Home Office

	Paragraph number
Introduction	
Implementation and transitional provisions	4
Application	5
Interpretation	6
Public funds clarification	6A-6C
Part 1: General provisions regarding leave to enter or remain in the United Kingdom	
Leave to enter the United Kingdom	7-9
Exercise of the power to refuse leave to enter the United Kingdom	10
Suspension of leave to enter or remain in the United Kingdom	10A
Cancellation of leave to enter or remain in the United Kingdom	10B
Requirement for persons arriving in the United Kingdom or seeking entry through the Channel Tunnel to produce evidence of identity and nationality	11
Requirement for a person not requiring leave to enter the United Kingdom to prove that he has the right of abode	12-14
Common Travel Area	15
Admission for certain British passport holders	16-17
Persons outside the United Kingdom	17A-17B
Returning residents	18-20
Non-lapsing leave	20A
Holders of restricted travel documents and passports	21-23

Leave to enter granted on arrival in the United Kingdom	23A-23B
Entry clearance	24-30C
Variation of leave to enter or remain in the United Kingdom	31-33A
Specified forms and procedures for applications or claims in connection with immigration	A34-34D
Variation of applications or claims for leave to remain	34E-34F
Determination of the date of an application or claim (or variation of an application or claim) in connection with immigration	34G-34I
Withdrawn applications or claims for leave to remain in the United Kingdom	34J-34K
Specified forms and procedures in connection with applications for administrative review	34L-34Y
Undertakings	35
Medical	36-39
Students	39A
Specified documents	39B
Indefinite leave to remain	39C
Part 2: Persons seeking to enter or remain in the United Kingdom for visits	
General visitors	40-46
Child visitors	46A-46F
Business visitor	46G-46L
Sports visitor	46M-46R
Entertainer visitor	46S-46X
Visitors in transit	47-50
Visitors seeking to enter or remain for private medical treatment	51-56
Parent of a child at school	56A-56C

Visitors seeking to enter for the purposes of marriage or to enter into a civil partnership	56D-56F
Visitors seeking leave to enter under the Approved Destinations Status (ADS) agreement with China	56G-56J
Student visitors	56K-56M
Prospective entrepreneurs	56N-56Q
Visitors undertaking permitted paid engagements	56X-56Z
Part 3: Persons seeking to enter or remain in the United Kingdom for studies	
PLAB test or OSCE	75A-75F
Clinical attachment or debtal observer post	75G-75M
Spouses or civil partners of students or prospective students granted leave under this part of the Rules	76-78
Children of students or prospective students granted leave under this part of the Rules	79-81
Prospective students	82A-87
Part 4: Persons seeking to enter or remain in the United Kingdom in an "au pair" placement, as a working holidaymaker or for training or work experience	
Spouses of persons with limited leave to enter or remain under paragraphs 110-121	122-124
Children of persons with limited leave to enter or remain under paragraphs 110-121	125-127
Part 5: Persons seeking to enter or remain in the United Kingdom for employment	
Work permit employment	128A-135
Highly skilled migrants	135G-135HA
Representatives of overseas newspapers, news agencies and broadcasting organisations	136-143
Representatives of Overseas Business	144-151
Private servants in diplomatic households	152-159
Domestic workers in private households	159A-159H
Overseas government employees	160-169

Ministers of religion, missionaries and members of religious orders	170-177
Airport based operational ground staff of overseas-owned airlines	178-185
Persons with United Kingdom ancestry	186-193
Partners of persons who have or have had leave to enter or remain under paragraphs 128-193 (but not paragraphs 135I-135K)	193A-196F
Children of persons with limited leave to enter or remain under paragraphs 128-193 (but not paragraphs 135I-135K)	196G-199B
Part 6: Persons seeking to enter or remain in the United Kingdom as a businessman, self-employed person, investor, writer, composer or artist	200-237
Part 6A: Points-Based System	
General requirements for indefinite leave to remain	245AAA
Documents not submitted with applications	245AA
Specified documents for students previously sponsored by an overseas government or international scholarship agency	245A
Tier 1 (Exceptional Talent) Migrants	245B-245BF
Tier 1 (General) Migrants	245C-245CD-SD
Tier 1 (Entrepreneur) Migrants	245D-245DF
Tier 1 (Investor) Migrants	245E-245EF
Tier 1 (Graduate Entrepreneur) Migrants	245F-245FC
Tier 2 (Intra Company Transfer) Migrants	245G-245GF-SD
Tier 2 (General) Migrants, Tier 2 (Minister of Religion) Migrants and Tier 2 (Sportsperson) Migrants	245H-245HF-SD
Tier 5 (Youth Mobility Scheme) Temporary Migrants	245ZI-

	245ZL
Tier 5 (Temporary Worker) Migrants	245ZM-245ZS
Tier 4 (General) Student	245ZT-245ZY
Tier 4 (Child) Student	245ZZ-245ZZE
Part 7: Other Categories	
Persons exercising rights of access to a child resident in the United Kingdom	A246-248F
EEA nationals and their families	255-257B
Retired persons of independent means	266-270
Partners of persons who have or have had limited leave to enter or remain in the United Kingdom as retired persons of independent means	271-273F
Children of persons with limited leave to enter or remain in the United Kingdom as retired persons of independent means	274-276
Long residence	276A-276DH
HM Forces	276DI-276QA
Spouses, civil partners, unmarried or same-sex partners of persons settled or seeking settlement in the United Kingdom in accordance with paragraphs 276E to 276Q (HM Forces rules) or of members of HM Forces who are exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and have at least 5 years' continuous service	276R-276W
Children of a parent, parents or a relative settled or seeking settlement in the United Kingdom under paragraphs 276E to 276Q (HM Forces rules) or of members of HM Forces who are exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and have at least 5 years' continuous service	276X-276AC
Spouses, civil partners, unmarried or same-sex partners of armed forces members who are exempt from immigration control under section 8(4) of the Immigration Act 1971	276AD-276AF
Children of armed forces members who are exempt from immigration control under Section 8(4) of the Immigration Act 1971	276AG-276AI

Limited leave to enter for relevant Afghan citizens	276BA1-276BS1
Part 8: Family members	
Transitional provisions and interaction between Part 8 and Appendix FM	A277-A281
Spouses and civil partners	277-289
Victims of domestic violence	289A-289C
Fiance(e)s and proposed civil partners	289AA-295
Unmarried and same-sex partners	295AA-295O
Children	296-316F
Parents, grandparents and other dependent relatives	317-319
Family members of relevant points-based system migrants	319AA-319J
Other family members of persons with limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection	319L-319U
Parents, grandparents and other dependent relatives of persons with limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection	319V-319Y
Part 9 - General grounds for the refusal of entry clearance, leave to enter, leave to remain, variation of leave to enter or remain and curtailment of leave in the United Kingdom	
Refusal of entry clearance or leave to enter the United Kingdom	A320
Refusal of leave to enter in relation to a person in possession of an entry clearance	321-321A
Refusal of variation of leave to enter or remain or curtailment of leave	322-323C
Crew members	324

Part 10: Registration with the police	325-326
Part 11: Asylum	326A-352G
Part 11A: Temporary Protection	354-356B
Part 11B: Asylum	357-361
Part 12: Procedure and Rights of appeal	353-353B
Part 13: Deportation	A362-400
Part 14: Stateless persons	401 - 416
Appendix 1: Visa requirements for the United Kingdom	
Appendix 2: Countries or territories whose nationals or citizens are relevant foreign nationals for the purposes of Part 10 of these Rulesapp2	
Appendix 3: DELETED	
Appendix 4: DELETED	
Appendix 5: DELETED	
Appendix 6: Disciplines for which an Academic Technology Approval Scheme certificate from the Counter-Proliferation Department of the Foreign and Commonwealth Office is required for the purposes of Tier 4 of the Points Based System	
Appendix 7 - Statement of Written Terms and Conditions of employment required in paragraphs 159A (v), 159D(iv) and 159EA(iii)	
Appendix A: Attributes	
Appendix AR	
Appendix Armed Forces	
Appendix B: English language - English language	
Appendix C: Maintenance (funds)	
Appendix D: Immigration rules for leave to remain as a Highly Skilled Migrant as at 28 February 2008	
Appendix E: Maintenance (funds) for the family of Relevant Points Based Systems Migrants	
Appendix F: Archived Immigration Rules	
Appendix FM: Family members	
Appendix FM-SE: Family members - specified evidence	
Appendix G: Countries and territories participating in the Tier 5 Youth mobility	

scheme and annual allocations of places for 2014	
Appendix H: Applicants who are subject to different documentary requirements under Tier 4 of the Points Based System	
Appendix I: Pay requirements which the Secretary of State intends to apply to applications for indefinite leave to remain from Tier 2 (General) and Tier 2 (Sportspersons) migrants made on or after 6 April 2016	
Appendix J: Codes of practice for Tier 2 sponsors, Tier 5 sponsors and employers of work permit holders	
Appendix K: Shortage occupation list	
AppendixKoLL: Knowledge of language and life	
Appendix L: Designated competent body criteria for Tier 1 (Exceptional talent) applications	
Appendix M: Sports governing bodies for Tier 2 (Sportsperson) and Tier 5 (Temporary worker - creative and sporting) applications	
Appendix N: Approved Tier 5 Government authorised exchange schemes	
Appendix O: List of English Language tests that have been assessed as meeting the UK Border Agency's requirements	
Appendix P: Lists of financial institutions that do not satisfactorily verify financial statements, or whose financial statements are accepted	
Appendix Q: Statement of written terms and conditions of employment required in paragraph 245ZO(f)(ii) and paragraph 245 ZQ (e)(ii)	
Appendix R: List of recognised festivals for which entry by amateur and professional entertainer visitors is permitted	
Appendix S: DELETED	
Appendix T: Tuberculosis screening	

Back to top

Immigration Rules
Introduction

This is a consolidated version of the current Immigration Rules.

