



Application packet

EU/FA1_en_010112

Application for family reunification with a spouse who is a Danish citizen under EU regulations

Uses

This application packet is to be used when applying for family reunification with a spouse who is a Danish citizen under EU regulations if

- the Danish citizen is seeking to return to Denmark after having exercised the EU right to freedom of movement.

The term "family reunification with a spouse who is a Danish citizen under EU regulations" should be understood to mean residence in Denmark on grounds of

- marriage,
- registered partnership, or
- cohabitation with a Danish citizen.

In the instructions below, the word "spouse" is used as a general term to refer to a spouse, a registered partner or a cohabiting partner.

The term "EU country" is used as a general term to refer to EU/EEA member states and Switzerland.

If the Danish citizen has not exercised the EU right of free movement or of the person currently living in Denmark is NOT a Danish citizen, please use application packet FA1.

In exceptional cases, EU regulations entitle a spouse of a Danish citizen who lives in Denmark to family reunification if the Danish citizen provides cross-border services to other EU/EEA countries. If you are applying for residence on these grounds, you should fill out Form 1 and your spouse Attachment C.

Contents

This application packet contains two forms:

- Form 1 – Application for family reunification with a spouse who is a Danish citizen under EU regulations
- Form 2 – Information form to be completed by the Danish citizen that has exercised the EU right of free movement

Instructions

Forms 1 and 2 must be submitted when applying for family reunification with a spouse according to EU regulations.

Form 1 is to be used by the spouse who does not currently have the right to reside in Denmark. You should:

1. Fill out Form 1.
2. Include the required documentation.
3. Submit the application at a Danish embassy or consulate or, if you are in Denmark, at the Immigration Service or a police station.

Form 2 is to be used by the spouse who is a Danish citizen and has exercised the EU right of free movement. He/she should:

1. Fill out Form 2.
2. Include the required documents.
3. Submit Form 2 to the Immigration Service. If both spouses reside in Denmark, both forms must be submitted together.

The specific instructions and the required documents are given on the first page of each form. There is a checklist at the back of the forms that can be used to keep track of whether they have been filled out correctly and whether all the required information has been included.

Deadline for applying

Your application must be submitted at time of the Danish citizen's return to Denmark, or a reasonable amount of time thereafter.

If family reunification is applied for at a later date, an individual evaluation will be made of whether the application can be considered to have been submitted within a reasonable amount of time after the Danish national's return to Denmark.

For a faster answer

The Immigration Service will be able to process your application faster if both forms are filled out correctly and all the required documentation is included. Further instructions for completing the forms are given below.

If questions arise while processing the application as to whether the Danish citizen's residence in another EU country is/was genuine and effective, we will contact you for further information. For this reason, we recommend that you include all documentation relating to your stay in the other EU country and the reasons for staying there.



You can also submit a general application for family reunification

If you are uncertain whether you can apply for family reunification in Denmark according to EU regulations, you can submit an application for family reunification under the Danish Aliens Act as well. If you wish to do so, you should fill out and submit form **FA1 – Application for family reunification of spouses**.

If you are applying for family reunification with a spouse who is an EU citizen under EU regulations, you should submit your application at the regional State Administration Office.

Right to work while your application is being processed

Family members who are citizens of a non-EU country are only permitted to work while their application is being processed if they meet the EU regulations for residence. In certain cases, you can be subject to legal penalties according to Section 59 (2) of the Aliens Act, if you wind up not qualifying for residence based on EU regulations. Family members who are EU citizens automatically have the right to work in Denmark while their application is being processed.

For more information

More information about the rules for family reunification of spouses is available at www.newtodenmark.dk/family-eu. If you have questions when filling out the forms, you can also contact the Danish Immigration Service in writing, by telephone or in person. (For questions about applications that have already been submitted, you can call us on +45 3530 8888 during the hours listed below. For questions about how to interpret EU regulations, please contact our EU Hotline on +45 3530 8880. Lines are open Monday from 9 a.m. to 12, and Wednesday from 12 to 3 p.m.)



For official use only PLEASE REMEMBER TO COMPLETE 'FOR OFFICIAL USE ONLY' ON THE LAST PAGE OF FORM 1			
Date received	Received by (name)	Authority (stamp)	Alien identification number (Udl.nr.) / Personal ID

EU/FA1a_en_010112

FORM 1 (EU/FA2a)

Application for family reunification with a spouse who is a Danish citizen under EU regulations

- application for residence on grounds of marriage, registered partnership or cohabitation with a Danish citizen who has exercised the EU right of free movement

Instructions

- Fill out and sign this form (Form 1). Follow the instructions in the form.
- Include the necessary documentation
- Submit the application (Form 1) to a Danish embassy or consulate in the country in which you live. If you are in Denmark, you can submit your application to the Service Centre at the Immigration Service or to the local police.

