



## **Ad-Hoc Query on DATA ON REGULARISATION**

**Requested by DE EMN NCP on 20<sup>th</sup> March 2009**

**Compilation produced on 21<sup>st</sup> April 2009**

**Responses from ES, IT, PT**

**(3 (of 3) in Total)**

*Disclaimer: The following responses have been provided primarily for the purpose of information exchange among EMN NCPs in the framework of the EMN. The contributing EMN NCPs have provided, to the best of their knowledge, information that is up-to-date, objective and reliable. Note, however, that the information provided does not necessarily represent the official policy of an EMN NCPs' Member State.*

### **1. Background Information**

The German Federal Foreign Office has asked if it would be possible to get the data of recent regularisation campaigns. The Ministry together with our "Joint Centre for Analysis and Strategy against Illegal Migration" (GASIM) is interested that our research department (i.e. us) should do an analysis of these data. Beyond general socio-demographic analysis they are especially interested if the data contain information on immigration channels and routes taken (e.g. Schengen visas used etc.). For reasons of practicability we limit our scope only to ES, IT and PT.





We do know that Spain has published some of the data for the »proceso de normalización 2005« in the »Anuario de Inmigración 2005«. Furthermore we know that the Ministry of Labour and Immigration will publish in the next future an analysis of the 2005 regularisation by Prof. Joaquín Arango. From him we know that he only used the published data but we wonder if you have more data, especially on the ways of entering the country.

In the Italian case we are not that good informed although we know about literature on the 2002 regularization in Italy and also some literature on migration and visa regime (taken from the chapter on Italy of the recent ICMPD report on "Regularisations in Europe«). Not to forget some data in the 2005 EMN study on illegally resident TCN.

In the Portuguese case we have to admit to know the least, as not even the ICMPD publication gives much information on the 2004 regularisation.

**Disclaimer:** The following responses have been provided primarily for the purpose of information exchange among EMN NCPs in the framework of the EMN. The contributing EMN NCPs have provided, to the best of their knowledge, information that is up-to-date, objective and reliable. Note, however, that the information provided does not necessarily represent the official policy of an EMN NCPs' Member State.

## 2. Responses

		Wider Dissemination?	Based on the background information we would like ask 1) if you know if such data sets exist 2) if you see a possibility to share your data with us (on confidential basis if necessary) 3) if you know special analysis on the ways regularised immigrants entered your country (using visa? of whom?).
	Spain	yes	No information available
	Italy	yes	<p>All data regarding 2002 regularization are available at National Council for Economics and Labour "Bancadati Immigrazione" CNELStats <a href="http://www.cnel.it/cnelstats/descrizioneAreaTematica.asp?topic=010&amp;page=1">http://www.cnel.it/cnelstats/descrizioneAreaTematica.asp?topic=010&amp;page=1</a> . Take in consideration that the Database CNELStats requires a free registration.</p> <p>Regarding immigration channels and routes taken, 3 research centres have deeply investigate the 2002 regularization: they are Cespi <a href="http://www.cespi.it">www.cespi.it</a> ; Ismu <a href="http://www.ismu.org">www.ismu.org</a> ; Idos <a href="http://www.dossierimmigrazione.it">www.dossierimmigrazione.it</a> .</p> <p>For what we are concerned, beyond the pilot study for the European Commission in the context EMN <a href="http://www.emnitaly.it/down/pilotstudy2-english.pdf">http://www.emnitaly.it/down/pilotstudy2-english.pdf</a> , we are sending you in attachment the chapters on "irregular migration pressure" from our annual statistical reports and by post our last issue (Dossier Statistico Immigrazione Caritas Migrantes, Ed. Idos., Rome, 2008).</p>
	Portugal	yes	<p>PT does not have legalization programmes, since the 90's. From 1996 on, regularization of migrants is specially addressed to specific categories of migrants.</p> <p>This was the case of article 55° of Law 4/2001 and art 71° of Decree Law 6/2004. The current immigration law (article 88° of Law 23/2007), states that regularization of a migrant depends upon a certain level of integration, namely having a working contract; fulfil fiscal obligations as well as Social Security obligations, having secured lodgings, entered in the country until defined date and not being convicted for crimes punished with one year in prison sentence.</p> <p>Data about this subject are not available, for the permanence permits framework (2001) - file attached.</p> <p> AP's2001-2004.zip</p> <p>About studies on this subject, we've identified two articles, unfortunately available in Portuguese only. <a href="http://www.casadobrasil.info/UserFiles/File/pdfs/imigracao-ilegal-pt.pdf">http://www.casadobrasil.info/UserFiles/File/pdfs/imigracao-ilegal-pt.pdf</a> <a href="http://www.ces.uc.pt/publicacoes/rccs/artigos/73/RCCS73-029-044-MIBaganha.pdf">http://www.ces.uc.pt/publicacoes/rccs/artigos/73/RCCS73-029-044-MIBaganha.pdf</a></p>