

Mobility: Immigration alert

February 2023



Netherlands

Extension of residence permit exemption for certain highly skilled foreign nationals

Executive summary

The Dutch authorities recently extended the measure permitting certain highly skilled third-country nationals (i.e., those who are not required to have a provisional residence permit (MVV)) to temporarily work in the Netherlands without a residence endorsement sticker, until further notice.

Background

On 22 July 2022, the Dutch authorities implemented a temporary measure allowing MVV-exempt highly skilled third-country nationals to work in the Netherlands without obtaining a residence endorsement sticker for up to four months. This measure also applied to holders of expired residence documents who were granted extensions but had not yet received their renewed residence document. This measure was initially in effect until 22 January 2023.

The exemption is available to:

- ▶ Individuals whose initial applications to enter the Netherlands as highly skilled migrants (without an MVV) have been approved and who visit the offices of the Dutch immigration authorities as soon as possible to provide their biometric details.
- ▶ Individuals who applied to extend their existing residence permit, received an approval letter confirming that their permit has been extended and submitted their biometrics to the Dutch immigration authorities. For these individuals, the exemption is in place until they collect the new residence permit.

Individuals with an Intra Corporate Transferee (ICT) permit, EU Blue Card or residence permit for Scientific Researchers were not eligible for this exemption. These individuals were

required to obtain a residence endorsement sticker to begin working in the Netherlands.

Key developments

The measure allowing impacted highly skilled third-country nationals to work temporarily in the Netherlands without obtaining a residence endorsement sticker has now been extended until further notice. The eligibility criteria and requirements for obtaining the exemption remain unchanged.

Impact on employers

The extension of the exemption is expected to benefit Dutch employers by providing them with additional time to assist impacted employees with obtaining residence permits.

Key steps

EY will continue to monitor these developments. Should you have any questions, we encourage you to contact one of our immigration professionals.

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