

# **Freedom of Information request 1863/2014**

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## **Information request**

I was asking about a British person who is regarded as not habitually resident on their return to the UK and so, having worked in the EU, being treated as an EEA national instead. I ask this following a recently reported case (York Evening Press) of a young unemployed British man who went to an EU country on an internship for 4 months- on his return he was treated as an EEA 'jobseeker'. My question is whether his right to be regarded as an EEA national is mandatory, or could he instead be treated as a British citizen. NOTE this is not a query about an individual but a general request having read about such a case.

## **DWP response**

The previous reply set out the position of UK national and their right to reside in the UK. UK nationals who have worked in another EU country are not treated as EEA jobseekers when they return to the UK. They are treated as returning UK nationals.