq.
 - war crimes D III (12) 41 et seq.
- Exclusion from temporary protection D II (28), (29) 2**
 - assessment D II (28) 4 et seq.
 - discretionary powers D II (28) 1 et seq.
 - grounds D II (28) 3
- Executive Committee Recommendations D I 53**
 - criminal offence C IX (9) 17
 - meaning C IX (2) 11
- Export of pensions C X (12) 41 et seq.**
- Extension of visa B III (33)**
- External borders B II (4,) et seq.**
 - crossing of external borders, see there
 - entry conditions for third-country nationals, see there
 - meaning B II (2)
- External relations B I 28**
- Fair treatment of third-country nationals C I 8**
- Family members C II (4)**
 - Asylum Qualification Directive D III (2) 19 et seq.
 - Asylum Reception Conditions Directive D V (2) 11
 - drafting history C II (4) 1 et seq.
 - rights to family reunification C II (4) 3 et seq., see also Family reunification
- Family members in asylum cases**
 - accommodation D V (12)
 - Asylum Reception Conditions Directive D V (3) 6
- Family members of Union citizens who have exercised free movement C X (3) 12**
- Family of temporarily protected persons D II (15)**
 - adult children C II (4) 28 et seq.
 - child interests D II (15) 14
 - drafting history D II (15) 1
 - extended family D II (15) 6 et seq.
 - family D II (15) 2 et seq.
 - family members outside the EU territory D II (15) 13
 - functional approach D II (15) 6
 - nuclear family D II (15) 3 et seq.
 - place of reunification C II (15) 15 et seq.
 - residence permit for family members D II (15) 18
 - separate family members in different Member States D II (15) 9 et seq.
- Family reunification**
 - age limit for minor children C II (4) 52 et seq.
 - application, see Application for family reunification
 - conditions for the integration for minor children C II (4) 17 et seq.
 - definition C II (2) 14 et seq.

Index

- entry and residence of family members, see there
- first degree relatives C II (4) 28 et seq.
- minimum age for spouse C II (4) 49 et seq.
- minor children of the sponsor C II (4) 13 et seq.
- minor children of the sponsor and/or spouse C II (4) 10 et seq., (4) 16 et seq.
- minor unmarried children C II (4) 6 et seq.
- nuclear family C II (4) 3 et seq.
- requirements for the exercise of the right to family reunification, see there
- spouse C II (4) 4 et seq.
- unmarried and registered partners C II (4) 43 et seq.

Family Reunification Directive C II

- definitions C II (2)
- drafting history C II (1) 2 et seq.
- European Convention on the legal status of migrant workers 1977 C II (3) 16, 18
- European Social Charter C II (3) 16 et seq.
- family members C II (4), see there
- family reunification C II (2) 14 et seq.
- family reunification of refugees, see there
- more favourable provisions in international law C II (3) 16 et seq.
- more favourable provisions in national law C II (3) 19 et seq.
- non-application C II (3) 10 et seq.
- penalties and redress, see Penalties and redress in family reunification
- personal scope C II (3) 3 et seq.
- protection of family life under human rights law C II (1) 18 et seq.
- purpose C II (1)
- refugee C II (2) 6 et seq.
- residence permit C II (2) 18
- Resolution on the harmonisation of national policies on family reunification C II (1) 3
- rights to family reunification C II (1) 26 et seq.
- scope rationae personae C II (3)
- sponsor C II (2) 12 et seq.
- structure C II (1) 15 et seq.
- third-country nationals C II (2) 4, see also Third-country nationals
- unaccompanied minor C II (2) 19 et seq.
- Union citizens C II (3) 14 et seq.

Family reunification of refugees C II (9) et seq.

- Asylum Qualification Directive C II (9–12) 4
- drafting history C II (9–12) 1 et seq.
- family members definition C II (9–12) 6 et seq.
- procedural requirements C II (9–12) 11 et seq.
- scope of application C II (9–12) 5
- waiting period C II (9–12) 17

Family tracing D VI (6) 8

Family under Dublin III Regulation

- default criterion D VI (8) 7 et seq.
- family criteria D VI (8) 3 et seq.
- family members who are applicants for international protection D VI (10)
- family members who are beneficiaries of international protection D VI (9)
- family procedure D VI (11)

Family unity principle D III (23) 13 et seq., D III (23)

- entitlement of family members to benefits D III (23) 15 et seq.
- extension to dependent family D III (23) 22
- grounds for exclusion D III (23) 19
- public order exception D III (23) 20 et seq.

First country of asylum D IV (35)

- Geneva Convention D IV (35) 3
- non-Member States D IV (35) 2
- otherwise sufficient protection D IV (35) 4

Form of return decision C VII (12) 10 et seq.

- drafting history C VII (12) 8 et seq.
- duty to state reasons C VII (12) 2 et seq., 10 et seq.
- non-disclosure of factual information C VII (12) 16
- right to be heard C VII (12) 4 et seq.
- translation of the decision C VII (12) 17 et seq.

Free legal aid under Human Trafficking Directive C IV (7) 11

Free legal and procedural information in asylum procedures at first instance D IV (19)

- conditions D IV (21)
- obligation on Member State D IV (19) 3

Free legal assistance and representation for detained applicants for asylum D V (9) 13 et seq.

- Free legal assistance and representation in asylum appeal procedures D IV (20)
- appeal procedure D IV (20) 3
- conditions D IV (21)
- obligation on Member State D IV (20) 2
- requirement as to prospect of success D IV (20) 4

Free movement of migrants C I 17 et seq., 28 et seq.

Free movement principle for asylum seekers D V (7) 7 et seq.

Freedom of association and affiliation C X (12) 18 et seq.

Frontex B IV

- accreditation document B IV (10a)
- Code of Conduct B IV (2a)
- definitions B IV (1a)
- EU's return policy B IV (9) 2
- European Border Guard Teams, see there
- external borders of the Member State B IV (1a)
- fundamental rights and related obligations B IV (1) 16 et seq.
- Fundamental Rights Officer B IV (26a) 1
- Fundamental Rights Strategy B IV (26a)
- guest officers, see there
- home member State B IV (1a)
- host member State B IV (1a)
- Ireland and the United Kingdom B IV (12)
- joint operations and pilot projects at the external border, see there
- legal history B IV (1) 6 et seq.
- Management Board, see there
- Mandate B IV (1) 13 et seq.
- members of the team B IV (1a)
- monitoring of return operations B IV (9) 4

Index

- non-refoulement-principle B IV (2) 7
- protection of fundamental rights in the context of return operations B IV (9) 3
- requesting Member State B IV (1a)
- return operation B IV (9)
- structure B IV (15) et seq.
- support to Member States in circumstances requiring increased technical and operational assistance at external borders B IV (8)
- task and powers of guest officers B IV (10)
- tasks B IV (2) 1 et seq.
- Frontex Code of Conduct for joint return operations** C VII (8) 18, (9) 3 et seq.
- Frontex Management Board** B IV (29) et seq.
 - composition B IV (21)
 - powers B IV (20)
- Frontex Regulation on Integrated Border Management System** B I 19
- Fundamental Rights Officer** B IV (26a) 1
- Fundamental Rights Strategy** B IV (26a)
- Fundamental rights under Schengen Borders Code** B II (3a)
 - essential elements B II (3a) 3
 - EU Charter of Fundamental Rights B II (3a) 2
- General principles and safeguards under Dublin III Regulation** D VI (3) et seq.
 - access to procedure for examining an application for international protection D VI (3)
 - default responsibility criterion D VI (3) 6
 - guarantees for minors, see Guarantees for minors under Dublin III Regulation
 - impossibility to transfer D VI (3) 7 et seq.
 - personal interview, see Personal interview
 - right to information D VI (4)
 - safe third country D VI (3) 17 et seq.
 - scope D VI (3) 1 et seq.
- Geneva Convention**
 - accession of the EU D I 47
 - asylum policy – legal framework D I 8 et seq., 47 et seq.
 - Asylum Qualification Directive D III (1) 13 et seq., (2) 6
 - content of international protection D III (20) 18 et seq.
 - discretionary powers D I 51
 - established principles of public international law D I 49
 - general principles on fait asylum procedure D I 52
 - infringement D I 10
 - jurisdiction of the ECJ D I 48
 - principle of fairness D I 54
 - Temporary Protection Directive D II (2) 7
 - transnational dialogue D I 50
 - UNHCR Handbook on Procedures and Criteria for Determining Refugee Status of 1979 D I 53
- Geographical scope of procedural rules in asylum cases** D I 26
- Grounds for rejection as seasonal worker** C XI (8)
 - community preference principle C XI (8) 5
 - compulsory grounds C XI (8) 1 et seq.
 - discretionary grounds C XI (8) 5 et seq.
 - employer-related C XI (8) 3, 6
 - fraud/misrepresentation in the application process C XI (8) 2
 - individual cases clause C XI (8) 8
 - labour market test C XI (8) 5
 - non-compliance with conditions for admission C XI (8) 1
 - non-compliance with obligations arising from previous admission C XI (8) 7
 - refusal of short-stay visas C XI (8) 4
- Grounds for residence**
 - economic activities C III (14) 11 et seq.
 - posted workers C III (14) 15
 - principle of Union preference C III (14) 14
 - providers of cross-border services C III (14) 15
 - studies and vocational training C III (14) 17
- Guarantees for asylum applicants** D IV (12)
 - communication with UNHCR D IV (12) 5
 - drafting history D IV (12) 1
 - language of communication D IV (12) 3
 - procedural standards D IV (12) 2
 - services of interpreter D IV (12) 4
- Guarantees for detained asylum applicants** D V (9) 3 et seq.
 - information obligation D V (9) 11 et seq.
 - judicial review D V (9) 6 et seq.
 - length of detention D V (9) 3 et seq.
 - right to free legal assistance and representation D V (9) 13 et seq.
- Guarantees for minors under Dublin III Regulation** D VI (6)
 - appointment of representative D VI (6) 5 et seq.
 - assessing the best interest of the minor D VI (6) 7
 - best interest principle D VI (6) 4
 - drafting history D VI (6) 3
 - exchange of relevant information D VI (6) 9
 - family tracing D VI (6) 8
- Guarantees for unaccompanied minors in asylum procedures**
 - drafting history D IV (25) 1
 - ensuing rights D IV (25) 4
 - legal and procedural information D IV (25) 6
 - medical examination D IV (25) 7
 - UN Convention on the Rights of the Child D IV (25) 1
- Guest officers**
 - accreditation document B IV (10a)
 - civil liability B IV (10b)
 - criminal liability B IV (10c)
 - Frontex B IV (10)
 - meaning B IV (1a)
 - task and powers B IV (10)
- Health care for asylum seekers** D V (19)
 - drafting history D V (19) 4 et seq.
 - essential treatment of illness D V (19) 6
 - generally applicable standards D V (19) 6 et seq.
 - persons with special needs D V (19) 9 et seq.
 - serious mental disorders D V (19) 8, 10

Index

Healthcare under international protection D III (30)

- access to healthcare D III (30) 4
- drafting history D III (30) 2 et seq.
- special needs D III (30) 5

Home Member State B IV (1a)

Honorary consuls B III (42)

Host Member State under Borders Regulation (EU) No 656/2014 B V (2) 2

Host Member State B IV (1a)

Hosting agreement with researcher C VI (6)

Hosting agreement with researcher

- acceptance of the research project C VI (6) 5 et seq.
- automatic termination C VI (6) 14
- conditions C VI (6) 5 et seq.
- drafting history C VI (6) 1 et seq.
- information duties C VI (6) 15
- sickness insurance C VI (6) 11
- specification of legal relationship C VI (6) 12
- specification of working conditions C VI (6) 12
- statement of financial responsibility C VI (6) 13
- sufficient monthly resources C VI (6) 9 et seq.

