

# Application form

GE3\_en\_010820

## Application for reopening of case about family reunification with a spouse

### What can this application form be used for?

This application form can be used to apply for reopening of a case about family reunification with a spouse, when the applicant's application for family reunification with a spouse or partner, who is or were a Turkish citizen residing in Denmark, has been rejected.

A case can be reopened if:

- The rejection is issued from 3 June 2000 or later.
- The spouse or partner in Denmark is or have been a Turkish citizen.
- The reason for the rejection is that the attachment requirement was not met.
- The spouse or partner in Denmark was an economically active Turkish citizen at the time of the original ruling.

### The basis of the possibility for reopening

On 10 July 2019 the European Court of Justice delivered a judgement on the attachment requirement. On the basis of the judgement, it has been assessed that the attachment requirement could not be used as a requirement in cases where the spouse or partner in Denmark was an economically active Turkish citizen.

The applicants whose applications for family reunification have been rejected on the grounds of the attachment requirement can therefore get their cases reopened, if their spouse in Denmark was an economically active Turkish citizen.

Read more about the judgement and the possibility for reopening of certain cases in the news item at [newtodenmark.dk](http://newtodenmark.dk) from 28 August 2019:

[www.nyidanmark.dk/en-GB/News-Front-Page/2019/08/The-attachment-requirement-in-cases-about-family-reunification](http://www.nyidanmark.dk/en-GB/News-Front-Page/2019/08/The-attachment-requirement-in-cases-about-family-reunification).

### What does the application form contain?

This application form contains two parts:

- Part 1 – Information form for the spouse/partner whose application for residence permit was rejected
- Part 2 - Information form for the spouse/cohabitating partner with the right to reside in Denmark

### How do you use the form?

The applicant (the spouse/partner whose application for residence permit in Denmark was rejected) must do the following:

- Fill out **part 1**.
- Attach required documents.
- Submit the application to a Danish diplomatic mission abroad (embassy or consulate general) or to the Danish Immigration Service's Citizen Service. You must book an appointment before you show up at the Citizen Service. Read more about where the Immigration Service's Citizen Service has branch offices and how you book an appointment at [www.newtodenmark.dk/visit-us](http://www.newtodenmark.dk/visit-us).

The spouse/partner with the right to reside in Denmark must do the following:

- Fill out **part 2**.
- Attach the required documents – if applicable.
- Submit part 2 to the Danish Immigration Service no later than 14 days after part 1 has been submitted

Read the instructions on the first page of each part of the form.

There is a checklist at the back of the two parts that can be used to keep track of whether they have been filled out correctly and whether all the required documents have been included.

### For more information

More information about the rules governing family reunification of spouses is available at [newtodenmark.dk](http://newtodenmark.dk). If you have questions when filling out the forms, you can also contact the Danish Immigration Service. See contact information at [www.newtodenmark.dk/contact-us](http://www.newtodenmark.dk/contact-us).

## For official use only

Date received Received by (name and stamp)

## REMEMBER TO COMPLETE THE LAST PAGE OF PART 1

Personal ID/Alien Identification number (Udl.nr.)

GE3a\_en\_010820

## PART 1 (GE3a)

### Application for reopening of case about family reunification with a spouse

#### Instructions

To apply for reopening of a case about family reunification with a spouse part 1 must be filled out by you whose application for residence permit on the grounds of family reunification has been rejected.

You must do the following:

1. Fill out and sign this form (part 1).
2. Attach the required documents.
3. Submit the application to a Danish diplomatic mission (embassy or consulate general) in the country where you live. If you are a legal resident of Denmark, the application may normally be submitted in Denmark.

#### Which documents must you include?

- A copy of your passport (all pages, including the cover).
- A current passport photo of you.

#### How can part 1 of the form be submitted?

You can submit the application at a Danish diplomatic mission in your country of residence. If you already are a legal resident of Denmark, the application may normally be submitted in Denmark.

If the application can be submitted in Denmark, this can be done at the Immigration Service's Citizen Service. You must book an appointment before you show up at the Citizen Service. Read more about where the Immigration Service's Citizen Service has branch offices and how you book an appointment at [www.newtodenmark.dk/visit-us](http://www.newtodenmark.dk/visit-us).

The application can also be sent to the Immigration Service. Read more about where and how you can submit applications at [newtodenmark.dk](http://newtodenmark.dk)

#### Bring your passport

You must bring your current passport when you submit the application or get your digital facial image and fingerprints (biometric features) recorded so the authorities can verify your identity.

#### Recording of biometric features

You must get your biometric features for your residence card recorded in connection with the application being submitted. If you are residing in Denmark or a country where Denmark has a diplomatic mission, you must appear in person to have your biometric features recorded for your residence card.

If you are residing in a country where Denmark has a representation agreement with another country's diplomatic mission, you must appear in person and submit two facial images in connection with the application being submitted. Once you arrive in Denmark, your biometric features will be recorded for your residence card. Read more about biometric residence cards on the last page of part 1 and at [www.newtodenmark.dk/residencecard](http://www.newtodenmark.dk/residencecard).

