

**FORM RES3****Application for permission to remain in the State on the basis of parentage of an Irish Citizen Child for a Non-EEA Parent**

- **All sections are mandatory and must be completed, and the required documentation must be provided. The declaration in Section 6 and Section 8 must be signed.**
- **Incomplete application forms will not be processed and will be returned.**
- This form must be completed in **BLOCK CAPITALS** and in black ink. Where indicated, please place a tick (✓) in the appropriate box. If a question does not apply put N/A as your answer.
- Please refer to the checklist in **Section 9** of this form for details of documents which **must** be submitted with this form.
- If you are unable to provide any of the information or details requested please provide a written explanation indicating the reasons for this in **Section 7** of this form.
- It is your responsibility to advise the Irish Naturalisation and Immigration Service (INIS) of any change of circumstances in writing without delay.
- Only one applicant per application form.
- The granting of permission on the basis of parentage of an Irish Citizen Child does not entitle any other person/family member to enter or reside in the State.
- Applications will not be accepted from persons outside the State.
- As part of the application process, DNA evidence may be requested.

Where to send your completed application form

You must send your completed application form and supporting documents to the address below

**Residence Unit 4
Irish Naturalisation and Immigration Service
13/14 Burgh Quay
Dublin 2
D02 XK70**

Data protection statement

1. The data you provide in this form and in associated correspondence is collected by the Irish Naturalisation and Immigration Service (INIS), a part of the Department of Justice and Equality. The data controller for the information you provide is the Department of Justice and Equality. The data controller's contact details are: Domestic Schemes – Residence Division, Unit 2, Irish Naturalisation and Immigration Service, the Department of Justice and Equality, 13 – 14 Burgh Quay, Dublin 2, D02 XK70.
2. You can contact the Data Protection Officer for the Department of Justice and Equality by writing to: The Data Protection Officer, the Department of Justice and Equality, 51 St. Stephen's Green, Dublin 2, D02 HK52. Or by email – dataprotectioncompliance@justice.ie
3. We will use the personal data you provide in this form and in associated correspondence for the for the purpose of assessing your eligibility for permission to remain in the State, and verifying your identity. We may also use the personal data you provide in this form and in associated correspondence as part of any future considerations regarding your immigration or citizenship status.
4. We collect and process this data in order to comply with our legal obligations or to perform tasks in the public interest. The specific basis for collecting and processing this data is as follows:
 1. The Immigration Act, 1999;
 2. The Immigration Act, 2003;
 3. The Immigration Act, 2004;
 4. To fulfil the function of the Minister for Justice and Equality (Management of inward migration to the State (Immigration)) as designated in the Ministers and Secretaries Act 1924 (as amended).
5. The personal data provided here will be stored securely in INIS's databases and the Garda National Immigration Bureau's databases. It may be shared, if necessary, with the following third parties:
 1. Government Departments and Agencies;

2. An Garda Síochána
 3. EEA competent authorities
 4. EEA police forces
 5. 3rd parties who have provided documentary evidence by or on behalf of the application, e.g. employers and landlords (with the consent of the data subject)
 6. 3rd party service providers in the areas of data handling and storage and in the production of IRP cards.
6. The personal data you provide in this form and in associated correspondence is necessary for us to determine if you meet the criteria for this scheme. If you do not provide this data, your application for this scheme cannot be processed.
7. This data may be retained until INIS can be sure that you will not have any further contact with the immigration services. This is an indeterminate period as your immigration history in the State may span a full lifetime. It will be referred thereafter to the Director of National Archives for appraisal under the National Archives Act 1986.
8. You, and the other people named in this form, have the right to request access to, and a copy of, your personal data that we process. You can do this by filling in a Subject Access Request form, available at http://www.justice.ie/en/JELR/Pages/Data_Protection, and sending it to dataprotectioncompliance@justice.ie. You may be required to verify your identity before we send the information to you.
9. You have the right to request us to rectify any errors in your data or to erase your data, as well as to seek a restriction of the processing of your data or to object to the processing of your data in certain circumstances. To do this you should write to Domestic Schemes – Residence Division, Unit 2, Irish Naturalisation and Immigration Service, the Department of Justice and Equality, 13–14 Burgh Quay, Dublin 2, D02 XK70, explaining what errors need to be rectified or erased or your reasons for seeking the restriction of, or objecting to, the processing.
10. You can contact the Data Protection Officer for the Department of Justice by post: The Data Protection Officer, Department of Justice and Equality, 51 St. Stephen's Green, Dublin 2, D02 HK52, or by email - dataprotectioncompliance@justice.ie

