



APPEAL / REQUIREMENTS FOR A WRITTEN OBJECTION

Refused, annulled or revoked visa are based on a formal decision.

This Embassy has informed the applicant about the visa refusal, annulment or revocation on behalf of the State Secretariat for Migration (SEM) through the visa refusal / annulment / revocation sheet.

The rules on appeal against decisions on refusal / annulment / revocation of a visa are set out in: Article 6 paragraph 2bis of the Federal Act on Foreign Nationals and Integration; FNIA, SR 142.20; Article 18 of the Ordinance on Entry and Visa Procedure OEV; SR 142.204.

Competent authority with which an appeal may be lodged:

The applicant or a duly authorized representative, (in particular the host in Switzerland or an inviting company in Switzerland) may file an appeal addressed to the State Secretariat for Migration (SEM) against a visa refusal, annulment or revocation decision.

The appeal must be submitted by signed and dated letter in an official language of Switzerland (German, French, Italian) to either the Swiss representation that refused, annulled or revoked the visa or to the State Secretariat for Migration (SEM), Quellenweg 6, CH- 3003 Berne-Wabern.

After advance payment of an administrative fee of CHF 200.— per person or family (Article 63 of the Federal Act on Administrative Procedure, APA, SR 172.021), the SEM shall issue a contestable decision. Advance payment must be made according to the indications of the diplomatic mission or the SEM. The administrative fee will be refunded in case the State Secretariat for Migration (SEM) comes to a positive decision.

An appeal must be lodged within 30 days from the notification of this decision.

The 30-day period for filing an appeal is deemed to have been complied with, if the appeal has been submitted no later than the last day of the 30-day period to either the State Secretariat for Migration (SEM) or a Swiss post office or Swiss consular representation for the attention of the SEM.

The decision lies in the competence of the State Secretariat for Migration (SEM) and takes approx. 8 - 12 weeks. The decision will be given either in German, French or Italian language.

In case the State Secretariat for Migration (SEM) confirms the negative decision, the applicant may appeal with the Federal Administrative Court. The appeal has to be submitted within 30 days of notification of the negative decision to the Federal Administrative Court, P.O. Box, CH-3000 Bern 14. The appeal can only be lodged by an authorized representative in Switzerland (e.g. Swiss lawyer) or the host / company in Switzerland.

If you need further information on this procedure, please contact the Embassy of Switzerland in New Delhi.



**Supplementary page to the form for refusal, annulment or revocation of a visa:
Address in Switzerland for the notification of a formal decision (optional)**

Surname:

First name(s):

Street, No.:

Postal code, City:

The notification of a formal decision on the decline of the appeal is send to the appellant at the above-mentioned address in Switzerland. This helps to simplify the procedure as well as making it faster and more efficient. If no Swiss postal address is given, the appellant receives the notification of a formal decision through the competent Swiss diplomatic mission. In that case, the appellant either receives the notification of a formal decision in person against receipt or by registered mail, to ensure compliance with the appeal period.