Application for extension of a temporary residence permit on the grounds of family reunification with a spouse

- extension of a temporary residence permit issued on the grounds of marriage or cohabitation

What can you use this form for?

This form is to be used when applying to extend a temporary Faroese residence permit as a family reunified spouse.

The term 'family reunified spouse' should be understood to mean Faroese residence based on:

- marriage *or*
- cohabitation

Please fill out this form together with your spouse/partner in the Faroe Islands, that is to say the person (spouse or partner) who had the right to live in the Faroe Islands prior to family reunification, and who applied with you for your initial residence permit.

The term 'applicant' is used below to refer to you, the person applying for an extension of your residence permit. The term 'spouse' is used as a general term to refer to your spouse or cohabiting partner.

How can I tell what type of residence permit I have?

The type of residence permit you were issued is explained in the letter from the immigration authorities you received when you were first granted a residence permit, or when you were granted your latest extension. If you are not sure what type of residence permit you hold, you are always welcome to contact the Immigration Office.

If you have children who need to extend their residence permits

Separate forms are required for family reunified children who need to apply for an extension of their residence permit. A copy of form FA4 should be submitted for each child applying for an extension. Forms can be downloaded from www.utlendingastovan.fo/en/application

Instructions

- Fill out and sign this form.
- Submit the application to the Immigration Office (in Suðuroy, at the local police station).

What documents should I enclose with my application?

- documentation that your spouse can support you financially (if applicable)
- documentation that you meet the housing requirement (if applicable)
- documentation that you have visiting rights with a child from a previous relationship or of your health condition (if applicable)

For more information

More information about the rules governing family reunification is available at www.utlendingastovan.fo/en/permits/you-want-to-apply-for/family-reunification, where you can also find information about processing times. If you have questions when filling out the forms, you can also contact the Immigration Office. See contact information at www.utlendingastovan.fo/en/about

For a faster reply

Your application will be processed faster if you complete the form correctly and enclose all necessary documentation.

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For official use only

Date received	Received by (name)	Authority (stamp)	Civil registration number (p-tal):
			Personal ID:

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

1. Information about you (the person applying to extend your residence permit)

Surname	Previous surname (if applicable)
Given name(s)	Nationality
Date of birth (day, month, year)	Place of birth
Personal ID	Civil registration number (p-tal)
Address (street, number, postal code, city)	
Daytime telephone number	E-mail address (if applicable)

2. Information about your passport

☐ National passport	☐ Other travel document. Please state which:
Passport number	Date of issue
Date of expiry	Place of issue (country)

3. Name and date of birth of spouse currently living in Faroe Islands

Name (given and surnames)	Date of birth

Declaring that you qualify for an extension

In order to qualify for an extension of your residence permit, you must continue to meet the requirements for issuing your initial permit. By signing below, you and your spouse declare that you still qualify for family reunification. The letter the Immigration Office sent to you (the applicant) with your original residence permit or your most recent extension states the conditions for your residence permit and any waivers that may have been granted. We recommend that you refer to this letter before completing the application form in order to ensure that you are aware of all the requirements.

Providing false information in an application is subject to the following penalties:

- fine or up to two years imprisonment
- repayment of the expenses the Faroese authorities might have incurred as a result of the false information
- your (the applicant's) residence permit can be revoked

Qualifying for a family reunification residence permit

In order to complete this application form correctly you need to be aware that the following requirements may apply in your case:

- that you live at the same address
- that your spouse is able to support you financially
- that you have accommodation of adequate size at your disposal

Joint residency is required in all cases. The financial support and housing requirements can be waived in some cases.

The requirements can be waived if:
- your spouse has custody of, or visitation rights with, a child under 18 from a previous relationship
- your spouse suffers from a serious health condition *or*
- your spouse holds refugee status

The requirements you needed to meet in order to receive your original family reunification residence permit are indicated on the residence permit.

