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# **Ad-Hoc Query**

## **2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

**European Migration Network**  
**Ad-hoc query**

**August, 2025**

# AD-HOC QUERY ON 2025.30 TERMINATION OF TEMPORARY PROTECTION RESIDENCE PERMIT UPON GRANTING IN ANOTHER EU MEMBER STATE

REQUESTED BY EMN NCP CZECH REPUBLIC ON 30 JUNE 2025

COMPILATION PRODUCED ON 31 AUGUST 2025

**Exported for:** Wider Dissemination

**Responses from:** EMN NCP Austria, EMN NCP Belgium, EMN NCP Bulgaria, EMN NCP Croatia, EMN NCP Cyprus, EMN NCP Czech Republic, EMN NCP Estonia, EMN NCP Finland, EMN NCP France, EMN NCP Germany, EMN NCP Greece, EMN NCP Hungary, EMN NCP Ireland, EMN NCP Italy, EMN NCP Latvia, EMN NCP Lithuania, EMN NCP Luxembourg, EMN NCP Malta, EMN NCP Netherlands, EMN NCP Poland, EMN NCP Portugal, EMN NCP Slovakia, EMN NCP Slovenia, EMN NCP Spain, EMN NCP Sweden **(25 in total)**

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## BACKGROUND INFORMATION

In the Czech Republic, the law explicitly states that the granting of temporary protection (by issuing a residence permit under Article 8(1) of Directive 2001/55/EC) in another EU Member State results in the revocation of the residence permit granted to the person enjoying temporary protection for the same reason by the Czech Republic.


## Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

### WE WOULD LIKE TO ASK THE FOLLOWING QUESTIONS:


We would very much appreciate your responses by **31 July 2025**.

1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?
2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?
3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?


### RESPONSES

|   |                        | <b>Wider Dissemination?</b> |  |
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|  | <b>EMN NCP Austria</b> | <b>Yes</b>                  | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>In Austria, temporary protection for displaced persons from Ukraine is granted by the Regulation on Displaced Persons, which transposes the implementing decision, that activated the EU Directive on Temporary Protection, into national law. According to Art. 4 para. 3 of the Regulation, the right of residence in Austria expires ex lege if the person concerned leaves the federal territory not merely for a short period, so that a withdrawal is not necessary. For Austria, the Temporary Protection Registration Platform has</p> |


**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|   |                               |                   | <p>proven useful in tracking permanent departures to other EU Member States, as this platform can provide information on the relocation of the centre of life of displaced persons. Permanent departures to third countries, on the other hand, are more difficult for the Austrian authorities to track (EMN Austria (2024). Displaced Persons from Ukraine, p. 4).</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>See Q1.</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>n/a</p> |
|  | <p><b>EMN NCP Belgium</b></p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>YES</p>  |


**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|   |                         |                   | <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>If the beneficiary of TP obtains TP in another Member State after having acquired it in Belgium, Belgium will take a decision to revoke the TP status in Belgium on the basis of article 57/35, § 3, of the Aliens Act:<br/>         “When the foreigner who is authorised to reside in the Kingdom in the capacity of foreigner enjoying temporary protection on the basis of article 57/30 must be transferred to another Member State, the Minister or his authorised representative may withdraw the residence permit issued to them and issue them with an order to leave the territory. He may also order them to present themselves to the competent authorities of that State before a certain date.”</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>NA</p> |
|  | <p>EMN NCP Bulgaria</p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>National provisions do not establish a procedure for revocation of the temporary protection if the beneficiary of temporary protection is granted temporary protection in another Member State.</p>  |


## Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|   |                 |            | <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>N/A</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>In 2023 the State Agency for Refugees initiated draft amendments to the Law on Asylum and Refugees, which included the right of beneficiaries of temporary protection to terminate their temporary protection in Bulgaria.</p> <p>For those individuals who are granted temporary protection, but who declared to be willing to transfer to another Member State, the national asylum authority developed a protocol for returning the temporary protection document based on which the status of the individual in the immigration database is changed from beneficiary of temporary protection to foreigner residing in the country from this date onward, within the 90-days visa-free regime. A copy of the handover protocol is given to the individual, so it can be used as evidence before the authorities of other Member States that the person is no longer enjoying temporary protection in Bulgaria.</p> |
|  | EMN NCP Croatia | <b>Yes</b> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p>  |


## Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|   |                |            | <p>Yes.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>According to article 82, paragraphs 2 and 3 of the Act on International And Temporary Protection (Official Gazette, no. 70/15, 127/17, 33/23 and 17/25), the Ministry (refers to the Ministry of the Internal Affairs), in cooperation with the European Commission, shall regularly exchange data relating to temporary protection with the competent authorities of the Member States.</p> <p>When the exchange of data, referred to in previous paragraph of this Article, establishes that a foreigner under temporary protection has been issued a residence permit on the basis of temporary protection in another Member State, the temporary protection card issued in the Republic of Croatia shall cease to be valid, as shall all rights arising from the status of a foreigner under temporary protection.</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>N/A</p> |
|  | EMN NCP Cyprus | <b>Yes</b> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p>   |

**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|   |                               |                   | <p>The national legal framework doesn't include a provision on the revocation of the temporary protection if the beneficiary is granted temporary protection in another Member State</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>N/A</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>Cyprus grants temporary protection to those who fulfil the relevant criteria regardless of whether they are granted temporary protection in another Member State or not.</p> |
|  | <p>EMN NCP Czech Republic</p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Yes. The Czech legal system explicitly states that temporary protection ends if it is granted to a third-country national in another EU Member State.</p>   |

Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|   |                        |                   | <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>Yes. The legal basis is Section 5(8)(b) of Act No. 65/2022 Coll., on Certain Measures in Connection with the Armed Conflict on the Territory of Ukraine Caused by the Invasion of the Troops of the Russian Federation (commonly referred to as “Lex Ukraine”).</p> <p>It states:<br/> “Temporary protection residence permit granted under this Act shall terminate...<br/> (c) upon the granting of temporary protection to the foreign national in another Member State of the European Union.”</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>N/A</p> |
|  | <p>EMN NCP Estonia</p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Yes. According to Article 58 of the Act on Granting International Protection to Aliens, the Police and Border Guard Board shall revoke the residence permit of a person eligible for temporary protection, if the person</p>   |


**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|  |  |  | <p>eligible for temporary protection is transferred to another Member State of the European Union; or if a person eligible for temporary protection voluntarily settles in another country.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>Act on Granting International Protection to Aliens § 58. Revocation of residence permit<br/>(1) The Police and Border Guard Board shall revoke the residence permit of a person enjoying temporary protection, if:</p> <ol style="list-style-type: none"><li>1) the term of temporary protection expires;</li><li>2) the person enjoying temporary protection is transferred to another Member State of the European Union;</li><li>3) a person enjoying temporary protection voluntarily settles in another country;</li><li>4) a circumstance which constitutes the basis for refusal to issue or extend a residence permit provided for in § 57 of this Act becomes known in respect of a person enjoying temporary protection;</li></ol> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>N/A</p> |
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## Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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| + | EMN NCP Finland | Yes | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Yes.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>A temporary protection issued by Finland can only be revoked under specific circumstances. The beneficiary can ask for the temporary protection to be revoked or the Finnish Immigration Service can revoke it if the beneficiary has been granted temporary protection in another EU Member State. The information in regards to whether a beneficiary has been granted temporary protection in another EU Member State will be verified through the Temporary Protection Platform. It can also be revoked if the beneficiary has submitted an incomplete notification of intention to cancel the residence permit for temporary protection and the beneficiary has already applied for temporary protection in another EU Member State (this needs to be verified in the Temporary Protection Platform).</p> <p>The applicable legal provision can be found in the Alien's Act (Ulkomaalaislaki) article 58, subsection 1 and 5. Subsection 1 is more commonly used but subsection 5 is also applicable.</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>N/A</p> |
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## Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|  EMN NCP France | <b>Yes</b> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>YES</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>For cases governed by Decision 2022/382, it is important not to rely only on the French code for entry and stay of foreign nationals and right of asylum (CESEDA) but above all on the European texts governing displaced populations after 24 February 2022, following the Russian-Ukrainian conflict. Article L 581-3 of the CESEDA provides that 'The temporary residence permit may be refused when the foreign national is already authorised to reside under a temporary protection (TP) residence permit in another EU Member State'. However, in accordance with the European Commission's operational guidelines 2022/C 126 I/01 (point 2) of 21 March 2022 (page 9), if a beneficiary leaves one Member State to settle in another Member State in order to apply for TP, the first Member State must withdraw protection, in accordance with the spirit of Article 15(6) and Article 26(4) of Directive 2001/55/EC.</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> |


## Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|   |                 |            | n/a  |
|  | EMN NCP Germany | <b>Yes</b> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Third-country nationals who have fled from Ukraine can choose the Member State in which they wish to claim the rights associated with temporary protection. Therefore, the issuance of a residence permit may not be denied solely on the grounds that the person concerned has already received a corresponding permit in another Member State, nor may an already issued permit be revoked for this reason.</p> <p>However, individuals seeking rights (such as social benefits) under temporary protection must be made aware that they can only claim them in one Member State. In order to ensure the necessary transparency and to avoid duplication, information exchange has been established between the Member States via the EU Temporary Protection Platform. As part of the automated matching of the data submitted by the Member States, hit reports might occur.</p> <p>In these cases, if the competent immigration authority concludes, based on the individual circumstances, that the departure from Germany was not merely temporary by nature, it will conclude that the residence permit has lapsed by force of law.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>The legal provision regulating the expiry of residence titles in cases of absences from Germany which are not temporary in nature is Section 51 (1) no. 6 of the Residence Act.</p> |


Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|   |                       |                   | <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>n/a</p>  |
|  | <p>EMN NCP Greece</p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Yes.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>Law 4939/2022 [GG A' 111], "Code of Legislation on reception, international protection of third-country nationals and stateless persons, and temporary protection in cases of mass influx of displaced persons", has encoded the Greek legislation, by virtue of which Directive 2001/55/EC has been transposed into the Greek legal framework.</p> <p>According to the relevant provisions of L.4939/2022 and the Decision of the Minister of Migration and Asylum no. 172172/2022 (issued on 28.3.2022, GG B' 1462), the procedure for granting a temporary protection residence permit to the beneficiaries of temporary protection who have been displaced from</p> |


**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|   |                 |            | <p>Ukraine is regulated in the above Decision. In particular, article 4 (4) provides that:<br/> “4. The temporary protection residence permit shall be annulled, in the case that its holder: a. [...], b. [...], c. has obtained a residence permit by another EU member state.”.</p> <p>Within this framework, greek legislation provides for the revocation of a temporary protection residence permit, in case the beneficiary has obtained a residence permit issued by another EU member state.</p> <p>Also note that the above are consistent with recitals 4 and 5 of the Proposal for a Council Implementing Decision extending temporary protection as introduced by Implementing Decision (EU) 2022/382 [COM(2024)253 final, 11.06.2024], state that:</p> <p>“4) In the context of its activation, MSs agreed not to apply Article 11 of the Directive 2001/55/EC in relation to persons that enjoy temporary protection in a given MS in accordance with the Council implementing Decision, and move to another MS without authorisation, unless on a bilateral basis MSs agree otherwise.<br/> 5) Given that a person can benefit from the rights attached to temporary protection only in one MS at a time, beneficiaries of temporary protection who move to another MS to enjoy temporary protection should not benefit from the social assistance in two MSs simultaneously.”.</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?<br/> -</p> |
|  | EMN NCP Hungary | <b>Yes</b> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member</p>  |


**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|   |                               |                   | <p>State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Yes</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>Subparagrah (2)b of Paragraph 25 of Act 80 of 2007 on Asylum sets out the temporary protection status shall be withdrawn if the foreign national concerned, with his or her consent, was granted temporary protection by another State applying Directive 2001/55/EC;</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>N/A</p> |
|  | <p><b>EMN NCP Ireland</b></p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Yes, the Irish legal system explicitly states that an individual's temporary protection may be revoked on the transfer of the residence of the holder of the permission to another Member State (e.g., if the beneficiary acquires protection in another MS).[1]</p>   |