Which documents should be submitted with Form 1?

- A copy of your passport (all pages, including the cover) or a copy of your ID card (EU citizens only)
- Three passport photos. Please affix one photo to the personal data card in Appendix A.
- A marriage certificate or proof of registered partnership (copy or original version with authorised translation to Danish or English, if necessary)
- Documentation of cohabitation (required only if you are not married/registered partners)
- Documentation that you have lived in another EU country

What other documents are required when submitting your application?

Please bring your current passport or your ID card (EU citizens only) so the authorities can verify your identity.

For a faster reply

The Immigration Service will be able to process your application faster if:

- Forms 1 and 2 are filled out correctly and the required documents are included, and

- the Danish citizen you are seeking to live with in Denmark submits Form 2 no more than 14 days after your application (Form 1) is submitted. If your application is submitted in Denmark, both forms should be submitted together

Right to work while your application is being processed

Family members who are citizens of a non-EU country are only permitted to work while their application is being processed if they meet the EU rules for residence. In certain cases, you can be subject to legal penalties according to Section 59 (2) of the Aliens Act, if you wind up not qualifying for residence based on EU rules. Family members who are EU citizens automatically have the right to work in Denmark while their application is being processed.

For more information

More information about the rules for family reunification of spouses is available at www.newtodenmark.dk/family-eu. If you have questions when filling out the forms, you can also contact the Immigration Service in writing, by telephone or in person. (For questions about applications that have already been submitted, you can call us on +45 3530 8888 during the hours listed below. For questions about how to interpret EU regulations, please contact our EU Hotline on +45 3530 8880. Lines are open Monday from 9 a.m. to 12, and Wednesday from 12 to 3 p.m.).

Applicant		PLEASE COMPLETE IN CAPITAL LETTERS
Surname		Former surname(s) (if applicable)
Given name(s)		
Nationality		Former nationality (if applicable)
Date of birth (day, month, year)		CPR number (if applicable)
Alien identification number / Personal ID (if applicable)		
Place of birth (city)		Country of birth



Name and CPR number of your Danish spouse/partner/registered partner living in Denmark

PLEASE COMPLETE IN CAPITAL LETTERS

All Danish citizens and individuals holding a residence permit have a CPR number. Your spouse can tell you what his/hers CPR number is.

Spouse's name (given name(s) and surname)

Spouse's CPR number

1. Information about you (the applicant)

PLEASE COMPLETE IN CAPITAL LETTERS

Gender

 Male Female

Marital status

 Cohabiting Married Unmarried Widowed Registered partnership Divorced

Do you have children?

 Yes No

Address in the other EU country (street, number, postal code, city and country)

Telephone number

E-mail address

If you are **currently in Denmark**, please state your date of entry, address, and contact information in Denmark.
Please note: if you state an address in Denmark, and the immigration authorities verify your identity when you submit your application, the decision about whether your application has been approved will be sent to your Danish address. If you have stated an address in Denmark, but the immigration authorities have yet to verify your identity, you will be asked to appear at a police station or the Service Centre of the Immigration Service when a decision about your application is ready.

Important: Please inform the Immigration Service of any change to address or other contact information.

Date of entry

Address (street and number)

Postal code and city

Telephone number

E-mail address

C/O (name)

2. Information about your passport and residence in other EU countries

PLEASE COMPLETE IN CAPITAL LETTERS

 National passport Other travel document (state which)

Passport number

Date of issue

Date of expiry

In which country was the passport issued?

Have you resided in another EU country together with your Danish spouse?

 Yes No

If **yes**, state which countries and the exact dates. Include documentation



3. Information about your spouse/partner

PLEASE COMPLETE IN CAPITAL LETTERS

Surname	Previous surname (if applicable)
Given name(s)	
Date of birth (day, month, year)	If married/registered partners, state where and when you married/entered into your registered partnership
Address (street and number)	Postal code and city
Country	Telephone number

4. Information about your previous spouses

PLEASE COMPLETE IN CAPITAL LETTERS

Have you been married before? Yes No

If **yes**, please provide the following information about your previous spouse(s):

	Given name(s) and surname	Date of birth (day, month, year)	Nationality	Dates marriage began, ended
1				
2				
3				

5. Information about your children

PLEASE COMPLETE IN CAPITAL LETTERS

Given name(s)	Nationality	Date of birth (day, month, year)	Gender		Is the child in Denmark?		Is the child also applying for residence? If yes , complete form EU/FA2a for children under the age of 21 and form EU/SG1a for children over 21.	
			Male	Female	Yes	No	Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

6. About your marriage/registered partnership

PLEASE COMPLETE IN CAPITAL LETTERS

Fill out Section 6 only if you are married or have entered into a registered partnership. Otherwise, go directly to Section 7.

