AGREEMENT

BETWEEN

THE GOVERNMENT OF THE REPUBLIC OF MOLDOVA

AND

THE GOVERNMENT OF THE KINGDOM OF DENMARK

ON THE READMISSION OF PERSONS RESIDING WITHOUT AUTHORIZATION

THE HIGH CONTRACTING PARTIES,

The Government of THE REPUBLIC OF MOLDOVA, hereinafter referred to as "Moldova",

and

The Government of THE KINGDOM OF DENMARK, hereinafter referred to as "Denmark",

Determined to strengthen their co-operation in order to combat illegal immigration more effectively,

Desiring to establish, by means of this Agreement and on the basis of reciprocity, rapid and effective procedures for the identification and safe and orderly return of persons who do not, or no longer, fulfil the conditions for entry to, presence in, or residence on the territories of Moldova or Denmark, and to facilitate the transit of such persons in a spirit of co-operation;

Emphasising that this Agreement shall be without prejudice to the rights, obligations and responsibilities of Moldova and Denmark arising from International Law, and, in particular, from the European Convention of 4 November 1950 for the Protection of Human Rights and Fundamental Freedoms, the Convention of 28 July 1951 on the Status of Refugees and the Convention of 10 December 1984 against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment;

Basing themselves on the Agreement between the European Community and the Republic of Moldova on readmission of persons and the joint declaration concerning Denmark annexed thereto;

HAVE AGREED AS FOLLOWS:

Article 1
Definitions

For the purpose of this Agreement:

(a) *"Contracting Parties"* shall mean Moldova and Denmark;

(b) "*National of Moldova*" shall mean any person who holds the citizenship of the Republic of Moldova;

(c) *"National of Denmark"* shall mean any person who holds citizenship of the Kingdom of Denmark;

(d) *"Third-country national"* shall mean any person who holds a nationality other than that of Moldova or Denmark;

(e) *"Stateless person"* shall mean any person who does not hold a nationality;

(f) *"Residence permit"* shall mean a permit of any type issued by Moldova or Denmark entitling a person to reside on its territory. This shall not include temporary permissions to remain on its territory in connection with the processing of an asylum application or an application for a residence permit;

(g) „*Border crossing point*" shall mean any crossing point authorised by the competent authorities of Moldova or Denmark for the purpose of crossing their respective borders, including at International airports;

(h) *"Visa"* shall mean an authorisation issued or a decision taken by Moldova or Denmark which is required with a view to entry in, or transit through, its territory. This shall not include airport transit visa;

(i) *"Requesting State"* shall mean the State (Moldova or Denmark) submitting a readmission application pursuant to Article 7 or a transit application pursuant to Article 14 of this Agreement;

(j) *"Requested State"* shall mean the State (Moldova or Denmark) to which a readmission application pursuant to Article 7 or a transit application pursuant to Article 14 of this Agreement is addressed;

(k) *"Competent Authority"* shall mean any national authority of Denmark or Moldova entrusted with the implementation of this Agreement in accordance with Article 19 (1) lit. a) thereof.

(l) *"Border region"* shall mean the territories of seaports and International airports of Moldova and Denmark.

(m) *"Transit"* shall mean the passage of a third country national or a stateless person through the territory of the Requested State while travelling from the Requesting State to the country of destination.

SECTION I. READMISSION OBLIGATIONS BY MOLDOVA

Article 2
Readmission of own nationals

(1) Moldova shall readmit, upon application by Denmark and without further formalities other than those provided for in this Agreement, all persons who do not, or who no longer, fulfil the conditions in force for entry to, presence in, or residence on, the territory of Denmark provided that, in accordance with Article 8, it is proved, or may be validly assumed on the basis of prima facie evidence furnished, that they are nationals of Moldova.

(2) Moldova shall also readmit:

- minor unmarried children of the persons mentioned in paragraph 1, regardless of their place of birth or their nationality, unless they have an independent right of residence in Denmark;

- spouses, holding another nationality, of the persons mentioned in paragraph 1, provided they have the right to enter and stay or receive the right to enter and stay in the territory of Moldova, unless they have an independent right of residence in Denmark.

(3) Moldova shall also readmit persons who have been deprived of, or who have renounced, the nationality of Moldova since entering the territory of Denmark, unless such persons have at least been promised naturalisation by Denmark.

