

UT MoMi guidelines

1. The task of the MoMi Committee (Modern Migration) is to advise the Programme Director (hereafter: OLD ('Opleidingsdirecteur')) on the possible existence of an excusable ground as referred to in the Regulations on study progress standardization due to a residence permit in connection with study, in conjunction with Section 7.51 of the Higher Education and Research Act (WHW), as well as in Article 2.1 of the Implementation Decree in conjunction with Article 3.87a(1)(b) of the Aliens Decree 2000.
2. A student whose study activities are suffering or will suffer as a result of personal circumstances must inform the FAINCO/study adviser as soon as possible, but no later than three months after the circumstances arise. This is registered in OSIRIS by the FAINCO/study adviser.
3. The FAINCO/study adviser and the student discuss the situation and may draw up a study plan that does justice to the circumstances. The study plan is included in the student's dossier.
4. If the student wants to continue their educational programme, but is unable to fulfil the 50% standard as referred to in the Regulations on study progress standardization due to a residence permit in connection with study, it is important to examine whether an excusable reason is involved as referred to in Section 7.51(2) of the WHW. In order to have their personal situation assessed, the student needs to submit an application for assessment of their circumstances to the MoMi Committee. This must have taken place by 14 June 2014 at the latest, using this online form.
5. The excusable reasons under Section 7.51(2) of the WHW are:
 - a. Positions in a board as referred to in Section 7.51(2)(a) of the WHW, such as membership of the Executive Board of a programme committee, the Executive Board of a programme, the University Council, the Faculty Council, the body created on the grounds of the participation regulations, the Participation Council, the Sub-Council or the Student Council;
 - b. Positions in a board as referred to in Section 7.51(2)(b) of the WHW. This applies only to positions in a board for which an activism grant has been allocated via the Activism Grants Regulation (please refer to the recognized associations included in the basic list for awarding activism grants);
 - c. Illness or pregnancy and delivery;
 - d. Physical, sensory or other impairment;
 - e. Exceptional family circumstances;
 - f. Insufficiently feasible programme;
 - g. Other causes which lead to a case of extreme unfairness.
6. Where possible, the application should be substantiated with evidence.
 - a. Evidence in the event of illness, an impairment/functional limitation or exceptional family circumstances is to take the form of a statement from a BIG-registered Dutch doctor or psychologist, who needs to indicate the degree to which study progress is hampered and provide an estimate of the period in which the personal circumstance will exist. The student can also obtain this statement by contacting a campus GP.
 - b. In the event of pregnancy/delivery, a Dutch obstetrician or gynaecologist is to provide a statement indicating the expected date of birth. The assumption is that a pregnant student will be unable - or barely able - to study for four months.
7. Students need to make an appointment with the Student Counsellor before the matter comes before the MoMi Committee. The deadline for making this appointment is 14 June 2014; the conversation must take place before 1 July 2014. It is often preferable to hold this conversation before submitting the application. From experience we know how difficult it can be for students to write a personal statement. The Student Counsellor can provide advice and assist in formulating the problem. The Student Counsellor can also advise on other (financial) regulations which may apply.

8. The MoMi Committee assesses whether the student circumstances are an excusable reason under Section 7.51(2) of the WHW. The OLD receives advice on the matter before 1 August 2014. The student receives a copy of the advice.
9. It is important to take into account that, per reference period, per third-country student (i.e. an international student who does not originate from a member state of the EU, the EEA or Switzerland), reporting insufficient study progress due to the same personal circumstances to the Immigration and Naturalisation Service (IND) may only be waived on a single occasion (please refer to the Regulations on study progress standardization due to a residence permit in connection with study).
10. The OLD makes the decision (positive or negative), taking into account the decision of the MoMi Committee. If a negative decision is intended, the student is given the opportunity - in advance - of presenting their thoughts on the study progress and the severity of the circumstances to the OLD.
11. On behalf of the OLD, negative advice, with substantiation, is handed over to the student in writing. A copy of this is sent to the International Office (hereafter: IO) no later than 8 August 2014. The IO terminates the student's registration with the IND before 18 October 2014.