The Home Secretary has made changes in the Rules laid down by him as to the practice to be followed in the administration of the Immigration Acts for regulating entry into and the stay of persons in the United Kingdom and contained in the statement laid before Parliament on 23 March 1990 (HC 251) (as amended). This statement contains the Rules as changed and replaces the provisions of HC 251 (as amended).

2. Immigration Officers, Entry Clearance Officers and all staff of the Home Office Immigration and Nationality Directorate will carry out their duties without regard to the race, colour or religion of persons seeking to enter or remain in the United Kingdom and in compliance with the provisions of the Human Rights Act 1998.

3. In these Rules words importing the masculine gender include the feminine unless the contrary intention appears.

Implementation and transitional provisions

4. These Rules come into effect on 1 October 1994 and will apply to all decisions taken on or after that date save that any application made before 1 October 1994 for entry clearance, leave to enter or remain or variation of leave to enter or remain other than an application for leave by a person seeking asylum shall be decided under the provisions of HC 251, as amended, as if these Rules had not been made.

Application

5. Save where expressly indicated, these Rules do not apply to those persons who are entitled to enter or remain in the United Kingdom by virtue of the provisions of the 2006 EEA Regulations. But any person who is not entitled to rely on the provisions of those Regulations is covered by these Rules.

Interpretation

6. In these Rules the following interpretations apply:

"the **Immigration Acts'** has the same meaning as it has in the Interpretation Act 1978.

"**the 1993 Act**" is the Asylum and Immigration Appeals Act 1993.

"**the 1996 Act**" is the Asylum and Immigration Act 1996

"**the 2006 EEA Regulations**" means the Immigration (European Economic Area) Regulations 2006

"**adoption**" unless the contrary intention appears, includes a de facto adoption in accordance with the requirements of paragraph 309A of these Rules, and "adopted" and "adoptive parent" should be construed accordingly.

In Appendix FM references to **'application for leave to remain'** include an application for variation of leave to enter or remain of a person in the UK.

"**Approved Destination Status Agreement with China**" means the Memorandum of Understanding on visa and related issues concerning tourist groups from the People's Republic of China to the United Kingdom as a approved destination, signed on 21 January 2005.

"**a bona fide private education institution**" is a private education institution which:

a) maintains satisfactory records of enrolment and attendance of students, and supplies these to the Border and Immigration Agency when requested;

b) provides courses which involve a minimum of 15 hours organised daytime study per week;

c) ensures a suitably qualified tutor is present during the hours of study to offer teaching and instruction to the students;

d) offers courses leading to qualifications recognised by the appropriate accreditation bodies;

e) employs suitably qualified staff to provide teaching, guidance and support to the students;

f) provides adequate accommodation, facilities, staffing levels and equipment to support the numbers of students enrolled at the institution; and

g) if it offers tuition support to external students at degree level, ensures that such students are registered with the UK degree awarding body.

"Business day" means any day other than Saturday or Sunday, a day which is a bank holiday under the Banking and Financial Dealings Act 1971 in the part of the United Kingdom to which the notice is sent, Christmas Day or Good Friday.

"**civil partner**" means a civil partnership which exists under or by virtue of the Civil Partnership Act 2004 (and any reference to a civil partner is to be read accordingly);

"conviction" means conviction for a criminal offence in the UK or any other country.

“curtailment” in relation to the curtailment of a person’s leave to enter or remain in the UK, means curtailing their leave such that they will have a shorter period of, or no, leave remaining.

"**degree level study**" means a course which leads to a recognised United Kingdom degree at bachelor's level or above, or an equivalent qualification at level 6 or above of the revised National Qualifications Framework, or levels 9 or above of the Scottish Credit and Qualifications Framework.

Under Part 8 of these Rules, "**post-graduate level study**" means a course at level 7 or above of the revised National Qualifications Framework or Qualifications and Credit Framework, or level 11 or above of the Scottish Credit and Qualifications Framework, which leads to a

recognised United Kingdom postgraduate degree at Master's level or above, or an equivalent qualification at the same level.

"foundation degree" means a programme of study which leads to a qualification awarded by an English higher education institution with degree awarding powers which is at a minimum of level 5 on the revised National Qualifications Framework, or awarded on a directly equivalent basis in the devolved administrations.

"primary degree" means a qualification obtained from a course of degree level study, which did not feature as an entry requirement a previous qualification obtained from degree level study. An undergraduate degree is a primary degree. A Masters degree that has a Bachelor degree as an entry requirement is not a primary degree.

A **"UK recognised body"** is an institution that has been granted degree awarding powers by either a Royal Charter, an Act of Parliament or the Privy Council. For the purposes of these Rules we will consider the Foundation Programme Office, South London Local Education and Training Board and the Yorkshire and Humber Strategic Health Authority as equivalent to UK Recognised Bodies.

A **"UK listed body"** is an institution that is not a UK recognised body but which provides full courses that lead to the award of a degree by a UK recognised body.

"**EEA national**" has the meaning given in regulation 2(1) of the 2006 EEA Regulations.

"**an external student**" is a student studying for a degree from a UK degree awarding body without any requirement to attend the UK degree awarding body's premises or a UK Listed Body's premises for lectures and tutorials.

"**United Kingdom passport**" bears the meaning it has in the Immigration Act 1971.

"**a UK Bachelors degree**" means

(a) A programme of study or research which leads to the award, by or on behalf of a university, college or other body which is authorised by Royal Charter or by or under an Act of Parliament to grant degrees, of a qualification designated by the awarding institution to be of Bachelors degree level; or

(b) A programme of study or research, which leads to a recognised award for the purposes of section 214(2)(c) of the Education Reform Act 1988, of a qualification designated by the awarding institution to be of Bachelors degree level.

"**Immigration Officer**" includes a Customs Officer acting as an Immigration Officer.

"**Multiple Entry work permit employment**" is work permit employment where the person concerned does not intend to spend a continuous period in the United Kingdom in work permit employment.

"**public funds**" means

(a) housing under Part VI or VII of the Housing Act 1996 and under Part II of the Housing Act 1985, Part I or II of the Housing (Scotland) Act 1987, Part II of the Housing (Northern Ireland) Order 1981 or Part II of the Housing (Northern Ireland) Order 1988;

(b) attendance allowance, severe disablement allowance, carer's allowance and disability living allowance under Part III of the Social Security Contribution and Benefits Act 1992;, income support, council tax benefit and housing benefit under Part VII of that Act; a social fund payment under Part VIII of that Act; child benefit under Part IX of that Act; income based jobseeker's allowance under the Jobseekers Act 1995, income related allowance under Part 1 of the Welfare Reform Act 2007 (employment and support allowance) state pension credit under the State Pension Credit Act 2002; or child tax credit and working tax credit under Part 1 of the Tax Credits Act 2002;

(c) attendance allowance, severe disablement allowance, carer's allowance and disability living allowance under Part III of the Social Security Contribution and Benefits (Northern Ireland) Act 1992;, income support, council tax benefit and, housing benefit under Part VII of that Act; a social fund payment under Part VIII of that Act; child benefit under Part IX of that Act; income based jobseeker's allowance under the Jobseekers (Northern Ireland) Order 1995 or income related allowance under Part 1 of the Welfare Reform Act (Northern Ireland) 2007;

(d) Universal Credit under Part 1 of the Welfare Reform Act 2012 or Personal Independence Payment under Part 4 of that Act;

(e) Universal Credit, Personal Independence Payment or any domestic rate relief under the Northern Ireland Welfare Reform Act 2013;

(f) a council tax reduction under a council tax reduction scheme made under section 13A of the Local Government Finance Act 1992 in relation to England or Wales or a council tax reduction pursuant to the Council Tax Reduction (Scotland) Regulations 2012 or the Council Tax Reduction (State Pension Credit) (Scotland) Regulations 2012.

"**settled in the United Kingdom**" means that the person concerned:

(a) is free from any restriction on the period for which he may remain save that a person entitled to an exemption under Section 8 of the Immigration Act 1971 (otherwise than as a member of the home forces) is not to be regarded as settled in the United Kingdom except in so far as Section 8(5A) so provides; and

(b) is either:

(i) ordinarily resident in the United Kingdom without having entered or remained in breach of the immigration laws; or
(ii) despite having entered or remained in breach of the immigration laws, has subsequently entered lawfully or has been granted leave to remain and is ordinarily resident.

