

Ombudsman takes up the matter of expulsion of Lyudmyla Kozlovska

23.08.2018,

The Office of the Ombudsman

- **The Ombudsman has taken up the case of a Ukrainian citizen, Lyudmyla Kozlovska, entered into the Schengen Information System by the Polish authorities, an action which results in a ban on entering the Schengen area**
- **Lyudmyla Kozlovska is the president of the Open Dialog Foundation, a non-governmental organisation involved in the defense of the rule of law in Poland**
- **The Ombudsman applied to the Office for Foreigners for the legal basis for the entry, information on what authority asked for the entry, and documentation of the case**

The Ombudsman is conducting explanatory proceedings regarding the fact that data relating to Lyudmyla Kozlovska, a Ukrainian citizen and president of the Open Dialog Foundation, was placed in the Schengen Information System.

The letter of the Office of the Ombudsman to the Office for Foreigners referred to press releases. [1] They show that the foreigner's data was placed in the SIS by the Head of the Office for Foreigners at the request of an authority not determined by the author. The consequence of the entry was the deportation of Mrs Kozlovska from Belgium to her country of origin, probably with the ruling of a ban on entry to the Schengen area.

The Ombudsman's bureau's team for equal treatment asked for information on the legal basis on which the foreigners' data were entered into the SIS and which authority applied for this entry. There was also a copy of all documentation regarding the case requested that is at the disposal of the Office for Foreigners, including an application to enter the foreigner's data into the SIS.

If these materials contain classified information, it is possible to disclose them to the Ombudsman according to the terms and manner set out in the regulations on the protection of classified information.

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¹ The article "We do not know, we will not say, we are not in this. Words fail the institutions that could be associated with the deportation of Lyudmyla Kozlovska", ed. M. Wyrwal, available at the link <https://wiadomosci.onet.pl/tylko-w-onecie/nie-wiemy-nie-powiemy-nie-ma-nas-instytucje-ktore-moga-miec-zwiazek-z-deportacja/mgevzkm>