The Court of Rome confirms the examination of application is possible even if applicant has another permit

The Civil Court of Rome, in a ruling dated June 18, clarified that holding a residence permit for another reason, in this case, special protection, neither prevents nor affects the ability to submit an application for international protection and have it examined, without requiring the renunciation of the existing permit.

In the ruling, the Judge reiterates that international protection status can and must be determined independently of the holder of another permit , since they are different and autonomous institutions: a national permit (like the special protection permit) cannot replace or restrict access to the supranational guarantees recognized by EU law and the Geneva Convention.

The Court therefore orders the Police Headquarters to formalize the applicant's application for international protection and to examine it.

Source(s)

- Ministry of Labour and Social Policies | Ministero del Lavoro e delle Politiche Sociali (8 October, 2025), Si all’esame della domanda di asilo anche se il richiedente ha già un altro permesso di soggiorno [Yes to the examination of the asylum application even if the applicant already has another residence permit], https://integrazionemigranti.gov.it/it-it/Ricerca-news/Dettaglio-news/id/4450/Si-allesame-della-domanda-di-asilo-anche-se-il-richiedente-ha-gia-un-altro-permesso-di-soggiorno

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