"**a parent**" includes

(a) the stepfather of a child whose father is dead and the reference to stepfather includes a relationship arising through civil partnership;

(b) the stepmother of a child whose mother is dead and the reference to stepmother includes a relationship arising through civil partnership and;

(c) the father as well as the mother of an illegitimate child where he is proved to be the father;

(d) an adoptive parent, where a child was adopted in accordance with a decision taken by the competent administrative authority or court in a country whose adoption orders are recognised by the United Kingdom or where a child is the subject of a de facto adoption in accordance with the requirements of paragraph 309A of these Rules (except that an adopted child or a child who is the subject of a de facto adoption may not make an application for leave to enter or remain in order to accompany, join or remain with an adoptive parent under paragraphs 297-303);

(e) in the case of a child born in the United Kingdom who is not a British citizen, a person to whom there has been a genuine transfer of parental responsibility on the ground of the original parent(s)' inability to care for the child.

"date of application" means the date of application determined in accordance with paragraph 30 or 34G of these rules as appropriate.

"a valid application" means an application made in accordance with the requirements of Part 1 of these Rules.

"refugee leave" means limited leave granted pursuant to paragraph 334 or 335 of these rules and has not been revoked pursuant to paragraph 339A or 339B of these rules.

"humanitarian protection" means limited leave granted pursuant to paragraph 339C of these rules and has not been revoked pursuant to paragraph 339G or 339H of these rules.

"a period of imprisonment" referred to in these rules has the same meaning as set out in section 38(2) of the UK Borders Act 2007.

"Overstayed" or **"Overstaying"** means the applicant has stayed in the UK beyond the latest of:

(i) the time limit attached to the last period of leave granted, or

(ii) beyond the period that his leave was extended under sections 3C or 3D of the Immigration Act 1971.

"**intention to live permanently with the other**" or "intend to live together permanently" means an intention to live together, evidenced by a clear commitment from both parties that they will live together permanently in the UK immediately following the outcome of the application in question or as soon as circumstances permit thereafter. However, where an application is made under Appendix Armed Forces the words "in the UK" in this definition do not apply. Where an application is made under Appendix FM and the sponsor is a permanent member of HM Diplomatic Service, or a comparable UK-based staff member of the British Council, the Department for International Development or the Home Office on a tour of duty outside the UK, the words “in the UK” in this definition do not apply. Where an application is made under Appendix FM and the sponsor is a permanent member of HM Diplomatic Service, or a comparable UK-based staff member of the British Council, the Department for International Development or the Home Office on a tour of duty outside the UK, the words “in the UK” in this definition do not apply.

“present and settled” or **“present and settled in the UK”** means that the person concerned is settled in the United Kingdom and, at the time that an application under these Rules is made, is physically present here or is coming here with or to join the applicant and intends to make the UK their home with the applicant if the application is successful.

Where the person concerned is a British Citizen or settled in the UK and is:

> (i) a member of HM Forces serving overseas, or
> (ii) a permanent member of HM Diplomatic Service, or a comparable UK-based staff member of the British Council, the Department for International Development or the Home Office on a tour of duty outside the UK, and the applicant has provided the evidence specified in paragraph 26A of Appendix FM-SE,

then for the purposes of Appendix FM the person is to be regarded as present and settled in the UK, and in paragraphs R-LTRP.1.1.(a) and R-ILRP.1.1.(a) of Appendix FM the words “and their partner must be in the UK” are to be disregarded.

For the purposes of an application as a fiancé(e) or proposed civil partner under paragraphs 289AA to 295 or Appendix FM, an EEA national who holds a document certifying permanent residence issued under the 2006 EEA Regulations is to be regarded as present and settled in the UK.

"**sponsor**" means the person in relation to whom an applicant is seeking leave to enter or remain as their spouse, fiance, civil partner, proposed civil partner, unmarried partner, same-sex partner or dependent relative, as the case may be, under paragraphs 277 to 295O or 317 to 319 or the person in relation to whom an applicant is seeking entry clearance or leave as their partner or dependent relative under Appendix FM.

"overcrowded" means overcrowded within the meaning of the Housing Act 1985, the Housing (Scotland) Act 1987 or the Housing (Northern Ireland) Order 1988 (as appropriate).

"working illegally" means working in breach of conditions of leave or working when in the UK without valid leave where such leave is required.

"in breach of immigration laws" means without valid leave where such leave is required, or in breach of the conditions of leave.

“adequate” and **“adequately”** in relation to a maintenance and accommodation requirement shall mean that, after income tax, national insurance contributions and housing costs have been deducted, there must be available to the family the level of income that would be available to them if the family was in receipt of income support.

"occupy exclusively" in relation to accommodation shall mean that part of the accommodation must be for the exclusive use of the family.

"must not be leading an independent life" "must not be leading an independent life" or "is not leading an independent life" means that the applicant does not have a partner as defined in Appendix FM; is living with their parents (except where they are at boarding school, college or university as part of their full-time education); is not employed full-time (unless aged 18 years or over); is wholly or mainly dependent upon their parents for financial support (unless aged 18 years or over); and is wholly or mainly dependent upon their parents for emotional support. Where a relative other than a parent may act as the sponsor of the applicant, references in this definition to “parents” shall be read as applying to that other relative.

"prohibited degree of relationship" has the same meaning as in the Marriage Act 1949, the Marriage (Prohibited Degrees of Relationship) Act 1986 and the Civil Partnership Act 2004.

"**visa nationals**" are the persons specified in Appendix 1 to these Rules who need a visa for the United Kingdom.

"**non-visa nationals**" are persons who are not specified in Appendix 1 to these Rules.

"**specified national**" is a person specified in Appendix 3 to these Rules who seeks leave to enter the United Kingdom for a period of more than 6 months.

"**employment**" unless the contrary intention appears, includes paid and unpaid employment, paid and unpaid work placements undertaken as part of a course or period of study, self employment and engaging in business or any professional activity.

"**the Human Rights Convention**" means the Convention for the Protection of Human Rights and Fundamental Freedoms, agreed by the Council of Europe at Rome on 4th November 1950 as it has effect for the time being in relation to the United Kingdom.

"**immigration employment document**" means a work permit or any other document which relates to employment and is issued for the purpose of these Rules or in connection with leave to enter or remain in the United Kingdom.

"**Employment as a Doctor in Training**" means employment in a medical post or training programme which has been approved by the Postgraduate Medical Education and Training Board, or employment in a postgraduate training programme in dentistry.

"**these Rules**" means these immigration rules (HC 395) made under section 3(2) of the Immigration Act 1971.

A '**refugee'** is a refugee as defined in regulation 2 of The Refugee or Person in Need of International Protection (Qualification) Regulation 2006.

In part 6A of these Rules, "relevant grant allocation period" means a specified period of time, which will be published by the Secretary of State on the visas and immigration pages of the gov.uk website, during which applications for entry clearance or leave to enter in respect of a particular route may be granted subject to the grant allocation for that period;

In part 6A of these Rules, "grant allocation" means a limit, details of which will be published by the Secretary of State on the visas and immigration pages of the gov.uk website, on the number of grants of entry clearance or leave to enter which may be granted in respect of a particular route during the relevant grant allocation period;

Under Part 6A of these Rules, "**Highly Skilled Migrant**" means a migrant granted leave under paragraphs 135A to 135G of the Rules in force before 30th June 2008.

Under Part 6A of these Rules, "**Highly Skilled Migrant Programme Approval Letter**" means a letter issued by the Home Office confirming that the applicant meets the criteria specified by the Secretary of State for entry to or stay in the UK under the Highly Skilled Migrant Programme.

Under Part 6A of these Rules, "**Innovator**" means a migrant granted leave under paragraphs 210A to 210F of the Rules in force before 30th June 2008.

Under Part 6A of these Rules, "**Participant in the Fresh Talent Working in Scotland Scheme**" means a migrant granted leave under paragraphs 143A to 143F of the Rules in force before 30th June 2008.

Under Part 6A of these Rules, "**Participant in the International Graduates Scheme**" means a migrant granted leave under paragraphs 135O to 135T of the Rules in force before 30th June 2008.

Under Part 6A of these Rules, "**Postgraduate Doctor or Dentist**" means a migrant who is granted leave under paragraphs 70 to 75 of these Rules.

Under Part 6A of these Rules, "**Self-Employed**" means an applicant is registered as self-employed with HM Revenue & Customs, or is employed by a company of which the applicant is a controlling shareholder.

Under Part 6A of these Rules, "**Student**" means a migrant who is granted leave under paragraphs 57 to 62 of these Rules.

Under Part 6A of these Rules, "**Student Nurse**" means a migrant who is granted leave under paragraphs 63 to 69 of these Rules.

Under Part 6A of these Rules, "**Student Re-Sitting an Examination**" means a migrant who is granted leave under paragraphs 69A to 69F of these Rules.

