



An Roinn Dlí agus Cirt
Department of Justice

Afghan Admission Programme

Application Appeal Form

Application form for appeal a decision to refuse an application for named beneficiaries to enter and reside in the State under the Afghan Admission Programme (AAP)

- This form must be completed by the Proposer who submitted the application to the Afghan Admission Programme.
- This application for review must be submitted by you, the Proposer, within 20 working days of the date of your refusal letter.
- You must complete all sections.
- You must sign the Data Privacy Notice.
- You must sign the Declaration in Section 3
- ISD will not process your application if you submit an incomplete application form.
- ISD will return an incomplete application form to you.
- You must complete this form in **BLOCK CAPITALS** and in black ink.
- Please place a tick (✓) in the appropriate boxes.
- **No new supporting documentation** can be submitted with this appeal application. As stated on page 7 of the original Guidance Document *“the review will be paper-based and no new additional information/documentation will be requested/accepted”*.

Where to send your completed application form

You must send your completed application form and supporting documents by:

- email to aap@justice.ie, or
- post to the address:

Afghan Admission Programme
Immigration Service Delivery (ISD)
13/14 Burgh Quay
Dublin 2
D02 XK70

1: Data Privacy Notice

Introduction

The data you provide is collected by Immigration Service Delivery (ISD, Business Unit of the Department of Justice (DoJ)). The data controller for the information you provide is the Department of Justice and the Data Controller's contact details are:

Afghan Admission Programme (AAP),
Immigration Service Delivery,
13-14 Burgh Quay,
Dublin 2,
D02 XK70.

2: How will your personal data be used?

We may use the personal data you provide in this form the purpose of this application and the admission of your proposed beneficiaries to the State, including:

- Vetting in the interests of national and public security
- Verifying your identity and the identity of your proposed beneficiaries
- Deciding the outcome of your proposal
- We may also use the personal data you provide in this form and in associated correspondence as part of any future considerations regarding your immigration or citizenship status.

3: Legal Basis for processing your Personal Data

Our legal basis for collecting and processing this data is as follows:

- To process the application under Article 6(1)(e) of the GDPR.
- To fulfil the function of the Minister for Justice as designated in the Ministers and Secretaries Act 1924 (as amended), the Immigration Act 2004 and the Data Protection Act 2018.
- To allow the Minister to process proposals under the Afghan Admission Programme.
- We are obliged to collect and process this data in order to perform a task which fulfils an important public interest. The public interest includes ensuring the effective and efficient operation of the immigration services of Ireland.
- To protect the integrity of the immigration process.
- Data collected for one purpose may be processed for a different purpose where that purpose falls within section 41 of the Data Protection Act 2018.

4. Further processing of your Personal Data

Where it is necessary and proportionate to do so, in accordance with the Data Protection Act 2018 and the GDPR, further personal data may be requested or received from/ provided to other Public Authorities/competent authorities/international organisations for the purpose of:

- a. verification of data received and the precise legal basis for such processing/ information sharing is section 38 (1) Of the Data Protection Act 2018
- b. the administration and business generally of public services in connection with law, justice and public order under section 1 (iii) of the Ministers and Secretaries Act 1924 and the performance of a function of the Government or a Minister of the Government under section 73(1)(iv)(iii) of the Data Protection Act 2018.

A competent authority means:

- i. A public authority competent for the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties in the State, including the safeguarding against, and the prevention of, threats to public security, or
- ii. Any other body or entity authorised by law to exercise public authority and public powers for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties in the State, including the safeguarding against, and the prevention of, threats to public security.

5. We may also process your personal data for research or statistical purposes as allowed under the Data Protection Act 2018 and the GDPR.

6. Security of Personal Data

The personal data provided will be stored securely on ISD's databases and those of the Garda National Immigration Bureau. It may be shared, where appropriate, with the following third parties:

- The Department of Foreign Affairs
- An Garda Síochana
- Europol
- Frontex
- Interpol
- UK Border Agency
- UK police forces
- Department of Social Protection
- Department of Children, Equality, Disability, Integration and Youth

- Health Services Executive (HSE)
- TUSLA
- Local Authorities
- Other relevant government departments, agencies and services
- United Nations High Commissioner for Refugees (UNHCR), International Organization for Migration (IOM) and the Red Cross.

7. Transfer of Personal Data

The personal data provided in this form may be transferred to a 3rd country and/or international organisation named in paragraph 6 above with the following safeguards in place –Articles 45(1), 46 and 49 (1)(d) and 49(1) (F) of Regulation (EU) 2016/679.

8. Contact for Queries

The contact for any queries in relation to this form is:
 Afghan Admission Programme (AAP),
 Immigration Service Delivery,
 13-14 Burgh Quay,
 Dublin 2,
 D02 XK70.

or by email to aap@justice.ie

9. How long will Personal Data be retained?

This data may be retained until ISD can be sure that you will have no further contact with the immigration services. This is an indeterminate period as your immigration history in the State may span a full lifetime. It will be referred thereafter to the Director of National Archives for appraisal under the National Archives Act 1986.

10. How to Request a copy of your Personal Data

- You can request a copy of your personal data by completing a Subject Access Request (SAR) form, available at http://www.justice.ie/en/JELR/Pages/Data_Protection or from the Data Protection Support and Compliance Office (DPSCO) at the address below.
- Forward the completed form by email to subjectaccessrequests@justice.ie or by post to the DoJ Data Protection Officer at the address below. You will be required to verify your identity before the data can be forwarded to you.
- The time limit for responding to a SAR commences once your identity has been verified.

11. Your Rights in relation to your Personal Data

You have the right to rectify any inaccuracies in your data. To do this you should write to:

Afghan Admission Programme (AAP)
 Immigration Service Delivery
 13-14 Burgh Quay
 Dublin 2
 D02 XK70

documenting the inaccuracies which need to be rectified. The right to rectification is not absolute and each request will be considered on its own merits.

12. You have the right, where appropriate, to obtain erasure of your data and/or a restriction on the processing of your data as well as the right to object to the processing of your data. The right to erasure, restriction or objection is not absolute and each request will be considered on its own merits.

13. You have the right to lodge a complaint with the Data Protection Commission (DPC). You can contact the DPC by web forms on their website www.dataprotection.ie or by post to:

21 Fitzwilliam Square South
Dublin 2
D02 RD28

Further details in relation to your data protection rights can be found in the Department of Justice Data Protection Policy available at: The Data Protection Officer, Department of Justice, 51 St Stephen's Green, Dublin 2. DO2 HK52.

3.3 Signature of Declarant

Date (DD-MM-YY)

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Application form overview:

Section 1: Information about you, the proposer

Section 2: Information about your family members, proposed beneficiary one, two, three and four.

Section 3: Signature

Section 4: Statutory Declaration

Section 5: Privacy Notice

SECTION 2

Reasons for Appeal

Before you complete this section, please read the information below carefully.

- ISD set out the reasons your application was refused in the decision letter sent to you.
- Please tell ISD why you disagree with that decision in the space below.
- You should refer to the reason or reasons set out in the ISD refusal letter.
- You may attach an additional sheet with this form if there is not enough space for your information. Please state your Name, Person ID number and Application number on any additional sheet you submit.

Note: No new information or documentary evidence may be submitted with this form.

Please set out the reason or reasons you are seeking to appeal the decision by ISD to refuse your application in the space below

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