(4) After Moldova has given a positive reply to the readmission application, the competent Diplomatic Mission or Consular Office of Moldova shall immediately and not later than within 3 working days, issue the travel document required for the return of the person to be readmitted, with a validity of at least 3 months. If, for legal or factual reasons, the person concerned cannot be transferred within the period of validity of the travel document that was initially issued, the competent Diplomatic Mission or Consular Office of Moldova shall, within 14 calendar days, issue a new travel document with a period of validity of the same duration. If Moldova has not, within 14 calendar days, issued the new travel document, it shall be deemed to accept the use of the EU standard travel document for expulsion purposes[1].

(5) In case the person to be readmitted possesses the nationality of a third state in addition to Moldavian nationality, Denmark shall take into consideration the will of the person to be readmitted to the state of his/her choice.

Article 3
Readmission of third-country nationals and stateless persons

(1) Moldova shall readmit, upon application by Denmark and without further formalities other than those provided for in this Agreement, all third-country nationals or stateless persons who do not, or who no longer, fulfil the conditions in force for entry to, presence in, or residence on, the territory of Denmark provided that, in accordance

[1] In line with the form set out in EU Council recommendation of 30 November 1994.

with Article 9, it is proved, or may be validly assumed on the basis of prima facie evidence furnished, that such persons

a) hold, or at the time of entry held, a valid visa or residence permit issued by Moldova;

or

b) illegally and directly entered the territory of Denmark from Moldova after having stayed on, or transited through, the territory of latter.

(2) The readmission obligation in paragraph 1 shall not apply if

a) the third country national or stateless person has only been in airside transit via an International Airport of Moldova; or

b) Denmark has issued to the third country national or stateless person a visa or residence permit before or after entering its territory unless

- that person is in possession of a visa or residence permit, issued by Moldova, which has a longer period of validity; or
- the visa or residence permit issued by Denmark has been obtained by using forged or falsified documents, or by making false statements, or
- that person fails to observe any condition attached to the visa.

(3) After Moldova has given a positive reply to the readmission application, Denmark issues the person whose readmission has been accepted the EU standard travel document for expulsion purposes[1].

SECTION II.
READMISSION OBLIGATIONS BY DENMARK

Article 4
Readmission of own nationals

(1) Denmark shall readmit, upon application by Moldova and without further formalities other than those provided for in this Agreement, all persons who do not, or who no longer, fulfil the conditions in force for entry to, presence in, or residence on, the territory of Moldova provided that, in accordance with Article 8, it is proved, or may be validly assumed on the basis of prima facie evidence furnished, that they are nationals of that Denmark.

(2) Denmark shall also readmit:

- minor unmarried children of the persons mentioned in paragraph 1, regardless of their place of birth or their nationality, unless they have an independent right of residence in Moldova;

[1] In line with the form set out in EU Council recommendation of 30 November 1994.

- spouses, holding another nationality, of the persons mentioned in paragraph 1, provided they have the right to enter and stay or receive the right to enter and stay in the territory of Denmark, unless they have an independent right of residence in Moldova;

(3) Denmark shall also readmit persons who have been deprived of, or who have renounced, the nationality of Denmark since entering the territory of Moldova, unless such persons have at least been promised naturalisation by Moldova.

(4) After Denmark has given a positive reply to the readmission application, the competent Diplomatic Mission or Consular Office of Denmark shall immediately and not later than within 3 working days, issue the travel document required for the return of the person to be readmitted, with a validity of at least 3 months. If, for legal or factual reasons, the person concerned cannot be transferred within the period of validity of the travel document that was initially issued, the competent Diplomatic Mission or Consular Office of Denmark shall, within 14 calendar days, issue a new travel document with a period of validity of the same duration.

(5) In case the person to be readmitted possesses the nationality of a third state in addition to that of Denmark, Moldova shall take into consideration the will of the person to be readmitted to the state of his/her choice.

Article 5
Readmission of third-country nationals and stateless persons

(1) Denmark shall readmit, upon application by Moldova and without further formalities other than those provided for in this Agreement, all third-country nationals or stateless persons who do not, or who no longer, fulfil the conditions in force for entry to, presence in, or residence on, the territory of Moldova provided that, in accordance with Article 9, it is proved, or may be validly assumed on the basis of prima facie evidence furnished, that such persons

a) hold, or at the time of entry held, a valid visa or residence permit issued by the Denmark;

or

b) illegally and directly entered the territory of Moldova after having stayed on, or transited through, the territory of Denmark.

