UNE’s new practice note addresses long-term resident children in families who have remained in Norway after an asylum or protection refusal. It explains how UNE assesses a child’s attachment and best interests under Section 38 of the Immigration Act when deciding whether to grant residence on humanitarian grounds. The note distinguishes between less compelling and compelling immigration-regulatory considerations, emphasises that assessments are concrete and discretionary, and draws on around 160 decisions from 2016–2025 to illustrate how these principles are applied in practice.

Source(s)

- Immigration Appeals Board | Utlendingsnemnda (11 December, 2025), Korleis vurderer UNE barn si tilknyting når familiar har vore lenge i Noreg? [How does UNE assess a child’s attachment when families have been in Norway for a long time?], https://www.une.no/aktuelt/arkiv/2025/korleis-vurderer-une-barn-si-tilknyting-nar-familiar-har-vore-lenge-i-noreg/

Date of development
11.12.2025
Country
Norway
Thematic area(s)
Reception, Applicants with special needs
Development type
Publication

© European Union Agency for Asylum, 2026. Reproduction is authorised, provided the source is acknowledged.