

Decision Makers Guide

Amended Chapters for February 2020 - Summary of changes

Volume 2: International subjects

Chapter 7 Part 3: Habitual residence and right to reside - IS/JSA/SPC/ESA

Incorporates Memos DMG 2/16 - Right to reside - IS, JSA(IB), ESA(IR) & SPC - effect of UT decision; 8/18 - Undocumented Commonwealth Citizens Resident in the UK-JSA, ESA, IS & SPC; 6/19 - Right to reside - EU Settlement Scheme (EUSS)-IS, JSA, ESA & SPC; 11/19 Right To Reside - IS, JSA, ESA & SPC and 17/19 Right to reside - EEA National who ceases self-employment because of the physical constraints of the late stages of pregnancy and the aftermath of childbirth – IS;

amendments to cross references at 073056, 217, 220-223, 230 & 434;

reference to “temporary admission” at 073185, 073187 & 073195 amended to read “immigration bail” – implements changes to Sch 10 of the Immigration Act 2016 from April 2019;

‘Note’ added to 073189 regarding ‘No Recourse to Public Funds’ (NRTPF);

new guidance on Self-employment (Saint Prix) at 073215;

amendment to EDC date in example 2 to paragraph 073226;

amendments to 073254–073260 & 073293-073295 in relation to extended family members – these amendments implement the CJEU judgment of *Banger*, which allows extended family members who meet certain conditions, to benefit from the CJEU ruling in *Surinder Singh*;

new guidance on ‘EUSS’ at 073490–073495;

073500, 502, 520, 522, 524, 525, 527 & 529 amended to implement *Gubeladze* judgment that A8 extension period was disproportionate and unlawful.

Please note: As stated in the October 2019 DMG amendment package we are no longer providing amendment packages (‘remove & insert pages’) for each DMG Volume. This summary of changes document does, however, inform the user of the significant changes that have taken place in each **amended** chapter by volume. The page footers on each page also continue to show the volume, amendment number and date.

From June 2020 page footers will no longer appear. This is because the DMG chapters on GOV.UK will be produced from the Department’s ‘Intranet version’ of the DMG. This is an internet based product and as such there are no ‘book’ pages and associated footers.