(2) The readmission obligation in paragraph 1 shall not apply if

a) the third country national or stateless person has only been in airside transit via an International Airport of Denmark; or

b) Moldova has issued to the third country national or stateless person a visa or residence permit before or after entering its territory unless
   - that person is in possession of a visa or residence permit, issued by Denmark , which has a longer period of validity; or
   - the visa or residence permit issued by Moldova has been obtained by using forged or falsified documents or by making false statements, or
   - that person fails to observe any condition attached to the visa.

(3) After Denmark has given a positive reply to the readmission application, Moldova issues the person whose readmission has been accepted the travel document required for his or her return.

SECTION III. READMISSION PROCEDURE

Article 6
Principles

(1) Subject to paragraph 2, any transfer of a person to be readmitted on the basis of one of the obligations contained in Articles 2 to 5 shall require the submission of a readmission application to the competent authority of the Requested State.

(2) No readmission application shall be needed where the person to be readmitted is in possession of a valid travel document and, in case such a person is a third-country national or stateless person, also holds, where applicable, a valid visa or residence permit of the Requested State.

(3) If a person has been apprehended in the border region (including airports) of the Requesting State after illegally crossing the border coming directly from the territory of the Requested State, the Requesting State may submit a readmission application within 2 days following this persons apprehension (accelerated procedure).

Article 7
Content of the Readmission application

(1) To the extent possible, the readmission application is to contain the following information:

a) the particulars of the person to be readmitted (e.g. given names, surnames, date of birth, and – where possible – place of birth, and the last place of residence) and, where appropriate, the particulars of minor unmarried children and/or spouses;

b) indication of the means with which proof or prima facie evidence of nationality, transit, the grounds for the readmission of third-country nationals and stateless persons and unlawful entry and residence will be provided.

(2) To the extent possible, the readmission application shall also contain the following information:

a) a statement indicating that the person to be transferred may need help or care, provided the person concerned has explicitly consented to the statement;

b) any other protection, security measure or information concerning the health of the person, which may be necessary in the individual transfer case.

(3) A common form to be used for readmission applications is attached as Annex 5 to this Agreement.

Article 8
Means of evidence regarding nationality

(1) Nationality pursuant to Article 2 (1) and Article 4 (1) can be proved by means of the documents listed in Annex 1 to this Agreement, even if their period of validity has expired. If such documents are presented, Moldova and Denmark shall mutually recognise the nationality without further investigation being required. Proof of nationality cannot be furnished through false documents.

(2) Prima facie evidence of nationality pursuant to Article 2 (1) and Article 4 (1) can be particularly furnished through the documents listed in Annex 2 to this Agreement, even if their period of validity has expired. If such documents are presented, Denmark and Moldova shall deem the nationality to be established, unless they can prove otherwise. Prima facie evidence of nationality cannot be furnished through false documents.

(3) If none of the documents listed in Annexes 1 or 2 can be presented, the competent Diplomatic Mission or Consular Office of the Requested State concerned shall, upon request, make arrangements with the competent authority of the Requesting State to interview the person to be readmitted without undue delay, at the latest within 3 working days from the requesting day, in order to establish his or her nationality.

Article 9
Means of evidence regarding third-country nationals and stateless persons

(1) Proof of the grounds for the readmission of third-country nationals and stateless persons laid down in Article 3 (1) and Article 5 (1) shall be particularly furnished through the means of evidence listed in Annex 3 to this Agreement; it cannot be furnished through false documents. Any such proof shall be mutually recognised by Moldova and Denmark without any further investigation being required.

(2) Prima facie evidence of the grounds for the readmission of third-country nationals and stateless persons laid down in Article 3 (1) and Article 5 (1) shall be particularly furnished through the means of evidence listed in Annex 4 to this Agreement; it cannot be furnished through false documents. Where such prima facie evidence is presented, Moldova and Denmark shall deem the grounds to be established, unless they can prove otherwise.

(3) The unlawfulness of entry, presence or residence shall be established by means of the travel documents of the person concerned in which the necessary visa or other residence permit for the territory of the Requesting State are missing. A statement by the Requesting State that the person concerned has been found not having the necessary travel documents, visa or residence permit shall likewise provide prima facie evidence of the unlawful entry, presence or residence.