Housing for asylum seekers, see Material reception conditions – modalities

Human dignity conduct of border checks B II (6–12) 2

Human Trafficking Directive C IV

- action to facilitate illegal immigration C IV (2) 3
- Council of Europe Convention on Action against Trafficking in Human Beings C IV (1) 4, (6) 9
- definitions C IV (2)
- measure to enforce an expulsion order C IV (2) 5
- minors, see Minors under Human Trafficking Directive
- more favourable provisions C IV (4) 3
- non-renewal and withdrawal of residence permit, see Residence permit – non-renewal and withdrawal
- Palermo Protocol C IV (1) 3
- procedure for issuing the residence permit, see Residence permit issuance procedure
- Protocol to Prevent, suppress and Punish Trafficking in Persons, especially Women and children C IV (1) 3
- purpose C IV (1)
- residence permit C IV (2) 7
- scope of application, see Human Trafficking Directive – scope
- third-country national C IV (2) 2
- trafficking in human beings meaning C IV (2) 4
- treatment of residence permit holders, see there
- UN Convention Against Transnational Organised Crime C IV (1) 3
- unaccompanied minors C IV (2) 9

Human Trafficking Directive – scope C IV (3)

- action to facilitate illegal immigration C IV (3) 4
- discretion as to minors C IV (3) 6
- third-country national having reached the age of majority C IV (3) 5
- victims of trafficking C IV (3) 3

Humanitarian clause D VI (17) 19 et seq.

Humanitarian visas B III (19) 3

Illegal employment

- back payments by employer, see there
- criminal offences, see Illegal employment as criminal offence
- exemption from prohibition C IX (3) 3 et seq.
- facilitation of complaints C IX (13), see also Complaints against employers
- financial sanctions C IX (5) 5 et seq.
- inspections C IX (14) 7 et seq.
- meaning C IX (2) 6
- other than financial sanctions C IX (7), see also Sanctions for illegal employment
- prohibition of illegal employment C IX (3) 1 et seq.
- reduced financial sanctions C IX (5) 7
- subcontractor, see Subcontractor

Illegal employment as criminal offence C IX (9)

- criminal offences C IX (9) 13 et seq.
- drafting history C IX (9) 6 et seq.
- exploitative working conditions C IX (9) 17
- minors C IX (9) 20 et seq.
- persistently repeat or continue C IX (9) 14 et seq.
- significant number C IX (9) 16
- victim of trafficking in human beings C IX (9) 18 et seq.

Illegal migration C I 19 et seq.

Illegal stay

- meaning C VII (3) 5 et seq.
- regularisation of illegal stay C III (3) 4
- termination, see Termination of illegal stay

Immigration C

- abuse of immigration law C I 48 et seq.
- access to the labour market C I 26 et seq.
- Ankara Agreement of 1963 with Turkey C I 58
- Blue Card Directive, see there
- Convention on the Rights of the Child C I 53
- Employers Sanctions Directive, see there
- entry and residence C I 11 et seq.
- EU Charter of Fundamental Rights C I 50 et seq.
- evolution of EU Immigration Policy C I 1 et seq.
- fair treatment of third-country nationals C I 8
- Family Reunification Directive, see there
- Family Reunification Directive, see there
- free movement of migrants C I 17 et seq., 28 et seq.
- Human Trafficking Directive, see there
- illegal migration C I 19 et seq.
- Inter Corporate Transfer Directive, see there
- international agreements C I 57 et seq.
- legal framework C I

Index

- Long-Term Residents Directive, see there
- Member State Participation C I 5
- migration governance pursuant Article 79(1) TFEU C I 6
- national integration policies C I 24 et seq.
- non-discrimination C I 37 et seq.
- protection of private and family life C I 52 et seq.
- readmission agreements C I 22 et seq.
- Researchers Directive, see there
- Return Directive, see there
- rights of migrants C I 17 et seq.
- scope of EU competence C I 9 et seq.
- Seasonal Workers Directive, see there
- Single Permit Directive, see there
- social integration C I 43 et seq.
- Students Directive see there
- territorial scope C I 5
- third-country nationals C I 33 et seq.
- trafficking in human beings C I 21
- UN Convention on Migrant Workers C I 57
- Implicit withdrawal of an application for asylum D IV (28)**
- Inadmissible asylum applications D IV (33)**
 - application for international protection D IV (34) 2
 - grounds for inadmissibility D IV (34) 3
 - need for separate examination in substance D IV (34) 4
- Individual right of entry B II (5) 2 et seq.**
- Information and counselling of asylum applicants**
 - access for organisations and persons providing advice and counselling D IV (8) 4
 - content D IV (8) 3
 - detention facilities and at border crossing points D IV (8)
- Information of applicants for asylum about reception conditions D V (5)**
 - content of information D V (5) 6 et seq.
 - deadline D V (5) 5
 - drafting history D V (5) 1 et seq.
 - form of information D V (5) 11 et seq.
 - Member State's obligations D V (5) 5 et seq.
 - role of non-governmental organisations and private actors D V (5) 2
- Information of the European Parliament and the Council on temporary reintroduction of border control at internal borders B II (27)**
- Informing the public on temporary reintroduction of border control at internal borders B II (30)**
- Integrated Border Management System B I 19**
- Integration facilities re beneficiaries of international protection D III (34)**
- Integration measures C II (7) 23 et seq.**
 - compatibility with Article 8 ECHR C II (7) 43 et seq.
 - discretion C III (15) 9
 - integration conditions C II (7) 34 et seq.
 - material scope C II (7) 27 et seq.
 - personal scope C II (7) 23 et seq.
 - residence in other Member States C III (15) 8 et seq.
- Interception in the contiguous zone B V (8)**
- Interception in the territorial sea**
 - coastal state authorisation B V (6) 9 et seq.
 - interception measures B V (6) 3 et seq.
 - international law B V (6) 1 et seq.
- Interception measures**
 - high seas B(7) 5 et seq.
 - territorial sea B(6) 3 et seq.
- Interception on the high seas B V (7)**
 - flag state authorisation B V (7) 9 et seq.
 - interception measures B V (7) 5 et seq.
 - Migrant Smuggling Protocol B V (7) 4, 12
 - stateless vessel B V (7) 13
- Internal borders B II (20) et seq.**
 - meaning B II (2) 2
- Internal flight B II (2)**
- Internal protection D III (8)**
 - access to protection D III (8) 10
 - alternative, see Internal Protection Alternative
 - burden of proof D III (8) 19 et seq.
 - drafting history D III (8) 5 et seq.
 - due diligence test D III (8) 10
 - reasonableness to settle in the area of the Internal Protection Alternative D III (8) 14 et seq., see also Internal Protection Alternative
 - requirements for the Internal Protection Alternative D III (8) 7 et seq., see also Internal Protection Alternative
 - safe and legal travel and admittance D III (8) 11 et seq.
 - safety from persecution or harm D III (8) 9
- Internal Protection Alternative**
 - access to health care D III (8) 17
 - economic survival D III (8) 16
 - enjoyment of basic human rights D III (8) 18
 - reasonableness to settle in the IPA area D III (8) 14 et seq.
 - requirements D III (8) 7 et seq.
- International agreement – asylum policy D I 61**
- International agreements in asylum cases D I 61**
 - Convention on the Rights of the Child D I 61
 - UN and European convention against torture D I 61
- International Coordination Centre B V (2) 5**
- International protection**
 - Asylum Procedure Directive D IV (2)
 - Asylum Qualification Directive D III (2) 4
 - assessments of applications for international protection, see there
 - withdrawal D IV (2) (3) 3
- International protection – content D III (20) et seq.**
 - access to education D III (27), see also Access to education under international protection
 - access to employment, see Employment of beneficiaries of international protection
 - access to integration facilities D III (34)
 - access to procedures for recognition of qualification D III (28)
 - best interest of the child D III (20) 24

Index

- drafting history D III (20) 10 et seq., 15 et seq.
- equal treatment of beneficiaries D III (20) 20
- freedom of movement within the Member States D III (33)
- general rules D III (20)
- Geneva Convention D III (20) 18 et seq.
- healthcare under international protection, see there
- individual assessment of special needs D III (20) 23
- information of beneficiaries of international protection D III (22)
- maintenance of family unity, see there
- protection from refoulement, see there
- repatriation D III (35)
- residence permit, see Residence permits under international protection
- social welfare, see Social welfare under international protection
- travel document D III (25)
- unaccompanied minors D III (31)
- vulnerable persons D III (20) 21 et seq.
- Intra-Corporate Transfer Directive C XII**
- application for intra-corporate transfer, see there
- conditions of admission, see Conditions of admission in inter corporate transfer
- cooperation between contact points C XII (26)
- definitions C XII (3) 3 et seq.
- drafting history C XII (1) 5 et seq.
- entry into force C XII (28)
- family members C XII (3)
- first Member State C XII (3)
- group of undertakings C XII (3) 14
- host entity C XII (3) 6
- intra-corporate transfer C XII (3) 4 et seq.
- intra-corporate transferee C XII (3) 4 et seq.
- intra-corporate transferee permit C XII (3) 12
- intra-EU mobility, see there
- manager C XII (3) 7 et seq.
- more favourable provisions C XII (4)
- permit for long-term mobility C XII (3) 13
- regulated profession C XII (3)
- reporting C XII (25)
- scope of application C XII (2)
- second Member State C XII (3)
- single application procedure C XII (3)
- specialist C XII (3) 9 et seq.
- statistics C XII (24)
- subject matter C XII (1)
- third-country national C XII (3)
- trainee employee C XII (3) 11
- transposition C XII (27)
- volumes of admission C XII (6)
- Intra-corporate transferee permit C XII (13)**
- application for intra-corporate transferee permit, see there
- discretionary grounds for non-renewal C XII (8) 7
- duration of an intra-corporate transfer C XII (12)
- facilitation to obtain requisite visa C XII (13) 4
- facultative grounds for non-renewal C XII (8) 8 et seq.
- mandatory grounds for non-renewal C XII (8) 2 et seq.
- meaning C XII (3) 4
- modifications affecting the conditions for admission during the stay C XII (14)
- rights on the basis of the of the intra-corporate transferee permit, see there
- sanctions C XII (9)
- specific permit C XII (13) 1 et seq.
- specifications C XII (13) 3
- withdrawal or non-renewal C XII (8)
- Intra-EU mobility C XII (20) et seq.**
- long-term mobility, see there
- mobility C XII (20)
- safeguards and sanctions C XII (23) 4
- short-term mobility, see there
- Issue and renewal of residence permit C IV (8)**
- criteria for issue C IV (8) 2 et seq.
- duration of validity C IV (8) 10
- entitlement to residence permit C IV (8) 8
- individual right to renewal C IV (8) 12
- renewal C IV (8) 11
- reservations C IV (8) 9
- Issue of visa at the border B II (5) 25**
- entry conditions for third-country nationals B II (5) 25
- Joint border control B II (17)**
- Joint operations and pilot projects at the external border B IV (3)**
- application to rapid intervention B IV (3) 8
- European Border Guard Teams, see there
- organisation B IV (3a)
- setting up B IV (3) 1 et seq.
- termination B IV (3) 4 et seq.
- violation of fundamental rights or protection obligations B IV (3) 6 et seq.
- Judicial control of temporary reintroduction of border control at internal borders B II (23-31) 11**
- Judicial review in detention cases**
- alternatives to detention C VII (15) 39 et seq.
- due diligence C VII (15) 47
- duty to state reasons C VII (15) 24
- emergency situations C VII (18)
- impact of lodging an asylum application on the length of detention C VII (15) 49
- maximum time-limits of detention and re-detention C VII (15) 59 et seq.
- necessity of initial detention C VII (15) 31 et seq.
- periodic reviews C VII (15) 15 et seq.
- principle of proportionality C VII (15) 45 et seq., (17) 3
- purpose C VII (15) 30
- reasonable prospect of removal C VII (15) 50 et seq.
- removal arrangements in progress C VII (15) 48
- right to be heard C VII (15) 22