**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|   |                             |                   | <p>[1] Correspondence with the Department of Justice, Home Affairs and Migration, July 2025</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>Yes, the legal basis is provided under S60(8)(b) of the International Protection Act 2015.[1]</p> <p>[1] <a href="https://www.irishstatutebook.ie/eli/2015/act/66/section/60/enacted/en/html">https://www.irishstatutebook.ie/eli/2015/act/66/section/60/enacted/en/html</a></p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>N/A</p> |
|  | <p><b>EMN NCP Italy</b></p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Yes.</p>   |


**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|   |                       |                   | <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>N/A</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>N/A</p>   |
|  | <p>EMN NCP Latvia</p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Yes. In the Republic of Latvia the Temporary Protection Directive is activated through the national Law on Assistance to Ukrainian Civilians (Ukrainas civiliedzīvotāju atbalsta likums (<a href="https://likumi.lv/ta/id/330546-ukrainas-civiliedzivotaju-atbalsta-likums">https://likumi.lv/ta/id/330546-ukrainas-civiliedzivotaju-atbalsta-likums</a>)), and Section 23 of the Law lists multiple conditions for revocation of the status of the beneficiary of temporary protection including the abovementioned.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> |

## Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|   |                              |   | <p>Section 23, Paragraph 1, Clause 1 of the Law on Assistance to Ukrainian Civilians, which stipulates that person shall lose temporary protection status in the Republic of Latvia if the person has received international protection status in another country, or has relocated to the country, in which he or she has the right to resign or receive a residence permit.</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>N/a</p> |
|  | <p>EMN NCP<br/>Lithuania</p> | <p style="text-align: center;"><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>No</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>N/A</p>                      |


## Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|   |                               |                   | <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>The legal framework in Lithuania does not explicitly provide for the revocation of temporary protection on the grounds that the beneficiary is granted temporary protection in another Member State. However, based on Article 96(1)(1) of the Law on the Legal Status of Foreigners, Lithuanian law allows for the revocation of temporary protection if the foreign national leaves to live in another foreign country. According to Article 94(9)(5), foreigners who have the right to receive or have been granted temporary protection are under a legal obligation to notify the Migration Department if they leave to live in another foreign country.</p>  |
|  | <p>EMN NCP<br/>Luxembourg</p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>YES.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>Article 75 (9) of the amended law of 18 December 2015 on international protection and temporary protection (Asylum Law) expressly states that “when persons are granted temporary protection in another Member State, either on an individual basis or as part of family reunification, they automatically lose their right to temporary protection in Luxembourg and their certificate becomes invalid.”</p> |


**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|   |               |            | <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>According to the information available on the 'Temporary Protection Platform' established by the European Commission, routine checks are conducted to identify individuals who have received temporary protection in another EU member state after being granted such status in Luxembourg. In such cases, their temporary protection in Luxembourg is withdrawn.</p>   |
| ♦ | EMN NCP Malta | <b>Yes</b> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Yes</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>Article 26 (3) of Subsidiary Legislation 420.05 - TEMPORARY PROTECTION FOR DISPLACED PERSONS (MINIMUM STANDARDS) REGULATIONS.</p> |


Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|  |  |                   | <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>NA</p>   |
|  <p>EMN NCP<br/>Netherlands</p> |  | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>No, the legal framework in the Netherlands does not allow the revocation of the temporary protection issued in the Netherlands if the beneficiary of temporary protection is granted temporary protection in another Member State.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>N/A</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>The Netherlands follows the TPD by the letter, so temporary protection on the basis of the TPD is to be enjoyed in only one state. In the Member State in which the person does not reside anymore the temporary protection ends and the residence permit should be withdrawn. [1]</p> |