## 1. The applicant

PLEASE COMPLETE IN CAPITAL LETTERS

Given name(s)

Surname

Nationality

Former nationality (if applicable)

Date of birth (day, month, year)

CPR number (if applicable)

Personal ID (if applicable)

Place of birth (city)

Country of birth

## 2. Name and CPR number of your spouse/cohabitating partner in Denmark

PLEASE COMPLETE IN CAPITAL LETTERS

Spouse's name (Given name(s) and surname)

Spouse's CPR number

### 3. Personal information about you (the applicant)

PLEASE COMPLETE IN CAPITAL LETTERS

Gender

Male  Female

Your current marital status

Unmarried  Married  Cohabiting partner  Widow/widower  Separated

Divorced  Former cohabiting partner

Your address abroad (street and number)

Postal code, city and country

Telephone number

Email address

If you are **currently in Denmark**, you must state your date of entry, address, and contact information in Denmark. If you arrive after the application has been submitted but before the ruling in the case, you must inform the Danish Immigration Service.

**Important:** You must inform the Immigration Service of any change to your address or other contact information.

Last date of entry in Denmark

Address in Denmark (street and number)

Postal code and city

C/O (name)

### 4. Information about your passport and previous visits to Denmark

PLEASE COMPLETE IN CAPITAL LETTERS

**Enclose** copy of your passport (all pages, including the cover). If you receive a new passport while your application is being processed, you will be asked to submit a copy of all pages of the new passport.

National passport

Other travel documentation. Please state which:

Passport number

Date of issue

Date of expiry

In which country is the passport issued?

Have you visited Denmark before (including your current visit, if you are in Denmark)?

Yes  No

If **yes**, when were you in Denmark (from date – to date):

### 5. Comments to the application – if applicable

PLEASE COMPLETE IN CAPITAL LETTERS

## 6. Declarations

### A. Sworn declaration of correctness

I solemnly swear that the information I have given in this application is correct and complete.

If the information is found to be false or incomplete, I am subject to the following penalties:

- Fine or imprisonment of up to two years (Criminal Code section 161, cf. Aliens Act section 40).
- I can be required by law to repay the expenses incurred by the Danish state as a consequence of the false or incomplete information (Aliens Act section 40).
- My residence permit can be revoked (Aliens Act section 19).

### B. Declaration of consent to allow authorities to gather necessary information

I consent to letting the Immigration Service obtain information about my pure private affairs from other Danish authorities, including the police authorities, for the purpose of enabling them to process my application (Public Administration Act section 29).

Such information includes:

- Criminal conditions
- Health conditions
- Intern family conditions
- Social conditions

### C. Sworn declaration that I am not covered by a sanction list

I solemnly swear that I am not covered by a restrictive measure in the form of a restriction with regards to entry and traveling through Denmark (sanction list), decided by the United Nations or the European Union. The sanction lists more specific content can be found at the European External Action Services (EEAS) webpage, [eeas.europa.eu](http://eeas.europa.eu) ([http://eeas.europa.eu/cfsp/sanctions/index\\_en.htm](http://eeas.europa.eu/cfsp/sanctions/index_en.htm)).

If I am found to be covered by a sanction list, decided by the United Nations or the European Union, I can be subject to the following consequences:

- My residence permit can be revoked (the Aliens Act section 19).
- I can be expelled from Denmark (the Aliens Act section 25 a).

### D. Information about data protection

#### Data controller

The Immigration Service is responsible for processing the personal data you provide in this application form and for the data about you we receive in connection with processing the case. Our contact information is: Danish Immigration Service, Farimagvej 51A, 4700 Næstved, CVR-nr.: 77940413, telephone: +45 35 36 66 00, [www.newtodenmark.dk](http://www.newtodenmark.dk)

#### Data protection officer

If you have questions about how we process your personal data, you can contact our data protection officer who has the following contact information: Danish Immigration Service, Farimagvej 51A, 4700 Næstved, Att: Databeskyttelsesrådgiver/Data protection officer

You can also write to our data protection officer via Digital Post (e-Boks) or through our contact form at [www.newtodenmark.dk/contact-us](http://www.newtodenmark.dk/contact-us).

#### Purpose and legal basis

Your data are collected in order to process your application for residence and the possible following residence in Denmark and to control the requirements for this.

The legal basis for processing your personal data is:

- provisions of the Aliens Act (udlændingeloven), in particular: section 1 (relating to entry into Denmark and residence)
- the General Data Protection Regulation (GDPR) 6.1(c) (relating to the processing of data in order to comply with a legal obligation to which the controller is subject) and 6.1 (e) (relating to the exercise of official authority vested in the Immigration Service by the Aliens Act)
- GDPR 9.2 (f) (relating to the necessity of processing in order to establish, exercise or defend legal claims)
- The Data Protection Act section 8 (relating to the administration only being allowed to process information about criminal offences if it is necessary for the official authorities' tasks).

You are obligated to provide the information necessary for deciding whether you are eligible for a Danish residence permit (Aliens Act section 40). Failure to provide the information can result in a fine or up to one year imprisonment, as well as placing your residence permit in jeopardy (Aliens Act section 60).

