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# **ACTIVIZING LESSON SCENARIO**

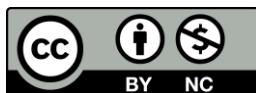
**developed under the Project**

**"Virtual and activating teaching method - real educational effects"**

The project is financed by the European Union under the  
programme Erasmus+

**TOPIC:**

**Legal requirements and procedures  
governing refugee status**





Objectives of the course: to familiarize students with the legal requirements and procedures that govern refugee status.

TARGET GROUP: Students of primary schools.

WORKING METHODS: Brainstorming, group work, individual work, discussion.

DURATION: 1 teaching hour.

TEACHING RESOURCES: Multimedia projector, computer, film, flipchart, colored markers.

COURSE OF CLASSES:

Introduction

More or less since the beginning of 2015, an increased influx of refugees and immigrants from Africa and Asia to European territories has been observed. The last time we had to deal with a similar phenomenon was during World War II. In 2015, as many as 1.2 million foreigners applied for asylum to European countries. Germany, Hungary, Sweden and Austria enjoyed the greatest interest. Refugees in Europe have since become a fact and the number one topic of many social and political discussions.

Time 5 min.

1. Ask students questions:

- Is it easy to obtain refugee status?
- What might the procedure that immigrants have to undergo in order to obtain refugee status look like?

Give students a copy of the printed procedure. Have students read the procedure aloud.

2. Discuss the procedure. Pay particular attention to explaining the conditions for granting foreigners international protection, refugee status and international protection.

Time 25 minutes

3. Divide students into groups.

Ask them to write down their answers to the following questions:

- When are foreigners granted international protection?
- When is a refugee status granted to a foreigner?
- When is a foreigner granted international protection?

Time 15 min.

Assistance to refugees is regulated by various legal acts that have been developed over the years. Among the most important are:

- the Geneva Convention of 1951,
- New York Protocol of 1967,
- European Convention on Human Rights and Fundamental Freedoms – i.a.
- prohibition of collective expulsion of asylum-seekers,



- Act on foreigners in the territory of the Republic of Poland, Council Directive on minimum standards of conduct in the procedure for granting and withdrawing refugee status in the Member States.

All created legal acts are aimed at providing refugees in Europe with decent conditions, and at the same time they protect Member States against abuse by those seeking help.

Procedure for granting international protection

Submission of an application for international protection

Who can submit an application for international protection

The information provided here explains who may be granted international protection (refugee status or subsidiary protection) in the Republic of Poland.

International protection is granted on the basis of the provisions of the Act of 13 June 2003 on granting protection to foreigners within the territory of the Republic of Poland to persons who:

1. meet the conditions for granting refugee status
2. do not meet the conditions for refugee status, but qualify for subsidiary protection.

A foreigner is granted the refugee status if, due to a well-founded fear of persecution in the country of origin due to:

1. race,
2. religion
3. nationality,
4. Political beliefs or
5. belonging to a specific social group

unable or unwilling to avail themselves of the protection of that country. Refugee status is also granted to a minor child of a foreigner who was granted refugee status in the Republic of Poland, born on this territory. A foreigner is granted subsidiary protection if his/her return to the country of origin may expose him or her to a real risk of suffering serious harm by:

1. imposition of the death penalty or execution,
2. torture, inhuman or degrading treatment or punishment,
3. a serious and individualized threat to life or health resulting from the widespread use of violence against the civilian population in a situation of international or internal armed conflict, and due to this risk, cannot or does not want to use the protection of the country of origin.

Applications for international protection are decided in the first instance by the Head of the Office for Foreigners.

How to submit an application for international protection

A person who wants to submit an application to the Head of the Office for Foreigners for international protection (applicant) must report to the competent authority of the Border Guard. If the application is also to concern other persons (minor children, the applicant's spouse), these persons must also be present when submitting the application.