The immigration authorities will seek to identify the following:

- Whether your marriage is valid under Danish law? (e.g. a marriage in some countries – unlike Denmark – is valid even if both parties were not present at the ceremony)
- Was the marriage forced
- Was the marriage pro forma, i.e. with the primary reason of obtaining a residence permit for the applicant

The questions below are intended to clarify the nature of your relationship. We ask these questions in all applications, and we ask only questions that are relevant for processing your application.

Where, when and how did you first meet your spouse?

Did you decide for yourselves that you should marry? Yes No
If **no**, who did?

When was the decision made?

If you lived together before marrying, state when.

If you have not lived together, explain how often and under what circumstances you maintain contact with your current spouse.

Did you plan your own wedding? Yes No
If **no**, who planned your wedding?

Where and when did you marry?

Were you both present at the ceremony? Yes No

How have you kept in contact since being married?

When did you last see each other?

Which language do you speak together?

7. Declarations

A. Sworn declaration of correctness

I hereby solemnly swear that the information in this application is correct and complete. If the information is found to be false or incomplete, I am subject to the following penalties under the terms of Section 161 of the Danish Criminal Code, cf. Section 40 of the Aliens Act:

- Fine or imprisonment for up to two years
- I can be required by law to repay the expenses incurred by the Danish state as a consequence of the false or incomplete information
- My right to reside in Denmark can be revoked in accordance with Article 30, cf. Article 32 of the EU Residence Directive

B. Declaration of consent to allow authorities to gather necessary information

I consent to letting the relevant authorities obtain and pass on information about my private affairs for the purpose of enabling them to process my application in accordance with the terms of the Public Administration Act Sections 28-29. Information can be obtained from or passed on to other Danish and foreign public authorities, including police authorities.

Such information includes:

- Previous criminal proceedings against me
- My family
- Verification that the documents submitted with my application are genuine

C. Notification that information can be passed on to Danish intelligence agencies and prosecuting authority

The information and documents that you submit with your application can be passed on to Danish intelligence agencies and the Danish public prosecuting authority, cf. Sections 45 a and 45 c of the Aliens Act. This process can be initiated by Danish immigration authorities, Danish intelligence agencies or the Danish public prosecutor.

The prosecuting authority will be able to use the information to evaluate whether there are grounds for prosecuting you for crimes committed in Denmark or abroad, to identify victims of or witnesses to a specific crime, or to aid foreign law enforcement agencies.

D. Notification that some information will be passed on to local Danish authorities

Danish immigration authorities are permitted to give certain information to the municipality (kommune) in which you settle if you are granted residence, cf. Section 44 a of the Aliens Act.

Such information includes:

- Your right to residence is revoked, or
- Your right to residence has been made permanent.

Officials in the municipality of residence will have access to some of the information about you contained in the Danish Immigration Service's registers to the extent it is necessary for them to carry out municipal administrative functions, including:

- Information about current or previous grounds for residency
- Information about your application, including type, date it was submitted and whether the decision was appealed etc.
- Information about which municipalities you have lived in

Other authorities, including the police, the State Administrative Offices and the Tax and Customs Administration (SKAT), will also have access to relevant information.

E. Notification that Danish authorities have registered information about you and your affairs

The Personal Data Act requires that the Immigration Service inform you that the information you supply or have supplied in connection with your application for residence will be registered in the Danish Immigration Service's registers. The same holds true for any information you give in conjunction with an application to extend your residence.

If you receive a residence permit, it will be registered in the Central Person Register. The Central Person Register is a computerised register maintained by the ministry of Economic Affairs and the Interior.

The information in the Danish Immigration Service's registers and the Central Person Register will be used to answer questions relating to your residence in Denmark, cf. Sections 6-8 of the Personal Data Act. Regional State Administration offices (record keeping), the police (record keeping and verification) and the Ministry of Justice (reviewing complaints) will have access to the information about you contained in the Danish Immigration Service's registers and the Central Person Register.

You are required by Section 40 of the Aliens Act to provide the information necessary for determining whether you are eligible for a residence permit. Failure to provide the information can result in a fine or up to one year in prison, cf. Section 60, Paragraph 1 of the Aliens Act, as well as placing your residence in jeopardy. You are entitled to right of access to the information about you in the Danish Immigration Service's registers and the Central Person Register. Enquiries about this can be addressed to The Danish Immigration Service, Ryegade 53, DK-2100 Copenhagen, Denmark.