The information you supply or have supplied in connection with your application for a residence permit will be registered in the Danish immigration authorities' registers. The same holds true for any information you give in conjunction with an application to extend your residence. If you receive a residence permit, it will be registered in the Civil Registration System. The Civil Registration System is a computerised register maintained by the Ministry of Social Affairs and the Interior.

### Types of personal data

We process the following types of data about you:

- General personal data, such as: information about your identity; citizenship and nationality; travel routes; information about your family; memberships of associations; financial information; information about your refugee status; and whether you have committed any legally punishable offences
- Sensitive personal data, such as: political opinions or religious beliefs; health information and biometric data collected for the purpose of establishing your identity.

### Recipients and categories of recipients

The Immigration Service can, in certain situations, share your data with other authorities. We regularly share data with: the police, municipal authorities, the Danish Security and Intelligence Service and the Danish Defence Intelligence Service (in accordance with section 45 a of the Aliens Act), the public prosecutor (in accordance with section 45 c of the Aliens Act), the Immigration Appeals Board, the Refugee Appeals Board, The Ministry of Immigration and Integration, the Danish Return Agency, The Danish Agency for International Recruitment and Integration, Danish Agency for Science and Higher Education, The Danish Parliament, and the Foreign Ministry, in particular the embassies and consulates.

Data are shared when it is necessary for the Immigration Service to exercise our official authority, including when we are legally obliged to share data.

In certain situations, the Immigration Service may provide data to a third-party data processor. In addition, other authorities and private organisations can have access to this information (Aliens Act section 44a). In isolated cases, the Immigration Service will share data with other public authorities, private-sector organisations and foreign organisations and authorities.

### Origin of information

The Immigration Service processes the personal data you have provided in this application form and data you may provide at a later point in the case process.

In addition, we will process data obtained from:

- any of your possible previous cases with the Immigration Service,
- searches in databases, such as: the Civil Registration System, the income register (eIndkomst), the Central Register of Buildings and Dwellings (BBR), the Central Crime Register (KR), the Central Passport Register and the Schengen Information System (SIS II),
- other authorities, such as: the police, municipal authorities, the Danish Agency for International Recruitment and Integration, the Immigration Appeals Board, the Refugee Appeals Board, the Danish Security and Intelligence Service, The Ministry of Immigration and Integration, the Danish Return Agency, and the Foreign Ministry, in particular the embassies and consulates,
- third-parties, such as: employers and educational institutions, and
- the person who might be sponsoring your application, as well as any previous cases the person may have had at the Immigration Service.

### Storage of data

The Immigration Service will store your data for as long as it is necessary for us to establish or defend a legal claim to residence.

Data submitted as part of an immigration-related matter can be stored for use by the Immigration Service at a later date. The data stored by the Immigration Service can be used in applications to extend a residence permit, when revoking a residence permit, when lapsing a residence permit, applications for permanent residency, applications for naturalisation, when revoking citizenship and in your children's cases, or in the event they may be involved in an application for family reunification.

If data can be deleted at an earlier point, deletion will be considered. Similarly, access to data can be restricted.

Finally, it should be mentioned that data will also have to be transferred to the National Archives within 30 years, in accordance with section 13 of the Archive Act (arkivloven).

If you have your finger prints and facial photo taken for use with your residence card and for identification and identity control, your fingerprints and photo will be stored in the immigration authorities' database. If you are granted a residence permit, your fingerprints and photo are stored for 10 years. If you are not granted a residence permit, your fingerprints and photo are stored for 20 years. If you are granted Danish citizenship, your fingerprints and photo will be deleted.

### Consent

The Immigration Service does not request consents in order to process personal data, as is otherwise required by the GDPR, since processing authority is granted by 6.1 (e) and 9.2 (f) of the GDPR (see section 3).

You may be asked for legal consent. Such a consent is not the basis for the specific procession of personal data but is instead a warranty provision in accordance with e.g. the Public Administration Act (forvaltningsloven) or the Aliens Act.

### Rights

Under the GDPR, you have certain rights:

- You have the right to access which data about you the Immigration Service is processing.
- You have the right to request that corrections are made to personal data about you that you feel are inaccurate.
- In special situations you have the right to have data about you deleted or to restrict the processing of your personal data, if the data is no longer necessary for the processing of your case.
- You have the right to object to otherwise legal processing of your personal data.

You can read more about your rights in the Danish Data Protection Agency's guidance about the GDPR at [www.datatilsynet.dk](http://www.datatilsynet.dk). If you would like make use of your rights under the GDPR, contact the Immigration Service.

### Complaints to the Data Protection Agency

You have the right to submit a complaint to the Data Protection Agency if you are dissatisfied with the way we process your personal data. Information about how to do so is available at [www.datatilsynet.dk](http://www.datatilsynet.dk)

### **E. Notification that information can be passed on to Danish intelligence agencies and prosecuting authority**

The information and documents that you submit with your application can be passed on to Danish intelligence agencies and the Danish public prosecuting authority (Aliens Act section 45 a and section 45 c). This process can be initiated by Danish immigration authorities, Danish intelligence agencies or the Danish public prosecutor.