On behalf of an unaccompanied minor, an application for international protection is submitted by a probation officer or a representative of an international or non-governmental



organization dealing with providing assistance to foreigners, including legal assistance, if, based on an individual assessment of the unaccompanied minor's situation, this organization considers that he or she may need such protection.

**It is possible to submit an application for international protection:**

1. when entering the territory of the Republic of Poland during border control (the Border Guard officer should then be informed about the willingness to submit a refugee application),
2. during your stay on the territory of the Republic of Poland (report to any branch or post of the Border Guard),
3. through the commanding officer of the Border Guard unit or the commanding officer of the Border Guard post, covering the territorial scope of operation of the seat of the guarded guarded centre, detention center for foreigners, detention center or penitentiary facility - if the person who wants to submit an application for international protection stays in the above-mentioned places of detention.

If the Border Guard cannot accept the application for international protection on the form on the day on which the foreigner appeared in person at the seat of this authority and declared his intention to submit such an application, the Border Guard authority shall inform the foreigner in a language understandable to him about the date and place of acceptance application for international protection and draws up a report on this activity.

If the foreigner is a disabled person, an elderly person, a pregnant woman, a single parent or a person staying in foster care, a hospital, a detention center or a prison and cannot appear in person at the seat of the Border Guard authority, a written declaration of intention to submit an application for international protection may be submitted by post or e-mail. Then, the application for international protection is accepted and registered by the Border Guard authority competent for the foreigner's place of residence. The declaration of intention to submit an application for international protection may also apply to other persons (minor children, spouse of the applicant).

In both of the above In such cases, the application is accepted and registered immediately, but not later than within 3 working days from the date of acceptance of the declaration of intent złożenia wniosku, a w razie masowego napływu cudzoziemców na terytorium of the Republic of Poland in order to obtain international protection - within 10 working days.

When submitting the application, you must present all documents in your possession (including identity and travel documents) and all evidence in your possession that may confirm the person's situation. This rule applies to both the applicant and all persons to whom the application is to apply.

The application for refugee status is completed in Polish on a special form (see: FORMS tab) based on the information obtained during the foreigner's conversation with a Border Guard officer. If necessary, an interpreter of the language in which the person communicates participates in the conversation.

**Submission of the application is accompanied by additional procedures such as:**

**Zmienia życie. Otwiera umysły.**



1. taking photos (obligatory),
2. fingerprinting (obligatory for persons over 14 years of age),
3. medical examinations and sanitary procedures,
4. a detailed check of the person (only in cases justified by security reasons),
5. an individual interview regarding the circumstances indicating which country will be responsible for examining the application for international protection.

The applicant is also informed in writing and in a language understood by him/her about the rules and procedure for granting international protection and about his/her rights and obligations resulting from the fact of submitting the application, as well as about social and medical assistance and free legal assistance.

Disabled persons, the elderly, single parents and pregnant women covered by the application are provided with transport by the Border Guard to the reception center and, in justified cases, meals during this transport.

Acceptance of the application starts the application examination procedure. As confirmation of this fact, each adult person receives a document - a temporary foreigner's identity certificate, which, during its validity period, confirms the identity of the person and entitles the person and minor children whose data were entered therein to stay on the territory of the Republic of Poland.

A person who has submitted an application for international protection may be detained and then placed in a guarded center or in a detention center for foreigners for a period of up to 60 days. The decision in this case is issued by the court. The period of stay in the center may be extended. However, it is also possible to release a person from the place of detention early. The regulations also provide for the possibility of using alternative measures, such as, for example, reporting to a specific authority at certain intervals or paying a cash security.

Persons who are not subject to detention during the period of examination of their application may benefit from social assistance and medical care provided by the Head of the Office for Foreigners.

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#### SK/CZ/PL

11. Migration matters **#rethinkmigration**

[Kdo jsou uprchlíci, migranti, žadatelé o azyl? - YouTube](#)

#### Załączniki

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