I acknowledge that I have read and understood the information provided above by the Department of Justice and Equality for the purposes of ensuring fair and transparent processing of my personal data.

Name of applicant _____

Signature _____

Date _____

AND

Name of Irish citizen child (for data subject aged under 18)

Signature of Irish citizen child _____

Date _____

OR

Name of Parent/guardian of Irish citizen child (for data subject aged under 18)

Signature of Parent/Guardian _____

Date _____

AND

Name of spouse/partner of applicant _____

Signature spouse/partner of applicant _____

Date _____

AND

Name of other biological parent (if different to above) _____

Signature of other biological parent _____

Date _____

AND

Name of spouse/partner of other biological parent (if different to above)

Signature of spouse/partner of other biological parent _____

Date _____

Section 6

Criminal Declaration

- This section asks about any criminal convictions you have.
- This section asks about any involvement you may have had in war crimes, genocide, crimes against humanity or terrorism.
- If you fail to answer all of these questions as fully and accurately as possible, your application for permission to remain may be refused

6.1 Have you ever been charged or indicted in any country with a criminal offence for which you have not been tried in court? (✓)

Yes (give details below) No

Charge/Indictment No. 1	
Name under which you were charged	
Country where you were charged/indicted	
Type of offence	

Charge/Indictment No. 2	
Name under which you were charged	
Country where you were charged/indicted	
Type of offence	

Charge/Indictment No. 3	
Name under which you were charged	
Country where you were charged/indicted	
Type of offence	

Please note, if you have received more than 3 charges/indictments, please photocopy this page and enclose the completed section with this form.

6.2 Have you ever been convicted of an offence in Ireland or abroad? If yes, please provide details for EACH criminal conviction, starting with the most recent one. (✓)

Yes (give details below) No

Criminal conviction No. 1	
Name under which you were convicted	
Country where you were convicted	
Type of offence	
Sentence given	
Date sentenced	
Term of imprisonment, if any, in months	

Criminal conviction No. 2	
Name under which you were convicted	
Country where you were convicted	
Type of offence	
Sentence given	
Date sentenced	
Term of imprisonment, if any, in months	

Criminal conviction No. 3	
Name under which you were convicted	
Country where you were convicted	
Type of offence	
Sentence given	
Date sentenced	
Term of imprisonment, if any, in months	

Please note, If you have received more than 3 criminal convictions, please photocopy this page and enclose the completed section with this form.

6.3 Are there, or have there ever been, any Court Orders in relation to Family Law matters to which you are/were party e.g. Barring Order, Care Order, Protection Order and safety Order etc

Yes (give details below) No

6.4 Have you ever been involved in, supported, or encouraged terrorist activities in any country? (✓)

Yes (give details below) No

6.5 Have you ever served in a military force or State-sponsored private militia, undertaken any military or paramilitary training, or been trained in the use of weapons and/or explosives? (✓)

Yes (give details below) No

6.6 Have you ever been a member of, or given support to, an organisation, which has been associated with terrorism? (✓)

Yes (give details below) No

6.7 Have you, in either peace time or war time, ever been involved in, or been suspected of involvement in, war crimes, crimes against humanity or genocide? (✓)

Yes (give details below) No

Please note that reports are obtained from An Garda Síochána and may be requested from other Government Departments and other agencies. Failure to disclose any material matter means that you will have made a false declaration, which will adversely affect this application.