The prosecuting authority will be able to use the information to evaluate whether there are grounds for prosecuting you for crimes committed in Denmark or abroad, to identify victims of or witnesses to a specific crime, or to aid foreign law enforcement agencies.

### **F. Notification that some information will be passed on to local Danish authorities**

Danish immigration authorities give certain information to authorities in the municipality (kommune) where you will live, should you be given a residence permit (Aliens Act section 44a).

The municipality will also be informed if:

- your residence permit is not renewed at a later point or has been revoked,
- your residence permit is found to be lapsed, or
- your residence permit is made permanent.

Finally, the municipality where you live will have access to information about you contained in the Danish immigration authorities' registers if the information is necessary for it to carry out its duties.

The municipality will have access to data contained in the Danish Immigration Service's registers required for processing your case, including:

- Information about existing and other earlier grounds for residence.
- Information about the status of your application, including the date it was submitted, type of application and whether a decision has been appealed, etc.
- Information regarding your progress in Danish classes.
- Information about municipalities where you have previously resided.

### **G. Information that some information will be passed on to your employer**

The Danish immigration authorities will inform your possible current and previous employers, who you have been working for within the last 3 months, if your application for residence permit is refused, if extension of your residence permit is denied, if the residence permit has lapsed or is being revoked (Aliens Act section 44a).

The immigration authorities can obtain information in the income registry (eIndkomst) about the salaries that have been paid to you within the last 3 months if necessary (Aliens Act section 44a).

### **H. Information regarding possible verification by the authorities of the information you have supplied**

The Immigration Service may seek to verify the accuracy of the information you have given in this application. This may happen while the application is being processed or later, if you are granted a permit. If you are granted a permit and the Immigration Service finds that you no longer meet the requirements of your residence permit, your permit may be revoked. Verification may be conducted at random and is not necessarily an indication that the Immigration Service suspects you of providing false information, or of not meeting the requirements of your residence permit.

Verification may involve the following:

- Checking public registers, such as the Civil Registration System.
- Comparison of information contained in the Danish immigration authorities' registers with records held by the Civil Registration System (CPR), the Buildings and Housing Registry (BBR) or the income registry (eIndkomst).
- Contacting other authorities, such as municipalities.
- Contacting third parties, such as employers or places of study.
- Turning up in person at your residence, place of study or workplace.

You may be asked to supply additional information as part of the verification process.

**I. Information about the consequences for permanent residence, if you have worked against the establishment of your identity**

You are obligated to provide correct information about your identity. If you have worked deliberately against the establishment of your identity in connection with your application for residence permit/extension of residence permit, it could mean, that you cannot be granted a permanent residence permit in the future. This applies if you e.g. present falsified identity documents, or if you give untrue information about your name, date of birth (age), country of birth or citizenship.

**7. Signature****PLEASE COMPLETE IN CAPITAL LETTERS**

**By signing below, I confirm that I have read, understood and accepted the terms laid out in sections 6 A-C and have read and understood the information laid out in section 6 D-I.**

Name

Date and place

Signature

**Have you remembered everything?**

It is important that you make certain that the form is filled out correctly and that you have included the necessary documents before submitting your application.

We recommend using the checklist below before submitting the application.

**Checklist**

**Before submitting your application, please ensure you have enclosed the following:**

- Current passport photo of you
- Copy of your passport (all pages including cover).

**It is also important to**

- answer all questions, and
- sign and date the application.

**Remember to bring your passport when you submit your application**

**Biometric features required on residence cards**

If you submit your application in Denmark or in a country where Denmark has a diplomatic mission, you must appear in person to have your digital facial image and fingerprints (biometric features) recorded for your residence card.

If you submit your application at the diplomatic mission of a country with which Denmark has a representation agreement, you must appear in person to submit two facial images. Upon arrival in Denmark, your biometric features will be recorded for your residence card.

If you send your application by post or fax or if it is submitted by a third-party such as a lawyer, you must appear in person to have your biometric features recorded **within 14 days** of the application being submitted. If you reside in a country where Denmark has a representation agreement with another country's diplomatic mission, you must appear in person to submit two facial images **within 14 days** of submitting your application. When you appear to have your biometric features recorded or to submit your facial images, please remember to bring a photocopy of the first three pages of this application form. This will allow the immigration authorities to match your biometric features with the application. **Please note** if you refuse to get your facial image or fingerprints recorded in connection with submitting your application, your application will be **rejected**.

Please **bring your passport** or other form of travel documentation when having your biometric features recorded or when submitting your facial images. In addition to your biometric features, your signature will also be recorded. Facial images and fingerprints are stored on a microchip embedded in the residence card. If you are not physically capable of providing fingerprints, you are exempt from the requirement to be fingerprinted.

Biometric features can be recorded at the Immigration Service's Citizen Service. You must book an appointment before you show up at the Citizen Service. Read more about where the Immigration Service's Citizen Service has branch offices and how you book an appointment at [www.newtodenmark.dk/visit-us](http://www.newtodenmark.dk/visit-us).

If you live abroad, the website of the Danish Ministry of Foreign Affairs contains a list of embassies and consulates, as well as Danish representation agreements with other countries' diplomatic missions (um.dk).

