STATEMENT OF
CHANGES IN
IMMIGRATION RULES

Presented to Parliament pursuant to section 3(2) of
the Immigration Act 1971

Ordered by the House of Commons to be printed
24 January 2022

(This document is accompanied by an Explanatory Memorandum)
STATEMENT OF CHANGES IN IMMIGRATION RULES


1 This Statement of Changes can be viewed at https://www.gov.uk/government/collections/immigration-rules-statement-of-changes
Implementation

The changes in this Statement shall take effect on 15 February 2022. However, if an application for entry clearance, permission to enter or permission to stay has been made before 15 February 2022, such applications will be decided in accordance with the Immigration Rules in force on 14 February 2022.

Review

Before the end of each review period, the Secretary of State undertakes to review all of the relevant Immigration Rules including any Relevant Rule amended or added by these changes. The Secretary of State will set out the conclusions of the review in a report and publish the report.

The report must in particular:

(a) consider each of the Relevant Rules and whether or not each Relevant Rule achieves its objectives and is still appropriate; and

(b) assess whether those objectives remain appropriate and, if so, the extent to which they could be achieved with a system that imposes less regulation.

“Review period” means:

(a) the period of five years beginning on 6 April 2017; and

(b) subject to the paragraph below, each successive period of five years.

If a report under this provision is published before the last day of the review period to which it relates, the following review period is to begin with the day on which that report is published.

“Relevant Rule” means an Immigration Rule which:

(a) imposes requirements, restrictions or conditions, or sets standards, in relation to any activity carried on by a business or voluntary or community body; or

(b) relates to the securing of compliance with, or the enforcement of, requirements, restrictions, conditions or standards which relate to any activity carried on by a business or voluntary or community body.

Changes to Appendix Skilled Worker

APP SW1. In paragraph SW 4.2, in row D of the table, after “80% of the going rate for the occupation code”, insert “, for occupation codes where a going rate is specified”.

APP SW2. In paragraph SW 6.1, after “Appendix Skilled Occupations”, insert “or Appendix Shortage Occupation List”.
APP SW3. For paragraph SW 11.3(c), substitute:

“(c) if it is listed in Table 1 of Appendix Skilled Occupations, 80% of the going rate for the occupation code.”.

APP SW4. In paragraph SW 16.1, after the list entry “6144 Houseparents and residential wardens”, insert new entry:

“• 6145 Care workers and home carers”.

APP SW5. In paragraph SW 24.3, in row B of the table, for “At least the going rate”, substitute “If the occupation code is listed in Table 1 or Table 2 of Appendix Skilled Occupations, at least the going rate.”.

Changes to Appendix Shortage Occupation List

APP SOL1. After Table 2, insert:

“Table 3: Shortage occupations which are otherwise not eligible for the Skilled Worker route

<table>
<thead>
<tr>
<th>Occupation code and any further criteria</th>
<th>Related job titles</th>
<th>Shortage occupation in</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>England</td>
</tr>
<tr>
<td>6145 Care workers and home carers</td>
<td>• Care assistant</td>
<td>Yes</td>
</tr>
<tr>
<td>Note: private households or individuals (other than sole traders sponsoring someone to work for their business) cannot sponsor Skilled Worker applicants.</td>
<td>• Care worker</td>
<td></td>
</tr>
<tr>
<td></td>
<td>• Carer</td>
<td></td>
</tr>
<tr>
<td></td>
<td>• Home care assistant</td>
<td></td>
</tr>
<tr>
<td></td>
<td>• Home carer</td>
<td></td>
</tr>
<tr>
<td></td>
<td>• Support worker</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(nursing home)</td>
<td></td>
</tr>
</tbody>
</table>

”. 