

## STATUTORY INSTRUMENTS.

S.I. No. 366 of 2024

# INTERNATIONAL PROTECTION ACT 2015 (APPLICATION FOR INTERNATIONAL PROTECTION FORM) REGULATIONS 2024

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## INTERNATIONAL PROTECTION ACT 2015 (APPLICATION FOR INTERNATIONAL PROTECTION FORM) REGULATIONS 2024

I, HELEN MCENTEE, Minister for Justice, in exercise of the powers conferred on me by sections 3 and 15(5) of the International Protection Act 2015 (No. 66 of 2015) (as adapted by the Justice and Equality (Alteration of Name of Department and Title of Minister) Order 2020 (S.I. No. 452 of 2020)), hereby make the following regulations:

1. (1) These Regulations may be cited as the International Protection Act 2015 (Application for International Protection Form) Regulations 2024.

(2) These Regulations shall come into operation on 24 July 2024.

2. The form set out in the Schedule is prescribed for the purposes of section 15(5) of the International Protection Act 2015 (No. 66 of 2015).

3. The International Protection Act 2015 (Application for International Protection Form) Regulations 2016 (S.I. No. 660 of 2016) are revoked.

#### SCHEDULE

## Particulars and declarations which shall be provided on application for International Protection.

#### 1. Consent

- i. Capture of declaration that applicant has read International Protection Office Data Protection Notice
- ii. Capture of signature
- iii. Date of signature

#### 2.1 Details of applicant's identity, including:

- i. First Name(s)
- ii. Last Name(s)
- iii. Alias(es)
- iv. Date of Birth
- v. Gender: male / female / unspecified / other
- vi. Marital Status: single / married / widowed / separated / divorced / co-habiting / civil partnership / traditional marriage / separated legally / unknown / not stated
- vii. Nationality/Country of Origin
- viii. Country of Former Habitual Residence, if applicable
- ix. Country of Birth
- x. Place of Birth
- xi. Ethnicity:
  - Albanian
  - Arab

Benin

Edo

Georgian

- Han
- Ibo
- Igbo
- Kikuyu
- Kurdish
- Moldovan
- Ndebele

Other Roma Romanian Russian Serbian Shona Sunni Yoruba xii. Religion: Adventist Anglican Apostolic Army of the Lord Ashanti Atheist **Baptist Buddhist** Catholic Christian Church of the Latter Day Saints (Mormon) Eastern Orthodox Church Evangelist Falun Gong Greek Catholic Hare Krishna Hindu Jehovah's Witness Jewish Kimbanguist Church Lutheran Methodist Muslim None Orthodox Other

- Pentecostal
- Presbyterian
- Protestant
- Roman Catholic
- Scientology
- Seventh Day Adventist
- Sikh
- xiii. Social media username(s), and relevant platform, if any

## 2.2 Details of contact and address information, including:

- i. Email address
- ii. Phone number
- iii. Whether the applicant requires accommodation in the State
- iv. Address in Ireland, if applicable
- v. Any address(es) elsewhere, including in Country of Origin, or Country of Former Habitual Residence, as well as the dates of residence at address(es)

### 2.3 Category of application:

- i. Indication of the type of application: full single application / family / unaccompanied minor / dependent minor
- ii. Indication as to whether applicant has previously applied for International Protection in the State: yes / no
- iii. If yes to (ii), indication as to whether applicant has produced letter of consent to the International Protection Office
- iv. Details of the number of family member(s) applying with the applicant on the day

### 3. Details of family member(s), including:

- i. Last Name(s)
- ii. First Name(s)
- iii. Gender: male / female / unspecified / other
- iv. Religion
  - Adventist
  - Anglican
  - Apostolic
  - Army of the Lord
  - Ashanti

Atheist **Baptist Buddhist** Catholic Christian Church of the Latter Day Saints (Mormon) Eastern Orthodox Church Evangelist Falun Gong Greek Catholic Hare Krishna Hindu Jehovah's Witness Jewish Kimbanguist Church Lutheran Methodist Muslim None Orthodox Other Pentecostal Presbyterian Protestant Roman Catholic Scientology Seventh Day Adventist Sikh Nationality/Country of Origin Country of Former Habitual Residence, if applicable Ethnicity Albanian Arab Benin

Edo

v.

vi. vii. Georgian

Han

Ibo

Igbo

Kikuyu

Kurdish

Moldovan

Ndebele

Other

Roma

Romanian

Russian

Serbian

Shona

Sunni

Yoruba

- viii. Date of Birth
  - ix. Current whereabouts
  - x. Relationship to applicant
- xi. Immigration status in Ireland, if applicable
- xii. First & last name(s) of the person's parent(s), if applicable

In respect of:

- a) Any sibling(s), for application under s.15(4);
- b) Any spouse/partner;
- c) Any child(ren)/dependent(s) under 18;
- d) Any child(ren) over 18, including an indication as to whether they are presenting with the applicant;
- e) Parent(s).