Read more about residence cards and biometric features at [www.newtodenmark.dk/residencecard](http://www.newtodenmark.dk/residencecard).

## For official use only: Comments and forwarding endorsements

Who submitted the application?

Applicant                       Sponsor/reference                       Other, indicate whom:

Comments

PLEASE REMEMBER TO COMPLETE 'FOR OFFICIAL USE ONLY' ON PAGE 2 OF THIS FORM

## For official use only: Checklist

Are names and passport information in accordance with shown identification?  Yes  No

Has the applicant been advised that a current passport photo of the applicant must be submitted?  Yes  No

Have all questions been answered?  Yes  No

Has the application been signed by the applicant?  Yes  No

Has a copy of the applicant's passport been included (all pages including front page)?  Yes  No

## PART 2 (GE3b)

### Information form for the applicant's spouse/cohabitating partner in Denmark

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#### Instructions

You (the spouse/partner who already has the right to live in Denmark), must fill out part 2 of the form.

You must do the following:

1. Fill out this form.
2. Attach the required documents.
3. Submit part 2 to the Danish Immigration Service. If your spouse (the applicant) is currently in Denmark, this part (part 2) should be submitted at the same time as the applicant's part 1.

You can submit part 2 at the Immigration Service's Citizen Service. You must book an appointment before you show up at the Citizen Service. Read more about where the Immigration Service's Citizen Service has branch offices and how you book an appointment at [www.newtodenmark.dk/visit-us](http://www.newtodenmark.dk/visit-us).

Part 2 can also be sent to the Immigration Service. Read more about where and how you can submit applications at [newtodenmark.dk](http://newtodenmark.dk)

#### Which documents should you include?

- Documentation for your housing situation.

### 1. Information about you (the spouse/partner already living in Denmark)

PLEASE COMPLETE IN CAPITAL LETTERS

Given name(s)	
Surname	CPR number
Nationality	Former nationality (if applicable)
Gender <input type="checkbox"/> Male <input type="checkbox"/> Female	
Place of birth (city)	Country of birth
Telephone number	Email address

### 2. Information about your spouse/cohabitating partner applying for reopening of the case about a residence permit in Denmark

PLEASE COMPLETE IN CAPITAL LETTERS

Given name(s)		
Surname		
Date of birth (day, month, year)	Gender <input type="checkbox"/> Male <input type="checkbox"/> Female	Nationality

### 3. Information about your economic activity

PLEASE COMPLETE IN CAPITAL LETTERS

When the Immigration Service assesses the possibility for reopening of your spouse/partner's case, we must examine whether you could be considered as economically active at the time of the original ruling. This means that you according to the EU rules where either an employee, self-employed or a service provider.

If information about this appears in the original case the Immigration Service will use the information you have stated there. If we lack information about your economic activity we will ask you to send us more information.

You can help to get the shortest possible application processing time if you in advance inform us about your employment conditions at the time of the original ruling below.

	Place of employment and contact information	Job description (brief)	Weekly working hours	Date of employment	Date of resignation
1.					
2.					

3.					
4.					

## 4. Residence

**PLEASE COMPLETE IN CAPITAL LETTERS**

In order for your spouse/cohabiting partner to be granted a Danish residence permit, it is normally required that you have an independent reasonably sized residence at your disposal.

If you are presently living abroad and will not begin living in Denmark until your spouse/cohabiting partner obtains a residence permit, indicate below to the extent possible in which municipality (kommune) you plan to live.

Are you currently living abroad?

Yes  No

If **yes**, indicate which municipality (kommune) you are moving to if your spouse/cohabiting partner is granted a residence permit in Denmark:

You must fill out the information below about your residence if you are residing in Denmark. You must also fill out the information if you are residing abroad and you already have an individual residence in Denmark at your disposal where you and your spouse are to live.

If you are residing abroad and you do not have a residence in Denmark at your disposal, you can skip the rest of section 10. You should be aware of that the Immigration Service in some cases can postpone the point in time when you have to meet the housing requirement with up to 6 months after your spouse/cohabiting partner has been granted a residence permit.

Do you rent your residence?

Yes  No

If **yes**, you must answer the following:

Do you rent a co-operatively owned residence (andelsbolig or anpartsbolig)?

Yes  No

If **yes**, you must **enclose** documentation that the rental agreement is approved by the co-operative association.

Do you rent your residence for a limited period of time?

Yes  No

If **yes**, when does your rental expire?

**Enclose** a copy of your rental contract with the landlord.

Do you rent your residence as **sublease** (fremleje)?

Yes  No

If **yes**, state the following:

When does your sublease contract expire?

**Enclose** a copy of your sublease contract with the landlord.

Do you have a part of a residence at your disposal as an owner, renter, sublessor or co-operative owner?

Yes  No

If **yes**, does the part of the residence that you have disposal of appear as one unit and does it have a separate entrance?

Yes  No

If **no**, do you live in a collective (kollektiv), housing community (boligfællesskab) or similar?

Yes  No

Do you own your own residence?

Yes  No

If yes, you must **enclose** a copy of your deed or the final sales contract.

