The government submitted proposed amendments to the Aliens Act related to the grounds for detention, the procedure to request a review of a refusal of entry and assessment of the risk of absconding.

The amendments provide that detention may continue when a person applies for international protection for the first time at the return stage. This is the case when the person applied for international protection merely to delay or frustrate return. According to current legislation, continued detention is only possible for subsequent applications.

The amendments align provisions on requests for a review of a refusal of entry of third-country nationals at external borders with the Schengen Borders Code.

The proposal on the request for a review procedure under the Schengen Borders Code is proposed to enter into force as soon as possible. The amendments on detention and the risk of absconding will enter into application on 17 October 2027 when the Return Regulation becomes fully applicable.

Source(s)

- Ministry of the Interior | Sisäministeriö (5 November, 2026), Säilöönottoon ja pääsyn epäämiseen liittyviä muutoksia ulkomaalaislakiin [Government proposes amendments to Aliens Act concerning detention and refusal of entry], https://intermin.fi/-/sailoonottoon-ja-paasyn-epaamiseen-liittyvia-muutoksia-ulkomaalaislakiin?languageId=en_US

Related development(s)
Ministry submits proposed amendments on detention and return for public consultation
Date of development
05.11.2026
Country
Finland
Thematic area(s)
Access to procedures and non-refoulement, Detention, Pact on Migration and Asylum, Return
Development type
Legislation

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