Index

- rights of the defence and right to an effective judicial remedy C VII (15) 21
- speediness of review C VII (15) 20
- Justified purpose of stay for third-country nationals** B II (5) 11 et seq.
- Labour market access for Blue Card holder** C VIII (12)
 - employment activities during and after the first two years C VIII (12) 2 et seq.
 - principle of EU preference C VIII (12) 9
 - restricted access to employment C VIII (12) 8
- Labour market test** C XI (8) 5
- Leaving the place of residence or assigned area** D V (7) 17 et seq.
 - merit test C VII (13) 25
 - reasonable prospect of success C VII (13) 23, 25
 - remedies against return decision C VII (13) 21 et seq.
- Legal framework for entry and borders control** B I
 - absence of internal border control B I 22
 - Article 77 TFEU B I 16 et seq., 24
 - denial of entry to individuals B I 13
 - efficient border monitoring B I 6
 - efficient border monitoring B I 6
 - external borders control B I 16 et seq.
 - Frontex Regulation B I 20
 - Integrated Border Management System B I 19
 - intra-European free movement B I 18
 - Member State participation B I 5
 - Protocol (No 31) on External Relations of the Member States B I 21
 - Schengen acquis B I 1 et seq.
 - Schengen Implementing Convention (1990) B I 1
 - scope of EU competences B I 7, 13
 - territorial scope B I 5
 - travel documents B I 24
 - Treaty guidance under Article 77 TFEU B I 6 et seq.
 - visas B I 9 et seq.
- Legal persons in employment cases**
 - liability of legal persons C IX (11)
 - meaning C IX (2) 9
 - penalties for legal persons C IX (12) 3
- Legal residence** C III (3) 2 et seq.
 - Association Council Decision No. 1/80 C III (3) 5
 - asylum seekers C III (3) 14
 - diplomatic and consular agents C III (3) 21
 - exclusion clauses C III (3) 9 et seq.
 - family members of Union citizens living abroad C III (3) 8
 - illegal residence C III (3) 3
 - more favourable international agreements C III (3) 22 et seq.
 - refugees and beneficiaries of subsidiary protection C III (3) 6
 - regularisation of illegal stay C III (3) 4
 - residence solely on temporary grounds C III (3) 15 et seq.
 - studies and vocational training C III (3) 10 et seq.
 - temporary and complementary protection C III (3) 12 et seq.
 - third-country national family members of Union citizens C III (3) 8
 - third-country national family members residing legally C III (3) 7
- Limited territorial validity visas** B III (8) 2
- Local border traffic card** B II (4) 4
- Local Schengen cooperation in visa cases** B III (48)
- Lodging an application for visa** B III (9)
- Long-stay visa as entry condition for third-country nationals** B II (5) 23 et seq.
- Long-term mobility** C XII (22)
 - basic principle C XII (22) 1 et seq.
 - optional application procedure C XII (22) 5
- Long-term residence in other Member States, see there**
- Long-term residence permit for Blue Card holder** C VIII (17)
 - accumulating periods of residence C VIII (17) 3
 - holders of a long-term residence permit C VIII (17) 5
 - long-term residence permit C VIII (17) 6
 - periods of absence C VIII (17) 4
- Long-term resident status** C III (4) et seq.
 - acquisition of status, see Acquisition of long-term resident status
 - conditions for acquiring long-term resident status, see Long-term resident status
 - conditions for acquisition C III (5)
 - duration of residence, see there
 - economic self-sufficiency and social integration C III (5) 1
 - equal treatment, see Equal treatment of long-term residents
 - integration conditions C III (5) 10 et seq.
 - knowledge of host society C III (5) 15
 - language proficiency C III (5) 15
 - long-term resident's EC residence permit, see there
 - loss of status, see Withdrawal or loss of status
 - more favourable national provisions C III (13)
 - procedural guarantees C III (10)
 - protection against expulsion, see there
 - public policy and public security C III (6)
 - sickness insurance C III (5) 9
 - stable and regular resources C III (5) 2 et seq.
 - withdrawal of status, see Withdrawal or loss of status
- Long-term resident's EC residence permit** C III (8)
 - beneficiaries of international protection C III (8) 8 et seq.
 - EU Blue Card C III (8) 7
 - meaning C III (2) 7
 - renewal C III (8) 4 et seq.
 - residence in other Member States C III (19a)
 - validity C III (8) 2 et seq.

Index

Long-term resident

- civic citizenship C III (1) 18
- definitions C III (2)
- drafting history C III (1) 10 et seq.
- family members C III (2) 5
- first Member State C III (2) 4
- international protection C III (2) 6
- legal residence, see there
- long-term resident C III (2)
- long-term resident status in a Member State, see there
- long-term resident's EC residence permit C III (2) 7
- purpose C III (1) 14 et seq.
- scope C III (3)
- second Member State C III (2) 4
- Single Permit Directive C X (3) 22
- stakeholder citizenship C III (1) 18
- third-country national C III (2) 2

Long-Term Residents Directive C III

- Long-term resident, see there
- contact points C III (25)
- entry into force C III (27)
- report and rendez-vous clause C III (24)
- transposition C III (26)

Maintenance of family unity D III (23)

- drafting history D III (23) 10 et seq.
- entitlement of family members to benefits D III (23) 15 et seq.
- extension to dependent family D III (23) 22
- grounds for exclusion D III (23) 19
- principle of family unity D III (23) 13 et seq.
- public order exception D III (23) 20 et seq.

Mass influx

- armed conflict in Iraq D II (2) 27
- arrival in the Community D II (2) 24
- Bosnian crisis D II (2) 26
- Council Decision on mass influx D II (5) 1 et seq., see also there
- evacuation D II (2) 25
- inability of the asylum system of a Member State D II (2) 22
- North Africa D II (2) 28
- phenomena forming mass influx D II (2) 21 et seq.
- suddenness D II (2) 23
- Temporary Protection Directive D II (2) 21 et seq.

Material reception conditions – modalities D V (18)

- dependent adult applicant D V (18) 18 et seq.
- drafting history D V (18) 2 et seq.
- exceptional facilities D V (18) 24 et seq.
- premises at the border D V (18) 12 et seq.
- premises in the transit zone D V (18) 12 et seq.
- preventing assault and gender-based violence D V (18) 14 et seq.
- standards in housing facilities D V (18) 8 et seq.
- transfer to other accommodation facilities D V (18) 20 et seq.
- types of housing D V (18) 5 et seq.

- vulnerability of asylum seeker D V (18) 12 et seq.

Material reception conditions – reduction or withdrawal

- applicant goes into hiding D V (20) 8
- circumstances permitting only reduction D V (20) 14
- circumstances permitting reduction and only exceptionally withdrawal D V (20) 6 et seq.
- circumstances permitting reduction or withdrawal D V (20) 13
- dignified standard of living D V (20) 24
- drafting history D V (20) 4 et seq.
- international human rights obligations D V (20) 12
- minimum of material reception conditions D V (20) 22 et seq.
- procedure D V (20) 19 et seq.
- reinstallation of reception conditions D V (20) 11
- sanctions in cases of personal misconduct D V (20) 15 et seq.

Material reception conditions and health care for asylum seekers C V (17), D V (7) 15 et seq.

- adequate standard of living C V (17) 9 et seq.
- Asylum Reception Conditions Directive D V (2) 20
- availability of material reception conditions C V (17) 7 et seq.
- contribution to the costs of reception conditions C V (17) 17 et seq.
- drafting history C V (17) 3 et seq.
- level of conditions if in form of financial allowances or vouchers C V (17) 19 et seq.
- modalities, see Material reception conditions – modalities
- necessity of support C V (17) 15 et seq.

Medical examination of asylum applicant D IV (18)

- costs D IV (18) 3
- drafting history D IV (18) 1
- obligation on Member State D IV (18) 2
- qualification of medical professionals D IV (18) 4

Medical screening of asylum seekers D V (13)

- drafting history D V (13) 2
- mandatory screening D V (13) 3 et seq.
- public health D V (13) 4
- voluntary screening D V (13) 3 et seq.

Member State competent for examining and deciding on a visa application B III (5)

- proposals for reform B III (5) 2 et seq.
- representation arrangements B III (5) 1, (8)

Members of the team B IV (1a)

Migrants rights C I 17 et seq.

Migration governance pursuant Article 79(1)

TFEU C I 6

Minor asylum seekers

- Asylum Qualification Directive D III (2) 22
- Asylum Reception Conditions Directive D V (2) 17
- family reunification C II (4) 6 et seq.

Index

- general principles and safeguards under Dublin III Regulation, see Guarantees for minors under Dublin III Regulation
- illegal employment of minors C IX (9) 20 et seq.
- meaning D IV (2)
- provisions for vulnerable persons in asylum cases, see Provisions for minors in asylum cases
- schooling and education of minor asylum seekers D V (14) 16
- Minors and family in detention cases** C VII (17) 3 et seq.
- Minors under Human Trafficking Directive** C IV (10)
 - access to educational system C IV (10) 4
 - best interest of the children C IV (10) 2 et seq.
 - UN Convention on the Rights of the Child C IV (10) 2
 - unaccompanied minors, see there
- Mixed migration flows and legal status change** D I 37 et seq.
- Modification of an issued visa** B III (33) et seq.
- Multiple entry visas (MEV)** B III (24) 1
- National Coordination Centre** B V (2) 5
- National integration policies** C I 24 et seq.
- New York Convention Relating to the Status of Stateless Persons** C II (2) 5
- Non-discrimination principle** C I 37 et seq.
 - conduct of border checks B II (6–12) 3 et seq.
- Non-refoulment principle** B IV (2) 7
 - best interest of the child C VII (5) 6
 - Borders Regulation (EU) No 656/2014 B V (4) 1 et seq.
 - content of international protection D III (21) 7
 - exceptions D III (21) 8 et seq.
 - family life C VII (5) 7
 - Refugee Convention B V (4) 5
 - Return Directive C VII (5)
 - right to non-refoulment C VII (5) 9
 - state of health of the third-country national concerned C VII (5) 8
- Non-renewal and withdrawal of residence permit** C IV (13), C V (12–16) 8 et seq.
 - application of ordinary alien law C IV (13) 5 et seq.
 - fraudulent acquirement C V (12–16) 17
 - general conditions C V (12–16) 16 et seq.
 - loss of satisfaction of the conditions laid down C V (12–16) 18
 - public policy, public security and public health C V (12–16) 19
 - requirements C IV (13) 2 et seq.
 - school pupil C V (12–16) 13
 - student C V (12–16) 9 et seq.
 - termination of relevant proceedings C IV (13) 4
 - unremunerated trainee C V (12–16) 14
 - volunteer C V (12–16) 13
- Non-retroactivity principle** D II (3) 5
- Obligation on employers** C IX (4)
 - control and documentation obligations C IX (4) 8 et seq.
 - drafting history C IX (4) 5 et seq.
 - non-liability on fulfilment C IX (4) 14
 - notification obligations C IX (4) 12 et seq.
- Obligations of asylum applicants** D IV (13)
- Obligations of the Member States responsible under Dublin III Regulation** D VI (18) et seq.
 - cessation of responsibilities, see Cessation of responsibilities under Dublin III Regulation
 - effective remedies D VI (18) 7 et seq.
 - facilitating arrivals D VI (18) 6
 - obligations D VI (18)
 - taking over D VI (18) 4 et seq.
- Obtaining an appointment for visa application** B III (9) 2 et seq.
- Offshore worker Schengen Borders Code** B II (2)
- Olympic Games** B III (49)
- One-stop-principle in case of visa application** B III (10) 3
- Operation plan for rapid intervention**
 - European Border Guard Teams B IV (8e) 1 et seq.
 - geographical area of responsibility B IV (8e) 2
 - other relevant staff B IV (8e) 3
 - rapid intervention B IV (8e) 1 et seq.
- Operational plan** B V (2)
- Other education for minor asylum seekers in specific situations** D V (14) 21 et seq.
- Overreaching principles in asylum cases** D I 37 et seq.
 - legal status change D I 37 et seq.
 - mixed migration flows D I 37 et seq.
 - solidarity D I 41 et seq.
- Palermo Protocol** C IV (1) 3
- Paralympic Games** B III (49)
- Participating Member State** B V (2) 3
- Participating unit** B V (2) 4
- Penalties and redress in family reunification** C II (16) et seq.
 - balancing of interests C II (17) 4 et seq.
 - checks and inspection C II (16) 16 et seq.
 - circumstances to be taken into account C II (17) 3
 - drafting history C II (16) 1 et seq.
 - end of sponsor's residence C II (16) 15
 - false information C II (16) 12
 - family relationship C II (16) 5 et seq.
 - procedure and competences C II (18) 12 et seq.
 - rejection, withdrawal and refusal to renew C II (16) 4 et seq.
 - relationship of convenience C II (16) 13 et seq.
 - relationship with another person C II (16) 8 et seq.
 - right to mount a legal challenge C II (18) 4 et seq.
- Penalties for illegal crossing of external border** B II (4) 5
- Period of validity of residence permit pursuant Students Directive** C V (12–16) 2 et seq.
 - accessibility of long-term residence status C V (12–16) 20
 - school pupil C V (12–16) 5
 - student C V (12–16) 3 et seq.