Article 10
Time limits

(1) The application for readmission must be submitted to the competent authority of the Requested State within a maximum of 6 months after the Requesting State's competent authority has gained knowledge that a third-country national or a stateless person does not, or does no longer, fulfil the conditions in force for entry, presence or residence. Where there are legal or factual obstacles to the application being submitted in time, the time limit shall, upon request by the Requesting State, be extended but only until the obstacles have ceased to exist.

(2) A readmission application must be replied to in writing

- within 2 working days, if the application has been made under the accelerated procedure (Article 6(3));
- within 11 working days in all other cases.

These time limits begin to run with the date of receipt of the readmission request. If there was no reply within this time limit, the transfer shall be deemed to have been agreed to.

(3) Where there are legal or factual obstacles to the application being replied to within 11 working days, this time limit may, upon duly motivated request, be extended with a maximum of 2 working days. If there was no reply within the extended time limit, the transfer shall be deemed to have been agreed to.

(4) Reasons shall be given for the refusal of a readmission request.

(5) After agreement has been given or, where appropriate, after expiry of the time limit laid down in paragraph 2, the person concerned shall be transferred within three months. On request of the Requesting State, this time limit may be extended by the time taken to deal with legal or practical obstacles.

Article 11
Transfer modalities and modes of transportation

(1) Before returning a person, the competent authorities of Moldova and Denmark concerned shall make arrangements in writing in advance regarding the transfer date, the border crossing point, possible escorts and other information relevant to the transfer.

(2) Transportation may take place by air or land. Return by air shall not be restricted to the use of the national carriers of Moldova or Denmark and may take place by using scheduled or charter flights. In the event of escorted returns, such escorts shall not be restricted to authorised persons of the Requesting State, provided that they are authorised persons from Moldova or Denmark.

Article 12
Readmission in error

The Requesting State shall take back any person readmitted by the Requested State if it is established, within a period of 3 months after the transfer of the person concerned, that the requirements laid down in Articles 2 to 5 of this Agreement are not met.

In such cases the procedural provisions of this Agreement shall apply mutatis mutandis and all available information relating to the actual identity and nationality of the person to be taken back shall be provided.

SECTION IV. TRANSIT OPERATIONS

Article 13
Principles

(1) Moldova and Denmark should restrict the transit of third-country nationals or stateless persons to cases where such persons cannot be returned to the State of destination directly.

(2) Moldova shall allow the transit of third-country nationals or stateless persons if Denmark so requests, and Denmark shall authorise the transit of third-country nationals or stateless persons if Moldova so requests, if the onward journey in possible other States of transit and the readmission by the State of destination is assured.

(3) Transit can be refused by Moldova or Denmark

a) if the third-country national or the stateless person runs the real risk of being subjected to torture or to inhuman or degrading treatment or punishment or the death penalty or of persecution because of his race, religion, nationality, membership of a particular social group or political conviction in the State of destination or another State of transit; or

b) if the third-country national or the stateless person shall be subject to criminal sanctions in the Requested State or in another State of transit; or

c) on grounds of public health, domestic security, public order or other national interests of the Requested State.

(4) Moldova or Denmark may revoke any authorisation issued if circumstances referred to in paragraph 3 subsequently arise or come to light which stand in the way of the transit operation, or if the onward journey in possible States of transit or the readmission by the State of destination is no longer assured. In this case, the Requesting State shall take back the third-country national or the stateless person, as necessary and without delay.

Article 14
Transit procedure

(1) An application for transit operations must be submitted to the competent authority of the Requested State in writing and is to contain the following information:

a) type of transit (by air or land), possible other States of transit and intended final destination;
b) the particulars of the person concerned (e.g. given name, surname, maiden name, other names used/by which known or aliases, date of birth, sex and – where possible – place of birth, nationality, language, type and number of travel document);
c) envisaged border crossing point, time of transfer and possible use of escorts;
d) a declaration that in the view of the Requesting State the conditions pursuant to Article 13(2) are met, and that no reasons for a refusal pursuant to Article 13(3) are known of.

A common form to be used for transit applications is attached as Annex 6 to this Agreement.

(2) The Requested State shall, within 4 working days and in writing, inform the Requesting State of the admission, confirming the border crossing point and the envisaged time of admission, or inform it of the admission refusal and of the reasons for such refusal.

