

AFGHANISTAN

PROTECTION ASSESSMENT FORM

Applicant's name:	File Number:
Nationality:	Linked Cases:
Interview date:	Interviewer:
IV Language:	Interpreter:
Marital Status	Religion:
P/DOB:	Ethnic origin:

A. Refugee Status in Country of First Asylum

1. When did the Applicant leave Afghanistan?

2. Where did the Applicant seek immediate refuge following his/her flight from Afghanistan?

Iran Pakistan

3. Length of stay in country of first asylum:
[Please specify also locations within the country which the Applicant resided]

4. Was the Applicant issued refugee documentation by the country of first asylum?

Yes No

5. If yes, please briefly describe the refugee documents and the process by which it was issued to the Applicant:
[Please provide details on the physical description of the documentation, issuing authority, date issued, location issued, validity period. Please also include information regarding re-registration or re-issuance of documentation if applicable]

6. Please describe what entitlements the refugee documentation provided to the Applicant in the country of first asylum:
[E.g. right against deportation, right to freedom of movement, right to access health and education]

7. Does the Applicant possess original copies of the refugee documentation?

Yes No *[If no, please briefly explain why]*

8. Are there any indications that the Applicant may have obtained such refugee documentation by fraudulent means?

Yes No

[If yes, please immediately opt for a referral to an individual RSD procedure in the Recommendations section below]

B. Departure from Afghanistan

9. Which part(s) of Afghanistan did the Applicant previously reside in?

10. Why did the Applicant leave Afghanistan:

[Please provide a brief summary of reasons for departure]

11. Did the Applicant fear return to Afghanistan on the basis of one or more of the grounds in the 1951 Convention/1967 Protocol? *[For recording purposes]*

Yes No The Applicant cannot recall details of original departure with sufficient clarity

[If yes, please provide a brief summary of the harm feared upon return and the relevant convention reasons applicable]

12. Is there any indication that the Applicant may have been associated with events that could bring him/her within the application of the exclusion clauses in Article 1F(a), (b) or (c) of the 1951 Convention?

Yes No

13. Does the Applicant have any family members remaining in Afghanistan?

Yes No

[If yes, is the Applicant in contact with his/her family members?]

C. Departure from Country of First Asylum

14. When did the Applicant leave Iran/Pakistan?

15. Why did the Applicant leave Iran/Pakistan?

[Please specify country and provide a brief summary of reasons e.g. risk of refoulement, arbitrary detention, physical assault, urgent medical reasons, reunification with close family members, other human rights violations]

16. Based on the information provided in Question 15, did the Applicant leave Iran/Pakistan for compelling protection concerns?

Yes No

17. Why did the Applicant approach BOKL?

D. Continuing Need for International Protection

18. Has the Applicant ever returned to Afghanistan?

Yes No

[If yes, please provide details such as dates of return, frequency and purpose of return and any future intention to return to Afghanistan]

19. Did the Applicant seek refuge in any other country apart from the country of first asylum prior to entering Malaysia?

Yes No

[If yes, please provide the following details]:

Country:

Length of stay:

Any refugee documentation issued:

Reasons for departure and entry into Malaysia:

20. Has the Applicant obtained nationality of any other country apart from Afghanistan?

Yes No

[If yes, please provide brief details and make recommendations for referral to a cessation procedure]

E. Vulnerability Identification

21. Does the Applicant fall within any of these vulnerable categories? If yes, please provide a brief description of the vulnerability category applicable:

Legal and Physical Protection Needs

[Refugees facing threats to their physical safety from individuals or groups and against who the host country is unable or unwilling to provide adequate protection, as well as refugees who have been in detention for more than 12 months and whose release by UNHCR can only be secured through resettlement departure.]

Serious Medical Condition

[Refugees who themselves or whose family members face serious or chronic health problems which can not adequately be treated in Malaysia or which require follow-up treatment and support which the refugee will be unable to afford or sustain from the household income.]

Women-at-Risk

[Female refugees facing gender-based protection risks against which no adequate protection is available, female refugees suffering from trauma as survivors of SGBV, as well as female heads of households with minor children who are unable to provide adequate care and support for their family.]

Disability (Physical and Mental)

[Refugees with severe disabilities which require support and care arrangements unavailable in Malaysia at an affordable cost, or whose disability render them unable to provide for themselves or their family.]

Survivors of Violence/Torture

[Refugees who have experienced severe forms of violence and torture as part of the persecution they have escaped from and whose condition requires prolonged rehabilitation and special support for an improved quality of life.]

Unaccompanied Elderly refugees

[Older refugees who are not accompanied by any family members and who are facing difficulties taking care of themselves.]

Unaccompanied or Separated Children

[Refugee children who are unaccompanied or separated from their parents, in particular very young children as well as girls, who may face protection risks in a prolonged stay in the country of asylum]

F. Recommendation

- The Applicant was previously declared refugee by the governmental authorities of Iran/Pakistan *[Please specify]*. The Executive Committee Conclusion No. 12 (1978) describes the extraterritorial effects of determination, where persons who have been declared refugee by a sovereign authority maintains certain rights in another territory and should not be subject to a new determination of his/her refugee status. Furthermore, according to the Note on the Extraterritorial Effect of the Determination of Refugee Status under the 1951 Convention and the 1967 Protocol Relating to the Status of Refugees issued by UNHCR on 24 August 1978, the provisions of the Convention illustrate a fundamental concern of Contracting States to safeguard the maintenance and continuity of refugee status once it has been determined, irrespective of the State by which such status may originally have been recognized. The Applicant's refugee status should therefore be maintained by UNHCR.
- The applicant has presented elements in his/her claim which require further examination under an individual refugee status determination procedure. *[Please specify reasons]*
- The applicant has presented elements in his/her personal circumstances which require him/her to be considered for cessation procedures under Article 1(C)(4) of the 1951 Convention relating to the Status of Refugees.

Eligibility Officer:		Reviewing Officer:	
DATE:		DATE:	