

1 ✍

EINSCHREIBEN 6

Bundesamt für Migration
Quellenweg 6
3003 Bern-Wabern

✍ _____ / _____

N 3 _____ ✍ / **application to access records**

Dear Sir or Madam

I refer to your decision of **4** ✍ _____ and would be grateful if you could send me all the records including copies of the evidence supplied by me.

Yours faithfully,

5 ✍ _____

B

Einschreiben

Federal Administrative Court
Bundesverwaltungsgericht
Postfach
CH-3000 Bern 14

Fax +41 (0)58 705 29 80

7 _____ , _____ ✍

A P P E A L

from

8 ✍ _____

against

Federal Office for Migration (FOM), Quellenweg 6, 3003 Bern-Wabern

Concerning the decision of **9** ✍ _____

N **10** ✍ _____

I) Petitions

1. The FOM's decision is to be revoked.
2. Refugee status is to be recognised and asylum to be granted.
3. It is to be established that implementation of deportation is inadmissible, unreasonable and impossible, and temporary acceptance is to be granted.
4. Free legal proceedings are to be granted and the request for an advance payment to cover costs is to be waived.
5. Evt. The delaying effect is to be restored.
6. As a precautionary measure, the competent authority has to be ordered not to contact the authorities of the home country or country of origine. Any transfer of data concerning the applicant to the authorities of the home country or country of origine shall be prohibited.
7. Evt. In case that a transfer of data has taken place already, the applicant has to be informed in a separate decision.

- subject to any awards made as to costs -

II) Statement of justification

1. Refugee status, granting of asylum, entering

Persecution or a well-founded fear of future persecution exists in accordance with article 3 of the Asylum Law and the application for asylum should be thoroughly checked:

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2. Implementation of deportation is impracticable

Apart from the reasons already mentioned the following additional reasons speak against implementing deportation:

12 ✍ _____

✍ _____

✍ _____

✍ _____



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3. Free legal proceedings

The lodged petitions are not completely hopeless and the party concerned is destitute. Therefore an application for the costs for legal proceedings and for the request for an advance payment towards the costs to be waived is being lodged.

In view of the short deadline for an appeal, the restriction of liberty, the legal complexity of the matter and the appellant's ignorance of the legal system, representation of the party dependant on social security by a person versed in the law is advisable. Therefore an application for an official legal representative to be assigned to the case is being lodged.

The statement of justification for the appeal is herewith complete. The right to lodge further petitions and submit evidence subsequently is explicitly reserved.

4 Transfer of data to the country of origin

As described above, the applicant risks persecution if returned to the country of origin. There is a concrete danger of persecution for the applicant and/or his/her family members still residing in the country of origin if the Swiss authorities contact the authorities of the country of origin regarding the applicant. Any transfer of data is therefore inadmissible.

The competent authorities are to be ordered to abstain from any data transfer. In case that a transfer of data has taken place already, the applicant has to be informed in a separate decision.

Thank you for your attention and upholding the petitions.

14 ✍ _____

In duplicate**Enclosed evidence:**

1. Copy of the FOM's decision.
2. Letter confirming dependency on social security.

3. **13** ✍ _____