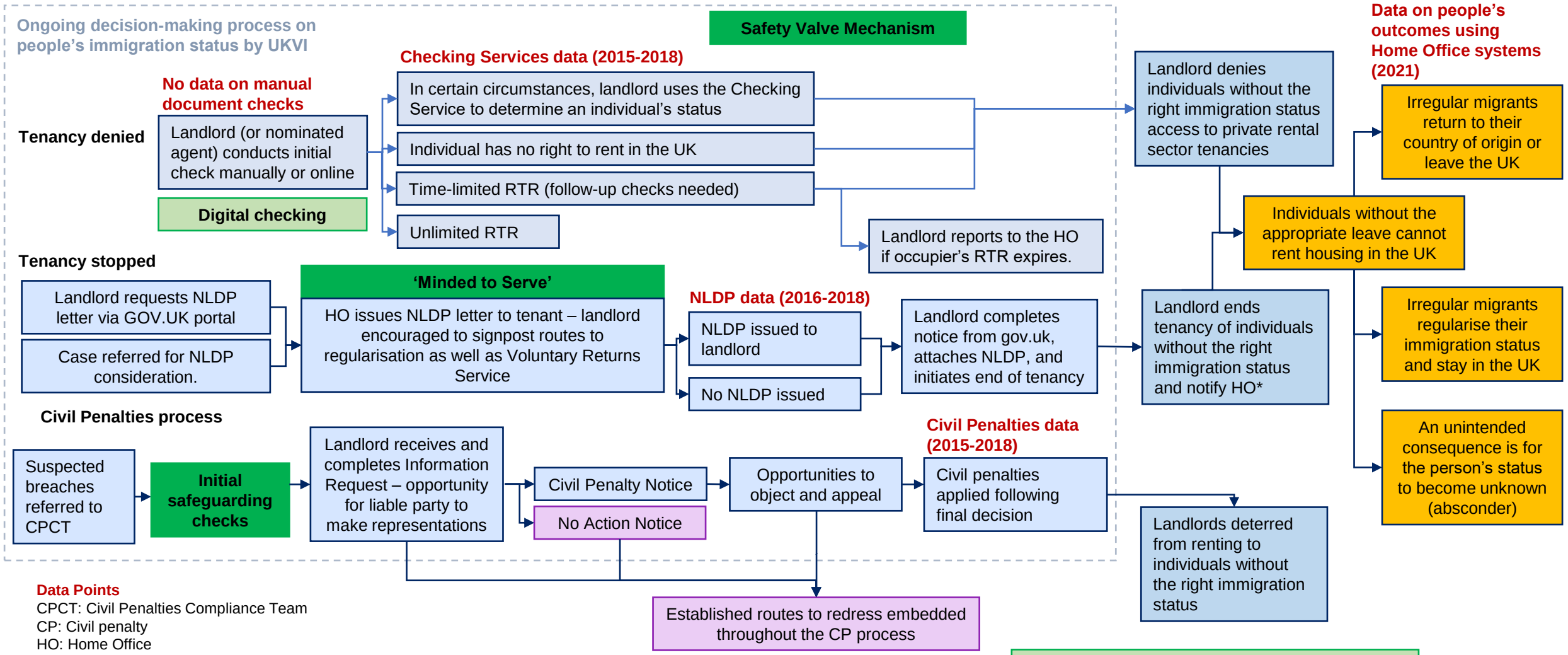
Ongoing decision-making process on people's immigration status by UKVI
Safety Valve Mechanism
Checking Services data (2015-2018)
No data on manual document checks
Tenancy denied
Landlord (or nominated agent) conducts initial check manually or online
Digital checking
In certain circumstances, landlord uses the Checking Service to determine an individual's status
Individual has no right to rent in the UK
Time-limited RTR (follow-up checks needed)
Unlimited RTR
Landlord reports to the HO if occupier's RTR expires.
Landlord denies individuals without the right immigration status access to private rental sector tenancies
Data on people's outcomes using Home Office systems (2021)
Irregular migrants return to their country of origin or leave the UK
Individuals without the appropriate leave cannot rent housing in the UK
Irregular migrants regularise their immigration status and stay in the UK
An unintended consequence is for the person's status to become unknown (absconder)
Tenancy stopped
Landlord requests NLDP letter via GOV.UK portal
Case referred for NLDP consideration.
'Minded to Serve'
HO issues NLDP letter to tenant – landlord encouraged to signpost routes to regularisation as well as Voluntary Returns Service
NLDP data (2016-2018)
NLDP issued to landlord
No NLDP issued
Landlord completes notice from gov.uk, attaches NLDP, and initiates end of tenancy
Landlord ends tenancy of individuals without the right immigration status and notify HO*
Civil Penalties process
Suspected breaches referred to CPCT
Initial safeguarding checks
Landlord receives and completes Information Request – opportunity for liable party to make representations
Civil Penalty Notice
No Action Notice
Opportunities to object and appeal
Civil Penalties data (2015-2018)
Civil penalties applied following final decision
Landlords deterred from renting to individuals without the right immigration status
Established routes to redress embedded throughout the CP process
Data Points
CPCT: Civil Penalties Compliance Team
CP: Civil penalty
HO: Home Office
HMRC: HM Revenue & Customs
RTR: Right to Rent
NLDP: Notice of Letting to a Disqualified Person
SVEC: Status Verification Enquiries and Checking Team
UKVI: UK Visas and Immigration
* There are other routes to terminating a tenancy not related to immigration status
Improvements in data systems since Windrush
Safeguard mechanisms since Windrush