Index

- unremunerated trainee C V (12–16) 6
- volunteers C V (12–16) 7
- Person eligible for subsidiary protection D III (2) 15**

Personal interview of asylum applicants D IV (14)

- content D IV (16)
- drafting history D IV (14) 1 et seq.
- rebuttability of inadmissibility grounds D IV (34) 2
- report and recording D IV (17)
- requirements D IV (15)
- special rules D IV (34)
- subsequent application D IV (2), (14) 5

Personal interview under Dublin III Regulation

- conduct of the interview D VI (4) 5 et seq.
- goals and content D VI (4) 2 et seq.
- omission of an interview D VI (4) 4
- right of applicant D VI (4) 1
- written summary of the interview D VI (4) 7 et seq.

Persons authorised to work for not more than six months C X (3) 28

Persons enjoying the right of free movement under Union law B II (2) 4 et seq.

Persons for whom an alert has been issued for the purpose of refusing entry B II (2)

Persons who enjoy equivalent free movement rights to Union citizens C X (3) 13

Persons whose removal has been suspended C X (3) 23 et seq.

Place of safety B V (2) 8

Pleasure boating B II (2)

Posted workers C X (3) 14

Preparatory classes for asylum seekers D V (14) 19 et seq.

Principle of due diligence D V (8) 17

Principle of necessity D V (8) 9 et seq.

Principle of proportionality C II (6) 11 et seq.

Principle of solidarity D I 12

Principle of subsidiarity D I 1 et seq.

Procedural guarantees regarding application for single permit C X (8)

- drafting history C X (8) 1 et seq.
- obligation to state reasons C X (8) 3 et seq.
- possibility of legal challenge C X (8) 5
- volumes of admission C X (8) 6 et seq.

Procedural rules in asylum cases

- Common European Asylum System D I 24
- evaluation by administrative authorities D I 25
- federal asylum agency examining asylum application D I 27
- geographical scope D I 26
- guarantees for judicial protection D I 25
- procedural rules D I 24 et seq.

Procedural safeguards under Dublin III Regulation D VI (26) et seq.

- notification of a transfer decision D VI (26)
- remedies, see Remedies under Dublin III Regulation

Procedure and authorisations for the purpose of seasonal work C XI (11) et seq.

- access to information C XI (11)
- accommodation C XI (20)
- applications for a seasonal worker permit C XI (13)
- authorisations for the purpose of seasonal work, see there
- compulsory extension of stay or renewal of authorisation C XI (15) 1
- discretion to refuse extensions of stay or renewing the authorisation C XI (15) 3
- discretionary extension of stay or renewal of authorisation C XI (15) 2
- duration of stay, see Duration of stay of seasonal worker
- extension of stay or renewal of the authorisation for the purposes of seasonal work C XI (15)
- facility of re-entry C XI (16)
- fees and costs C XI (19)
- information obligations of Member States prior to application C XI (11) 1
- obligation on admission C XI (11) 2
- obligation to inform about rights C XI (11) 2
- placement by public employment services C XI (21)
- procedural safeguards C XI (18)
- right to stay during an extension or renewal procedure C XI (18) 2
- sanctions against employers, see there

Procedure and permit under the Intra-Corporate Transfer Directive C XII (10) et seq.

- access to information C XII (10)
- application for a permit for long-term mobility C XII (11)
- application for an intra-corporate transferee permit C XII (11)
- duration of an intra-corporate transfer C XII (12)
- facultative simplified procedures C XII (11) 4 et seq.
- general application procedure C XII (11) 1 et seq.

Procedure and transparency C V (18) et seq.

- appeals C V (18–20) 8
- applicability of procedural guarantees C V (18–20) 2
- fast-track procedure for issuing residence permits or visas to students and school pupils C V (19)
- fast-track procedure for students and school pupils C V (18–20) 4
- fees C V (18–20) 7, (20)
- length of procedure C V (18–20) 3
- notification of applicants C V (18–20) 5 et seq.
- procedural guarantees and transparency C V (18)

Proof of sponsorship and/or private accommodation in case of visa application B III (14) 2

- notification by Member States B III (53)

Index

Proportionality principle D V (8) 9 et seq.

- EU immigration and asylum law A 21 et seq.
- detention C VII (15) 45 et seq., (17) 3
- double proportionality test C VII (17) 4

Protection against expulsion C III (12)

- beneficiaries of international protection C III (12) 11 et seq.
- criminal conviction C III (12) 6
- expulsion on grounds of public policy or security C III (12) 2 et seq.
- Schengen Information System C III (12) 7

Protection from refoulement D III (21)

- drafting history D III (21) 5
- principle of non-refoulement D III (21) 7
- revocation, ending or refusal to renew a residence permit D III (21) 12 et seq.

Protection of fundamental rights

- Borders Regulation (EU) No 656/2014 B V (4)
- country assessment B V (4) 9 et seq.

Protocol (No 31) on External Relations of the Member States B I 21

Protocol against the Smuggling of Migrants B V (2)

Protocol to Prevent, Suppress and Punish Trafficking in Persons, especially Women and children C IV (1) 3

Provisions for vulnerable persons in asylum cases D V (21) et seq.

- assessment of special reception needs D V (22) 9 et seq.
- general principle D V (21)
- minors, see Provisions for minors in asylum cases
- relationship with assessment for international protection D V (22) 14
- relationship with vulnerability D V (22) 13
- specific support D V (22) 12
- unaccompanied minors, see Provisions for unaccompanied minors in asylum cases
- victims of torture and violence, see Victims of torture and violence in asylum cases
- vulnerable person D V (21) 7 et seq.

Provisions for minors in asylum cases D V (23)

- access to leisure activities D V (23) 12 et seq.
- access to rehabilitation services D V (23) 13 et seq.
- accommodation arrangements D V (23) 18 et seq.
- best interest assessment D V (23) 9 et seq.
- best interest of the child D V (23) 6 et seq.
- drafting history D V (23) 4 et seq.

Provisions for unaccompanied minors in asylum cases D V (24)

- drafting history D V (24) 1 et seq.
- legal representation D V (24) 3 et seq.
- placement D V (24) 5 et seq.
- tracing of family members D V (24) 9
- training and confidentiality D V (24) 10

Psychological assistance

- Human Trafficking Directive C IV (7) 7
- treatment granted after the issue of residence permit C IV (9) 8

Rapid intervention B IV (8a)

- decision-making B IV (8a) 3
- operation plan B IV (8e) 1 et seq.
- pre-conditions B IV (8a) 2

Readmission agreements C I 22 et seq.

Reasons for persecution D III (9) 53 et seq., (10) 5 et seq.

- attributed characteristic D III (10) 23
- drafting history D III (10) 3 et seq.
- membership of a particular social group D III (10) 12 et seq.
- nationality D III (10) 10 et seq.
- political opinion D III (10) 19 et seq.
- race D III (10) 6 et seq.
- religion D III (10) 8 et seq.

Reception capacity

- consent of receiving State D II (25) 4
- exceeding the reception capacity D II (25) 5 et seq.
- temporary protection D II (25) 1 et seq.

Reception conditions in asylum cases D V (5) et seq.

Reception conditions in asylum cases

- Asylum Reception Conditions Directive D I 31, D V (2) 19
- Detention, see Detention in asylum cases
- documentation of status of asylum seeker, see there
- employment, see Employment for asylum seekers
- families D V (12)
- financial or operative support D I 32
- health care, see Health care for asylum seekers
- information of applicants for asylum about reception conditions, see there
- material reception conditions and health care, see Material reception conditions and health care for asylum seekers
- medical screening, see Medical screening of asylum seekers
- protection of family unit D V (12) 3 et seq.
- reception conditions D I 31 et seq.
- residence and freedom of movement of asylum seeker, see there
- schooling and education of minors, see Schooling and education of minor asylum seekers
- vocational training, see Vocational training in asylum cases

Recognised travel document B III (2)

Recognition of diplomas

- equal treatment of long-term residents C III (11) 21 et seq.
- recognition of diplomas C III (11) 21 et seq.
- researchers' rights C VI (12) 6 et seq.
- right to equal treatment C X (12) 20 et seq.

Recognition of qualifications D III (28)

Reflection period C IV (6)

- access to treatment C IV (6) 13 et seq.
- duration and starting point C IV (6) 7 et seq.
- immediate termination of links and contacts to traffickers C IV (6) 19 et seq.
- informed decision C IV (6) 11 et seq.