Do you own your residence as part of an owner co-operative (andelsbolig or anpartsbolig)?

Yes  No

If yes, you must **enclose** a copy of your share certificate (andelsbevis or anpartsbevis).

Do you live in student housing (kollegium) or in a rented room (klubværelse)?

Yes  No

If yes, you must **enclose** documentation.

How large is your residence? You must describe the measure in m<sup>2</sup>. If you have a part of the residence at your disposal, state the number of m<sup>2</sup> of the part of the residence that you have at your disposal)

How many rooms are there in your residence? (Kitchen, bathroom, foyer, staircase, storage rooms, etc. are not considered rooms)

How large is each room? (You must describe the m<sup>2</sup> for each room)

How many people will live in your residence? (Please include the people currently living there and the people who are applying for family reunification in Denmark)

## 5. Declaration regarding public assistance

**PLEASE COMPLETE IN CAPITAL LETTERS**

Normally, it is a requirement that you are able to support yourself if your spouse/cohabitating partner is to be granted a residence permit. This means that you cannot have received public assistance under the terms of the Active Social Policy Act (lov om aktiv socialpolitik) or the Integration Act (integrationsloven) for the last three years prior to the ruling of the residence permit (Aliens Act section 9 (5)). The requirement does not apply if the benefits are small, one-time benefits that are not related to assistance or benefits that are comparable to wages or a pension or the equivalent.

**Examples of benefits granted under the terms of the Active Social Policy Act or the Integration Act**, and therefore will have an influence on whether your spouse/cohabitating partner can be granted a residence permit:

- Social Security (kontanthjælp)
- Integration benefits (integrationsydelse)
- Danish Start Help (starthjælp)
- Rehabilitation benefits (revalideringsydelse)

**Examples of benefits that do not have an influence** on whether you spouse/cohabitating partner can be granted a residence permit:

- Student grants (SU)
- Benefits paid during periods of unemployment (arbejdsløshedsdagpenge), illness (sygedagpenge) or paternity leave (barselsdagpenge)
- Pension (including early aged pension and old aged pension)
- Housing assistance (boligstøtte) granted under the terms of Individual Housing Assistance Act (lov om individuel boligstøtte)
- Financial support granted to an employer upon hiring you in a wage subsidies (løntilskud) or flexjob (fleksjob) position
- Full subsidised places for children in day-care (friplads)
- Tax-free educational grant

Below you must solemnly swear on whether you have received public benefits under the terms of the Active Social Policy Act or the Integration Act for the last three years regardless of the size of the benefit. Thereafter the Immigration Service will access if the benefit (if applicable) is covered by the self-support requirement.

If it is required that you are able to support yourself, your spouse's/cohabitating partner's residence permit can be revoked if you receive public benefits under the terms of the Active Social Policy Act or the Integration Act until your

spouse/cohabitating partner has been granted a permanent residence permit.

**Please note**, the Immigration Service will obtain information from the income registry (eIndkomst) when the application is being processed regarding whether you have received benefits under the terms of the Active Social Policy Act or the Integration Act. If there is an inconsistency between your information and the information from the income registry, you will be asked to submit comments.

**Furthermore** you should note that you will be punished with a fine or imprisonment of up to two years if the information you have provided is found to be false (Criminal Code section 161, cf. Section 40).

### Declaration regarding public assistance

(Tick only one box)

I **solemnly swear** that I have **not** received public assistance under the terms of the Active Social Policy Act or the Integration Act for the last three years.

I **swear** that I **have received the following types of public assistance** under the terms of the Active Social Policy Act for the last three years:

Benefit	Monthly amount	Start date (day/month/year)	End date (day/month/year)	Municipality, that has paid the benefit

## 6. Other relevant information

**PLEASE COMPLETE IN CAPITAL LETTERS**

If you have other information you believe is relevant for the Immigration Service to know, when we process the case, you must write it below. It can be information about the applicant's or your own situation. It can also be changes in your relationship that occurred after the Immigration Service made the latest ruling in the case, and that you wish to have included in the processing of the reopened case.

## 7. Declarations and information

### A. Sworn declaration of correctness

I hereby solemnly swear that the information I have given in this form is correct.

If the information is found to be false, I am subject to the following penalties:

- Fine or imprisonment of up to two years (Criminal Code section 161, cf. Aliens Act section 40).
- I can be required by law to repay the expenses incurred by the Danish state as a consequence of the false information (Aliens Act section 40).
- The applicant's residence permit can be revoked (Aliens Act section 19).

**B. Sworn declaration that I have not been convicted of crimes against a spouse/cohabiting partner**

I hereby solemnly swear that I have not been found guilty of a serious criminal offence against a spouse or cohabiting partner within the past ten years. 'Serious criminal offence' includes crimes for which I have been sentenced to imprisonment, suspended or otherwise, or other punishment of a criminal offence that involves or leaves open the possibility of imprisonment.

