

Status, in terms of residence legislation, of people with a refugee background and their eligibility to receive research fellowships and pursue researchⁱ

Place of residence \ Status	Tourist visa	Asylum seeker (during mandatory residence in initial reception centre)ⁱⁱ	Asylum seeker (after assignment to administrative districts and with at least 3 months approved residence)	Recognised as having right of asylum or recognised refugee Art. 16a GG / § 3 AsylG	Recognised as having international subsidiary protection § 4 AsylG	National deportation ban § 60, para. 5 or 7 AufenthG	Toleratedⁱⁱⁱ (only relevant for persons who are tolerated for an extended period)
in Germany at the host institution	No	No	Yes, with the permission of the responsible Immigration Office, but problem: place of residence ^{iv}	Yes	Yes	Yes, with the permission of the responsible Immigration Office	Yes, with the permission of the responsible Immigration Office, but problem: place of residence
in Germany at an institution other than the host institution	No	No	Yes, with the permission of the responsible Immigration Office, but problem: place of residence	Yes	Yes	Yes, with the permission of the responsible Immigration Office	Yes, with the permission of the responsible Immigration Office, but problem: place of residence
in a non-European third country (not country of origin)	No	No	No	Only with a residence permit from there, return possibly difficult	Only with a residence permit from there, return possibly difficult	Only with a residence permit from there, return possibly difficult	No, only with a residence permit from there (but: loss of toleration in Germany → return difficult)

This table is based on the assumption that the research fellows (1) do not pursue gainful employment (e.g. are not involved in teaching or carrying out any other services on behalf of the institution), (2) have adequate health insurance cover and (3) are able to cover their living costs solely on the basis of the fellowship.

The table seeks to provide informal guidelines on the options, in terms of residence legislation, for foreign fellows to participate in the sponsorship programme. Whilst every care has been taken in preparing the information in this overview, no liability can be accepted for the accuracy or currency of the content. Those concerned are recommended to consult appropriate advisory services and/or immigration authorities before acceptance. It should also be noted that decisions by the authorities on issues, such as where asylum seekers are sent or their place of residence, are at the discretion of the authorities; only in exceptional cases do those concerned have the right to a specific decision. This means that it is very difficult to predict the decision the authorities will make.

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ⁱ The overview only presents the options for foreign fellows to conduct research and receive fellowships in accordance with their status in terms of residence legislation. Restrictions ensuing from requirements specified by the funding programme agencies have not been included.

ⁱⁱ Persons from so-called safe countries of origin (Ghana, Senegal and various West Balkan states) are required to remain in the initial reception centre during the entire procedure.

ⁱⁱⁱ A foreigner is tolerated if s/he has been obliged to leave the country but cannot be deported for actual or legal reasons. Persons from so-called safe countries of origin (Ghana, Senegal and various West Balkan states) are excluded from every kind of occupation as are persons who the immigration authorities consider responsible for their own toleration status due to a lack of the necessary cooperation.

^{iv} A change of place of residence is subject to application to the authorities responsible (depending on Federal State, e.g., Immigration Office, Regional Administrative Authority and, in cases involving a change of Federal State, the authorities in the target Federal State). A written statement from the funding institution may be helpful in substantiating the application.