Index

- no entitlements C IV (6) 18
- non-enforcement of expulsion order C IV (6) 17
- purpose C IV (6) 5
- Refugee**
 - Asylum Qualification Directive D III (2) 7 et seq.
 - Family Reunification Directive C II (2) 6 et seq.
 - family reunification of refugees, see there
 - meaning pursuant to Asylum Procedure Directive D IV (2) 5
 - qualification, see Refugee qualification
 - status, see Refugee status
- Refugee qualification** D III (9) et seq.
 - acts of persecution, see there
 - cessation, see Cessation of being a refugee
 - reasons for persecution, see there
 - Temporary Protection Directive D II (2) 29
- Refugee status** D III (13) et seq.
 - Asylum Qualification Directive D III (2) 14
 - drafting history D III (13) 3 et seq.
 - ending of refugee status, see there
 - granting of refugee status D III (13) 7 et seq.
 - legal nature of the recognition D III (13) 9 et seq.
 - refusal to renew refugee status, see Ending of refugee status
 - revocation of refugee status, see Ending of refugee status
 - significance D III (13) 7 et seq.
- Refusal of entry** B II (13); B III (32) Annex VI
 - grounds B III (32) 1 et seq.
 - obligation of the carrier B II (13) 6
 - obligation on Member State to refuse B II (13) 1
 - procedural guarantees B II (13) 2 et seq.
- Refusal of visa**
 - right to appeal B II (13) 4 et seq.
 - substantiated decision B II (13) 3
- Regular education for asylum seekers** D V (14) 8 et seq., 10
- Regular internal ferry connection under Schengen Borders Code** B II (2)
- Religion judgment under Asylum Qualification Directive** D III (2) 11
- Relocation mechanism** D I 28
- Remedies against return decision** C VII (13) 10 et seq.
 - legal advice C VII (13) 20
 - legal aid C VII (13) 21 et seq., see also Legal aid
 - linguistic assistance C VII (13) 19
 - powers of the reviewing authorities C VII (13) 13 et seq.
 - representation C VII (13) 20
 - right to a fair hearing C VII (13) 2 et seq.
 - suspensive effect of a remedy C VII (13) 16 et seq.
- Remedies under Dublin III Regulation** D VI (27)
 - access to legal and linguistic assistance D VI (27) 20 et seq.
 - access to the asylum procedure D VI (27) 11
 - correct determination procedure D VI (27) 17 et seq.
 - drafting history D VI (27) 2
 - guarantee of an effective legal remedy D VI (27) 3
 - principle of non-refoulement D VI (27) 8 et seq.
 - procedural rights D VI (27) 12 et seq.
 - sovereignty clause D VI (27) 19
 - suspensive effect D VI (27) 4 et seq.
 - time limits D VI (27) 15 et seq.
 - unaccompanied children, family unity and dependency D VI (27) 10
- Removal** C VII (8)
 - by air C VII (8) 7 et seq.
 - designation to reside at a specific place C VII (9) 8
 - detention for the purpose of removal, see there
 - difference between period for voluntary departure and postponement of removal C VII (9) 6
 - drafting history C VII (8) 2
 - forced-return monitoring C VII (8) 11 et seq.
 - Frontex Code of Conduct for joint return operations C VII (8) 18
 - general rules C VII (8) 3 et seq.
 - legal status pending postponed removal C VII (9) 7
 - modalities for postponing removal C VII (9) 5
 - postponement of removal C VII (9) 3 et seq.
 - procedural steps C VII (8) 6
- Removal of obstacles to traffic at road crossing-points at internal borders** B II (22)
- Repatriation** D III (35)
- Reporting duties as to temporary reintroduction of border control at internal borders** B II (29)
- Representation arrangements**
 - limited territorial validity visas B III (8) 2
 - notification by Member States B III (53)
 - Visa issuance B III (5) 1, (8)
- Representative in asylum cases**
 - Asylum Procedure Directive D IV (2) 6
 - Asylum Reception Conditions Directive D V (2) 25
- Requesting Member State** B IV (1a)
- Requirements for the exercise of the right to family reunification** C II (6) et seq.
 - Accommodation C II (7) 6 et seq.
 - economic requirements C II (7) 4 et seq.
 - integration measures, see there
 - principle of proportionality C II (6) 11 et seq.
 - prognosis on economic conditions C II (7) 22
 - recourse to the social assistance system C II (7) 15 et seq.
 - requirements as to person of sponsor C II (7) 4 et seq.
 - restrictions on grounds of public policy, security and health C II (6) 3 et seq.
 - sickness insurance C II (7) 9 et seq.
 - special rules for refugees C II (7) 52 et seq.
 - sponsorship C II (7), see also Sponsorship in family reunification
 - stable and regular resources C II (7) 12 et seq.

Index

Rescue Coordination Centre

- Borders Regulation (EU) No 656/2014 B V (2)
- search and rescue situations B V (9) 5

Research organisation

- approval, see Research organisation – approval
- hosting agreement, see Hosting agreement with researcher
- meaning C VI (2) 6 et seq.

Research organisation – approval

- approval procedure C VI (5) 2 et seq.
- confirmation that research work has been carried out C VI (5) 8 et seq.
- consequences of refusal or withdrawal of approval C VI (5) 12
- financial responsibility of the research organisation C VI (5) 4 et seq.
- refusal to renew or withdrawal of approval C VI (5) 10 et seq.

Researcher's family C VI (9)

- access to labour market C VI (7) 8
- admission conditions C VI (9) 6 et seq.
- duration of residence permit C VI (9) 3 et seq.

Researchers Directive C VI

- admission of researchers, see there
- application for admission as researcher C VI (14)
- application for admission as researcher from within the territory C VI (14) 2 et seq.
- Common Travel Area C VI (19)
- definitions C VI (2)
- drafting C VI (1) 8 et seq.
- entry into force C VI (20)
- facilitation of procedure C VI (15) 1 et seq.
- fees for admission C VI (15) 7
- more favourable provisions C VI (4)
- procedural safeguards as to admission C VI (15)
- procedure C VI (14) et seq.
- purpose C VI (1) 2 et seq.
- reports C VI (16)
- research C VI (2) 3 et seq.
- research organisation, see there
- researcher C VI (2) 8 et seq.
- researchers' rights, see there
- residence permit C VI (2) 10
- scope of application C VI (3)
- third-country national C VI (2) 2
- transparency C VI (14) et seq.
- transposition C VI (18)

Researchers' rights C VI (11) et seq.

- access to goods and services C VI (12) 13 et seq.
- equal treatment C VI (12)
- mobility between Member States C VI (13)
- portability of rights C VI (13) 8
- recognition of diplomas C VI (12) 6 et seq.
- short-term and long-term stay in another Member State C VI (13) 4 et seq.
- social security C VI (12) 10 et seq.
- tax benefits C VI (12) 12
- teaching C VI (11)

- visa application facilitation for exercising mobility C VI (13) 6 et seq.
- working conditions C VI (12) 9

Residence and freedom of movement of asylum seeker D V (7)

- actual residence D V (7) 15 et seq.
- benefits granted in kind D V (7) 15
- change of address D V (7) 21
- decision on residence D V (7) 13 et seq.
- drafting history D V (7) 4 et seq.
- leaving the place of residence or assigned area D V (7) 17 et seq.
- material reception conditions D V (7) 15 et seq.
- principle of free movement D V (7) 7 et seq.
- unalienable sphere of private life D V (7) 11

Residence documents or visas determining the Member State responsible under Dublin III Regulation D VI (12) et seq.

Residence in other Member States C III (14) et seq.

- acquisition of long-term resident status C III (23)
- amendments of long-term resident's EU residence permit C III (19a)
- application requirements C III (15) 2 et seq.
- conditions for residence C III (15)
- documentation requirements C III (15) 11
- examination of application and issue of a residence permit C III (19)
- family members C III (16)
- grounds for Residence, see there
- individual right to residence permit C III (19) 2
- integration measures C III (15) 8 et seq.
- obligation to readmit, see Withdrawal of residence permit and obligation to readmit
- principle C III (14)
- procedural guarantees C III (20)
- public health C III (18)
- public policy and public security C III (17)
- renewable residence permit C III (19) 2
- resources and sickness insurance C III (15) 5 et seq.
- right of residence C III (14) 5 et seq.
- social security legislation C III (14) 19
- treatment granted in the second Member State C III (21)
- withdrawal of residence permit, see Withdrawal of residence permit and obligation to readmit

Residence of Blue Card holder in other Member States C VIII (18) et seq.

- application and allowance for employment C VIII (18) 3
- conditions C VIII (18)
- decision C VIII (18) 4
- family members, see Residence of Blue Card holder's family in other Member States
- procedure C VIII (18) 4
- right to move to second Member State C VIII (18) 2

Index

Residence of Blue Card holder's family in other Member States C VIII (19)

- application and temporary national residence permit C VIII (19) 3 et seq.
- conditions for residence permit C VIII (19) 5
- family not already constitutes in first Member State C VIII (19) 7
- right of family members to move to other Member State C VIII (19) 2

Residence permit

- Asylum Qualification Directive D III (2) 23
- Definition C II (2) 18
- duration of residence permit for researcher C VI (8)
- entry conditions for third-country nationals B II (5) 23 et seq.
- non-renewal and withdrawal of residence permit, see there
- obligations of member States towards persons enjoying temporary protection D II (8) 1 et seq.
- period of validity of residence permit pursuant Students Directive, see there
- Researchers Directive C VI (2) 10
- researcher's family C VI (9)
- residence permit issued to remunerated trainees C V (14)
- residence permit issued to school pupils C V (13)
- residence permit issued to students C V (12)
- residence permit issued to volunteers C V (15)
- Schengen Borders Code B II (2)
- Temporary Protection Directive D II (2) 31
- withdrawal of residence permit C V (16)

Residence permit – non-renewal and withdrawal C IV (13) et seq., V (16)

- non-renewal, see Non-renewal of residence permit
- withdrawal, see Withdrawal of residence permit

Residence permit issuance procedure C IV (5) et seq.

- information given to third-country nationals concerned C IV (5)
- issue and renewal of residence permit, see there
- reflection period, see there
- treatment granted before the issue of residence permit, see Treatment granted before the issue of residence permit

Residence permit issued for purposes other than work C X (7)

- information about authorisation to work C X (7) 1 et seq.

Residence permit or long-stay visa B II (5) 23 et seq.

Residence permits under international protection D III (24)

- drafting history D III (24) 4 et seq.
- for beneficiaries of subsidiary protection D III (24) 9
- for refugees D III (24) 6 et seq.

Resolution on the harmonisation of national policies on family reunification C II (1) 3

- Responsibility of Member State in asylum cases
- Dublin III Regulation D I 28
- relocation mechanism D I 28
- responsibility of Member State D I 28 et seq.
- transferral of asylum seeker to another Member State D I 29

Responsible authorities in asylum procedure D IV (4)

- determining authority D IV (2), (4) 2 et seq.
- drafting history D IV (4) 1
- personnel and training requirements D IV (4) 4 et seq.
- responsible authorities in asylum procedure D IV (4) 2 et seq.

Restricted equal treatment C X (12) 24 et seq.

Return and removal of unaccompanied minors C VII (10) 4 et seq.

- assistance by appropriate bodies C VII (10) 7 et seq.
- drafting history C VII (10) 2 et seq.
- return to family member, guardian or reception facility C VII (10) 10 et seq.

Return decision C VII (6)

- administrative fine C VII (6) 6
- application of Directive 2001/40/EC C VII (6) 23 et seq.
- application of Dublin rules C VII (6) 25 et seq.
- apprehension in the course of exit check C VII (6) 7
- bilateral agreements between Member States C VII (6) 16 et seq.
- combined decisions C VII (6) 33 et seq.
- exceptions to general rule C VII (6) 10 et seq.
- form, see Form of return decision
- general rule C VII (6) 3 et seq.
- granting a right to stay C VII (6) 20 et seq.
- holding a right to stay in another Member State C VII (6) 10 et seq.
- intra-EU mobility C VII (6) 32
- obligation to issue return decision C VII (6) 3 et seq.
- pending procedure for renewing a permit C VII (6) 22
- readmission agreement with third country C VII (6) 8
- remedies against return decision, see there
- Return Handbook C VII (6) 9, 18, 22, 24, (8) 16, (10) 8, (14) 10

Return Directive C VII

- definitions C VII (3)
- detention for the purpose of removal, see there
- drafting history C VII (1) 2 et seq.
- entry ban C VII (3) 21 et seq.
- entry into force C VII (22)
- exclusion from the scope of application C VII (2) 5 et seq.
- illegal stay C VII (3) 5 et seq.
- minimum safeguards for border and border-like cases C VII (4) 12 et seq.
- more favourable provisions C VII (4) 4