(3) If the transit operation takes place by air, the person to be readmitted and possible escorts shall be exempted from having to obtain an airport transit visa.

(4) The competent authorities of the Requested State shall, subject to mutual consultations, assist in the transit operations, in particular through the surveillance of the persons in question and the provision of suitable amenities for that purpose.

SECTION V. COSTS

Article 15
Transport and transit costs

Without prejudice to the right of the competent authorities to recover the costs associated with the readmission from the person to be readmitted or third parties, all transport costs incurred in connection with readmission and transit operations pursuant to this Agreement as far as the border of the State of final destination shall be borne by the Requesting State.

SECTION VI. DATA PROTECTION AND NON-AFFECTION CLAUSE

Article 16
Data Protection

The communication of personal data shall only take place if such communication is necessary for the implementation of this Agreement by the competent authorities of Moldova or Denmark as the case may be. The processing and treatment of personal data in a particular case shall be subject to the domestic laws of Moldova and, where the

controller is a competent authority of Denmark, to the provisions of Directive 95/46/EC[1] and of the national legislation. Additionally the following principles shall apply:

(a) personal data must be processed fairly and lawfully;

(b) personal data must be collected for the specified, explicit and legitimate purpose of implementing this Agreement and not further processed by the communicating authority nor by the receiving authority in a way incompatible with that purpose;

(c) personal data must be adequate, relevant and not excessive in relation to the purpose for which they are collected and/or further processed; in particular, personal data communicated may concern only the following:
- the particulars of the person to be transferred (e.g. given names, surnames, any previous names, other names used/by which known or aliases, sex, civil status, date and place of birth, current and any previous nationality);
- passport, identity card or driving licence (number, period of validity, date of issue, issuing authority, place of issue);
- stop-overs and itineraries;
- other information needed to identify the person to be transferred or to examine the readmission requirements pursuant to this Agreement.

(d) personal data must be accurate and, where necessary, kept up to date.

(e) personal data must be kept in a form which permits identification of data subjects for no longer than is necessary for the purpose for which the data were collected or for which they are further processed.

(f) both the communicating authority and the receiving authority shall take every reasonable step to ensure as appropriate the rectification, erasure or blocking of personal data where the processing does not comply with the provisions of this article, in particular because those data are not adequate, relevant, accurate, or they are excessive in relation to the purpose of processing. This includes the notification of any rectification, erasure or blocking to the other Party.

(g) upon request, the receiving authority shall inform the communicating authority of the use of the communicated data and of the results obtained therefrom.

(h) personal data may only be communicated to the competent authorities. Further communication to other bodies requires the prior consent of the communicating authority.

(i) the communicating and the receiving authorities are under an obligation to make a written record of the communication and receipt of personal data.

Article 17
Non-affection clause

(1) This agreement shall be without prejudice to the rights, obligations and responsibilities of Moldova and Denmark arising from International Law and, in particular, from

[1] Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data (OJ L 281 of 23.11.1995, p. 31).

- the Convention of 28 July 1951 on the Status of Refugees as amended by the Protocol of 31 January 1967 on the Status of Refugees;
- the international conventions determining the State responsible for examining applications for asylum lodged;
- the European Convention of 4 November 1950 for the Protection of Human Rights and Fundamental Freedoms;
- the Convention of 10 December 1984 against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment;
- international conventions on extradition and transit;
- multilateral international conventions and agreements on the readmission of foreign nationals.

(2) Nothing in this Agreement shall prevent the return of a person under other formal or informal arrangements.

SECTION VII. IMPLEMENTATION AND APPLICATION

Article 18
Joint Expert Group

(1) The Contracting Parties shall provide each other with mutual assistance in the application and interpretation of this Agreement. To this end, they shall set up a joint expert group (hereinafter referred to as "the Expert Group") which will, in particular, have the task

a) to monitor the application of this Agreement;
;

b) to recommend amendments to this Agreement and its Annexes, in particular in the light of similar amendments to the Agreement between the European Community and the Republic of Moldova on readmission of persons residing without authorisation and the Annexes hereto;

(2) The Expert Group shall be composed by experts of Moldova and Denmark.

(3) The Expert Group shall meet where necessary at the request of one of the Contracting Parties.