I declare that the above information I have given is complete and is true to the best of my knowledge. I understand that any false or misleading information will result in the refusal of this application

Signature _____

D	D
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M	M
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Y	Y	Y	Y
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Section 8

Statutory Declaration

Statutory Declaration: Applicant**To be signed before a solicitor, commissioner of oaths or peace commissioner**

I hereby apply for residence permission for myself. I make the following declaration under the Statutory Declaration Act 1938.

The information I have given is complete and is true to the best of my knowledge. I confirm that if, before my application is decided, there is a material change in my circumstances or new information relevant to this application becomes available, I will inform the Residence Unit 4 of the Department of Justice and Equality in writing immediately. I understand that any false or misleading information or fraudulent supporting documentation submitted will result in the refusal of this application.

I understand that a person who intentionally makes a false statement in a statutory declaration is guilty of an offence under Section 6 of the Statutory Declarations Act 1938 and shall be liable on summary conviction to a fine or, at the discretion of the court, to imprisonment.

I understand that, under Section 8 of the Immigration Act 2003 the data in this application may be disclosed to other Irish Government Departments, Government Agencies and/or An Garda Síochána for purposes connected with this or any other application. I agree to INIS making enquiries to confirm any of the details or documents provided by me in this application, including my participation in an interview process.

Signed by applicant

Date

D	D	/	M	M	/	Y	Y	Y	Y
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Declared before me _____ [name in capitals] a [solicitor] [notary public]
[commissioner for oaths] [peace commissioner] to take and receive statutory declarations by
Applicant name

[who is personally known to me]

or
[whose identity has been established to me before the taking of this Declaration by the
production to me of passports]

Applicant passport No. _____ Date of issue _____ Issuing Authority

Signed by [solicitor] [notary public]
[commissioner for oaths] [peace commissioner]

Date

D	D	/	M	M	/	Y	Y	Y	Y
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Stamped by relevant Authority
[solicitor] [notary public] [commissioner for oaths]
[peace commissioner]

Section 9

Document checklist

Please provide the following copies or original documentation as specified. Original documentation will be returned to you by registered post. Please note that INIS may request further information/documentation during the course of processing the application. **Failure to forward the documentation requested below will result in your application form being incomplete and returned.**

Document description	Tick if you have submitted (✓)
Identity documents of applicant (both must be provided)	
Full colour copy of the applicant's passport	
2 passport photos for both the applicant, signed on the back by the applicant	
Identity documents of Irish citizen child (both must be provided)	
Child's original birth certificate	
Colour copy of bio data page of the child's Irish passport	
Evidence of the child's residency in the State (please provide at least two of the following)	
Copy of Immunization passport	
Letter from doctor confirming their attendance at medical appointments	
Letter from school/crèche confirming attendance	
Evidence of the applicant's residency in the State (please provide at least two of the following)	
Letter from rental agency, rental contract or tenancy agreement	
Letter of Registration of Tenancy from the Private Residential Tenancies Board	
Utility bills in the applicant's own name	
Bank statements in the applicants own name	
Mobile phone bills in the applicants own name	

Evidence that the applicant is playing an active role in the life of the Irish citizen child (please provide at least two of the following)	
Letter from school/crèche providing records that the parent attended parent/teacher meetings, or that they drop off or collect the child	
Letter from the doctor confirming that the applicant attended medical appointments with the child	
Access Orders/Agreements and letter from the other biological parent confirming attendance at access appointments	
Maintenance Orders/Agreements and proof of maintenance payments.	
Letter from child's social worker confirming applicant's role in the citizen child's life	
Statutory declaration from the other biological parent of the Irish citizen child outlining the emotional and financial role the applicant plays in the life of the citizen child.	