Index

- principle of non-refoulement C VII (5), see Non-refoulement principle
- procedural safeguards C VII (12) et seq.
- removal C VII (3) 18 et seq.
- reporting C VII (19)
- return C VII (3) 10 et seq.
- return decision C VII (3) 14 et seq.
- risk of absconding C VII (3) 22 et seq.
- safeguards pending return, see there
- scope C VII (2) 3 et seq.
- subject matter C VII (1) 15 et seq.
- termination of illegal stay, see there
- third-country national C VII (3) 3 et seq.
- transposition C VII (20)
- voluntary departure C VII (3) 24 et seq.
- vulnerable persons C VII (3) 25 et seq.
- Return Handbook** C VII (6) 9, 18, 22, 24, (8) 16, (10) 8, (14) 10
- Right of entry for third-country nationals** B II (5) 2 et seq.
- Right of seasonal worker to equal treatment** C XI (23)
 - back payments and pension rights C XI (23) 6 et seq.
 - drafting history C XI (23) 1 et seq.
 - facilitation of complaints C XI (25)
 - further restrictions of equal treatment C XI (23) 9
 - monitoring, assessment and inspections C XI (24)
 - right to family reunification C XI (23) 8
 - social security benefits C XI (23) 5
- Right to a fair hearing** C VII (13) 2 et seq.
- Right to an effective remedy in asylum cases** D IV (46)
 - drafting history D IV (46) 1
 - persons recognised as eligible for subsidiary protection D IV (46) 3
 - scope D IV (46) 2
 - suspensive effect of appeals D IV (46) 4
- Right to be heard** C VII (12) 4 et seq.
- detention for the purpose of removal C VII (15) 22
- detention C VII (15) 22
- Right to be issued a visa** B II (5) 5
- Right to enter EU territory** B I 32 et seq.
- Right to equal treatment** C X (12)
 - access to goods and services C X (12) 36 et seq.
 - advice services and employment officers C X (12) 22 et seq.
 - drafting history C X (12) 7 et seq.
 - education and vocational training C X (12) 25 et seq.
 - export of pensions C X (12) 41 et seq.
 - freedom of association and affiliation C X (12) 18 et seq.
 - personal scope of application C X (12) 11 et seq.
 - recognition of diplomas C X (12) 20 et seq.
 - restricted equal treatment C X (12) 24 et seq.
 - rights of States to withdraw or refuse renewal of permits C X (12) 40
 - social security C X (12) 30 et seq.
 - tax benefits C X (12) 34 et seq.
 - unrestricted equal treatment C X (12) 14 et seq.
 - working conditions C X (12) 16 et seq.
- Right to equal treatment under the Intra-Corporate Transfer Directive** C XII (18)
 - drafting history C XII (18) 1 et seq.
 - regarding nationals of the host Member States C XII (18) 7 et seq.
 - terms and condition of employment C XII (18) 5 et seq.
 - withdrawal or refusal to renew the permit C XII (18) 11
- Right to family reunification re seasonal workers** C XI (23) 8
- Right to information under Dublin III Regulation** D VI (4)
- Right to legal assistance and representation in asylum procedure**
 - drafting history D IV (22) 1
 - non-governmental organisations D IV (22) 3
 - principle D IV (22) 2
 - scope D IV (23)
- Right of third-country nationals to be issued a visa** B II (5) 5
- Right of seasonal workers** C XI (22) et seq.
- Right of States to withdraw or refuse renewal of permits** C X (12) 40
- Right of Union citizens and their families** B II (23–31) 11
- Right on the basis of the of the intra-corporate transferee permit** C XII (17)
 - Blue Card holders C XII (19) 4
 - family members C XII (19)
 - Family Reunion Directive C XII (19) 1, 4 et seq.
 - right to equal treatment under the Intra-Corporate Transfer Directive, see there
- Right on the basis of the single permit** C X (11)
 - entry and residence C X (11) 4 et seq.
 - exercise of employment activities C X (11) 8
 - information C X (11) 9 et seq.
 - internal free movement C X (11) 6 et seq.
- Safe country of origin** D IV (36)
 - accelerated procedure D IV (36) 5
 - applicant's connection to third country D IV (38) 6
 - basic conditions D IV (38) 3
 - Commission proposal for a Regulation establishing an EU common list of safe countries of origin D IV (36) 3
 - concept D IV (38)
 - drafting history D IV (36) 1 et seq.
 - European safe third country D IV (39), see also there
 - individual examination in substance D IV (36) 4
 - national designation of third countries as safe country of origin D IV (37)
 - permission of applicant to challenge D IV (38) 5

Index

Safe third country under Dublin III Regulation
D VI (3) 17 et seq.

Safeguards pending return C VII (14) 3 et seq.

- access to education C VII (14) 7
- basic needs C VII (14) 9
- drafting history C VII (14) 2
- emergency health care C VII (14) 6
- minimum rights pending postponed return C VII (14) 3 et seq.
- principle of maintaining family unity C VII (14) 5
- vulnerable person C VII (14) 8
- written confirmation C VII (14) 11

Safety and protection under Human Trafficking Directive C IV (7) 8 et seq.

Sanctions against employers C XI (17)

- liability and compensation C XI (17) 3 et seq.
- subcontractors as employers C XI (17) 6

Sanctions for illegal employment

- back payments by employer, see there
- closure of establishment C IX (7) 10 et seq.
- employment for private purpose C IX (7) 12
- exclusion from entitlement to public benefits and recovery of such benefits C IX (7) 5 et seq.
- exclusion from participation in a public contract C IX (7) 9
- financial sanctions C IX (5) 5 et seq.
- other than financial sanctions C IX (7)
- reduced financial sanctions C IX (5) 7

Schengen Borders Code B II

- alien B II (2) 7
- Asylum Procedure Directive 2013/95 B II (1) 15
- Asylum Qualification Directive 2011/95 B II (1) 15
- border checks B II (2)
- border control B II (2)
- border crossing point B II (2)
- border guard B II (2)
- border surveillance B II (2)
- carrier B II (2)
- Ceuta and Melilla B II (1) 10
- coastal fisheries B II (2)
- cruise ship B II (2)
- definitions B II (2)
- Denmark B II (1) 7 et seq.
- drafting history B II (1) 21 et seq.
- Dublin III Regulation No 604/2013 B II (1) 18
- EEA B II (1) 11
- EU visa policy B II (1) 4
- external borders B II (2)
- fundamental rights B II (3a)
- internal borders B II (2) 2
- internal flight B II (2)
- judicial protection B II (1) 19 et seq.
- new Member States B II (1) 9
- offshore worker B II (2)
- persons enjoying the right of free movement under Union law B II (2) 4 et seq.
- persons for whom an alert has been issued for the purpose of refusing entry B II (2)
- pleasure boating B II (2)

- principles B II (1)
- purpose B II (1) 1 et seq.
- refugees, asylum-seekers and other persons in need of protection B II (1) 12 et seq.
- regular internal ferry connection B II (2)
- residence permit B II (2)
- Schengen Borders Code Regulation B II (1) 3
- Schengen Handbook B II (1) 14
- scope B II (3)
- second line check B II (2)
- sheared border crossing point B II (2)
- subject matter B II (1)
- territorial scope B II (1) 7 et seq.
- third-country national B II (2)
- threat to public health B II (2)
- United Kingdom and Ireland B II (1) 7 et seq.
- Visa Information System B II (1) 5

Schengen Borders Code Regulation

- control of external borders, see Control of external borders and refusal of entry
- external borders, see there
- internal borders, see Internal borders
- refusal of entry, see Control of external borders and refusal of entry
- specific rules for border check B II (18) et seq.
- staff and resources for border control, see Border control – staff and resources

Schengen Handbook B II (1) 14

Schengen Information System

- entry ban C VII (11) 24 et seq.
- protection against expulsion C III (12) 7

Schengen Visa application form B III Annex I

School pupil C V (2) 12

- residence permit issued to school pupils C V (13), see also Residence permit
- specific admission conditions for school pupils C V (9)

Schooling and education of minor asylum seekers D V (14)

- access to education system under similar conditions D V (14) 8 et seq.
- confinement to the State education system D V (14) 15
- drafting history D V (14) 7
- education in accommodation centres D V (14) 12 et seq.
- minority D V (14) 16
- other education for minors in specific situations D V (14) 21 et seq.
- preparatory classes D V (14) 19 et seq.
- regular education D V (14) 8 et seq., 10
- time limit for access D V (14) 17 et seq.

Sea operation under Borders Regulation (EU) No 656/2014 B V (2) 1

Seafarers B III (36)

- Single Permit Directive C X (3) 26

Search and rescue situations B V (9)

- operational plan B V (9) 4
- Rescue Coordination Centre B V (9) 5

Seasonal workers under Single Permit Directive

- C X (3) 16 et seq.

Index

Seasonal Workers Directive C XI

- activity dependent on the passing of seasons C XI (3) 5
- authorisation for the purpose of seasonal work C XI (3)
- conditions of admission, see Conditions for admission for employment as a seasonal worker
- definitions C XI (3)
- drafting history C XI (1) 3 et seq.
- entry into force C XI (29)
- long-stay visa C XI (3)
- material scope C XI (2) 3
- more favourable provisions C XI (4)
- personal scope C XI (2) 1 et seq.
- procedure and authorisations for the purpose of seasonal work, see there
- reporting C XI (27)
- rights, see Right of seasonal workers
- scope of application C XI (2) 1 et seq.
- seasonal worker C XI (3) 1 et seq.
- seasonal worker permit C XI (3)
- short-stay visa C XI (3)
- single application procedure C XI (3)
- statistics C XI (26)
- subject matter C XI (1)
- territorial scope C XI (2) 4 et seq.
- third-country national C XI (3)
- transposition C XI (28)
- work permit C XI (3)

Second line check under Schengen Borders Code B II (2)

Selectivity principle in mass influx cases D II (5) 6

Self-employed workers under Single Permit Directive C X (3) 25

Separate sheet of affixing a visa under Visa Code B III (2)

Serious harm D III (15)

- armed conflict D III (15) 18 et seq.
- assessment of the threshold of indiscriminate violence D III (15) 23
- civilian's life or person D III (15) 25 et seq.
- death penalty D III (15) 2, 4
- internal protection D III (15) 27
- role for national courts and tribunals D III (15) 21
- serious and individual threat to civilian's life or person D III (15) 6 et seq., 14 et seq.
- sliding scale D III (15) 17
- specific risk D III (15) 16
- torture or inhuman or degrading treatment or punishment D III (15) 3 et seq.

Service fee in case of visa application B III (17)

Sheared border crossing point under Schengen Borders Code B II (2)

Short-term mobility C XII (21)

- basic principle C XII (21) 2
- optional notification procedure C XII (21) 3 et seq.

SIC alert B II (5) 18

- entry conditions for third-country nationals B II (5) 18

Sickness insurance

- admission conditions C V (6) 5
- employment as a seasonal worker for stay not exceeding 90 days C XI (5) 6 et seq.
- EU Blue Card – conditions of admission C VIII (5) 7
- long-term resident status C III (5) 9
- requirements for the exercise of the right to family reunification C II (7) 9 et seq.
- residence in other Member States C III (15) 5 et seq.

Single application procedure C X (4)

- access to information C X (9)
- competent authority C X (5) 2
- deadline for application procedure C X (5) 3 et seq.
- decision C X (4) 5 et seq.
- derogation clauses C X (4) 8
- drafting history C X (4) 1 et seq.
- fees C X (10)
- issue C X (4) 5 et seq.
- meaning C X (2) 12
- national visa regime C X (4) 7
- procedural guarantees C X (5) 5 et seq.
- procedural guarantees, see Procedural guarantees regarding application for single permit
- submission of application C X (4) 3 et seq.

