



# Temporary protection in Luxembourg

**Ministry of Foreign and European Affairs**

**Directorate of immigration**

**Danitza Greffrath**

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LE GOUVERNEMENT  
DU GRAND-DUCHÉ DE LUXEMBOURG  
Ministère des Affaires étrangères  
et européennes

Direction de l'immigration

# Council framework decision and legal basis for temporary protection

- ❖ Council Implementing Decision 2022/382 of 4 March 2022 noting the existence of a massive influx of displaced persons from Ukraine, within the meaning of Article 5 of Directive 2001/55/EC and having the effect of introduce temporary protection
- ❖ The amended law of 18 December 2015 on international protection and temporary protection and more particularly articles 67 and following of this law.
- ❖ This law transposes in particular Council Directive 2001/55 of 20 July 2001 on minimum standards for granting temporary protection in the event of a mass influx of displaced persons and on measures to ensure a balance between the efforts granted by the Member States to receive these people and bear the consequences of this reception

# Set-up of a One-Stop-Shop exclusively dedicated to displaced persons from Ukraine

- ❖ Like most European countries, Luxembourg faced a massive influx of Ukrainian citizens fleeing the military invasion by Russian armed forces that began on 24 February 2022.
- ❖ On 30 March 2022, the involved government agencies launched a One-Stop-Shop called “guichet unique – enregistrement Ukraine” in the heart of Luxembourg’s city-center within two weeks which deals exclusively with displaced persons from Ukraine.
- ❖ The purpose of the One-Stop-Shop is to bring together the different government agencies in one and single location and provide them with all necessary information to the displaced persons from Ukraine in order to facilitate their integration in Luxembourg.
- ❖ The One-Stop-Shop allows most people fleeing the war in Ukraine to complete all the administrative steps for their application for temporary protection in one building and in a time period of two to three hours.
- ❖ Specialists of following actors are present: the Directorate of immigration, the National Reception Office (ONA) of the Ministry of Foreign and European Affairs, the Luxembourg Police, the Ministry of Health, the Ministry of Education, Children and Youth and a Luxembourg bank/telecommunication service provider POST.

# The main missions of the different actors present in the One-Stop-Shop

Specialists of every actor are covering following missions:

- ❖ The Directorate of immigration has the responsibility to manage the application forms sent by displaced persons from Ukraine, to organise an appointment, to conduct the interview and to check if the criteria set by the EU for granting temporary protection are met. The Directorate of Immigration decides whether temporary protection is granted or not.
- ❖ The Luxembourg Police does an additional interview and fingerprint checks in order to complete the personal information files.
- ❖ The National Reception Office (ONA) of the Ministry of Foreign and European Affairs provides all necessary information regarding social and accommodation aspects.
- ❖ The Ministry of Health provides information about the required medical check-ups for new arrivals in Luxembourg.
- ❖ Ministry of Education, Children and Youth provides all required information about childcare organizations and the education system in Luxembourg.
- ❖ The Luxembourg bank/telecommunication service provider POST supports the displaced persons with the opening of a bank account in order to perceive the monthly financial aid. The displaced persons are also offered a Luxembourgish mobile phone subscription giving them the opportunity to stay in touch with family members in Luxembourg or abroad.

# Persons to whom temporary protection applies

- ❖ Ukrainian nationals residing in Ukraine before 24 February 2022 as well as their family members;
- ❖ Stateless persons and nationals of third countries other than Ukraine who have benefited from international protection or equivalent national protection in Ukraine before 24 February 2022 as well as their family members;
- ❖ Third-country nationals who can establish that they were legally staying in Ukraine before 24 February 2022 on the basis of a valid permanent residence permit and who are unable to return to their country of origin in safe and sustainable conditions.

On 18 March 2022, the Luxembourg Government took the decision to include in the scope of application of temporary protection persons who have stayed in Ukraine with a temporary residence permit. Furthermore, Luxembourg has also extended the eligibility date of persons who fled on or after 24 February 2022 to on or after 24 November 2021.

Are considered as family members: spouse or unmarried partner in a stable relationship; unmarried minor children; other close relatives who lived within the family unit and who were wholly or mainly dependent on the sponsor (framework decision of 4 March 2022).

# Rights deriving from the granting of temporary protection

- ❖ Every displaced person from Ukraine arriving in Luxembourg is given the possibility to benefit from accommodation, food and clothing support provided from the National Reception Office (ONA).
- ❖ The beneficiary of temporary protection :
  - ❖ is given a certificate of beneficiary of temporary protection valid until 4 March 2023;
  - ❖ (Ukrainian national) can travel within the Schengen area for a period that cannot exceed 90 days. With regard to third-country nationals, it is necessary to check on a case-by-case basis whether or not the person requires a visa to travel within the Schengen area;
  - ❖ is entitled to work in Luxembourg – free access to the labor market;
  - ❖ may apply for family reunification.
- ❖ Children have the right to access the national education system under the same conditions as Luxembourg nationals

# Statistics on temporary protection in Luxembourg

(as of 30 September 2022)

- ❖ 4.957 incoming applications for temporary protection
- ❖ 4.915 decisions taken
- ❖ 4.690 applicants were granted temporary protection
- ❖ 225 applicants did not meet the requirements
  - 43 appeals against negative decisions

Thank you for your attention

Contact: [immigration.desk@mae.etat.lu](mailto:immigration.desk@mae.etat.lu)