

Who are we?

The Romanian National Council for Refugees (CNRR) is a non-governmental organization established in 1998, which acquired the status of public utility foundation in 2003.

During our more than 25 years of work in the field of asylum and migration, our mission has remained the same - to defend and promote by all legal means human rights in general, and the rights of asylum seekers, refugees and immigrants in particular.

Since 2011 we have created, through the projects we have conducted, a network of lawyers and interpreters specialized in the field of migration.

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MINISTERUL AFACERILOR INTERNE
INSPECTORATUL GENERAL PENTRU IMIGRĂRI
Organismul intermediar FAMI



**Fundația Consiliul Național Român
pentru Refugiați (C.N.R.R.)**



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Have you received a return decision?

Free legal advice provided by the
Romanian National Council for
Refugees (CNRR).

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What is a return decision?

The return decision is an administrative act issued by the General Inspectorate for Immigration by which **the illegal stay on the territory of Romania is acknowledged and which establishes the obligation to leave Romania, as well as the term in which you can leave voluntarily**. The return decision is issued in the following situations:

- at your request, when your stay has become illegal,
- if your right of residence has been revoked or cancelled,
- if your Romanian entry visa has been revoked or cancelled.

Important!^[1]

If the authorities consider there is a risk that you might abscond from the voluntary execution of the return obligation, a decision that you should be returned under escort may be issued, which, according to the law, can be challenged within 10 days and can be implemented within 24 hours from the moment of detection.

[1] Art. 83 para. (2), corroborated with art. 85, para. (2) and art. 90 para. (1) of the Emergency Ordinance No. 194/2002 on the regime of foreigners in Romania, republished, as subsequently amended and completed.

What you need to know about the return decision

The return decision may be challenged within 10 days counting from the date on which it was communicated, by lodging an appeal at the court of appeal having jurisdiction over the territorial formation of the General Inspectorate for Immigration which issued the return decision. The court shall hear and rule on the appeal within 30 days from the date of its receipt. The court's decision is final. You must file the appeal within the legal deadline and have a good reason! The appeal against the return decision suspends the execution of the removal measure!

Important!

If you entered Romania on the basis of an international convention or a normative act by which you were exempted from the obligation to obtain a visa, according to the provisions of art. (4) of GEO No. 194/2002, you will be notified of the termination of the right of residence by a return decision, in the following situations:

- it is found that on the date of your entry into Romania you did not meet the requirements provided the legislation in the matter of foreigners [2]
- you entered the country based on false documents or information;
- you have smuggled in or attempted to smuggle in other aliens, or you have assisted in their transportation or accommodation;
- you have violated customs regulations, crossed or attempted to cross the state border illegally;
- you entered Romania during the prohibition period previously imposed upon you;
- you did not comply with the stated purpose when entering Romania or you have violated the legal provisions regarding employment;
- after entering the territory of Romania, you have been declared undesirable or a measure of prohibition of entry into Romania was ordered against you.

[2] Emergency Ordinance No. 194/2002 on the regime of foreigners, republished, as subsequently amended and completed.

What you need to know about the entry ban into Romania

If you have been imposed upon a ban to enter Romania, you will be duly notified thereof at the same time when you are communicated the return decision, decision, when you will be informed of the reasons why this measure was taken.

The entry ban instituting the interdiction to enter Romania can be challenged within 10 days from the communication, to the court of appeal in whose jurisdiction the immigration structure that ordered this measure is located.

The appeal regarding the ban on entry into Romania does **NOT suspend the execution of the removal measures!** The court's decision is final!

What you need to know about the legal advice offered free of charge by CNRR

Through the project AM31F/01 - Legal assistance provided to foreigners for whom a return decision has been issued, the CNRR counsellor will explain to you in an accessible manner duly adapted to your level of understanding your legal situation at that time and will help you understand the provisions of the Romanian legislation on return, and he/she will also present you with the measures that can be taken against you by the authorities.

During the counselling session, after filling in the project forms, you will decide together with the CNRR advisor the next steps to be taken in your case. If necessary, the CNRR counsellor will support you to draft/fill in and transmit the related procedural documents and will use interpretation services so that you may understand all the information presented to you.

Important!

When you come to the CNRR office to seek advice, don't forget to bring an identity document, the return decision, any other documents related to your legal situation! If you decide to contact the CNRR team by email, don't forget to mention your full name and, if possible, attach a scanned copy of the return decision to your message!