Single permit C X (6)

- additional documents and information C X (6) 1 et seq.
- format C X (6) 1 et seq.
- prohibition of additional permits C X (6) 5
- residence permit issued for purposes other than work C X (7)
- rights attached to a single permit, see Rights on the basis of the single permit

Single Permit Directive C X

- definitions C X (2)
- drafting history C X (1) 4 et seq.
- entry into force C X (17)
- equal treatment, see Right to equal treatment
- information to the general public C X (14)
- more favourable provisions C X (13)
- objective C X (1) 12 et seq.
- reporting C X (15)
- scope, see Single Permit Directive – scope
- single application procedure, see there
- single application procedure C X (2) 12
- single permit, see there
- single permit C X (2) 11
- subject matter C X (1)
- third-country national C X (2) 3
- third-country worker C X (2) 4 et seq.
- transposition C X (16)

Single Permit Directive – scope C X (3)

- au-pairs C X (3) 16 et seq.
- beneficiaries of international protection under Directive 2004/83/EC C X (3) 19 et seq.
- beneficiaries of or applicants for temporary protection C X (3) 18
- beneficiaries of protection under national or international law C X (3) 21

Index

- drafting history C X (3) 1 et seq.
- exclusions from the scope C X (3) 11 et seq.
- family members of Union citizens who have exercised free movement C X (3) 12
- intra-corporate transferees C X (3) 15
- long-term residents C X (3) 22
- persons authorised to work for not more than six months C X (3) 28
- persons who enjoy equivalent free movement rights to Union citizens C X (3) 13
- persons whose removal has been suspended C X (3) 23 et seq.
- posted workers C X (3) 14
- scope of the Directive C X (3) 3 et seq.
- seafarers C X (3) 26
- seasonal workers C X (3) 16 et seq.
- self-employed workers C X (3) 25
- visa holders C X (3) 29
- social integration C I 43 et seq.

Social security C X (12) 30 et seq.

Social security benefits for seasonal workers C XI (23) 5

Social welfare under international protection D III (29)

- drafting history D III (29) 1 et seq.
- limitation to core benefit D III (29) 5
- social assistance D III (29) 4

Solidarity in asylum cases D I 41 et seq.

Solidarity in situations of mass influx D II (24) et seq.

- double solidarity action D II pre, (24) 3
- European Refugee Fund D II (24)
- exceeding the reception capacity D II (25) 5 et seq., see also Reception capacity
- principle of reception solidarity D II (26) 1
- reception capacity D II (25) 1 et seq., see also there
- transferral D II (26) 1

Solidarity principle D II (7) 3 et seq.

Sovereignty clause D VI (17) 3 et seq.

- limits D VI (17) 15 et seq.
- mandatory application D VI (17) 5 et seq.

Special needs of the most vulnerable under Human Trafficking Directive C IV (7) 6 et seq.

Sponsor

- exclusion C II (3) 10 et seq.
- Family Reunification Directive C II (2) 12 et seq.
- qualification C II (3) 4 et seq.
- Temporary Protection Directive D II (2) 32

Sponsorship in family reunification cases C II (7) et seq.

- calculation of two-year qualifying period C II (8) 11 et seq.
- requirements as to person of sponsor C II (7) 4 et seq., (8)
- two-year qualifying period and lawful stay C II (8) 8 et seq.

Stable and regular resources C II (7) 12 et seq.

Stamp indicating that an application for a visa is admissible B III (20)

Stamping of the travel documents conduct of border checks B II (10), (6–12) 8 et seq.

Standard form for notifying and motivation refusal, annulment or revocation of a visa B III Annex VI

Stateless person

- Asylum Reception Conditions Directive D V (3) 5
- Family Reunification Directive C II (2) 5
- New York Convention Relating to the Status of Stateless Persons C II (2) 5
- Temporary Protection Directive D II (2) 29

Stateless vessel under Borders Regulation (EU) No 656/2014 B V (2) 7

Student

- accepted by an establishment of higher education C V (2) 4
- certificate C V (2) 7
- correspondence course C V (2) 8
- course of study leading to higher education qualification C V (2) 6
- full-time course C V (2) 9 et seq.
- guest student C V (2) 8
- meaning C V (2) 3 et seq.
- mobility of students C V (8)
- preparatory course C V (2) 11
- residence permit issued to students C V (12), see also Residence permit
- specific conditions for students C V (7)

Students Directive C V, C V (2) 3 et seq.

- asylum seekers C V (3) 7
- conditions of admission, see Admission conditions
- definitions C V (2)
- drafting history C V (1) 6 et seq., 9 et seq.
- economic activities by students, see there
- entry into force C V (25)
- establishment C V (2) 17
- exclusion from the scope of application C V (3) 3 et seq.
- family members of Union citizens C V (3) 9
- long-term residents C V (3) 10
- more favourable provisions C V (4)
- persons under subsidiary or temporary protection C V (3) 7
- procedure, see Procedure and transparency
- purpose C V (1) 2
- reporting C V (21)
- residence permit C V (2) 19
- residence permit issued to remunerated trainees C V (14), see also Residence permit
- residence permit issued to school pupils C V (13), see also Residence permit
- residence permit issued to students C V (12), see also Residence permit
- residence permit issued to volunteers C V (15), see also Residence permit
- residence permits C V (12) et seq.
- school pupil C V (2) 12
- scope of application C V (3)
- student C V (2) 3 et seq., see also Student
- third-country national C V (2) 2

Index

- third-country nationals whose expulsion has been suspended C V (3) 8
- transparency, see Procedure and transparency
- transposition C V (22)
- treatment of third-country nationals concerned C V (17)
- unremunerated trainee C V (2) 13 et seq.
- voluntary service scheme C V (2) 18
- workers and self-employed under national legislation C V (3) 11

Subcontractor C IX (8)

- drafting history C IX (8) 4 et seq.
- exemption from liability C IX (8) 9
- liability C IX (8) 7 et seq.
- meaning C IX (2) 8
- scope of liability C IX (8) 10
- stricter liability regulations C IX (8) 11

Subsequent application in asylum cases

- additional subsequent application D IV (41) 2
- drafting history D IV (40) 1 et seq.
- exceptions from the right to remain D IV (41)
- first subsequent application D IV (41) 2
- further examination D IV (40) 4
- meaning D IV (2) 7
- personal interview of asylum applicants D IV (14) 5
- procedural rules D IV (42)
- steps of examination D IV (40) 3

Subsidiarity principle

- asylum policy – legal framework D I 1 et seq.
- Asylum Procedure Directive D IV (1) 12
- person eligible for subsidiary protection D IV (2)

Subsidiary protection in asylum cases

- alteration or amendment D I 20
- non-refoulement obligations under international human rights law D I 21
- status, see Subsidiary protection status
- subsidiary protection D I 19 et seq.
- subsidiary protection qualification, see there

Subsidiary protection qualification D III (15) et seq.

- cessation D III (16)
- exclusion D III (17)
- serious harm, see there

Subsidiary protection status D III (18) et seq.

- Asylum Qualification Directive D III (2) 16
- ending of subsidiary protection status D III (19)
- granting D III (18)
- refusal to renew subsidiary protection status D III (19)
- revocation of subsidiary protection status D III (19)

Sufficient means of subsistence B II (5) 13 et seq.

- entry conditions for third-country nationals B II (5) 13 et seq.

Supporting documents listed B III Annex II

Supporting documents for visa application B III (14)

Taking charge and taking back under Dublin III Regulation D VI (20) et seq.

- procedure to take back request D VI (23) et seq.
- replying to a take charge request D VI (22)
- replying to take back request D VI (25)
- start of the procedure D VI (20)
- submitting a take back request when a new application has been lodged in the requesting Member State D VI (23)
- submitting a take back request when no new application has been lodged in the requesting Member State D VI (24)
- submitting a take charge request D VI (21)

Tax benefits C X (12) 34 et seq.

Temporary Protection Directive D II (2) 2 et seq.

Temporary protection – duration and implementation D II (4) et seq.

- automatic extension of temporary protection D II (4) 1 et seq.
- Council Decision D II (6) 2 et seq.
- Council Decision on mass influx D II (5), see also Mass influx
- duration of temporary protection D II (4) 1 et seq.
- end to temporary protection D II (6) 1
- extension by decision of the Council D II (4) 3
- extension of temporary protection *ratione personae* D II (7) 1 et seq.
- solidarity principle D II (7) 3 et seq.

Temporary protection – end D II (20) et seq.

- enforced return D II (22) 1 et seq.
- immigration status D II (20) 3 et seq.
- new arrival D II (20) 5
- refugee status D II (20) 2
- status when temporary protection end D II (20) 2 et seq.
- subsidiary protection for health reasons D II (23)
- subsidiary protection for humanitarian reasons D II (22) 4 et seq.
- voluntary return, see Voluntary return of temporarily protected persons

Temporary protection – obligation of Member States D II (8) et seq.

- access to education, see Education for temporarily protected persons
- access to suitable accommodation, see Accommodation for temporarily protected persons
- access to the labour market D II (12)
- discretion as to free access to the labour market D II (12) 3
- documents on provisions relating to temporary protection D II (9)
- family, see Family of temporarily protected persons
- placement of unaccompanied minors D II (16) 3
- readmission of persons D II (11)
- registration of personal data of the person enjoying temporary protection D II (10)

Index

- representative of unaccompanied minors D II (16) 1 et seq.
- residence permit D II (8) 1 et seq.
- visas D II (8) 7
- Temporary Protection Directive D II**
 - access to asylum procedure; see there
 - administrative cooperation D II (27)
 - definitions D II (2)
 - displaced persons D II (2) 8 et seq.
 - drafting history D II (1) 7 et seq.
 - duration and implementation of temporary protection, see Temporary protection – duration and implementation
 - entry into force D II (33)
 - exclusion from temporary protection, see there
 - fundamental freedoms D II (3) 2
 - general provisions D II (1)
 - Geneva Convention D II (2) 7
 - human rights D II (3) 2
 - mass influx C II (2) 21 et seq.
 - more favourable conditions clause D II (3) 6
 - non-refoulment principle D II (3) 2
 - obligations of member States towards persons enjoying temporary protection, see Temporary protection – obligation of Member States
 - penalties D II (30)
 - principle of non-retroactivity D II (3) 5
 - purpose D II (1) 14
 - refugees D II (2) 29
 - relationship to refugee status D II (3) 1
 - relevant international organisations D II (3) 4
 - report to the European Parliament D II (31)
 - residence permit D II (2) 31
 - return and measures after end of temporary protection, see Temporary protection – end
 - right to legal challenge D II (29) 1
 - stateless persons D II (2) 29
 - solidarity principle, see Solidarity in situations of mass influx
 - sponsor D II (2) 32
 - temporary protection D II (2) 2 et seq.
 - territorial scope D II (32)
 - unaccompanied minors D II (2) 30
 - UNHCR D II (3) 3
- Temporary protection in asylum cases**
 - Asylum Reception Conditions Directive D V (3) 15
 - discretion of legislature D I 23
 - temporary protection D I 22 et seq.
- Temporary reintroduction of border control at internal borders B II (23) et seq.**
 - confidentiality B II (31)
 - criteria B II (23a), (23–31) 5 et seq.
 - criteria where exceptional circumstances put the overall functioning of the area without internal border control at risk B II (26a), (23–31) 8 et seq.
 - general framework B II (23), (23–31) 5 et seq.
 - information of the European Parliament and the Council B II (27)
 - informing the public B II (30)
 - judicial control B II (23–31) 11
 - procedure B II (24), (23–31) 5 et seq.
 - reporting duties B II (29)
 - rights of Union citizens and their families B II (23–31) 11
 - specific procedure in cases requiring immediate action B II (25), (23–31) 8 et seq.
- Temporary reintroduction of border control at internal borders B II (26), (23–31) 8 et seq.**
- Temporary unemployment of Blue Card holder C VIII (13); (13) 3**
- Termination of illegal stay C VII (6) et seq.**
 - entry ban, see there
 - removal, see there
 - return and removal of unaccompanied minors, see there
 - return decision, see there
 - voluntary departure, see Voluntary departure
- Third country nationals covered by the Free Movement Directive B III (1) 8 et seq.**
- Third country nationals covered by the Visa Facilitation Agreements B III (1) 10**
- Third-country national**
 - Family Reunification Directive C II (2) 4
 - New York Convention Relating to the Status of Stateless Persons C II (2) 5
 - Schengen Borders Code B II (2)
 - stateless person C II (2) 5
 - Union citizen C II (2) 4
 - Visa Code B III (2)
- Third-country nationals in asylum cases under Asylum Reception Conditions Directive D V (3) 5**
- Threat to public health under Schengen Borders Code B II (2)**
- Threat to public policy, internal security, public health or international relations B II (5) 19 et seq.**
- Trafficking in human beings C I 21**
- Transfer under Dublin III Regulation D VI (29)**
 - costs D VI (30)
 - early warning, preparedness and crisis management D VI (33)
 - erroneous transfer D VI (29) 7 et seq.
 - exchange of health data before a transfer in carried out D VI (32)
 - exchange of relevant information before a transfer in carried out D VI (31)
 - time limits D VI (29) 2 et seq.
- Transfer of asylum seeker to other accommodation facilities D V (18) 20 et seq.**
- Transit area of an airport D VI (15)**
- Translation and interpreting services under Human Trafficking Directive C IV (7) 10**
- Travel document B III (12)**
 - content of international protection D III (25)
- Travel medical insurance B III (15)**
- Treatment granted after the issue of residence permit C IV (9)**
- Treatment granted after the issue of residence permit**
 - equal treatment C IV (9) 2 et seq.
 - medical assistance C IV (9) 7