If the above-mentioned requirements applied when your current residence permit was granted, then the same requirements will apply when seeking to extend your residence permit. If the requirements were waived, the reasons for granting the waiver must still exist, otherwise you could be required to meet them.

The following are examples of how your situation might have changed and the effect the changes would have on your residence permit:

Example A: The housing and financial support requirements were waived when your current residence permit was granted because your spouse has visitation rights with a child under 18 from a previous relationship.

Situation 1: At the time of your application for an extension of your residence permit, your spouse still has visitation rights with the child under the same conditions that existed when you applied for your original residence permit, and the child is still under 18. If this is the case, you can declare that the conditions stipulated in your residence permit are unchanged. You should tick box B in section 4.1, below, and your spouse should tick box B in section 6.1.

Situation 2: At the time of your application for an extension of your residence permit, your spouse still has contact with his/her child, but the child is now over 18. If this is the case, you will normally be required to meet the housing and financial support requirements. Please remember to enclose sufficient documentation that you do so. You should tick box C in section 4.1, and your spouse should tick box C in section 6.1.

If you and your spouse are unable to determine whether your situation has changed since your residence permit was granted, tick box D in section 4.1, your spouse should tick box D in section 6.1.

The housing and financial support requirement

Housing
In order to qualify for a residence permit, you and your spouse must have accommodation of adequate size at your disposal.

If you and your spouse live at the same address as when you were granted your current residence permit, you do not need to submit further documentation.

Proof of accommodation of adequate size includes:
- a copy of your lease, if you live in rented housing *or*
- a copy of your deed or final sale agreement, if you are the owner

Financial support

If you have been granted residence on the condition that your spouse can support you financially, you must provide proof that you spouse can still do so. Acceptable documentation includes: TAKS account statements showing your spouse's salary, a copy of your spouse's pay statements, copy of employer's salary records from the past 12 months.

By signing section 5 below, you (the applicant) declare that you still qualify for a residence permit.

By signing section 7 below, your spouse declares that you still qualify for a residence permit.

4. Declarations (applicant)

4.1 Declarations that the applicant still qualifies for a residence permit

A.

☐ I solemnly declare that I still live with my spouse at the same address.

Please tick the appropriate box below. (Tick only one.)

B.

☐ I solemnly declare that I still meet the conditions stipulated by my current residence permit.

or

C.

☐ I declare that I no longer meet the conditions stipulated by my current residence permit.

Please explain how your situation has changed:

Enclose documentation of the changed conditions (includes proof of your spouse's visitation rights with his or her child from a previous relationship, possible health problems).

You are also asked to enclose documentation that you and your spouse meet the housing requirement above, if you believe you no longer qualify for an exemption from the housing and financial support requirement. (See fact box about housing and financial support requirements, above.)

or

D.

☐ I am unable to determine whether our situation has changed since I was granted my residence permit.

The Immigration Office may contact you to obtain further information.

4.2 Sworn declarations and information (applicant)

A. Sworn declaration of correctness
I solemnly swear that the information in this application is correct and complete in accordance with section 161 of the Faroese Criminal Code, cf. Statutory Publication No 8 of 20 February 2024, as well as section 40 of Ordinance No 182 of 22 March 2001 (Application of the Aliens Act in the Faroe Islands).

If the information is later 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 to repay the expenses incurred by the Faroese authorities as a consequence of the false information
• my residence permit can be revoked in accordance with section 19 of Ordinance No 182 of 22 March 2001

B. Declaration of consent – release of information required for processing my application
I consent to allowing the Immigration Office to obtain and release information about my private affairs if it is necessary in order to process this application, cf. sections 27 and 28 of Public Administration Act No 132 of 10 June 1993. The information can be gathered from or released to other Faroese and foreign public authorities, including the police.

Such information includes:
• previous criminal proceedings against me
• information about my family
• information about the documents submitted with my application, including verification that they are genuine
• Schengen Information System (SIS) og Entry/Exit System (EES) obtained via the Danish Immigration Authorities,

I also consent to giving authorities contacted by the Immigration Office while processing my application permission to gather information about my private affairs in order to respond to the enquiry.

