

Expulsion

Against the alien who perpetrated a crime on the territory of Romania the measure of expulsion can be ordered, under the conditions laid down in the Criminal Code and the Criminal Procedure Code.

The alien's right of stay shall cease by right as of the date when the expulsion measure has been taken.

The court may request that the alien be taken in public custody, until expulsion is enforced, this period not exceeding 2 years.

In case the expulsion measure cannot be put into effect within 24 hours and the court that ordered the expulsion did not order the taking in public custody, the alien shall be taken in public custody through decision of the Court of Appeal Bucharest, following the request of the Romanian Office for Immigration.

An alien cannot be expelled in a state in which there are justifiable fears that his life is in danger or that he will be subject to torture, inhuman or degrading treatment.

The measure of expulsion shall not be ordered and in case it has been ordered it cannot be enforced if against the alien was taken the measure of banning his exit from Romania.

The court shall be competent to ascertain the previously mentioned situations, following the communication carried out by the Romanian Office for Immigration.

The prohibition of the expulsion lasts up to the disappearance of the reasons on which it was grounded.