Under Part 6A of these Rules, "**Student Writing-Up a Thesis**" means a migrant who is granted leave under paragraphs 69G to 69L of these Rules.

Under Part 6A of these Rules, "**Work Permit Holder**" means a migrant who is granted leave under paragraphs 128 to 133 of these Rules.

Under Part 6A of these Rules, "**Prospective Student**" means a migrant who is granted leave under paragraphs 82 to 87 of these rules.

Under Part 6A of these Rules, an "**A-rated Sponsor**" is a Sponsor which is recorded as being "A-rated" on the register of licensed Sponsors maintained by the United Kingdom Border Agency.

Under Part 6A and Appendix A of these Rules, a "**B-Rated Sponsor**" is a sponsor which is recorded as being "B-Rated" on the register of licensed sponsors maintained by the United Kingdom Border Agency.

Under Part 6A of these Rules, **"Highly Trusted Sponsor"** means a sponsor which is recorded as being "Highly Trusted" on the register of licensed sponsors maintained by the United Kingdom Border Agency.

Under paragraph 34K of these Rules, a "Premium Sponsor" is a Sponsor which is recorded as holding Premium status on the register of licensed Sponsors maintained by the United Kingdom Border Agency.

Under Part 6A of these Rules, "**Certificate of Sponsorship**" means an authorisation issued by the Secretary of State to a Sponsor in respect of one or more applications, or potential applications, for entry clearance, leave to enter or remain as a Tier 2 migrant or a Tier 5 migrant in accordance with these Rules.

Under Part 6A and Appendix A of these Rules, "**Confirmation of Acceptance for Studies**" means a unique reference number electronically issued by a sponsor via the Sponsor Management System to an applicant for entry clearance, leave to enter or remain as a Tier 4 Migrant in accordance with these Rules.

Under Parts 6A and 9 of these Rules, "**Certificate of Sponsorship Checking Service**" means a computerised interface with the Points Based System computer database which allows a United Kingdom Border Agency caseworker or entry clearance officer assessing a migrant's application for entry clearance, leave to enter or leave to remain to access and review details of the migrant's Certificate of Sponsorship, including details of the migrant's Sponsor, together with details of the job and other details associated with the circumstances in which the Certificate of Sponsorship was issued.

Under Part 6A and Appendix A of these Rules, "**length of the period of engagement"** is the period beginning with the employment start date as recorded on the Certificate of Sponsorship Checking service entry which relates to the Certificate of Sponsorship reference number for which the migrant was awarded points under Appendix A and ending on the employment end date as recorded in the same entry.

Under Part 6A and Appendix A of these Rules, a "**genuine vacancy**" is a vacancy which exists in practice (or would exist in practice were it not filled by the applicant) for a position which:

> (a) requires the jobholder to undertake the specific duties and responsibilities, for the weekly hours and length of the period of engagement, described by the Sponsor in the Certificate of Sponsorship relating to the applicant; and
> (b) does not include dissimilar and/or unequally skilled duties such that the Standard Occupational Classification (SOC) code used by the Sponsor as stated in the Certificate of Sponsorship relating to the applicant is inappropriate.

Under Part 6A and Appendix A of these Rules, working for **"the same employer"** or **"the same Sponsor"** includes working for a different employer or Sponsor in circumstances which constitute a "relevant transfer" under Regulation 3(1) of the Transfer of Undertakings (Protection of Employment) Regulations 2006, or similar protection, provided the worker's duties remain unchanged.

Under Part 6A and Appendix A of these Rules, "**Designated Competent Body"** means an organisation which has been approved by the UK Border Agency to endorse applicants as a Tier 1 (Exceptional Talent) Migrant.

Under Part 6A and Appendix A of these Rules, **"Tier 1 (Exceptional Talent) Unique Reference Number"** means a unique reference number issued for the purposes of managing the Tier 1 (Exceptional Talent) Limit and provided by the UK Border Agency to an applicant prior to making his application as a Tier 1 (Exceptional Talent) Migrant.

For the purpose of para 320(7B) of these Rules "Removal Decision" means (a) a decision to remove in accordance with section 10 of the Immigration and Asylum Act 1999; (b) a decision to remove an illegal entrant by way of directions under paragraphs 8 to 10 of Schedule 2 to the Immigration Act 1971 or (c) a decision to remove in accordance with section 47 of the Immigration, Asylum and Nationality Act 2006. Pending appeal has the same meaning as in section 104 of the nationality, immigration and asylum act 2002.

Under Part 6A of these Rules, "**Confirmation of Acceptance for Studies Checking Service"** means a computerised interface with the Points Based System computer database which allows a United Kingdom Border Agency caseworker or entry clearance officer assessing a migrant's application for entry clearance, leave to enter or leave to remain as a Tier 4 migrant under these Rules to access and review details of the migrant's Confirmation of Acceptance for Studies, including details of the migrant's Sponsor, together with details of the course of study and other

details associated with the circumstances in which the Confirmation of Acceptance for Studies was issued.

Under Part 6A of these Rules, "**Established Entertainer**" means an applicant who is applying for leave to remain as a Tier 2 (General) Migrant or a Tier 2 (Intra-Company Transfer) Migrant in respect of whom the following conditions are satisfied:

(a) the Certificate of Sponsorship Checking Service entry to which the applicant's Certificate of Sponsorship reference number relates, records that the applicant is being sponsored in an occupation which is defined in the United Kingdom Border Agency's Transitional Guidance as being a job in the entertainment sector,

(b) the applicant has, or has previously had, entry clearance, leave to enter or leave to remain in the UK as a Work Permit Holder, and the work permit that led to that grant was issued in the sports and entertainment category to enable him to work in the occupation in which he is, at the date of the application for leave to remain, currently being sponsored,

(c) the applicant's last grant of leave was:

(i) as a Work Permit Holder in the sports and entertainment category, provided the work permit on the basis of which that leave was granted was issued in the sports and entertainment category to enable him to work either in the occupation in which he is, at the date of the current application for leave to remain, currently being sponsored, or in another occupation which is defined in the UK Border Agency's Transitional Guidance as being a job in the entertainment sector, or

(ii) leave to remain as a Tier 2 (General) Migrant or a Tier 2 (Intra-Company Transfer) Migrant, provided (in either case):

(1) he previously had leave as a Work Permit Holder in the sports and entertainment category to work as described in (i) above,
(2) he has not been granted entry clearance in this or any other route since his last grant of leave as a Work Permit Holder, and
(3) his last grant of leave was made to enable him to work either in the occupation in which he is, at the date of the current application for leave to remain, currently being sponsored or in another occupation which is defined in the UK Border Agency's Transitional Guidance as being a job in the entertainment sector,

(d) the Certificate of Sponsorship Checking Service entry to which the applicant's Certificate of Sponsorship reference number relates records:

(i) that the applicant will be paid a salary for the job that is at or above the appropriate entertainments industry rate, as listed in the United Kingdom Border Agency's Transitional Guidance; and

(ii) that before agreeing to employ the applicant, the Sponsor consulted with such bodies as the United Kingdom Border Agency's Transitional Guidance indicates that it should consult with before employing someone in this capacity, and

(e) the applicant has not spent a period of 5 years or more in the UK, beginning with the last grant of entry clearance, as a Qualifying Work Permit Holder, Tier 2 (General) Migrant or Tier 2 (Intra- Company Transfer) Migrant, or in any combination of these.

Under Part 6A of these Rules, "**Qualifying Work Permit Holder**" means a Work Permit Holder who was issued a work permit in the business and commercial or sports and entertainment work permit categories.

Under Part 6A of these Rules, "**Senior Care Worker**" means an applicant who is applying for leave to remain as a Tier 2 (General) Migrant or a Tier 2 (Intra-Company Transfer) Migrant in respect of whom the following conditions are satisfied:

(a) the Certificate of Sponsorship Checking Service entry to which the applicant's Certificate of Sponsorship reference number relates, records that the applicant is being sponsored in an occupation which is defined in the codes of practice for Tier 2 sponsors published by the UK Border Agency as being a Senior Care Worker role,

(b) the applicant's last grant of leave was:

(i) as a Qualifying Work Permit Holder, or

(ii) leave to remain as a Tier 2 (General) Migrant or a Tier 2 (Intra-Company Transfer) Migrant, provided (in either case):

(1) he previously had leave as a Qualifying Work Permit Holder, and

(2) he has not been granted entry clearance in this or any other route since his last grant of leave as a Qualifying Work Permit Holder.

(c) the work permit or Certificate of Sponsorship that led to the last grant of leave was issued to enable the applicant to work as a senior care worker, and

(d) the applicant has not spent a period of 5 years or more in the UK, beginning with the last grant of entry clearance, as a Qualifying Work Permit Holder, Tier 2 (General) Migrant or Tier 2 (Intra- Company Transfer) Migrant, or in any combination of these.

Under Part 6A of these Rules, "**Sponsor**" means the person or Government that the Certificate of Sponsorship Checking Service or Confirmation of Acceptance for Studies Checking Service records as being the Sponsor for a migrant.