Article 19
Implementing Protocol

(1) Upon request of Moldova or Denmark, Moldova and Denmark shall draw up an implementing Protocol which shall cover rules on

a) designation of the competent authorities, border crossing points and exchange of contact points;

b) the modalities for returns under the accelerated procedure;

c) conditions for escorted returns, including the transit of third-country nationals and stateless persons under escort;

d) means and documents additional to those listed in the Annexes 1 to 4 to this agreement.

SECTION VIII. FINAL PROVISIONS

Article 20
Entry into force, duration and termination

(1) This Agreement shall be ratified or approved by the Contracting Parties in accordance with their respective procedures.

(2) This Agreement shall enter into force on the first day of the second month following the date on which the Contracting Parties notify each other that the procedures referred to in the first paragraph have been completed. If this date is before the date of the entry into force of the Agreement between the Government of the Republic of Moldova and the Government of the Kingdom of Denmark on the facilitation of issuance of visas, this Agreement shall not enter into force before the same date as the latter.

(3) This Agreement is concluded for an unlimited period.

(4) Each Contracting Party may denounce this Agreement by officially notifying the other Contracting Party. This Agreement shall cease to apply six months after the date of such notification.

Article 21
Annexes

Annexes 1 to 6 shall form an integral part of this Agreement.

Done at Copenhagen on the 20th day of March in the year 2011 in duplicate in the English language.

For the Government of the Republic of Moldova

For the Government of the Kingdom of Denmark

Annex 1

COMMON LIST OF DOCUMENTS
THE PRESENTATION OF WHICH IS CONSIDERED AS PROOF OF NATIONALITY
(ARTICLES 2 (1), 4 (1) AND 8 (1))

- passports of any kind (national passports, diplomatic passports, service passports and, where applicable, collective passports and surrogate passports including children's passports);
- identity cards of any kind;
- seaman's registration books and skippers' service cards;
- citizenship certificates and other official documents that mention or clearly indicate citizenship.

Annex 2

COMMON LIST OF DOCUMENTS
THE PRESENTATION OF WHICH IS CONSIDERED AS
PRIMA FACIE EVIDENCE OF NATIONALITY
(ARTICLES 2 (1), 4 (1) AND 8 (2))

- photocopies of any of the documents listed in Annex 1 to this Agreement;
- military service books and military identity cards;
- official statements made for the purpose of the accelerated procedure by border authority staff or witnesses who can testify that the person concerned has crossed the border;
- driving licenses or photocopies thereof;
- birth certificates or photocopies thereof;
- company identity cards or photocopies thereof;
- written statements by witnesses;
- written statements made by the person concerned and language spoken by him or her, including by means of an official test result;
- any other document which may help to establish the nationality of the person concerned.

Annex 3

COMMON LIST OF DOCUMENTS
WHICH ARE CONSIDERED AS PROOF OF THE GROUNDS FOR THE READMISSION OF THIRD COUNTRY NATIONALS AND STATELESS PERSONS
(ARTICLES 3 (1), 5 (1) AND 9 (1))

- visa or residence permit issued by the Requested State;
- entry/departure stamps or similar endorsement in the travel document of the person concerned or other evidence of entry/departure (e.g. photographic);
- named documents, certificates and bills of any kind (e.g. hotel bills, appointment cards for doctors/dentists, entry cards for public/private institutions, car rental agreements, credit card receipts etc.) which clearly show that the person concerned stayed on the territory of the requested State;
- named tickets and/or passenger lists of air, train, coach or boat passages which show the presence and the itinerary of the person concerned on the territory of the Requested State;
- official statements made by border authority staff who can testify to the person concerned crossing the border;

Annex 4

COMMON LIST OF DOCUMENTS
WHICH ARE CONSIDERED AS PRIMA FACIE EVIDENCE OF THE GROUNDS
FOR THE READMISSION OF THIRD COUNTRY NATIONALS AND STATELESS PERSONS
(ARTICLES 3 (1), 5 (1) AND 9 (2))

- information showing that the person concerned has used the services of a courier or travel agency;
- official statement in judicial or administrative proceedings by the person concerned, family members or travelling companions;
- official statements made by witnesses who can testify to the person concerned crossing the border;
- information related to the identity and/or stay of a person which has been provided by an International organisation (e.g. UNHCR);

Annex 5



[Emblem of Republic of Moldova]

....

(Designation of requesting authority) (Place and date)

Reference: .....

To

..... **ACCELERATED PROCEDURE**

.....

.....

