



What does a pronouncement of undesirability mean for you as a foreign national?

In this folder you will find out what the pronouncement of undesirability is and what it means for you.

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1. What is a pronouncement of undesirability?

It says in a pronouncement of undesirability that you are undesirable in the Netherlands. You will receive a pronouncement of undesirability if the IND decides that you pose a danger to the Netherlands. It is a measure against persons who have usually committed a criminal offence. A crime is often concerned. If a pronouncement of undesirability has been issued, you must depart from the Netherlands immediately. Afterwards you will not be allowed to re-enter the Netherlands. An alert for you will be entered in an information system for the pronouncement of undesirability. Find out under question 3 what an alert is.

2. How long does the pronouncement of undesirability last?

The pronouncement of undesirability usually has no end date and stops only if the IND decides to do so. This is possible if you request lifting of the pronouncement of undesirability. How to request lifting is explained under question 8.

3. What does an alert in an information system mean?

An alert for you will be entered for the pronouncement of undesirability. Issuing of an alert or alert means that the government places your personal details in an information system. Your alert enables border guards and the police to see in the information system that you are an undesirable foreign national. After checking they can hold you back at the border. In that case you are not allowed to enter the country. The decision says in which system an alert for you has been entered.

There are 2 systems:

- Implementation & Detection (E&S) (in Dutch: *Executie & Signalering*, or E&S): this is an information system of the Dutch police and Royal Netherlands (*Koninklijke*) Marechaussee.
- Schengen Information System (SIS): this is a European system that border guards and the police of Schengen countries can check. Find out which countries are Schengen countries on www.ind.nl/schengengebied or www.ind.nl/schengenarea.

An alert for you can only be entered in 1 system.

4. When will your details be removed from the SIS or E&S?

If you have requested permanent lifting of the pronouncement of undesirability and this request has been approved.

5. What happens if you remain in the Netherlands anyway?

Remaining in the Netherlands is a punishable offence. You can get a prison sentence of 6 months at most or a fine of a few thousand euros. This is laid down in Section 197 of the Dutch Criminal Code (*WvSr*).

6. What can you do if you disagree with the pronouncement of undesirability?

You can object to the IND. The decision you have received says how to do this.

7. When will you be allowed to travel to the Netherlands again?

If the IND lifts your pronouncement of undesirability. They do so only if you request this and the IND approves your request.

8. How do you request (temporary) lifting of the pronouncement of undesirability?

You can request to have the pronouncement of undesirability lifted. In very special and urgent situations you can request temporary lifting. To request lifting you use the form *Request for lifting of a pronouncement of undesirability, entry ban or decision to issue an alert* (9004 (Dutch) or 9504 (English)) on the website. Fill it in and send it to the IND.

Someone else can also request to have the pronouncement of undesirability lifted for you. Then you must give that person official permission to take action on your behalf. You state this in the form with your signature. This is called an authorisation.

9. What should you do if you have questions?

- Visit our website on www.ind.nl/ongewenstverklaring or www.ind.nl/en/undesirability.
- Call the information line of the IND via +31 88 043 04 30. This number can be reached from Monday to Friday from 09.00 to 17.00 hours.

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