Such violations of the Danish Criminal Code include:

- sec. 213 – Offences against family relationships
- sec. 216 or 217, sec. 224 or 225, cf. sec. 216 or 217, sec. 228, sec. 229 (1) – Sexual offences
- sec. 237 or sec. 243-246 and sec. 250 – Offences of violence against the person
- sec. 260, 261 and 262 a – Offences against personal liberty
- sec. 266 – Threats

If the declaration is found to be false, I am subject to the following penalties:

- Fine or imprisonment of up to two years (Criminal Code section 161, cf. Aliens Act section 40)
- I can be required by law to repay the expenses incurred by the Danish state as a consequence of the false declaration (Aliens Act section 40).
- The applicant's residence permit can be revoked (Aliens Act section 19).

**C. Information about data protection**Data controller

The Immigration Service is responsible for processing the personal data you provide in this application form and for the data about you we receive in connection with processing the case. Our contact information is: Danish Immigration Service, Farimagvej 51A, 4700 Næstved, CVR-nr.: 77940413, telephone: +45 35 36 66 00, [www.newtodenmark.dk](http://www.newtodenmark.dk)

Data-protection officer

If you have questions about how we process your personal data, you can contact our data-protection officer who has the following contact information: Danish Immigration Service, Farimagvej 51A, 4700 Næstved, Att: Databeskyttelsesrådgiver/Data protection officer

You can also write to our data protection officer via Digital Post (e-Boks) or through our contact form at [www.newtodenmark.dk/contact-us](http://www.newtodenmark.dk/contact-us).

Purpose and legal basis

Your data are collected in order to process this application and the applicant's continual residence in Denmark and to control the requirements for this.

The legal basis for processing your personal data is:

- provisions of the Aliens Act (udlændingeloven), in particular: section 1 (relating to entry into Denmark and residence)
- the General Data Protection Regulation (GDPR) 6.1(c) (relating to the processing of data in order to comply with a legal obligation to which the controller is subject) and 6.1 (e) (relating to the exercise of official authority vested in the Immigration Service by the Aliens Act)
- GDPR 9.2 (f) (relating to the necessity of processing in order to establish, exercise or defend legal claims)
- The Data Protection Act section 8 (relating to the administration only being allowed to process information about criminal offences if it is necessary for the official authorities' tasks).

You are not obligated to answer the questions in this form. If you chose not to answer one or more questions, the Danish Immigration Service can order you to provide the information that is necessary to assess whether your spouse/cohabiting partner can be granted a Danish residence permit (Aliens Act section 40). If you do not provide the information it can result in your spouse/cohabiting partner not being granted a residence permit.

The information you have supplied in this form will be registered in the Danish immigration authorities' registers. The same holds true for any information you give later in conjunction with an application to extend your spouse's/cohabiting partner's residence permit.

Types of personal data

We process the following types of data about you:

- General personal data, such as: information about your identity; citizenship and nationality; travel routes; information about your family; memberships of associations; financial information; information about your refugee status; and whether you have committed any legally punishable offences
- Sensitive personal data, such as: political opinions or religious beliefs; health information and biometric data collected for the purpose of establishing your identity.

Recipients and categories of recipients

The Immigration Service can, in certain situations, share your data with other authorities. We regularly share data with: the police, municipal authorities, the Danish Security and Intelligence Service and the Danish Defence Intelligence Service (in accordance with section 45 a of the Aliens Act), the public prosecutor (in accordance with section 45 c of the Aliens Act), the Immigration Appeals Board, the Refugee Appeals Board, The Ministry of Immigration and Integration, the Danish Return

Agency, The Danish Agency for International Recruitment and Integration, The Danish Parliament, and the Foreign Ministry, in particular the embassies and consulates.

Data are shared when it is necessary for the Immigration Service to exercise our official authority, including when we are legally obliged to share data.

In certain situations, the Immigration Service may provide data to a third-party data processor. In addition, other authorities and private organisations can have access to this information (Aliens Act section 44a). In isolated cases, the Immigration Service will share data with other public authorities, private-sector organisations and foreign organisations and authorities.

#### Origin of information

The Immigration Service processes the personal data you have provided in this application form and data you may provide at a later point in the case process.

In addition, we will process data obtained from:

- any of your possible previous cases with the Immigration Service,
- searches in databases, such as: the Civil Registration System, the income register (eIndkomst), the Central Register of Buildings and Dwellings (BBR), the Central Crime Register (KR), the Central Passport Register and the Schengen Information System (SIS II),
- other authorities, such as: the police, municipal authorities, the Danish Agency for International Recruitment and Integration, the Immigration Appeals Board, the Refugee Appeals Board, the Danish Security and Intelligence Service, The Ministry of Immigration and Integration, the Danish Return Agency, and the Foreign Ministry, in particular the embassies and consulates,
- third-parties, such as: employers and educational institutions, and
- the person, who is applying because of his/her relation to you, as well as any previous cases the person may have had at the Immigration Service.

#### Storage of data

The Immigration Service will store your data for as long as it is necessary for us to establish or defend a legal claim to residence.

Data submitted as part of an immigration-related matter can be stored for use by the Immigration Service at a later date. The data stored by the Immigration Service can be used in applications to extend a residence permit, when revoking a residence permit, when lapsing a residence permit, applications for permanent residency, applications for naturalisation, when revoking citizenship and in your children's cases, or in the event they may be involved in an application for family reunification.

