



MINISTRY OF THE INTERIOR OF THE CZECH REPUBLIC

Department of Asylum and Migration

Policy P.O. Box 12 143 00 Prague 4

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Prague 31 October 2024

Number of sheets: 2

Pan:

born:

nationality:

permanently by apartment:

KRISHNA KUMAR RETHIKA KURUP Nandha Kumar

16.05.2001

Republic of India

Republic of India

By way of the Embassy of the Czech Republic in Delhi

INFORMATION ON THE

REASONS FOR NOT GRANTING A LONG-TERM VISA

The Department of Asylum and Migration Policy of the Ministry of the Interior of the Czech Republic (hereafter referred to as the Ministry of the Interior) as the competent authority pursuant to the provisions of § 165 letter c) of Act no. 326/1999 Coll., on the residence of foreigners in the territory of the Czech Republic and on the amendment of certain laws (hereinafter referred to as Act No. 326/1999 Coll.), considered the request of Mr. KRISHNA KUMAR RETHIKA KURUP Nandha Kumar, b. 16/05/2001, wed acc. Republic of India, travel document No. Y6601303, for the granting of a visa for a stay of more than 90 days for the purpose of study, as follows:

a long-term visa, according to the provisions of § 56 par. 1 letter l) Act C. 326/1999 Coll. does not grant.

Justification:

On 12 June 2024, the Ministry of the Interior, Department of Asylum and Migration Policy, received the application of the above-named person for the granting of a long-term visa for the purpose of study, which was personally submitted by the applicant on 3 June 2024 at the Embassy of the Czech Republic in Delhi. The request was supported by the following details:

- ŽOV no. DELH202406030007,
- photocopy of the travel document,
- proof of purpose of stay - Uniform confirmation of admission to study,
- proof of accommodation,
- proof of securing financial resources,
- extract from the criminal record from the country of origin,
- 1 photo.

When assessing the application for a long-term visa, the Ministry of the Interior relied on the content of the application and the documents requirements for the application for a long-term visa, from the recording of the interview conducted with the applicant on Embassy of the Czech Republic in Delhi on 19.9.2024 and from the results of our own investigation.

According to sec. § 56 par. 1 letter l) Act C. 326/1999 Coll. long-term visas are not granted by the Ministry to foreigners if the foreigner does not meet any of the conditions for granting a visa.

According to sec. § 30 par. 1 Act C. 326/1999 Coll. a visa for a stay of more than 90 days is granted by the Ministry at the request of a foreigner who intends to stay in the territory for a purpose requiring a stay in the territory longer than 3 months. A visa for a stay of more than 90 days cannot be granted for the purpose of employment, this does not apply to a foreigner who applies for a visa for a stay of more than 90 days for the purpose of seasonal employment or an extraordinary work visa.



When assessing the application for a long-term visa, the administrative body relied on all the documented requirements for the application and on the results of its own investigation.

Die ust. § 31 paragraph 1 letter b) when applying for a visa for a stay of more than 90 days, a foreigner is required to submit a document confirming the purpose of the stay in the territory.

As a document confirming the purpose of stay in the territory, the application was accompanied by a Uniform confirmation of admission to study issued on April 29, 2024 by the Faculty of Economics and Administration of Masaryk University, from which it is clear that the applicant was accepted to study a follow-up master's accredited study program in the English language Business Management in the full-time form of study, the expected duration of the student's stay in the territory from 1 September 2024 to 31 July 2026. According to the e-mail communication dated 9/24/2024 with the study officer, Barbora Němcová, it was established that the applicant could start the studies by 1/10/2024 at the latest.

The Ministry of the Interior notes that a document confirming the purpose of the stay in the territory was submitted in the application, however after verifying it with an employee of the relevant school, it was found that this documented purpose of stay is no longer current and the student cannot fulfill the declared purpose of stay.

Therefore, the Ministry of the Interior, in accordance with § 56 paragraph 1 letter I) Act No. 326/1999 Coll. decided not to issue a visa.

Lesson learned:

According to the provision of § 56 paragraph 5 in conjunction with the provision of § 180e paragraph 2 of the Act No. 326/1999 Coll. It is possible to request a new assessment of the reasons for not granting a long-term visa within 15 days from the date of delivery of information about the non-grant of a long-term visa. Pursuant to the provisions of § 180e of the Act No. 326/1999 Coll. the foreigner submits a request for a new assessment of the reasons leading to the non-grant of a long-term visa in writing to the Ministry of the Interior of the Czech Republic, Department of Asylum and Migration Policy, Czech Republic.

The deadline for submitting an application for a new assessment of the reasons for not granting a long-term visa is maintained if this submission is made to the Ministry of the Interior of the Czech Republic, Department of Asylum and Migration Policy on the last day of the deadline, or if a postal item addressed to this authority is submitted on this day, which contains submission, given to the holder of a postal license or a special postal license or to a person who has a similar status in another state. The Representative Office of the Czech Republic is not the body competent for submitting an application, or submitting an application to the Representative Office of the Czech Republic does not affect the maintenance of the deadline for submitting an application until the moment the application is delivered to the Ministry of the Interior of the Czech Republic.

The request for a new assessment of the grounds must contain information about who submits it and what is seen as a violation of the law or the incorrectness of the decision or procedure that preceded it. The reason for the request cannot be facts that the foreigner did not document or did not state in the application for the granting of a long-term visa

11.21.
Ing. Lucie Glaserová,
Head of Department