

RETURN DECISION

The return decision is the administrative act of the General Inspectorate for Immigration or of its territorial formations, by which foreigners are obliged to leave the territory of Romania.

The return decision is issued to foreign citizens in the following situations:

- a.** at their request, when the stay on the Romanian territory became illegal
- b.** are found to be staying illegally;
- c.** former asylum seekers for whom the asylum procedure has been completed or renounced;
- d.** in case of revocation or cancellation of the right of residence;
- e.** upon revocation or cancellation of the visa to enter Romania.

The terms in which the foreigners to whom a return decision has been issued are obliged to leave the territory of Romania run from the date on which the return decision was communicated to them and were brought to the notice of the foreigner, under the conditions of this emergency ordinance.

The return decision can be challenged within 10 days from the date of communication to the Bucharest Court of Appeal, if it was issued by the General Inspectorate for Immigration, or to the court of appeal in whose jurisdiction the territorial party is located. which issued the return decision.

The court resolves the request within 30 days from the date of its receipt. The court's decision is irrevocable. The appeal filed, within the legal term, against the return decision suspends the execution of the removal measure.

Foreigners requesting the return decision will present at the counter of the territorial formation of the General Inspectorate for Immigration, whose area of competence is, the passport (original and xerox copy - pages containing identity data, validity of the document and the last entry stamp) .

In case of non-compliance with the right of residence on the territory of Romania conferred by entry visa or residence permit, in addition to issuing the return decision, the following measures may be ordered against foreign citizens: no entry into Romania and contravention sanction.

Removal measures may be ordered against foreigners who do not respect the return decision or who have not voluntarily left the territory of Romania.