F. Information regarding possible verification by the authorities of the information you have supplied

The Integration Service may seek to verify the accuracy of the information you have given in this application. This may happen while the application is being processed or later, if you are granted a permit. If you are granted a permit and the Immigration Service finds that you no longer meet the requirements of your residence permit, your permit may be revoked. Verification may be conducted at random and is not necessarily an indication that the Immigration Service suspects you of providing false information, or of not meeting the requirements of your residence permit.

Verification may involve the following:

- checking public registers, such as the Central Person Register
- Comparison of information contained in the Aliens Register or other Immigration Service registries with records held by the Central Office of Civil Registration (CPR Office), the Buildings and Housing Registry (BBR) or the income registry
- contacting other authorities, such as municipalities
- contacting third parties, such as employers or places of study
- turning up in person at your residence, place of study or workplace

You may be asked to supply additional information as part of the verification process.

8. Signature

I am applying for family reunification with a spouse in Denmark according to EU regulations. **By signing below, I confirm that I have read, understood and accepted the terms laid out in section 7.**

Date and place	Signature
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9. Declaration regarding your marriage/partnership

In order to be granted a certificate of registration/residence card on the grounds that your spouse has exercised the EU right of free movement, you must sign the following declaration:

I hereby solemnly swear, under penalty of prosecution in accordance with Section 161 of the Danish Criminal Code, cf. Section 40 of the Aliens Act, that I have not entered into my marriage, registered partnership or cohabiting partnership solely in order to qualify for residence in Denmark.

If the information is found to be false or incomplete, I am subject to the following penalties:

- Fine or imprisonment for up to two years
- I can be required by law to repay the expenses incurred by the Danish state as a consequence of the false or incomplete information
- My right to reside in Denmark can be revoked

The Immigration Service is permitted to obtain further information about and/or documentation of my marriage/registered partnership/cohabitation.

Date and place	Signature
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Checklist

The Immigration Service can process your application for family reunification faster if it is correctly filled out and contains the required documents. There is currently no service goal for processing EU applications. Instead EU applications are currently being considered "uncomplicated" applications for family reunification, which have a target processing time of three months.

It is therefore important that you make certain that the forms are filled out correctly and that you have included the necessary documents before submitting your application.

We recommend using the checklist below to verify that the application is complete and correct before submitting it.

Before submitting your application, please remember to

- answer all questions,
- sign and date the application,
- complete and sign the personal data card used for issuing residence cards in Appendix A,
- include a copy of your passport (all pages including frontpage) or a copy of your ID card (EU citizens only),
- enclose three passport photos. Affix one photo to the personal data card in Appendix A,
- include a marriage certificate/proof of registered partnership (original or copy) together with an authorised translation to Danish or English (if necessary),
- include proof of cohabitation. Such documentation includes a lease showing joint tenancy, letters received at the same address, statements from landlords or employers, etc. (required only if you are not married/registered partners),
- include proof that you have resided in another EU country
- sign and date the "Declaration regarding your marriage/partnership", and
- sign and date the "Declaration of cohabitation" (Attachment A, Form 2) (required only if you are not married/registered partners).

Please remember to bring your passport or ID card (EU residents only) when you submit your application.



Passport photo
3.5 x 4.5 cm

Passport photo
3.5 x 4.5 cm

For official use only: Comments and forwarding endorsements

Names and passport information in compliance with shown proof of identity

Enclosed:

Copy of passport / copy of ID card (EU citizens only)

A marriage certificate / proof of registered partnership

Documentation of cohabitation

Documentation of the applicants residence in another EU country

3 passport photos (one attached to personal data card in Appendix A)

Other

CPR number issued on (date)

Comments

PLEASE REMEMBER TO COMPLETE 'FOR OFFICIAL USE ONLY' ON PAGE 3 OF THIS FORM

FORM 2 (EU/FA1b)

Information form to be used by the spouse who is a Danish citizen and who has exercised the EU right of free movement

EU/FA1b_en_010112

Instructions

The Danish citizen that has exercised the EU right of free movement should:

1. Fill out and sign this form (Form 2). Follow the instructions in the form.
2. Include the required documentation.
3. Submit the information form (form 2) to the Immigration Service. If your spouse's application is submitted in Denmark, please submit this form (form 2) in connection with the application (form 1) to the Service Centre at the Immigration Service or to the local police.

In exceptional cases, EU regulations entitle a spouse of a Danish citizen who lives in Denmark to family reunification if the Danish citizen provides cross-border services to other EU countries. If you are applying for residence on these grounds, you should fill out Attachment C.

Which documentation should be included with Form 2?

