

1 

REGISTERED LETTER 6

State Secretariat for Migration (SEM)
Quellenweg 6
3003 Bern-Wabern

2  _____, _____

N 3  _____ / **Request for access to files**

Dear Sir or Madam,

I refer to your decision of **4**  _____ and would ask you to provide me with all the files, including copies of the evidence I submitted.

Yours faithfully,

5  _____

B

REGISTERED LETTER

Federal Administrative Court
P.O. Box
CH-9023 St. Gallen

Fax +41 (0)58 465 29 80

7

_____, _____ ✍

A D M I N I S T R A T I V E A P P E A L

by

8

✍

against

State Secretariat for Migration (SEM), Quellenweg 6, 3003 Bern-Wabern

concerning the decision of

9

✍

N

10

✍

I) Legal claims

1. The SEM's decision is to be revoked and temporary protection in Switzerland should be granted.
2. In the alternative: it should be established that the enforcement of the removal order is inadmissible, unreasonable and impossible, and that provisional admission should be ordered.
3. In the further alternative, the case should be referred back to the SEM for a full investigation of the facts and a reassessment.
4. In the more further alternative, it should be held that grounds for asylum have been asserted and that the proceedings should have been conducted as asylum procedure.
5. Legal aid should be granted, the requirement for an advance on costs should be waived, and a court-appointed legal adviser should be appointed.

- with regard to costs and compensation -

II) Grounds

1. Temporary protection (Status S)

There is a general risk to persons from Ukraine seeking protection within the meaning of Articles 4 and 66 et seq. of the Asylum Act and the Federal Council's general ruling, and the application for temporary protection must be examined in full:

11







 _____

 _____

 _____

 _____

 _____

 _____

 _____

 _____

 _____

 _____

2. Impossibility of enforcing the removal order

In addition to the reasons already mentioned, the following further grounds speak against removal from Switzerland:

12  _____

 _____

 _____

 _____

 _____



3. Referral of the case back for a full investigation of the facts and a fresh assessment

The SEM has failed to clarify the following points sufficiently:

13











4. Initiation of the asylum procedure

The following grounds for asylum were put forward during the proceedings:

14  _____

 _____

 _____

 _____

 _____

5. Free legal proceedings and appointment of an official legal adviser

The claims made are not, from the outset, without prospect of success, and the party is in need. It is therefore requested that the costs of the proceedings be waived and that no advance payment of costs be required.

In view of the legal complexity of the matter and the potential consequences, the short procedural deadlines, the restriction of liberty and the party's lack of familiarity with the legal system, it is appropriate for the party, who is dependent on social assistance, to be represented by a person with legal expertise. A request is made for the appointment of a court-appointed legal representative.

The appeal is thus sufficiently substantiated. The right to lodge further petitions and submit evidence subsequently is explicitly reserved.

Thank you for your attention and upholding the petitions.

16

in duplicate

Enclosed evidence:

1. A copy of the SEM's decision.
2. Confirmation of dependence on social assistance.

3. 15