C. Notification that information can be released to Danish intelligence agencies and prosecuting authorities
The information and documentation you submit with your application can, in certain cases and based on an individual review, be released to Danish intelligence agencies and the public prosecuting authority, cf. Public Administration Act, section 28, Paragraph 2 (3), No 132 of 10 June 1993.

The prosecuting authority will use the information to evaluate whether there are grounds for prosecuting you for crimes committed in the Faroe Islands/Denmark or abroad.

D. Notification that some information will be released to Danish authorities
The Immigration Office will request the Danish Immigration Service for a binding recommendation regarding your application. The Immigration Office will release certain information to the Danish Immigration Service or to the Faroese Police, cf. Public Administration Act, section 27, Paragraph 2, cf. Ordinance No 1144 of 22 December 1993.

Such information includes:
• the grounds for issuing you a residence permit
• any waivers granted

The police will be informed if:
• your residence permit is revoked or not extended
• your residence permit is found to have lapsed *or*
• your residence permit is made permanent

In certain situations, some personal information, including your biometric data, will be registered in the Schengen Information System (SIS). This applies if you are given a deadline for departure. It also applies if you are issued an entry ban for the Schengen area.

Furthermore, your personal data will be shared with the relevant authorities in the other Schengen states when the Danish Immigration Authorities are legally obliged to do so. These authorities will have access to the information registered in SIS by the Danish Immigration Authorities when it is relevant to their case processing.
Personal data registered in the Schengen Information System (SIS) regarding a deadline for departure will, as a general rule, be stored in SIS until your departure from the Schengen area has been registered. In the event of an entry ban issued for the Schengen area, the data will, as a general rule, be stored until the expiry of the ban.

E. Notification that the Immigration Office will register information about you and your private affairs
The information you submit when applying for a residence permit will be registered in the Immigration Office's case handling system. The same holds true for information submitted when applying to extend your Faroese residence permit.

The information in the Immigration Office's case handling system will be used to answer questions about your residence in the Faroe Islands. The Danish Immigration Appeals Board will receive case files from the Immigration Office's case handling system in the event of a complaint.

Other authorities or organisations will receive information about you from the Immigration Office's case handling system if the information is necessary to answer questions about your residence in the Faroe Islands.

You are obliged to provide the information necessary for deciding whether you are eligible for a Faroese residence permit, cf. section 40 of Ordinance No 182 of 22 March 2001. Failure to provide the information can result in a fine or up to six months mitigated imprisonment, as well as jeopardising your residence permit. You are entitled to right of access to the information about you in the case handling system of the Immigration Office. Enquiries about accessing information contained in the case handling system can be addressed to:

The Immigration Office
Skálatrøð 20
Postbox 264
FO-110 Tórshavn

F. Verification of the information you submit
The Immigration Office may seek to verify the accuracy of the information enclosed in your application. This may happen while your application is being reviewed or after you have received your residence permit.

The verification may involve the Immigration Office contacting other authorities and checking public registers.

You may be asked to provide supplementary information.

G. Notification that certain information will be released to municipalities and Gigni
The Immigration Office will release necessary personal information to the applicant's municipality of residence and, where relevant, to Gigni (the Faroese child health care) service, cf. section 8 of the Faroese Integration Act (Integratiónslógin).

Such information includes:

- the applicant's name, nationality, civil registration number (p-tal), address and contact information;
- that the applicant and accompanying family members have been granted residence in the Faroe Islands;
- whether the applicant has children under the age of 18 accompanying them to the Faroe Islands; and
- whether a child under the age of 18 has been reunified with parents or family members already residing in the Faroe Islands.

The municipality and Gigni will use the information to carry out their responsibilities under the Faroese Integration Act.

The information will be released in accordance with the Faroese Integration Act and applicable rules on confidentiality and data protection.