Under Part 6A of these Rules, a reference to a "**sponsor licence**" means a licence granted by the Secretary of State to a person who, by virtue of such a grant, is licensed as a Sponsor under Tiers 2, 4 or 5 of the Points Based System.

"In Part 6A and Appendices A and J of these Rules, "**settled worker**" means a person who:

(i) is a national of the UK,

(ii) is a person with a right of residence in accordance with the Immigration (European Economic Area) Regulations 2006 or, except where that person is subject to worker authorisation, the regulations made under section 2 of the European Union (Accessions) Act 2006 in combination with section 2(2) of the European Communities Act 1972 or the regulations made under section 4 of the European Union (Croatian Accession and Irish Protocol) Act 2013,

(iii) is a British overseas territories citizen, except those from Sovereign Base Areas in Cyprus,

(iv) is a Commonwealth citizen with leave to enter or remain granted on the basis of UK Ancestry (paragraphs 186 to 193 of these Rules), or

(v) has settled status in the UK within the meaning of the Immigration Act 1971, as amended by the Immigration and Asylum Act 1999, and the Nationality, Immigration and Asylum Act 2002."

Under Part 6A of these Rules, "**supplementary employment**" means other employment in a job which appears on the Shortage Occupation List in Appendix K, or in the same profession and at the same professional level as that which the migrant is being sponsored to do provided that:

(a) the migrant remains working for the Sponsor in the employment that the Certificate of Sponsorship Checking Service records that the migrant is being sponsored to do,

(b) the other employment does not exceed 20 hours per week and takes place outside of the hours when the migrant is contracted to work for the Sponsor in the employment the migrant is being sponsored to do.

Under part 6A and Appendix A of these Rules, **"overseas higher education institution"** means an institution which holds overseas accreditation confirmed by UK NARIC as offering degree programmes which are equivalent to UK degree level qualifications, and which teach no more than half of a degree programme in the UK as a study abroad programme.

"Business person" means a migrant granted leave under paragraphs 200 to 208 of the Rules in force before 30th June 2008.

"Investor" means a migrant granted leave under paragraphs 224 to 229 of the Rules in force before 30th June 2008.

"Self-employed Lawyer" means a migrant granted entry clearance, or leave to enter or remain, outside the Rules under the concession for Self-employed lawyers that formerly appeared in Chapter 6, Section 1 Annex D of the Immigration Directorate instructions.

" **Points Based System Migrant"** means a migrant applying for or granted leave as a Tier 1 Migrant, a Tier 2 Migrant, a Tier 4 Migrant or a Tier 5 Migrant.

"Tier 1 Migrant" means a migrant who is granted leave as a Tier 1 (Exceptional Talent) Migrant, a Tier 1 (General) Migrant, a Tier 1 (Entrepreneur) Migrant, a Tier 1 (Investor) Migrant, a Tier 1 (Graduate Entrepreneur) Migrant or a Tier 1 (Post-Study Work) Migrant.

"Tier 1 (Exceptional Talent) Migrant" means a migrant who is granted leave under paragraphs 245B to 245BF of these Rules.

"**Tier 1 (General) Migrant"** means a migrant who is granted leave under paragraphs 245C to 245CE of these Rules.

"Tier 1 (Entrepreneur) Migrant" means a migrant who is granted leave under paragraphs 245D to 245DF of these Rules.

"**Tier 1 (Investor) Migrant"** means a migrant who is granted leave under paragraphs 245E to 245EF of these Rules.

"**Tier 1 (Graduate Entrepreneur) Migrant"** means a migrant who is granted leave under paragraphs 245F to 245FB of these Rules in place on or after 6 April 2012.

"Tier 1 (Post-Study Work) Migrant" means a migrant who is granted leave under paragraphs 245F to 245FE of the Rules in place before 6 April 2012.

"Tier 2 Migrant" means a migrant who is granted leave as a Tier 2 (Intra-Company Transfer) Migrant, a Tier 2 (General) Migrant, a Tier 2 (Minister of Religion) Migrant or a Tier 2 (Sportsperson) Migrant.

Tier 2 (Intra-Company Transfer) Migrant" means a migrant granted leave under paragraphs 245G to 245GF of these Rules.

"Tier 2 (General) Migrant" means a migrant granted leave under paragraphs 245H to 245HF of these Rules and who obtains points under paragraphs 76 to 84A of Appendix A.

"Tier 2 (Minister of Religion) Migrant" means a migrant granted leave under paragraphs 245H to 245HF of these Rules and who obtains points under paragraphs 85 to 92 of Appendix A.

"Tier 2 (Sportsperson) Migrant" means a migrant granted leave under paragraphs 245H to 245HF of these Rules and who obtains points under paragraphs 93 to 100 of Appendix A."

"Tier 4 (General) Student" means a migrant granted leave under paragraphs 245ZT to 245ZY of these Rules.

"Tier 4 (Child) Student" means a migrant granted leave under paragraphs 245ZZ to 245ZZD of these Rules.

"Tier 4 Migrant" means a Tier 4 (General) Student or a Tier 4 (Child) Student.

"expected end date of a course leading to the award of a PhD" means the date the PhD is expected to be formally confirmed, by the sponsor, as completed to the standard required for the award of a PhD and recorded on the confirmation of acceptance for studies accompanying the application for leave to remain as a Tier 4 (General) Student on the doctorate extension scheme.

"Tier 5 (Youth Mobility) Temporary Migrant" means a migrant granted leave under paragraphs 245ZI to 245ZL of these Rules.

"Tier 5 (Temporary Worker) Migrant" means a migrant granted leave under paragraphs 245ZM to 245ZS of these Rules.

"Deemed sponsorship status" means that the country or territory is not required to issue its nationals or passport holders with a Certificate of Sponsorship in order to enable a successful application under the Tier 5 Youth Mobility Scheme and is held by a country or territory listed as such at Appendix G of these Rules.

"Tier 5 Migrant" means a migrant who is either a Tier 5 (Temporary Worker) Migrant or a Tier 5 (Youth Mobility) Temporary Migrant.

Under Part 6A of these Rules "**Government Authorised Exchange Scheme"** means a scheme under the Tier 5 (Temporary Worker) Government Authorised Exchange sub-category

which is endorsed by a Government Department in support of Government objectives and provides temporary work in an occupation which appears on the list of occupations skilled to National Qualifications Framework level 3, as stated in the codes of practice for Tier 2 Sponsors published by the UK Border Agency, and where the migrant will be supernumerary.

Under Part 6A of these Rules **"Work Experience Programme"** means work experience including volunteering and job-shadowing, internships and work exchange programmes under a Government Authorised Exchange Scheme.

Under Part 6A of these Rules "**Research Programme"** means research programmes and fellowships under a Government Authorised Exchange Scheme where the migrant is working on a scientific, academic, medical, or government research project/s at either a UK Higher Education Institution or another research institution operating under the authority and/or financial sponsorship of a relevant Government Department."

Under Part 6A of these Rules "**Training Programme"** means a training programme under a Government Authorised Exchange Scheme where the migrant either receives formal, practical training in the fields of science and / or medicine or will be trained by HM Armed Forces or by UK emergency services, or meets the requirements of paragraph 245ZQ(b)(vi)(2) to(4).

Under Part 6A of these Rules “Overseas Government Language Programme” means an overseas Government sponsored professional language development programme under the Government Authorised Exchange Scheme where the migrant delivers language training and participates in a cultural exchange programme that is fully or partially paid for by the overseas government or an organisation affiliated to an overseas government.

Under Part 6A of these Rules, **"Temporary Engagement as a Sports Broadcaster"** means providing guest expert commentary on a particular sporting event."

"Contractual Service Supplier" means a migrant who is granted entry clearance, leave to enter or leave to remain under paragraphs 245ZP(e) and 245ZR(b)(ii)(3) of these Rules on the basis that the circumstances in which such leave is sought engage the United Kingdom's commitments in respect of contractual service suppliers under the relevant provisions of one of the agreements specified in paragraph 111(f)(i) of Appendix A of these Rules.

"Independent Professional" means a migrant who is granted entry clearance, leave to enter or leave to remain under paragraphs 245ZP(e) and 245ZR(b)(ii)(3) of these Rules on the basis that the circumstances in which such leave is sought engage the United Kingdom's commitments in respect of independent professionals under the relevant provisions of one of the agreements specified in paragraph 111(f)(i) of Appendix A of these Rules.

"Jewish Agency Employee" means a migrant granted leave outside of these Rules under the concession that formerly appeared in Chapter 17 Section 5 Part 2 of the Immigration Directorate Instructions.

"Member of the Operational Ground Staff of an Overseas-owned Airline" means a migrant granted leave under paragraphs 178 to 185 of the Rules in force before 27 November 2008.
"Minister of Religion, Missionary or Member of a Religious Order" means a migrant granted leave under paragraphs 170 to 177A of the Rules in force before 27 November 2008.

"Overseas Qualified Nurse or Midwife" means a migrant granted leave under paragraphs 69M to 69R of the Rules in force before 27 November 2008.