You should include:

- Attachment A: Declaration of cohabitation (required only if you are not married/registered partners)
- Attachment B: Sworn declaration that you will support the applicant (required only if you are not married/registered partners)
- Documentation of financial support, cf. Section 1
- other documentation as indicated in the form

For a faster answer

The Immigration Service will be able to process your application faster if:

- Both forms are filled out correctly and all the required documentation is included, and
- The Danish citizen submits Form 2 no later than 14 days after the application (Form 1) is submitted. If the application is submitted in Denmark, Form 2 should also be submitted at the same time

If questions arise while processing the application as to whether the Danish citizen's residence in another EU country is/was genuine and effective, we will contact you for further information. For this reason, we recommend that you include all documentation relating to your stay in the other EU country and the reasons for staying there.

For more information

More information about the rules for family reunification of spouses is available at www.newtodenmark.dk/family-eu. If you have questions when filling out the forms, you can also contact the Immigration Service in writing, by telephone or in person. (For questions about applications that have already been submitted, you can call us on +45 3530 8888 during the hours listed below. For questions about how to interpret EU regulations, please contact our EU Hotline on +45 3530 8880. Lines are open Monday from 9 a.m. to 12, and Wednesday from 12 to 3 p.m.)

Information about you, the Danish citizen seeking to reside in Denmark with your spouse/partner after living in another EU country

PLEASE COMPLETE IN CAPITAL LETTERS

Surname	Given name(s)	
CPR number	Gender <input type="checkbox"/> Male <input type="checkbox"/> Female	Alien Identification Number (if applicable)
Telephone number	E-mail address	

Information about your spouse/partner

PLEASE COMPLETE IN CAPITAL LETTERS

Surname		
Given name(s)		
Date of birth (day, month, year)	Gender <input type="checkbox"/> Male <input type="checkbox"/> Female	Place of birth (city)
Country of birth	Nationality	
CPR number (if applicable)	Alien Identification Number (if applicable)	



Does your spouse have children from a previous relationship who are also applying for Danish residence under EU regulations?

Yes No

If **yes**, each child must complete Form 1 in application packet EU/FA2.

1. Information about your residence in another EU country (residents of Denmark who provide services to another EU country do NOT need to complete this section. Please complete Attachment B instead)

PLEASE COMPLETE IN CAPITAL LETTERS

If you are a Danish citizen who has established a genuine and effective residence in another EU country and you have exercised your EU right of free movement, your spouse may qualify for family reunification in Denmark under EU regulations.

Genuine and effective residence in another EU country

Genuine and effective residence in another EU country means that you

- have actually moved to another EU/EEA country, and
- have established a life there, for example, by renting or purchasing housing, opening a bank account, enrolment of children in school, etc.

Free movement

Normally, you will be considered to have exercised your right of free movement if you have resided in another EU country as

- an employee or retired employee,
- a self-employed person or retired self-employed person,
- a service provide or retired service provider,
- stationed abroad by your employer,
- a student, or
- a person with sufficient income or means (self-supporting).

If questions arise as to whether your residence in the other EU country was genuine and effective, or to the grounds for your residence there, we will request further information. We recommend that you include documentation for your residence when submitting this form.

More information about EU regulations of residence is available at www.newtodenmark.dk/family-eu.

In order for your spouse to be granted a certificate of registration/residence card, you are required to sign the declaration below stating that your residence in the other EU country is/was genuine and effective. In certain cases of family reunification under EU regulation a financial support requirement can also be made. Read more below.

In which EU country did you live?

During which period did you reside in the above-mentioned country? (Give exact dates)

When did your spouse/registered partner/permanent partner live with you? (Give exact dates)

Which type of residence did you live in?

Resident-owned Rental Sublet Other (state which type)

What was your work status?

Employee; position? _____ Number of hours per week: _____

Period of employment? (Exact dates): _____

Please include proof that you were employed during the stated period. Acceptable documentation includes: employment contract, pay statements, termination notice, work description (weekly/monthly job slips stating hours worked). If you were only employed for a short period (less than 10 weeks), please state the reason why your employment came to an end.

- Self-employed; company name: _____
Period: _____
- Service provider; type of service? _____
Period: _____
- Stationed abroad; for which company? _____
Period: _____
- Student; course/line of education and school? _____
Period: _____
- Person with sufficient income or means (self-supporting); how did you support yourself? _____
- Retired employee; when did you retire in the EU country in question? _____ (date/year)
- Retired self-employed person; when did you retire in the EU country in question? _____ (date/year)
- Retired service provider; when did you retire in the EU country in question? _____ (date/year)

More information about these groups is available at www.newtodenmark.dk/family-eu

Your children (or your spouse's children) **included in this application:**

Given name(s)	Surname	Nationality	Gender	Date of birth	Relation	Supported by you?
			<input type="checkbox"/> Male <input type="checkbox"/> Female			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Male <input type="checkbox"/> Female			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Male <input type="checkbox"/> Female			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Male <input type="checkbox"/> Female			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Male <input type="checkbox"/> Female			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Male <input type="checkbox"/> Female			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Male <input type="checkbox"/> Female			<input type="checkbox"/> Yes <input type="checkbox"/> No

Do you currently live in Denmark? Yes No

If **yes**, please answer the following questions:

When did you return?