5. Signature (applicant)

By signing below, I confirm that the information I have given is correct and that I have read, understood and accepted the terms laid out in section 4.

Date and place	Signature

6. Sworn declarations (spouse)

6.1 Sworn declaration that my spouse still qualifies for a residence permit

A.

☐ I declare that I continue to live at the same address as my spouse (the applicant).

Please tick the appropriate box below. (Tick only one.)

B.

☐ I solemnly declare that my spouse still meets the conditions stipulated by his/her current residence permit.

or

C.

☐ I declare that my spouse no longer meets the conditions stipulated by his/her current residence permit.

Please explain how your situation has changed:

Enclose documentation of the changed conditions if applicable (e.g.: proof of your visitation rights with a child from a previous relationship, health problems, etc.).

If you believe that the exemption from the housing and financial support requirements is no longer applicable, we ask you to enclose proof that you and your spouse meet the housing requirement. (See fact box above about housing and financial support requirements).

or

D.

☐ I am unable to determine whether our situation has changed since my spouse was granted his/her residence permit.

The Immigration Office might contact you to obtain further information.

6.2 Financial support requirement

A. In certain cases involving family reunification of spouses, the Immigration Office can require you to support your spouse financially.

When applying to renew family reunification residence permits, you must sign the declaration below.

Note: If you were not required to meet the financial support requirement when your spouse's original residence permit was issued, you do not need to sign the declaration below.

☐ I solemnly declare that I can support my spouse financially.

6.3 Sworn declarations and information (spouse)

A. Sworn declaration of correctness
I solemnly swear that the information in this application is correct and complete in accordance with section 161 of the Faroese Criminal Code, cf. Statutory Publication No 8 of 20 February 2024, cf. Act No 215 of 24 June 1939, with amendments, as well as section 40 of Ordinance No 182 of 22 March 2001 (Application of the Aliens Act in the Faroe Islands).

If the information is later found to be false or incomplete, I am subject to the following penalties:
• fine or up to two years imprisonment
• I can be required to repay the expenses incurred by the Faroese authorities as a consequence of the false information
• my spouse's residence permit can be revoked in accordance with section 19 of Ordinance No 182 of 22 March 2001

B. Declaration of consent – release of information required for processing this application
I consent to allowing the Immigration Office obtain and release information about my private affairs if it is necessary in order to process this application, cf. Public Administration Act sections 27 and 28, No 132 of 10 June 1993. The information can be gathered from or released to other Faroese and foreign public authorities, including the police.

Such information includes:
• previous criminal proceedings against me
• information about my family
• information about the documents submitted with my application, including verification that they are genuine

I also consent to giving authorities contacted by the Immigration Office while processing my application permission to gather information about my private affairs in order to respond to the enquiry.

C. Verification of the information you submit
The Immigration Office may seek to verify the accuracy of the information enclosed in your application. This may happen while your spouse's application is being reviewed or after a residence permit has been issued.

The verification may involve the Immigration Office contacting other authorities and checking public registers.

You may be asked to provide supplementary information.

7. Signature (spouse)

By signing below, I confirm that the information I have given is correct and that I have read, understood and accepted the terms laid out in section 6.

Date and place	Signature

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Checklist

Please check to make sure the form has been filled out correctly – before you submit it.

Doing so will allow the Immigration Office to process your application faster.

We recommend using the checklist below to make sure your application is complete.

Before submitting your application, please make sure you have enclosed the following:

☐ documentation that your spouse can support you financially (if applicable)

☐ documentation that you meet the housing requirement (if applicable)

☐ documentation that you have visiting rights with a child from a previous relationship or of your health condition (if applicable)

Please also remember to:

☐ answer all questions and tick the appropriate response in sections 4 and 6

☐ sign and date the application

For official use only: Comments and forwarding endorsements

☐ Names and passport information in compliance with shown proof of identity

Enclosed:

☐ documentation reg. housing

☐ documentation reg. visiting rights with a child from a previous relationship or health condition

☐ other

Comments

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