

**Decree №98 of the Minister of Internally Displaced Persons from the
Occupied Territories, Accommodation and Refugees of Georgia
Tbilisi August 16, 2012**

**Regarding the approval of the rules of accommodation and conduct in the reception centre
and eviction rules from the centre**

Pursuant to the “Georgian Law on Refugee and Humanitarian Status” (Article 35, Para 2, subparagraph “d”), and the regulation of “the Ministry of Internally Displaced Persons from the Occupied Territories, Accommodation and Refugees of Georgia” (Art. 4, Para. 2 (R)) adopted by the government decree №34 on February 22, 2008 regarding the approval of the regulation of the Ministry of Internally Displaced Persons from the Occupied Territories, Accommodation and Refugees of Georgia “

I declare that:

1. The given regulations on the accommodation, the conduct in reception centres, and expulsion from the centre shall be approved.
2. The decree enters into force upon its promulgation

Minister

D. Khomeriki

**The rules on accommodation and conduct in the reception centre, and
eviction rules from the centre**

Article 1. General Provisions

1. This decree defines accommodation and living rules for asylum-seekers accommodated at the Reception Centre for Asylum-seekers (hereinafter referred to as the “Reception Centre”) allocated by the Ministry of Internally Displaced Persons from the Occupied Territories, Accommodation and Refugees of Georgia” (hereinafter referred as the “Ministry”), as well as their rights and obligations.
2. All issues related to asylum-seekers beyond the framework of this decree are regulated by Legislation of Georgia.

Article 2. Reception Centre for Asylum-seekers

1. A Reception Centre represents a place of accommodation temporarily allocated for asylum-seekers by the Ministry of Internally Displaced Persons from the Occupied Territories, Accommodation and Refugees of Georgia.
2. A Living space per person or for one family can be allocated in the reception centre. In particular cases, collective accommodation of asylum-seekers in the reception centre can also be feasible.

3. The Duration of the accommodation period of a person at the reception centre depends on the duration of the procedures related to his/her case consideration.
4. Only asylum-seekers are accommodated at the reception centre.

Article 3. Accommodation of Asylum-seekers at the Reception Centre

1. A person who, according to article 2 and 4 of the “Georgian Law on Refugee and Humanitarian status” (here-in and after referred to as “law”), addresses the Ministry and presents the appropriate request, will be given a referral for temporary accommodation.
2. The referral on temporary accommodation is established by the Ministry.
3. The Ministry ensures a one-time free relocation and luggage delivery of a person to the reception centre.
4. A person is obliged to arrive at the destination place within 15 days after the receipt of the referral on temporary accommodation.
5. A person is obliged to present the relevant referral to the Administration of the reception centre.
6. Upon accommodation at the reception centre a person is obliged to hand over photo and video cameras, mobile phones with recording functions and computer technologies to the reception centre staff. A certificate is prepared on the details and condition of the belongings. A copy of the certificate is given to the owner. These items are returned to the owner upon final departure from the centre.
7. Upon admission to the centre, the person together with his/her luggage is subject to examination in order to reveal the potential possession of weapons, alcoholic drinks, drugs and other forbidden things/substances. A partial strip search of the person is conducted by the same sex of the centre staff.
8. In order to accommodate a person, reception centre staff member complete the form that is determined by the Annex 1 of this decree.
9. In order to avoid the spreading of infectious or other diseases, the centre staff is authorized to temporarily accommodate a person in an isolated room, before the receipt of the medical examination results.
10. For the purpose of maintaining the family reunification principle of asylum-seekers the reception centre administration ensures, depending on availability, the accommodation of family members in one living space.
11. An asylum-seeker is not authorized to change the room allocated to him/her without permission. A room change is possible only after indication by the centre staff.
12. An asylum-seeker is provided with necessary items for basic needs under Annex N2. The person has the right to demand the replacement of items, due to their damage, loss or wear.

13. The person at the centre resides with other asylum-seeker(s) of the same sex in the existing accommodation space. This provision does not apply to family members.
14. Reimbursement of expenses due to incurred damage to the centre or its existing utilities, under the Legislation of Georgia, will be imposed on the asylum-seeker. Herewith in the issue of his/her stay in the centre or temporary relocation to another place will also be considered.

Article 4. Rights and Obligations of the administration of the reception centre

1. The Administration of the reception centre has right to:
 - a) Ensure examination of asylum-seeker, his/her belongings and his/her luggage
 - b) Define the schedule of common living space use and existing services;
 - c) Request from the asylum-seeker to change his/her accommodation room, as deemed necessary;
 - d) Check asylum-seeker's rooms, if necessary;
 - e) Apply for the request for expulsion of the asylum-seeker from the reception centre to the Ministry;
 - f) Video monitor common living space of the reception centre;
 - g) Require asylum-seekers to follow Reception Centre rules;
2. The Administration of the reception centre is obliged to :
 - a) Accommodate asylum-seekers in the reception centre on the basis of the application to the Ministry;
 - b) Assure the implementation of the above-mentioned accommodation rules;
 - c) Respect the people accommodated in the centre and protect their rights without discrimination;
 - d) Protect the confidentiality of the private information of persons accommodated in the reception centre;
 - e) Respect the right to private life of persons accommodated in the centre;
 - f) Prevent the entrance of foreign persons on the premises of the reception centre without the proper permission of the Ministry, except those persons determined under paragraph 4 of article 5;
 - g) Comply with Georgian legislation.

