

## Information sheet

Pursuant to section 7 of the Obligation to Leave and Prohibition on Entry Act, a precept to leave Estonia shall be issued to an alien who is staying in Estonia without a basis for stay.

By the precept to leave it is established, that the alien is staying in Estonia illegally.

By the precept to leave an obligation is imposed on an alien, on the basis of subsection 7<sup>2</sup> (1) of the Obligation to Leave and Prohibition on Entry Act, to leave Estonia within the term stipulated in the precept to leave. In the case of appearance of any circumstances stipulated in subsection 7<sup>2</sup> (2) of the Obligation to Leave and Prohibition on Entry Act, the alien's obligation to leave shall be promptly executed compulsorily and no term for voluntary leave shall be enabled to the alien.

In order to ensure compliance with a precept, the Police and Border Guard Board may require an alien to comply with surveillance measures and to make a penalty payment.

In case of appearance of circumstances named in subsection 7<sup>2</sup> (6) of the Obligation to Leave and Prohibition on Entry Act, The Police and Border Guard Board has a right to shorten the term for voluntary leave and to execute the obligation to leave compulsorily before expiry of the term for voluntary leave. In case if the performance of the precept to leave within the term stipulated in the precept to leave shall turn out to be disproportionately burdensome for the alien, then the Police and Border Guard Board may extend the term of the precept to leave on the basis of subsection 7<sup>2</sup> (5) of the Obligation to Leave and Prohibition on Entry Act by up to 30 days.

In case if an alien has not left voluntarily within the term provided for him or her by the precept to leave, then the obligation to leave imposed on such alien shall be executed compulsorily and the alien shall be expelled from the Republic of Estonia on the basis of section 7<sup>3</sup> of the Obligation to Leave and Prohibition on Entry Act.

Pursuant to section 7<sup>4</sup> of the Obligation to Leave and Prohibition on Entry Act, the prohibition on entry shall be applied to the alien in the precept to leave from the date of compliance with the precept to leave.

An appeal against the precept to leave may be filed with an administrative court within ten days pursuant to the procedure provided for in the Code of Administrative Court Procedure. Challenge of a decision on extension of the term for voluntary leave in the precept to leave, on refusal to extend or on shortening, or challenge of the prohibition on entry or the term of its validity imposed by the precept to leave, shall not postpone the term for compulsory execution of the obligation to leave of an alien and shall not grant for an alien a legal bases to stay in Estonia.