### 4. Details of the grounds for the application, including:

- i. Intention to apply for International Protection
- ii. Grounds for seeking refugee status: race/religion/nationality/membership of particular social group/political/none of these
- iii. Detailed reason(s) for claiming International Protection

- iv. Details of specific event(s) in the Country of Origin or Country of Former Habitual Residence which have resulted in the applicant fearing to return home, and the reason(s) why the applicant decided to leave their Country of Origin or Country of Former Habitual Residence
- v. Details of specific person, organisation, or group in Country of Origin or Country of Former Habitual Residence that the applicant would fear were they to return home
- vi. Details of any political activities in which the applicant engaged in their Country of Origin or Country of Former Habitual Residence

#### 5. Reasons for which dependent(s) fear persecution

- i. Indication as to whether dependent(s) share the same reason(s) for applying for International Protection, if applicable
- ii. Name(s) of dependent(s) in the State as part of the application
- iii. Details as to why dependent(s) have well-founded fear of persecution, if different from grounds provided by applicant

#### 6. Subsidiary protection: serious harm

i. Details, if any, of reason(s) for which the applicant is at risk of 'serious harm':

death penalty or execution / torture or inhuman or degrading treatment or punishment of a person in his or her Country of Origin / serious and individual threat to a civilian's life or person by reason of indiscriminate violence in a situation of international or internal armed conflict

ii. Details of what the applicant fears may happen if they return to Country of Origin or Country of Former Habitual Residence

#### 7. Reason(s) for which dependent(s) fear serious harm

- i. Indication as to whether dependent(s) share the same reason(s) for fearing serious harm
- ii. Name(s) of dependent(s) in the State as part of the application
- iii. Details as to why dependent(s) fear serious harm, if different from grounds provided by applicant

## 8. Safe Country of Origin (only to be completed by applicants whose Country of Origin is subject to a designation under section 72 of the Act)

i. Reason(s) as to why the applicant considers their Country of Origin to be unsafe in their case and for their dependent(s), if applicable

#### 9. **Reporting of incident(s)**

- i. Indication as to whether the applicant reported incident(s) which occurred to them and/or dependent(s) to the authorities in Country of Origin or Country of Former Habitual Residence: yes / no
- ii. If no, details as to why the applicant did not report the incident(s)
- iii. If yes, details of when and to whom the report(s) was/were made
- iv. Details of action(s) taken by authorities, if applicable

### **10.** Permission to remain

- i. Details of all information that would, in the event that sections 49, 50, 56, or 57 of the Act were to apply to the applicant, be relevant to the decision of the Minister under the section concerned, including:
  - a) the type of connection the applicant has with Ireland, if any;
  - b) humanitarian considerations (such as health matters);
  - c) character and conduct (behaviour) in Ireland, including criminal convictions;
  - d) character and conduct outside Ireland, including criminal convictions;
  - e) national security and public order concerns;
  - f) anything else that may affect the common good (the benefits and interests) of all the people in the State

### **10.1 Family member(s)**

- i. Indication as to whether the applicant has any family member(s) in the State not previously mentioned in the application: yes / no
- ii. If yes, details of that family member's: first and last name(s), gender (male / female / unspecified / other), nationality, immigration status in Ireland, date of birth, relationship to the applicant

#### **10.2** Conviction of crime

i. Indication as to whether applicant is the subject of an ongoing criminal investigation or has committed, been charged with, or

convicted of, any criminal offence in the State or in any other country: yes / no

ii. If yes, details of: conviction/charge/offence for which applicant is under investigation, including: country of conviction; offence with which applicant was charged; date of charge; details of prison sentence served, if any, including dates and type of sentence



GIVEN under my Official Seal, 23 July, 2024.

HELEN MCENTEE, Minister for Justice.

#### EXPLANATORY NOTE

## (This note is not part of the Instrument and does not purport to be a legal interpretation.)

These Regulations repeal S.I. 660 of 2016.

The purpose of the new Regulation is to update the format of the application form under the International Protection Act in order to facilitate digitalisation of the application process.

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