If data can be deleted at an earlier point, deletion will be considered. Similarly, access to data can be restricted.

Finally, it should be mentioned that data will also have to be transferred to the National Archives within 30 years, in accordance with section 13 of the Archive Act (arkivloven).

#### Consent

The Immigration Service does not request consents in order to process personal data, as is otherwise required by the GDPR, since processing authority is granted by 6.1 (e) and 9.2 (f) of the GDPR (see section 3).

You may be asked for legal consent. Such a consent is not the basis for the specific procession of personal data but is instead a warranty provision in accordance with e.g. the Public Administration Act (forvaltningsloven) or the Aliens Act.

#### Rights

Under the GDPR, you have certain rights:

- You have the right to access which data about you the Immigration Service is processing.
- You have the right to request that corrections are made to personal data about you that you feel are inaccurate.
- In special situations you have the right to have data about you deleted or to restrict the processing of your personal data, if the data is no longer necessary for the processing of your case.
- You have the right to object to otherwise legal processing of your personal data.

You can read more about your rights in the Danish Data Protection Agency's guidance about the GDPR at [www.datatilsynet.dk](http://www.datatilsynet.dk). If you would like make use of your rights under the GDPR, contact the Immigration Service.

#### Complaints to the Data Protection Agency

You have the right to submit a complaint to the Data Protection Agency if you are dissatisfied with the way we process your personal data. Information about how to do so is available at [www.datatilsynet.dk](http://www.datatilsynet.dk)

#### **D. Information regarding possible verification by the authorities of the information you have supplied**

The Immigration Service may seek to verify the accuracy of the information you have given in this application. This may happen while the application is being processed or later, if the applicant is granted a permit. If the applicant is granted a

permit and the Immigration Service finds that he/she no longer meets the requirements of his/her residence permit, his/her permit may be revoked. Verification may be conducted at random and is not necessarily an indication that the Immigration Service suspects you of providing false information, or suspects the applicant of not meeting the requirements of his/her residence permit.

Verification may involve the following:

- Checking public registers, such as the Civil Registration System
- Comparison of information contained in the Danish immigration authorities' registers with records held by the Central Office of Civil Registration (CPR Office), the Buildings and Housing Registry (BBR) or the income registry (eIndkomst)
- Contacting other authorities, such as municipalities
- Contacting third parties, such as employers or places of study
- Turning up in person at your residence, place of study or workplace

You may be asked to supply additional information as part of the verification process.

## 8. Signature

**PLEASE COMPLETE IN CAPITAL LETTERS**

**I confirm that I have read, understood and accepted the terms laid out in section 7 A-B and have read and understood the terms laid out in section 7 C-D.**

Name

Date and place

Signature

## Attachment 1: Sworn declaration that I will support the applicant (To be completed only if you are not married or if your marriage can not be recognized by Danish Law)

**PLEASE COMPLETE IN CAPITAL LETTERS**

This declaration is only to be filled out if you are **not** married to the applicant or if your marriage can **not** be recognized by Danish law.

If you are married to the applicant, Danish law requires you to financially support your spouse.

If you are not married to the applicant, you must accept the obligation to financially support your cohabiting partner.

If we assess that your marriage cannot be recognized by Danish law, we will assess whether you can be regarded as cohabiting partners. You have to accept the obligation to support the applicant if the applicant is to be granted a residence permit on the grounds of cohabitation.

By signing this declaration, you agree to accept this obligation.

If your cohabiting partner is granted a residence permit, we will send a copy of this declaration to the municipality (kommune) in which you live.

If you are currently residing abroad, we will send a copy of the declaration to the municipality where you plan to live.

I (name)

CPR number

Address

Hereby declare that I will give my full financial support to::

Name

Date of birth

Nationality

Personal ID (if applicable)

for as long as he/she holds a temporary residence permit in accordance with section 9(1) (i) or section 9c(1) of the Danish Aliens Act.

I understand that signing this declaration is a requirement for my cohabiting partner to be granted a residence permit (section 9(3) or section 9c(1) (ii) of the Aliens Act).

Furthermore, I am aware that if my cohabiting partner receives public assistance under the terms of the Active Social Policy Act or the Integration Act, that the local council (kommunalbestyrelsen) will require that I reimburse the municipality (kommune), and that if I fail to pay, the local council will collect payment from me in accordance with legislation governing the collection of income tax (Aliens Act section 9(22)).

Finally, I am aware that if my cohabiting partner requires long-term assistance, the Danish Immigration Service can decide to expatriate him/her (section 3 of the Active Social Policy Act). If this occurs, my cohabiting partner's residence permit will be revoked (section 18 of the Aliens Act).

Date and place

Signature

## Have you remembered everything?

It is important that you make certain that the form is filled out correctly and that you have included the necessary documents before submitting your application.

We recommend using the checklist below before submitting the application.

## Checklist

### Before submitting this form, please ensure you have:

- answered all questions,
- signed and dated in section 8,
- fill and sign attachment 1 if applicable, and
- attached documentation for your residence.

### For official use only: Checklist

Have all questions been answered?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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Has the form been signed by the reference?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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