Index

- psychological assistance C IV (9) 8
- special needs C IV (9) 4 et seq.
- Treatment granted before the issue of residence permit** C IV (7)
 - access to emergency medical treatment C IV (7) 4 et seq.
 - free legal aid C IV (7) 11
 - lacking capacity C IV (7) 2
 - psychological assistance C IV (7) 7
 - safety and protection C IV (7) 8 et seq.
 - special needs of the most vulnerable C IV (7) 6 et seq.
 - subsistence C IV (7) 3
 - sufficient resources C IV (7) 2 et seq.
 - translation and interpreting services C IV (7) 10
- Treatment of residence permit holders** C IV (9) et seq.
 - minors C IV (10)
 - programmes or schemes for third-country nationals concerned C IV (12)
 - treatment granted after the issue of residence permit, see there
 - work, vocational training and education, see Access to labour market, vocational training and education
- UN and European Convention Against Torture** D I 61
- UN Convention Against Transnational Organised Crime** C IV (1) 3
- UN Convention on the Rights of the Child Human Trafficking Directive** C IV (10) 2
- Unaccompanied minor**
 - access to accommodation D III (32)
 - Asylum Procedure Directive D IV (2), (7) 5
 - Asylum Qualification Directive D III (2) 22
 - Asylum Reception Conditions Directive D V (2) 18
 - content of international protection D III (31)
 - definition C II (2) 19 et seq.
 - detention C VII (17) 5
 - establishment of identity and nationality C IV (10) 6 et seq.
 - guarantees in asylum procedures D IV (25)
 - Human Trafficking Directive C IV (2) 9
 - legal representation C IV (10) 9 et seq.
 - locating the family C IV (10) 8
 - meaning C II (2) 19 et seq.
 - minors under Human Trafficking Directive C IV (10) 5 et seq.
 - placement of unaccompanied minors D II (16) 3
 - provisions for vulnerable persons in asylum cases, see Provisions for unaccompanied minors in asylum cases
 - representative of unaccompanied minors D II (16) 1 et seq.
 - return and removal C VII (10) 4 et seq.
 - temporary protection – obligation of Member States D II (16)
 - Temporary Protection Directive D II (2) 30
- Unalienable sphere of private life** D V (7) 11
- Unauthorised residence** C IX (13) 11
- Unforeseen emergency situation** B II (4) 3
- UNHCR**
 - asylum procedure D IV (29)
 - communication with UNHCR in asylum procedures D IV (12) 5
 - Handbook on Procedures and Criteria for Determining Refugee Status of 1979 D I 53
- Uniform status of asylum** D I 14 et seq.
- Uniform visa** B III (24)
 - Visa Code B III (2)
- Union preference principle** C III (14) 14
- Unremunerated trainee**
 - meaning C V (2) 13 et seq.
 - residence permit issued to remunerated trainees C V (14), see also Residence permit
 - specific admission conditions C V (10)
- Unrestricted equal treatment** C X (12) 14 et seq.
- Valid travel documents** B II (5) 7
 - valid travel documents B II (5) 7
- Valid visa** B II (5) 8 et seq.
 - entry conditions for third-country nationals B II (5) 8 et seq.
- Vessel Borders Regulation (EU) No 656/2014** B V (2) 6
- Vessel stateless** B V (2) 7
- Victim of trafficking in human beings** C IX (9) 18 et seq.
- Victims of torture and violence in asylum cases** D V (25)
 - continuous training and confidentiality D V (25) 8
 - drafting history D V (25) 1 et seq.
 - serious acts of violence D V (25) 7
- Visa**
 - annulment and revocation of visa B III (34)
 - application form for Schengen Visa B III (11); B III Annex I
 - applied for at the external border B III (35)
 - compilation of statistics B III (46)
 - conduct of staff B III (39)
 - cooperation with commercial intermediaries B III (45)
 - cooperation with external service providers B III (43)
 - encryption and secure transfer of data B III (44)
 - extension of visa B III (33)
 - forms of cooperation B III (40) et seq.
 - information to the general public B III (47)
 - issued to seafarers in transit at the external border B III (36)
 - list of supporting documents B III Annex II
 - list of third-countries' nationals in need of airport transit visa B III Annex IV
 - local Schengen cooperation B III (48)
 - modification of an issued visa B III (33) et seq.
 - obligations of member States towards persons enjoying temporary protection D II (8) 7
 - Olympic Games B III (49)
 - organisation of visa sections B III (37)
 - Paralympic Games B III (49)

Index

- recourse to honorary consuls B III (42)
- resources for examining applications and monitoring of consulates B III (38)
- standard form for notifying and motivation refusal, annulment or revocation of a visa B III Annex VI
- Visa Code** B III; B III (1) 2 et seq., III (2)
 - airport transit visa B III (2)
 - application B III (2)
 - commercial intermediary B III (2)
 - consulate B III (2)
 - data protection and human rights instruments B III (1) 11
 - definitions B III (2)
 - drafting history B III (1) 1 et seq.
 - issuance of visas B III (4) et seq., see Visa issuance
 - objective and scope B III (1)
 - recognised travel document B III (2)
 - Schengen Implementing Convention (1990) B III (1) 2 et seq.
 - scope B III (1) 6 et seq.
 - separate sheet of affixing a visa B III (2)
 - third-country national B III (2)
 - third country national covered by the Code B III (1) 7
 - third country national covered by the Free Movement Directive B III (1) 8 et seq.
 - third country national covered by the Visa Facilitation Agreements B III (1) 10
 - uniform visa B III (2)
 - Visa Committee B III (52)
 - visa sticker B III (2)
 - visa with limited territorial validity B III (2)
- Visas covered by the Code** B III (1) 6
- Visa fee** B III (16)
- Visa holders under Single Permit Directive** C X (3) 29
- Visa issuance** B III (4) et seq.
 - affixing a visa sticker B III (29)
 - airport transit visa B III (26)
 - application for visa B III (9) et seq., see Application for visa
 - authorities competent for taking part in the procedures relating to applications B III (4)
 - competence in relation to third-country nationals legally present within the territory of a Member State B III (7)
 - consular territorial competence B III (6)
 - filling in visa sticker B III (27)
 - information of central authorities of other Member States B III (31)
 - invalidation of a completed visa sticker B III (28)
 - Member State competent for examining and deciding on an application B III (5), see Member State competent for examining and deciding on a visa application
 - multiple entry visas B III (24) 1
 - refusal of visa B III (32), see also there
 - representation arrangements B III (8)
 - rights deriving from issued visa B III (30)
 - uniform visa B III (24)
 - visa with limited territorial validity B III (25), see also there
- Visa sticker**
 - affixing B III (29)
 - filling in B III (27)
 - invalidation B III (28)
 - Visa Code B III (2)
- Visa with limited territorial validity (LTV)** B III (25)
 - obligation to issue LTV visas B III (25) 3
 - right of appeal B III (25) 2
- Visa Code** B III (2)
- Vocational training in asylum cases** C V (16)
 - drafting history C V (16) 2
 - independence of employment contract C V (16) 3 et seq.
 - relating to employment contract C V (16) 5 et seq.
- Voluntary departure** C VII (7)
 - difference between period for voluntary departure and postponement of removal C VII (9) 6
 - drafting history C VII (7) 2 et seq.
 - extension C VII (7) 8 et seq.
 - general rule C VII (7) 5 et seq.
 - meaning C VII (3) 24 et seq.
 - obligations pending C VII (7) 11 et seq.
 - reasons for refusing C VII (7) 13 et seq.
 - risk to public policy, public security or national security C VII (7) 14 et seq.
- Voluntary return of temporarily protected persons** D II (21)
 - at the end of temporary protection D II (21) 6
 - drafting history D II (21) 1
 - during temporary protection D II (21) 5
 - human dignity D II (21) 2 et seq.
- Vulnerable persons**
 - detention in asylum cases D V (11), see also Detention of vulnerable persons
 - modalities of material reception conditions D V (18) 12 et seq.
 - provisions for vulnerable persons in asylum cases, see Provisions for vulnerable persons in asylum cases
 - Withdrawal of international protection in asylum cases D IV (44)
- Withdrawal of international protection in asylum cases**
 - meaning D IV (2)
 - procedural rules D IV (45)
- Withdrawal of residence permit** C IV (14)
 - ceasing to cooperate C IV (14) 9
 - conditions C IV (14) 2 et seq.
 - discontinuance of proceedings C IV (14) 10
 - fraudulent cooperation C IV (14) 6 et seq.
 - reasons of public policy and protection of national security C IV (14) 8
 - relevant point in time C IV (14) 11
 - renewed contact to perpetrator C IV (14) 4 et seq.

Index

Withdrawal of residence permit and obligation to readmit

- family members C III (22) 7
- obligation to leave the country C III (22) 9 et seq.
- refusal to renew residence permit C III (22) 2 et seq.
- stable and regular resources requirement C III (22) 6
- students C III (22) 5
- withdrawal of residence permit C III (22) 2 et seq.
- workers or self-employed persons C III (22) 5

Withdrawal or loss of status C III (9)

Withdrawal or loss of status

- absence C III (9) 6 et seq.
- expulsion decision C III (9) 5
- EU Blue Card C III (9) 9
- expiry of residence permit C III (9) 16
- fraudulent acquisition C III (9) 4
- loss of entitlement C III (9) 4 et seq.
- reacquisition of status C III (9) 15
- relocation to other Member State C III (9) 13 et seq.
- revocation of international protection C III (9) 12

- status in default of removal C III (9) 17
- threat to public policy C III (9) 10 et seq.

Withdrawal or non-renewal of EU Blue Card C VIII (9)

- absence of sufficient resources C VIII (9) 8
- facultative grounds for withdrawal or non-renewal C VIII (9) 6 et seq.
- fraudulently acquired, falsified or manipulated documents C VIII (9) 3
- mandatory grounds for withdrawal or non-renewal C VIII (9) 2 et seq.
- non-communication of address C VIII (9) 9
- non-fulfilment of conditions C VIII (9) 4
- non-respect of limitations C VIII (9) 5
- public policy, security and health C VIII (9) 7
- social assistance C VIII (9) 10

Withdrawal of an application for asylum

- abandonment of the application D IV (28), see also Implicit withdrawal of an application for asylum
- implicit withdrawal D IV (28), see also Implicit withdrawal of an application for asylum
- procedure D IV (27)

Work contract of a seasonal worker for stay not exceeding 90 days C XI (5) 1 et seq.

Working conditions C X (12) 16 et seq.