Did your spouse/registered partner/cohabiting partner arrive in Denmark with you? Yes No

If **no**, state why.

Did any of the children named above enter Denmark with you? Yes No

If **no**, state which and why.



Declaration regarding residence in another EU country and your marriage/registered partnership/cohabiting partnership

By signing below, I solemnly swear, under penalty of prosecution in accordance with Section 161 of the Danish Criminal Code and Sections 23/26 of the EU Residence Directive, that I have or have had established a genuine and effective residence in the EU country mentioned above.

In addition, I solemnly swear that the purpose of marrying/entering into a registered partnership was not solely in order to qualify for residence in Denmark.

If the information is found to be false or incomplete, I am subject to the following penalties:

- Fine or imprisonment for up to two years
- I can be required by law to repay the expenses incurred by the Danish state as a consequence of the false or incomplete information
- The family members included in the application can lose their right to reside in Denmark

The Immigration Service is permitted to obtain further information about and/or documentation of my residence in the other EU country and my marriage/registered partnership/cohabiting partnership.

By signing below, I confirm that I have read, understood and accepted the terms laid out in this declaration

Date and place

Signature

Financial support requirement

PLEASE COMPLETE IN CAPITAL LETTERS

In some cases, you may be required to support family members who apply for family reunification under the EU regulations on free movement. If this requirement is made, you must document that you can support certain family members during their stay in Denmark to ensure that they will not need public assistance.

Whether the financial support requirement applies to you depends on the reason why you were able to live in the other EU country, as well as the family members seeking residence in Denmark with you.

- *For current/former **students***: Sign the declaration below stating that you can support yourself, your spouse/registered partner/cohabiting partner and any children under the age of 21 seeking residence with you.
- *If you are a **individual with sufficient income or means (self-supporting)***: Please include documentation that you can support yourself and any family members seeking residence with you.

Proof that you can support family members can be documented by showing that you have sufficient income or assets to ensure that family members seeking residence with you will not require public assistance. In general, "sufficient income or assets" should be understood to mean financial resources that allow you to provide a family member with the same level of support as that afforded by "Start Help" benefits under the terms of the Active Social Policy Act.

Immigration officials can use the Job Market Portal to obtain information about whether you have received public assistance according to the terms of the Active Social Policy Act or the Integration Act. If so, immigration officials will be able to obtain information from your municipality about the amount and character of the payments.

If it is likely that it will be necessary to obtain information from the Job Market Portal or your municipality, you will be asked in advance to give your consent.

Declaration for students

By signing below, I solemnly swear, under penalty of prosecution in accordance with Section 161 of the Danish Criminal Code and Articles 23 (3)/26 (4) of the EU Residence Directive, that I have sufficient income or means to provide for myself and any family member included in this application to ensure that neither I or any family member will require public assistance.

By signing below, I confirm that I have read, understood and accepted the terms laid out in this declaration.

Date and place

Signature



The space below can be used to add any additional information you believe should be considered by the Immigration Service in regard to the financial support requirement in your case.

2. Marriage/partnership

PLEASE COMPLETE IN CAPITAL LETTERS

Complete Section 2 only if you are married/registered partners. Otherwise, go directly to Section 3.

The immigration authorities will seek to identify the following:

- Whether your marriage is valid under Danish law? (e.g. a marriage in some countries – unlike Denmark – is valid even if both parties were not present at the ceremony)
- Was the marriage forced
- Was the marriage pro forma, i.e. with the primary reason of obtaining a residence permit for the applicant

The questions below are intended to clarify the nature of your relationship. We ask these questions in all applications, and we ask only questions that are relevant for processing the application.

Where, when and how did you first meet your spouse?

Did you decide for yourselves that you should marry? Yes No
If **no**, who did?

When was the decision made?

If you lived together before marrying, state when.

If you have not lived together, explain how often and under what circumstances you maintain contact with your current spouse.

Did you plan your own wedding? Yes No
If **no**, who planned your wedding?

Where and when did you marry?

Were you both present at the ceremony? Yes No

How have you kept in contact since being married?

When did you last see each other?

Which language do you speak together?



