

RIGHTS OF YOUNG PEOPLE TOWARDS ADULTS

These notes were produced as part of a collaboration between the Coordination asile.ge and the Law Clinic of the University of Geneva. They are intended for unaccompanied minors and unaccompanied young adults living in Geneva. Their purpose is to inform about certain rights in understandable terms to make them accessible to everyone. For more detailed information, you can consult the Law Clinic's brochure on the rights of young unaccompanied migrants.

As a minor, you are entitled to special support and various protective measures. But in practice, it is sometimes more complicated depending on the canton where you live or according to your legal status.

Different people will therefore have to take care of you during your minority. These people have different roles, and they have no decision-making power over your asylum procedure. This decision is made at the federal level, and not the cantonal level.

On the next page, you will find the list of the different people who are there for you, as well as their roles and responsibilities towards you. You will also find informations about your rights vis-à-vis these people, as well as some examples.

Addresses

Permanence juridique MNA/RMNA permanence.mna.rmna@gmail.com.

Permanence juridique du SILURE (free of charge, every saturday , 10h30 à 12h30), pjsilure@protonmail.com, Sentiers des Saules 3.

Permanence juridique des étudiant-es (free of charge, by appointment), info@pje-ge.ch.

Association des médiatrices interculturelles (AMIC) : supports young unaccompanied asylum seekers (RMNA) or accompanied asylum seekers in order to promote integration in Geneva. They are in charge of the project of relay families.

Reliance : supports RMNAs and former RMNAs in their educational and vocational training.



- Responsible for me in my daily life.
- Accompanies me in my life project.
- Coordinates the decisions made for me and ensures that they are consistent.
- Can also make urgent decisions concerning me if my curator cannot be easily contacted.
- Is in charge of my pocket money

< 18 YEARS OLD

EDUCATOR

- Does not have the right to pass on information without my consent, unless I am in danger, my development is threatened or I am putting others at risk.
- Does not have the right to take legal or administrative steps on my behalf; that is the role of the curator. Exceptionally, my curator can delegate certain tasks to him or her.

- Is not allowed to pass on information without my consent, unless I am in danger, my development is threatened or I am putting others at risk.
- Is there to help me if I need support in finding an education.
- Is there to help me if I have a problem with unpaid bills.

FROM THE AGE OF 18

SOCIAL WORKER

- Continues the work of the educator but is no longer in my living space.
- Is there to accompany me in my life and help me in my choices so that I can realize the project that I like and that are adapted to my situation.
- Supports me in the management of my administrative tasks and my budget.
- Accompanies me in my autonomy and my independence.

- Makes decisions on my behalf.
- Makes legal and administrative arrangements on my behalf.
- Make sure I have a good home.
- See to my well-being.
- Ensures that my rights are respected.
- Accompanies me to asylum hearings and is present in the room (but cannot speak).

< 18 YEARS OLD

CURATOR

- I have the right to be consulted and informed of all decisions that affect me!
- I have the right to ask for an interpreter during appointments with my curator.
- Does not have the right to pass on information without my consent, unless I am in danger, my development is threatened or I am putting others at risk.
- I can complain to the competent authority (TPAE), if he/she does not fulfill his/her obligations.



< 18 YEARS OLD

TEACHER

- Is responsible for me at school.
- Ensures that I have a safe and caring environment in which to study.
- Is responsible for my well-being in the school

- Does not have the right to pass on information without my consent, unless I am in danger, my development is threatened, or I am putting others at risk.
- If I give him/her information that may work against me in my asylum process, that information is not passed on to others.

AT ANY AGE

LEGAL REPRESENTATIVE (ATTORNEY)

- Advises and defends me in the context of my asylum procedure.
- Represents me before the cantonal or federal authorities (OCPM/SEM)

- If I am not satisfied, I can ask to change.
- If I receive a negative decision, I can ask him to evaluate the chances of appeal.
- If I have had an F permit for several years, I can ask them to support me in the process of obtaining a B permit, if I meet the conditions for obtaining one.