"Participant in the Science and Engineering Graduates Scheme" means a migrant granted leave under paragraphs 135O to 135T of the Rules in force before 1 May 2007.

"Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation" means a migrant granted leave under paragraphs 136 to 143 of the Rules in force before 27 November 2008.

"**Student Union Sabbatical Officer**" means a migrant granted leave under paragraphs 87A to 87F of the Rules in force before 27 November 2008.

"**Working Holidaymaker**" means a migrant granted leave under paragraphs 95 to 97 of the Rules in force before 27 November 2008.

A "**visitor**" is a person granted leave to enter or remain in the UK under paragraphs 40-56Z, 75A-M or 82-87 of these Rules.

A "**Business Visitor**" is a person granted leave to enter or remain in the UK under paragraphs 46G-46L, 75A-F or 75G-M of these Rules.

An "**Academic Visitor**" is a person who is from an overseas academic institution or who is highly qualified within his own field of expertise seeking leave to enter the UK to carry out research and associated activities for his own purposes.

A "**Visiting Professor**" is a person who is seeking leave to enter the UK as an academic professor to accompany students who are studying here on Study Abroad Programmes.

A "**Sports Visitor**" is a person granted leave to enter or remain in the UK under paragraphs 46M-46R of these Rules.

An "**Amateur**" is a person who engages in a sport or creative activity solely for personal enjoyment and who is not seeking to derive a living from the activity.

A "**Series of events**" is two or more linked events, such as a tour, or rounds of a competition, which do not add up to a league or a season.

An "**Entertainer Visitor**" is a person granted leave to enter or remain in the UK under paragraphs 46S-46X of these Rules.

A "**Special Visitor**" is a person granted leave for a short-term visit in the following circumstances:

(a) A person granted leave to enter or remain in the UK as a visitor for private medical treatment under paragraphs 51 - 56 of these Rules

(b) A person granted leave to enter or remain in the UK for the purpose of marriage or to enter into civil partnership under paragraphs 56D - 56F of these Rules

(c) A person granted leave to enter or remain in the UK as a Parent of a child at school under paragraphs 56A - 56C of these Rules

(d) A person granted leave to enter or remain in the UK as a Child Visitor under paragraphs 46A - 46F of these Rules

(e) A person granted leave to enter or remain in the UK as a Student Visitor under paragraphs 56K - 56M of these Rules

(f) A person granted leave to enter or remain in the UK as a Prospective Student under paragraphs 82-87 of these Rules

(g) A person granted leave to enter the UK as a Visitor in transit under paragraphs 47 - 50 of these Rules, or

(h) A person granted entry clearance, leave to enter or leave to remain in the UK as a Prospective Entrepreneur under paragraphs 56n - 56Q of these Rules.

"A visitor undertaking permitted paid engagements" is someone who is granted leave to enter under paragraphs 56X- 56Z of these Rules.

"**Writer, Composer or Artist**" means a migrant granted leave under paragraphs 232 to 237 of the Rules in force before 30th June 2008.

In paragraph 320(7B) and paragraph 320(11) of these Rules:

"**Deception**" means making false representations or submitting false documents (whether or not material to the application), or failing to disclose material facts.

"**Illegal Entrant**" has the same definition as in section 33(1) of the Immigration Act 1971.

In paragraph 320(22) and 322(12) of these Rules, and in paragraphs S-EC.2.3., S-LTR.2.3. and S-ILR.2.3. of Appendix FM to these Rules.

"**relevant NHS body**" means

a) in relation to England-

(i) a National Health Service Trust established under section 25 of the National Health Service Act 2006,

(ii) a NHS foundation trust.

b) in relation to Wales-

(i) a Local Health Board established under section 11 of the National Health Service (Wales) Act 2006,

(ii) a National Health Service Trust established under section 18 of the National Health Service (Wales) Act 2006,

(iii) a Special Health Authority established under 22 of the National Health Service (Wales) Act 2006.

c) in relation to Scotland-

(i) a Health Board or Special Health Board established under section 2 of the National Health Service (Scotland) Act 1978 (c. 29),

(ii) the Common Services Agency for the Scottish Health Service established under section 10 of that Act,

(iii) Healthcare Improvement Scotland established under section 10A of that Act.

d) in relation to Northern Ireland-

(i) the Regional Health and Social Care Board established under the Health and Social Care (Reform) Act (Northern Ireland) 2009,

(ii) a Health and Social Care trust established under the Health and Personal Social Services (Northern Ireland) Order 1991 (S.I. 1991/194 (N.I. 1)) and renamed under the Health and Social Care (Reform) Act (Northern Ireland) 2009.

"**relevant NHS regulations**" means

(i) The National Health Service (Charges to Overseas Visitors) (Amendment) (Wales) Regulations 2004 (2004 No 1433);

(ii) The National Health Service (Charges to Overseas Visitors) (Scotland) Regulations 1989 as amended (1989 No 364);

(iii) The Health and Personal Social Services (Provision of Health Services to Persons not Ordinarily Resident) Regulations (Northern Ireland) 2005 (2005 No 551); or

(iv) The National Health Service (Charges to Overseas Visitors) Regulations (2011 No 1556).

“administrative review” means a review conducted in accordance with Appendix AR of these Rules;

“eligible decision” means a decision eligible for administrative review as referred to in paragraph AR3.2 of Appendix AR of these Rules;

“working day” means a business day in the part of the UK in which the applicant resides or (as the case may be) is detained.

6A. For the purpose of these Rules, a person (P) is not to be regarded as having (or potentially having) recourse to public funds merely because P is (or will be) reliant in whole or in part on public funds provided to P's sponsor unless, as a result of P's presence in the United Kingdom, the sponsor is (or would be) entitled to increased or additional public funds (save where such entitlement to increased or additional public funds is by virtue of P and the sponsor's joint entitlement to benefits under the regulations referred to in paragraph 6B).

6B. Subject to paragraph 6C, a person (P) shall not be regarded as having recourse to public funds if P is entitled to benefits specified under section 115 of the Immigration and Asylum Act 1999 by virtue of regulations made under sub-sections (3) and (4) of that section or section 42 of the Tax Credits Act 2002.

6C. A person (P) making an application from outside the United Kingdom will be regarded as having recourse to public funds where P relies upon the future entitlement to any public funds that would be payable to P or to P's sponsor as a result of P's presence in the

United Kingdom, (including those benefits to which P or the sponsor would be entitled as a result of P's presence in the United Kingdom under the regulations referred to in to paragraph 6B)".

Back to top

Immigration Rules
Part 1

General provisions regarding entry clearance, leave to enter or remain in the United Kingdom

Leave to enter the United Kingdom

7. A person who is neither a British citizen nor a Commonwealth citizen with the right of abode nor a person who is entitled to enter or remain in the United Kingdom by virtue of the provisions of the 2006 EEA Regulations requires leave to enter the United Kingdom.

8. Under Sections 3 and 4 of the Immigration Act 1971 an Immigration Officer when admitting to the United Kingdom a person subject to immigration control under that Act may give leave to enter for a limited period and, if he does, may impose all or any of the following conditions:

(i) a condition restricting employment or occupation in the United Kingdom;
(ii) a condition requiring the person to maintain and accommodate himself, and any dependants of his, without recourse to public funds; and
(iii) a condition requiring the person to register with the police.

He may also require him to report to the appropriate Medical Officer of Environmental Health. Under Section 24 of the 1971 Act it is an offence knowingly to remain beyond the time limit or fail to comply with such a condition or requirement.

9. The time limit and any conditions attached will be made known to the person concerned either:

(i) by written notice given to him or endorsed by the Immigration Officer in his passport or travel document; or
(ii) in any other manner permitted by the Immigration (Leave to Enter and Remain) Order 2000.

Exercise of the power to refuse leave to enter the United Kingdom or to cancel leave to enter or remain which is in force

10. The power to refuse leave to enter the United Kingdom or to cancel leave to enter or remain which is already in force is not to be exercised by an Immigration Officer acting on his own. The authority of a Chief Immigration Officer or of an Immigration Inspector must always be obtained.

Suspension of leave to enter or remain in the United Kingdom

10A. Where a person has arrived in the United Kingdom with leave to enter or remain which is in force but which was given to him before his arrival he may be examined by an Immigration Officer under paragraph 2A of Schedule 2 to the Immigration Act 1971. An Immigration Officer examining a person under paragraph 2A may suspend that person's leave to enter or remain in the United Kingdom until the examination is completed.

Cancellation of leave to enter or remain in the United Kingdom

10.B Where a person arrives in the United Kingdom with leave to enter or remain in the United Kingdom which is already in force, an Immigration Officer may cancel that leave.

Requirement for persons arriving in the United Kingdom or seeking entry through the Channel Tunnel to produce evidence of identity and nationality

11. A person must, on arrival in the United Kingdom or when seeking entry through the Channel Tunnel, produce on request by the Immigration Officer:

(i) a valid national passport or other document satisfactorily establishing his identity and nationality; and
(ii) such information as may be required to establish whether he requires leave to enter the United Kingdom and, if so, whether and on what terms leave to enter should be given.