3. Information about your previous spouses PLEASE COMPLETE IN CAPITAL LETTERS

Have you been married before? Yes No

If **yes**, please provide the following information about your previous spouse(s):

	Given name(s) and surname	Date of birth (day, month, year)	Nationality	Dates marriage began, ended
1				
2				
3				

4. Cohabitation PLEASE COMPLETE IN CAPITAL LETTERS

Complete Section 4 only if you are **not** married/registered partners. Otherwise, go directly to Section 5.

You and your cohabiting partner are permitted to live together in Denmark under EU regulations, even though you are not married / registered partners. There is no specific length of cohabitation required. Evaluations will be made on a case-by-case basis of whether your relationship is durable enough to qualify for consideration. The evaluation will place an emphasis on the length of time the couple has known each other and their time spent together in Denmark and abroad. Normally, cohabitation for a period of 18 to 24 months will be significant to prove that the relationship can be considered durable.

In the space provided below please state where and when you have lived with the applicant. Include documentation.

Address (street, number, postal code, city)	Period (from – to)
	—
	—
	—
	—

Other information you believe should be included in an evaluation of your relationship:

5. Declarations

A. Sworn declaration of correctness

I hereby solemnly swear that the information in this application is correct and complete. If the information is found to be false or incomplete, I am subject to the following penalties under the terms of Section 161 of the Danish Criminal Code, cf. Section 60 of the Aliens Act:

- Fine or imprisonment for up to two years
- I can be required by law to repay the expenses incurred by the Danish state as a consequence of the false or incomplete information
- My spouse's right to reside in Denmark can be revoked in accordance with Article 30, cf. Article 32 of the EU Residence Directive

B. Declaration of consent to allow authorities to gather necessary information

I consent to letting the relevant authorities obtain and pass on information about my private affairs for the purpose of enabling them to process my application in accordance with the terms of the Public Administration Act Sections 28-29. Information can be obtained from or passed on to other Danish and foreign public authorities, including police authorities.

Such information includes:

- Previous criminal proceedings against me
- My family
- To what extent I have received public assistance according to the terms of the Active Social Policy Act or the Integration Act
- Verification that the documents submitted with my application are genuine

C. Information regarding possible verification by the authorities of the information you have supplied

The Integration Service may seek to verify the accuracy of the information you have given in this application. This may happen while the application is being processed or later, if the applicant is granted a permit. If the applicant is granted a permit and the Immigration Service finds that he/she no longer meets the requirements of his/her residence permit, his/her permit may be revoked. Verification may be conducted at random and is not necessarily an indication that the Immigration Service suspects you of providing false information, or suspects the applicant of not meeting the requirements of his/her residence permit.

Verification may involve the following:

- checking public registers, such as the Central Person Register
- Comparison of information contained in the Aliens Register or other Immigration Service registries with records held by the Central Office of Civil Registration (CPR Office), the Buildings and Housing Registry (BBR) or the income registry
- contacting other authorities, such as municipalities
- contacting third parties, such as employers or places of study
- turning up in person at your residence, place of study or workplace

You may be asked to supply additional information as part of the verification process.

6. Signature

By signing below, I confirm that I have read, understood and accepted the terms laid out in section 5.

Date and place

Signature

Attachment A: Declaration of Cohabitation

PLEASE COMPLETE IN CAPITAL LETTERS

This attachment should only be included if you are not married/registered partners.

EU regulations require that you live together at the same address while residing in Denmark. You are required to inform the immigration authorities if this is no longer the case.

We, the undersigned cohabiting partners, hereby solemnly swear that we:

- live together at the same residence at the address given below, and
- did not enter into our partnership solely in order for the applicant to qualify for residence in Denmark.

If this declaration is found to be false, we understand that we are subject to the following penalties under the terms of Section 161 of the Danish Criminal Code, cf. Section 161 of the Aliens Act and Section 59-60 of the Aliens Act:

- fine or imprisonment for up to two years.
- we can be required by law to reimburse the Danish state for any costs incurred as a result of the false information.

Address (street, number, postal code and city)

Date and place

Signature

Date and place

Signature

Attachment B: Sworn declaration that I will support the applicant (To be completed only if you are not married/registered partners) **PLEASE COMPLETE IN CAPITAL LETTERS**

If you are the spouse/registered partner of the person who is applying for family reunification you are obliged by Danish law to financially support your spouse/registered partner.

If the applicant is your cohabiting partner, you must agree to accept this obligation. This is required in order for the applicant to be granted residence under EU regulations.

By signing this declaration, you agree to accept this obligation.

If your cohabiting partner is granted residence under EU regulations, we will send a copy of this declaration to the municipality (kommune) in which you live.