(Designation of requested authority)

READMISSION APPLICATION

pursuant to Article 7 of the Agreement between the Government of the Republic of Moldova and the Government of the Kingdom of Denmark on the readmission of persons residing without authorisation

A. PERSONAL DETAILS

Photograph

1. Full name (underline surname):
   .....
2. Maiden name:
   .....
3. Date and place of birth:
   .....
4. Sex and physical description (height, colour of eyes, distinguishing marks etc.):
   .....
5. Also known as (earlier names, other names used/by which known or aliases):
   .....
6. Nationality and language:
   .....
7. Civil status: married single divorced widowed
   If married : name of spouse .....
   Names and age of children (if any) .....
   .....
   .....
   .....
8. Last address in the requesting State:
   .....

B. PERSONAL DETAILS OF SPOUSE (IF APPROPRIATE)

1. Full name (underline surname): .....
2. Maiden name: .....
3. Date and place of birth: .....
4. Sex and physical description (height, colour of eyes, distinguishing marks etc.):
   .....
5. Also known as (earlier names, other names used/by which known or aliases):
   .....
6. Nationality and language:
   .....

C. PERSONAL DETAILS OF CHILDREN (IF APPROPRIATE)

1. Full name (underline surname): .....
2. Date and place of birth: .....
3. Sex and physical description (height, colour of eyes, distinguishing marks etc.):
   .....
4. Nationality and language:
   .....

D. SPECIAL CIRCUMSTANCES RELATING TO THE TRANSFEREE

1. State of health
   (e.g. possible reference to special medical care; Latin name of contagious disease):
   .....
2. Indication of particularly dangerous person
   (e.g. suspected of serious offence; aggressive behaviour):
   .....

E. MEANS OF EVIDENCE ATTACHED

1. ....
   (Passport No.) (date and place of issue)
   ....
   (issuing authority) (expiry date)
2. ....
   (Identity card No.) (date and place of issue)
   ....
   (issuing authority) (expiry date)
3. ....
   (Driving licence No.) (date and place of issue)
   ....
   (issuing authority) (expiry date)
4. ....
   (Other official document No.) (date and place of issue)
   ....
   (issuing authority) (expiry date)

F. OBSERVATIONS

.....
.....
.....

.....
(Signature) (Seal/stamp)

Annex 6



[Emblem of Republic of Moldova]

....

.....
(Designation of requesting authority)

(Place and date)

Reference

.....

To

.....

.....

.....
(Designation of requested authority)

TRANSIT APPLICATION

pursuant to Article 14 of the Agreement between the Government of the Republic of Moldova and the Government of the Kingdom of Denmark on the readmission of persons residing without authorisation

A. PERSONAL DETAILS

Photograph

1. Full name (underline surname):
   .....
2. Maiden name:
   .....
3. Date and place of birth:
   .....
4. Sex and physical description (height, color of eyes, distinguishing marks etc.):
   .....
5. Also known as (earlier names, other names used/by which known or aliases):
   .....
6. Nationality and language:
   .....
7. Type and number of travel document:
   .....

B. IF NECESSARY, SPECIAL CIRCUMSTANCES RELATING TO THE TRANSFEREE

1. State of health
   (e.g. possible reference to special medical care; latin name of contagious disease):
   .....

2. Indication of particularly dangerous person
   (e.g. suspected of serious offence; aggressive behaviour):
   .....]

C. TRANSIT OPERATION

1. Type of transit

   ❑ by air ❑ by land

2. State of final destination
   .....

3. Possible other States of transit
   .....

4. Proposed border crossing point, date, time of transfer and possible escorts
   .....
   .....
   .....

5. Admission guaranteed in any other transit State and in the State of final destination
   (Article 12 paragraph 2)

   ❑ yes ❑ no

6. Knowledge of any reason for a refusal of transit
   (Article 12 paragraph 3)

   ❑ yes ❑ no

D. OBSERVATIONS

.....
.....
.....
.....

.....
(Signature) (Seal/stamp)

Joint Declaration concerning Articles 3(1) and 5(1)

The Parties agree that a person is "entering directly" from the territory of Moldova within the meaning of these provisions if such person arrived on the territory of Denmark without having entered a third-country in between, or, where the Requested State is Denmark, arrived on the territory of Moldova, without having entered a third-country in between. Airside transit stays in a third country shall not be considered as entry.