Requirement for a person not requiring leave to enter the United Kingdom to prove that he has the right of abode

12. A person claiming to be a British citizen must prove that he has the right of abode in the United Kingdom by producing either:

(i) a United Kingdom passport describing him as a British citizen or as a citizen of the United Kingdom and Colonies having the right of abode in the United Kingdom; or
(ii) a certificate of entitlement duly issued by or on behalf of the Government of the United Kingdom certifying that he has the right of abode.

13. A person claiming to be a Commonwealth citizen with the right of abode in the United Kingdom must prove that he has the right of abode by producing a certificate of entitlement duly issued to him by or on behalf of the Government of the United Kingdom certifying that he has the right of abode.

14. A Commonwealth citizen who has been given limited leave to enter the United Kingdom may later claim to have the right of abode. The time limit on his stay may be removed if he is able to establish a claim to the right of abode, for example by showing that:

(i) immediately before the commencement of the British Nationality Act 1981 he was a Commonwealth citizen born to or legally adopted by a parent who at the time of the birth had citizenship of the United Kingdom and Colonies by his birth in the United Kingdom or any of the Islands; and
(ii) he has not ceased to be a Commonwealth citizen in the meanwhile.

Common Travel Area

15. The United Kingdom, the Channel Islands, the Isle of Man and the Republic of Ireland collectively form a common travel area. A person who has been examined for the purpose of immigration control at the point at which he entered the area does not normally require leave to enter any other part of it. However certain persons subject to the Immigration (Control of Entry through the Republic of Ireland) Order 1972 (as amended) who enter the United Kingdom through the Republic of Ireland do require leave to enter. This includes:

(i) those who merely passed through the Republic of Ireland;

(ii) persons requiring visas;

(iii) persons who entered the Republic of Ireland unlawfully;
(iv) persons who are subject to directions given by the Secretary of State for their exclusion from the United Kingdom on the ground that their exclusion is conducive to the public good;

(v) persons who entered the Republic from the United Kingdom and Islands after entering there unlawfully or overstaying their leave.

Admission of certain British passport holders

16. A person in any of the following categories may be admitted freely to the United Kingdom on production of a United Kingdom passport issued in the United Kingdom and Islands or the Republic of Ireland prior to 1 January 1973, unless his passport has been endorsed to show that he was subject to immigration control:

(i) a British Dependent Territories citizen;

(ii) a British National (Overseas);

(iii) a British Overseas citizen;

(iv) a British protected person;

(v) a British subject by virtue of Section 30(a) of the British Nationality Act 1981, (who, immediately before the commencement of the 1981 Act would have been a British subject not possessing citizenship of the United Kingdom and Colonies or the citizenship of any other Commonwealth country or territory).

17. British Overseas citizens who hold United Kingdom passports wherever issued and who satisfy the Immigration Officer that they have, since 1 March 1968, been given indefinite leave to enter or remain in the United Kingdom may be given indefinite leave to enter.

Persons outside the United Kingdom

17A. Where a person is outside the United Kingdom but wishes to travel to the United Kingdom an Immigration Officer may give or refuse him leave to enter. An Immigration Officer may exercise these powers whether or not he is, himself, in the United Kingdom. However, an Immigration Officer is not obliged to consider an application for leave to enter from a person outside the United Kingdom.

17B. Where a person having left the common travel area, has leave to enter the United Kingdom which remains in force under article 13 of the Immigration (Leave to Enter and Remain) Order 2000, an Immigration Officer may cancel that leave. An Immigration Officer may exercise these powers whether or not he is, himself, in the United Kingdom. If a person outside the United Kingdom has leave to remain in the United Kingdom which is in force in this way, the Secretary of State may cancel that leave.

Returning Residents

18. A person seeking leave to enter the United Kingdom as a returning resident may be admitted for settlement provided the Immigration Officer is satisfied that the person concerned:

(i) had indefinite leave to enter or remain in the United Kingdom when he last left; and

(ii) has not been away from the United Kingdom for more than 2 years; and

(iii) did not receive assistance from public funds towards the cost of leaving the United Kingdom; and

(iv) now seeks admission for the purpose of settlement.

19. A person who does not benefit from the preceding paragraph by reason only of having been away from the United Kingdom too long may nevertheless be admitted as a returning resident if, for example, he has lived here for most of his life.

19A. Where a person who has indefinite leave to enter or remain in the United Kingdom accompanies, on a tour of duty abroad, a spouse, civil partner, unmarried partner or same-sex partner who is a member of HM Forces serving overseas, or a permanent member of HM Diplomatic Service, or a comparable United Kingdom-based staff member of the British Council, or a staff member of the Department for International Development who is a British Citizen or is settled in the United Kingdom, sub-paragraphs (ii) and (iii) of paragraph 18 shall not apply.

20. The leave of a person whose stay in the United Kingdom is subject to a time limit lapses on his going to a country or territory outside the common travel area if the leave was given for a period of six months or less or conferred by a visit visa. In other cases, leave lapses on the holder remaining outside the United Kingdom for a continuous period of more than two years. A person whose leave has lapsed and who returns after a temporary absence abroad within the period of this earlier leave has no claim to admission as a returning resident. His application to re-enter the United Kingdom should be considered in the light of all the relevant circumstances. The same time limit and any conditions attached will normally be reimposed if he meets the requirements of these Rules, unless he is seeking admission in a different capacity from the one in which he was last given leave to enter or remain.

Non-lapsing leave

20A. Leave to enter or remain in the United Kingdom will usually lapse on the holder going to a country or territory outside the common travel area. However, under article 13 of the Immigration (Leave to Enter and Remain) Order 2000 such leave will not lapse where it was given for a period exceeding six months or where it was conferred by means of an entry clearance (other than a visit visa).

Holders of restricted travel documents and passports

21. The leave to enter or remain in the United Kingdom of the holder of a passport or travel document whose permission to enter another country has to be exercised before a given date may be restricted so as to terminate at least 2 months before that date.

22. If his passport or travel document is endorsed with a restriction on the period for which he may remain outside his country of normal residence, his leave to enter or remain in the United Kingdom may be limited so as not to extend beyond the period of authorised absence.

23. The holder of a travel document issued by the Home Office should not be given leave to enter or remain for a period extending beyond the validity of that document. This paragraph and

paragraphs 21-22 do not apply to a person who is eligible for admission for settlement or to a spouse or civil partner who is eligible for admission under paragraph 282 or to a person who qualifies for the removal of the time limit on his stay.

Leave to enter granted on arrival in the United Kingdom

23A. A person who is not a visa national and who is seeking leave to enter on arrival in the United Kingdom for a period not exceeding 6 months for a purpose for which prior entry clearance is not required under these Rules may be granted such leave, for a period not exceeding 6 months. This paragraph does not apply where the person is a British National (Overseas), a British overseas territories citizen, a British Overseas citizen, a British protected person, or a person who under the British Nationality Act 1981 is a British subject.

23B. A person who is a British National (Overseas), a British overseas territories citizen, a British Overseas citizen, a British protected person, or a person who under the British Nationality Act 1981 is a British subject, and who is seeking leave to enter on arrival in the United Kingdom for a purpose for which prior entry clearance is not required under these Rules may be granted such leave, irrespective of the period of time for which he seeks entry, for a period not exceeding 6 months.

Entry clearance

24. The following must produce to the Immigration Officer a valid passport or other identity document endorsed with a United Kingdom entry clearance issued to him for the purpose for which he seeks entry:

(i) a visa national;

(ii) any other person (other than British Nationals (Overseas), a British overseas territories citizen, a British Overseas citizen, a British protected person or a person who under the British Nationality Act 1981 is a British subject) who is seeking entry for a period exceeding six months or is seeking entry for a purpose for which prior entry clearance is required under these Rules.

Such a person will be refused leave to enter if he has no such current entry clearance. Any other person who wishes to ascertain in advance whether he is eligible for admission to the United Kingdom may apply for the issue of an entry clearance.

25. Entry clearance takes the form of a visa (for visa nationals) or an entry certificate (for non visa nationals). These documents are to be taken as evidence of the holder's eligibility for entry into the United Kingdom, and accordingly accepted as "entry clearances" within the meaning of the Immigration Act 1971.

25A. An entry clearance which satisfies the requirements set out in article 3 of the Immigration (Leave to Enter and Remain) Order 2000 will have effect as leave to enter the United Kingdom. The requirements are that the entry clearance must specify the purpose for which the holder wishes to enter the United Kingdom and should be endorsed with the conditions to which it is subject or wish a statement that it has effect as indefinite leave to enter the United Kingdom. The holder of such an entry clearance will not require leave to enter on arrival in the United Kingdom and, for the purposes of these Rules, will be treated as a person who has arrived in the United Kingdom with leave to enter the United Kingdom which is in force but which was given to him before his arrival.