Article 5. Rules of Conduct at the Centre and for Leaving the Centre

- 1 Asylum-seekers residing in the centre have the right to leave and enter the centre freely between the hours of 07:00 to 23:00.
- 2 When leaving the reception centre for more than 24 hours, asylum-seekers are required to inform the Administration in advance about the purpose and tentative whereabouts.
- 3 Asylum-seekers are prohibited to leave the reception centre for more than 5 days a month besides exceptional cases (medical issues, detention, and other credible reasons not dependent on him/her).
- 4 Asylum-seekers are allowed to receive visitors at the centre between 10:00 a.m. – 19:00 p.m. at the visitor reception hall. During the visit to the centre, visitors are obliged to

provide identity documents to the administration (passport/travel document or identity/residence certificates) for registration purposes.

- 5 Asylum-seekers accommodated in the centre are prohibited to enter the living space allocated for others, with the exception of cases of urgent assistance.
- 6 It is forbidden to bring alcoholic drinks, drugs (narcotics), psychotropic, explosive or easily flammable substances, guns and other weapons into the centre and to bring/use other items, which can jeopardize someone's health and life.
- 7 It is forbidden to bring electric and gas heating appliances by the asylum-seekers into the centre without the consent of administration staff.
- 8 Due to hygienic reasons it is forbidden to take food from the kitchen and eat in the rooms, with the exception of the feeding of the sick and children up to 3 years old.
- 9 It is prohibited to watch TV, use video and audio appliances, make noise, or speak loudly between 23:00 to 07:00.
- 10 Administration staff of the centre have the right to limit the asylum-seeker(s) in use of common space during determined hours if their stay causes tension (conflict situation) in this timeframe.
- 11 The Administration can impose schedules to regulate using common space and services in the centre. It is compulsory to obey these schedules.
- 12 It is forbidden to take photo/video/film of the inhabitants residing in the centre except for official and safety purposes.

Article 6. Rights and Obligations of asylum-seekers at the centre

1. Asylum-seekers have the right to
 - a. Live in the reception centre free of charge;
 - b. The protection of his/her safety and personal information;
 - c. Use existing services and items in the reception centre;
 - d. If needed, have unrestricted access to the Administration of the centre;
 - e. Have unrestricted communication with United Nations High Commissioner for Refugees and United Nations association of Georgia;
 - f. Appeal the administration's behavior and decisions to the Ministry;
 - g. Benefit from the other rights determined by the law;
 - h. Reside in the reception centre within 3 months after refugee or humanitarian status is granted.
2. Asylum-seekers are obliged to:
 - a) Obey the legislation of Georgia and the requirements stipulated in this regulation.
 - b) Upon accommodation in the centre, get familiarized with these rules in the language understandable to him/her and confirm in signature to obey them. Failure to sign the above rules might be considered as denial of the accommodation right.
 - c) Obey the legal requirements of the Administration.

- d) Take care of material valuables given to him/her for temporary use. To reasonably use water, electricity and gas. Respect the rights of other persons living in the centre.
- e) Allow the examination of accommodation space and personal items at the legal request of the centre staff.
- f) Immediately inform centre staff in case of conflict.
- g) Return items provided to him/her to the centre staff upon leaving the centre.
- h) Maintain his/her personal hygiene, as well as sanitation of his/her personal room and places of common use.
- i) Not to leave his/her minor children unattended.
- j) Be engaged in organized social work for the purpose of centre cleaning and maintenance.
- k) Be medically examined in the health institutions upon the request of the administration of the reception centre.
- l) In the case of proposal other temporary accommodation place by the Ministry, move to the provided place;

Article 7. Cancellation of accommodation rights at the Reception Centre

1. The right to accommodation at the reception centre is cancelled upon the rejection of refugee or humanitarian status by the Ministry.
2. A person is obliged to leave the reception centre within 15 days after receiving notification on the cancellation of the right to accommodation.
3. A person might be deprived of the right to accommodation due to repeated violations of the requirements stipulated by Articles 5 and 6 of the present decree.
4. The consideration and decision on the cancellation of a person's accommodation right is made by the Head of the Migration, Repatriation and Refugee Department of the Ministry on the basis of the request of the centre staff.
5. A person is obliged to leave the accommodation place within 5 days after receiving notification on cancellation of his/her accommodation rights envisaged in Paragraph 3 of the given Article.

Annex 1

Asylum-seeker accommodation card

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|----|---|--|
| No | | |
| 1 | Name | |
| 2 | Surname | |
| 3 | Father's name | |
| 4 | Country of Origin | |
| 5 | Accommodation block number | |
| 6 | Room number | |
| 7 | Accommodation referral number | |
| 8 | Signature of the reception centre staff | |
| 9 | Date | |