**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|   |                              |                   | <p>...</p> <p>[1] This information has been provided by the Ministry of Asylum and Migration.</p>   |
|  | <p><b>EMN NCP Poland</b></p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>YES - The eligibility of the Ukrainian nationals for temporary protection in Poland is subject to the requirement of not benefitting from temporary protection in another EU Member State. To confirm this, the foreigner must submit a declaration under criminal liability, stating that they are not receiving such protection elsewhere in the EU. If the person has been granted temporary protection in other EU MS, their entitlement to temporary protection in Poland ends. This results in an update to the national register of UA citizens under temporary protection: the individual's status is modified accordingly. Specifically, their PESEL record shall be modified – the “UKR” status (confirming the fact of befitting from temporary protection in Poland) is changed to “NUE”, which reflects the status of former beneficiary of temporary protection in Poland.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>According to the Article 11 paragraph 4 of Law of 12 March 2022 on assistance to Ukrainian nationals with regard to the arm conflict on the territory of this country (Special Law) one of the grounds for revocation the</p> |


**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|   |                         |                   | <p>status of temporary protection in Poland is benefiting by Ukrainian citizen from temporary protection in another Member State.<br/>         Art. 11 paragraph 4 - Working translation: “Benefitting by a Ukrainian citizen from temporary protection in the territory of EU Member State other than Poland, granted due to military actions conducted on territory of Ukraine, deprives them of the entitlement referred to in Article 2 (1)”</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?<br/>         N/A</p>  |
|  | <p>EMN NCP Portugal</p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?<br/>         YES</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?<br/>         Yes, the Portuguese legal framework, aligned with Council Directive 2001/55/EC, allows for the revocation of temporary protection if a beneficiary is granted temporary protection in another Member State. Specifically, Article 8(1) of the Directive allows Member States to provide that temporary protection is not enjoyed concurrently with another status under Union or national law. This means that if a person with</p> |


## Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|   |                         |                   | <p>temporary protection in Portugal is granted temporary protection in another EU country, Portugal will revoke their existing temporary protection status, accordingly to article 26(4) of the Law 67/2023 which transpose into national law the referred Directive.</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>N/A</p>  |
|  | <p>EMN NCP Slovakia</p> | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Yes.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>The Act No. 480/2002 Coll. on Asylum, Section 32(1)(g), stipulates that temporary protection in the Slovak Republic shall be terminated if the person concerned has been granted temporary protection by another state.</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> |


## Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|  |            |  | NA   |
|  EMN NCP Slovenia | <b>Yes</b> |  | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>Yes, the legal framework provides a basis for the revocation of temporary protection issued in our Member State if the beneficiary is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC; however, this has not yet been technically implemented.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>Article 68 of the Temporary Protection of Displaced Persons Act enables the maintenance of a record that indicates whether a person has been granted temporary protection in another EU Member State. Point 3 of Article 19 states that temporary protection status ceases if a person is granted international protection status in another country (including a Member State).</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>/</p> |

**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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|  | <b>EMN NCP Spain</b> | <b>Yes</b> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>NO.</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>N/A.</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>We have tried to use the Commission's Temporary Protection Platform, but the reliability of the data is not guaranteed. Therefore, termination of TP only occurs when there is a voluntary renunciation by the beneficiary or by revocation in cases with a criminal record, in accordance with article 12 of the Royal Decree 1325/2003, of 24 October, approving the Regulation on the temporary protection regime in the event of a mass influx of displaced persons.</p> |

Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State

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|  EMN NCP Sweden |  | <p><b>Yes</b></p> | <p>1. Question 1: Does the legal framework allows the revocation of the temporary protection issued in your Member State if the beneficiary of temporary protection is granted temporary protection in another Member State in accordance with Article 8(1) of Council Directive 2001/55/EC?</p> <p>No</p> <p>2. Question 2: If you answer yes to Q.1, could you specify the legal provision in your national legislation that regulates this termination?</p> <p>N/A</p> <p>3. Question 3: If you answer NO to Q.1, how does your Member State address this situation?</p> <p>If there are indications or information that a person who has applied for, or been granted, a residence permit under the TPD has left the country, the reception unit shall, after attempting to contact the person, register them as having left. When a residence permit for temporary protection expires, it shall not be extended; instead, the person must submit a new application for a residence permit.</p> |

**Ad-Hoc Query on 2025.30 Termination of Temporary Protection Residence Permit upon Granting in Another EU Member State**

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