I, (name),

CPR number

Address

Hereby solemnly swear that I will give my full financial support to:

Name

Date of birth

Nationality

Alien Identification Number (if applicable)

for as long as he/she holds temporary residence granted in accordance with Article 13 of the EU Residence Directive, based on his/her relationship with me.

I understand that signing this declaration is a requirement for my cohabiting partner to be granted residence, cf. Article 16 (2) of the EU Residence Directive.

Date and place

Signature



Attachment C: Information required for applications for family reunification with a spouse who is a Danish citizen living in Denmark and who provides cross-border services to other EU countries

PLEASE COMPLETE IN CAPITAL LETTERS

In exceptional cases, EU regulations entitle the family members of Danish citizens who live in Denmark to family reunification if the Danish citizen provides cross-border services to other EU countries.

In the Carpenter Judgment (C60/00), the European Court of Justice ruled that, in highly exceptional circumstances, EU regulations entitle citizens of EU countries residing in their country of origin, but providing services to customers in other EU/EEA countries to family reunification in their country of origin.

The judgment is based on very specific circumstances that only apply when an applicant's circumstances correspond to the actual circumstances cited in the judgment.

If a Danish citizen residing in Denmark and providing cross-border services wants to obtain residence for his/her foreign spouse/registered partner/cohabiting partner or for their children under the age of 21, the following conditions must be satisfied:

- The Danish citizen's spouse and children under the age of 21 (third-country nationals) must have **entered Denmark legally**,
- the Danish citizen must reside in Denmark and provide **cross-border services** to another EU/EEA country or Switzerland from Denmark,
- the Danish citizen must make business trips to the other EU countries to which services are provided,
- the Danish citizen's provision of services must **constitute a large proportion** of his/her commercial activities, both in Denmark and in other EU countries,
- the marriage/registered partnership/cohabitation may not exist solely in order for the applicant to qualify for residence in Denmark. If the couple is married/are registered partners the marriage/registered partnership must still be valid when the foreign spouse/registered partner enters Denmark. Cohabiting couples must continue to live together upon arriving in Denmark and during their residence here, and
- the couple must have established a **genuine family** life in Denmark.

If your spouse is applying for family reunification based on the precedent set in the Carpenter Judgement, he/she must fill out Form 1.

You must fill out Form 2 (skipping Section 1), and answer the following questions:

What travel papers allowed your spouse to enter Denmark?

- Visa Residence permit Other (state which)

Name of your company

CVR number

Which type of cross-border services do you provide to other EU countries?

Which EU country (countries) do you provide services to?

What proportion of your commercial activity is made up of service provision in:

Denmark?

The other EU country (countries)?

Other information you believe should be considered when evaluating your activities as a cross-border service provider:



Declaration regarding residence in another EU country and for marriage/registered partnership/cohabitation

By signing below, I hereby solemnly swear that the purpose of my marriage/registered partnership was not solely to allow the applicant to qualify for residence in Denmark.

If this declaration is found to be false, I understand that I am subject to the following penalties:

- Fine or imprisonment for up to two years
- I can be required to reimburse the Danish state for any costs incurred as a result of the false information.
- My family members also seeking residence can lose their right to live in Denmark in accordance with Article 30, cf. Article 32 of the EU Residence Directive.

By signing below, I confirm that I have read, understood and accepted the terms laid out in this declaration.

Date and place

Signature



Checklist

The Immigration Service can process your application for family reunification faster if it is correctly filled out and contains the required documents. There is currently no service goal for processing EU applications. Instead EU applications are currently being considered "uncomplicated" applications for family reunification, which have a target processing time of three months.

It is therefore important that you make certain that the forms are filled out correctly and that you have attached the necessary documents before submitting your application.

We recommend using the checklist below to verify that the application is complete and correct before submitting it.

Before submitting your application, please remember to:

- answer all questions,
- sign and date the information form,
- sign and date the declaration regarding residence in another EU country and your marriage/registered partnership/cohabitation in section 1,
- include proof of cohabitation (required only if you are not married/registered partners),
- include proof of financial support or sign and date the "Declaration for students" (students only) (required only for self-supporting individuals or students),
- include proof of residence in another EU country and the reasons for your residence there,
- include proof that you were employed during the stated period. Acceptable documentation includes: employment contract, pay statements, termination notice, work description (weekly/monthly job slips stating hours worked)
- sign and date "Attachment A: Declaration of cohabitation" (required only if you are not married/registered partners)
- sign and date "Attachment B: Sworn declaration that I will support the applicant" (required only if you are not married/registered partners), and
- sign and date "Attachment C: Information required for applications for family reunification with a spouse who is a Danish citizen living in Denmark and who provides cross-border services to other EU countries" (required only if you are a cross-border service provider)