26. An application for entry clearance will be considered in accordance with the provisions in these Rules governing the grant or refusal of leave to enter. Where appropriate, the term "Entry Clearance Officer" should be substituted for "Immigration Officer".

27. An application for entry clearance is to be decided in the light of the circumstances existing at the time of the decision, except that an applicant will not be refused an entry clearance where entry is sought in one of the categories contained in paragraphs 296-316 *or paragraph EC-C of Appendix FM* solely on account of his attaining the age of 18 years between receipt of his application and the date of the decision on it.

28. An applicant for an entry clearance must be outside the United Kingdom and Islands at the time of the application. An applicant for an entry clearance who is seeking entry as a visitor must apply to a post designated by the Secretary of State to accept applications for entry clearance for that purpose and from that category of applicant. Subject to paragraph 28A, any other application must be made to the post in the country or territory where the applicant is living which has been designated by the Secretary of State to accept applications for entry clearance for that purpose and from that category of applicant. Where there is no such post the applicant must apply to the appropriate designated post outside the country or territory where he is living.

28A (a) An application for entry clearance as a Tier 5 (Temporary Worker) Migrant in the creative and sporting sub-category of Tier 5 may also be made at the post in the country or territory where the applicant is situated at the time of the application, provided that:

(i) the post has been designated by the Secretary of State to accept applications for entry clearance for that purpose and from that category of applicant,

(ii) the applicant is in that country or territory for a similar purpose to the activity he proposes to undertake in the UK, and

(iii) the applicant is able to demonstrate to the Entry Clearance Officer that he has authority to be living in that country or territory in accordance with its immigration laws. Those applicants who are known to the authorities of that country or territory but who have not been given permission to live in that country or territory will not be eligible to make an application.

(b) An application for entry clearance as a Tier 1 (Exceptional Talent) Migrant or as a Tier 5 (Youth Mobility Scheme) Temporary Migrant may also be made at the post in the country or territory where the applicant is situated at the time of the application, provided that:

(i) the post has been designated by the Secretary of State to accept applications for entry clearance for that purpose and from that category of applicant, and

(ii) the applicant is able to demonstrate to the Entry Clearance Officer that he has authority to be living in that country or territory in accordance with its immigration laws and that when he was given authority to live in that country or territory he was given authority to live in that country or territory for a period of more than 6 months. Those applicants who are known to the authorities of that country or territory but who have not been given permission to live in that country or territory will not be eligible to make an application.

29. For the purposes of paragraph 28 "post" means a British Diplomatic Mission, British Consular post or the office of any person outside the United Kingdom and Islands who has

been authorised by the Secretary of State to accept applications for entry clearance. A list of designated posts is published by the Foreign and Commonwealth Office.

30. An application for an entry clearance is not made until any fee required to be paid under the Consular Fees Act 1980 (including any Regulations or Orders made under that Act) has been paid.

30A. An entry clearance may be revoked if the Entry Clearance Officer is satisfied that:

(i) whether or not to the holder's knowledge, false representations were employed or material facts were not disclosed, either in writing or orally, for the purpose of obtaining the entry clearance; or

(ii) a change of circumstances since the entry clearance was issued has removed the basis of the holder's claim to be admitted to the United Kingdom, except where the change of circumstances amounts solely to his exceeding the age for entry in one of the categories contained in paragraphs 296-316 of these Rules since the issue of the entry clearance; or

(iii) the holder's exclusion from the United Kingdom would be conducive to the public good.

30B. An entry clearance shall cease to have effect where the entry clearance has effect as leave to enter and an Immigration Officer cancels that leave in accordance with paragraph 2A(8) of Schedule 2 to the Immigration Act 1971.

30C. An Immigration Officer may cancel an entry clearance which is capable of having effect as leave to enter if the holder arrives in the United Kingdom before the day on which the entry clearance becomes effective or if the holder seeks to enter the United Kingdom for a purpose other than the purpose specified in the entry clearance.

Variation of leave to enter or remain in the United Kingdom

31. Under Section 3(3) of the 1971 Act a limited leave to enter or remain in the United Kingdom may be varied by extending or restricting its duration, by adding, varying or revoking conditions or by removing the time limit (where upon any condition attached to the leave ceases to apply). When leave to enter or remain is varied an entry is to be made in the applicant's passport or travel document (and his registration certificate where appropriate) or the decision may be made known in writing in some other appropriate way.

31A. Where a person has arrived in the United Kingdom with leave to enter or remain in the United Kingdom which is in force but was given to him before his arrival, he may apply, on arrival at the port of entry in the United Kingdom, for variation of that leave. An Immigration Officer acting on behalf of the Secretary of State may vary the leave at the port of entry but is not obliged to consider an application for variation made at the port of entry. If an Immigration Officer acting on behalf of the Secretary of State has declined to consider an application for variation of leave at a port of entry but the leave has not been cancelled under paragraph 2A(8) of Schedule 2 to the Immigration Act 1971, the person seeking variation should apply to the Home office under paragraph 32.

32. DELETED

33. DELETED

33A. Where a person having left the common travel area, has leave to enter or remain in the United Kingdom which remains in force under article 13 of the Immigration (Leave to Enter and Remain) Order 2000., his leave may be varied (including any condition to which it is subject in such form and manner as permitted for the giving of leave to enter. However, the Secretary of State is not obliged to consider an application for variation of leave to enter or remain from a person outside the United Kingdom.

33B-33G DELETED

Specified forms and procedures for applications or claims in connection with immigration

A34. An application for leave to remain in the United Kingdom under these Rules must be made either by completing the relevant online application process in accordance with paragraph A34 (iii) or by using the specified application form in accordance with paragraphs 34A to 34D.

(i) "The relevant online application process" means the application process accessible via the visas and immigration pages of the gov.uk website and identified there as relevant for applications for leave to remain for the immigration category under which the applicant wishes to apply.

(ii) "Specified" in relation to the relevant online application process means specified in the online guidance accompanying that process.

(iii) When the application is made via the relevant online application process:

(a) any specified fee in connection with the application must be paid in accordance with the method specified;

(b) if the online application process requires the applicant to provide biometric information that information must be provided as specified;

(c) if the online application process requires supporting documents to be submitted by post then any such documents specified as mandatory must be submitted in the specified manner within 15 working days of submission of the online application;

(d) if the online application process requires the applicant to make an appointment to attend a public enquiry office of the United Kingdom Border Agency the applicant must, within 45 working days of submission of the online application, make and attend that appointment; and comply with any specified requirements in relation to the provision of biometric information and documents specified as mandatory.

34. An application form is specified when:

(i) it is posted on the visas and immigration pages of the gov.uk website,

(ii) it is marked on the form that it is a specified form for the purpose of the immigration rules,

(iii) it comes into force on the date specified on the form and/or in any accompanying announcement.

34A. Where an application form is specified, the application or claim must also comply with the following requirements:

(i) Subject to paragraph A34 the application or claim must be made using the specified form,

(ii) any specified fee in connection with the application or claim must be paid in accordance with the method specified in the application form, separate payment form and/or related guidance notes, as applicable,

(iii) any section of the form which is designated as mandatory in the application form and/or related guidance notes must be completed as specified,

(iv) if the application form and/or related guidance notes require the applicant to provide biometric information, such information must be provided as specified,

(v) an appointment for the purposes stated in subparagraph (iv) must be made and must take place by the dates specified in any subsequent notification by the Secretary of State following receipt of the application, or as agreed by the Secretary of State,

(vi) where the application or claim is made by post or courier, or submitted in person:

(a) the application or claim must be accompanied by the photographs and documents specified as mandatory in the application form and/or related guidance notes,

(ab) those photographs must be in the same format specified as mandatory in the application form and/or related guidance notes, and

(b) the form must be signed by the applicant, and where applicable, the applicant's spouse, civil partner, same-sex partner or unmarried partner, save that where the applicant is under the age of eighteen, the form may be signed by the parent or legal guardian of the applicant on his behalf,

34B. Where an application form is specified, it must be sent by prepaid post to the Home Office at the address specified on the application form for such purposes, or submitted in person at a Home Office premium service centre. Application types permitted in person at a Home Office premium service centre are listed on the visa and immigration pages of the gov.uk website.

(i) an application may be sent by courier to the Home Office at the address specified on the application form for such purposes if it is an application for:

(a) limited or indefinite leave to remain as a sole representative, retired person of independent means or as a Tier 1 Migrant or Tier 2 Migrant;
(b) limited leave to remain for work permit employment, as a seasonal agricultural worker, for the purpose of employment under the Sectors-Based Scheme.
(c) Indefinite leave to remain as a businessperson, investor or innovator, or
(d) limited leave to remain as a Tier 5 (Temporary Worker) Migrant.

(ii) an applicant may submit an application online where this option is available on the visas and immigration pages of the gov.uk website

(iii) an application may not be sent by pre-paid post, and must be made online, if it is an application for a Tier 2, Tier 4 or Tier 5 (Temporary Worker) sponsorship licence.

34C. Where an application or claim in connection with immigration for which an application form is specified does not comply with the requirements in paragraph 34A, or where an application for leave to remain in the United Kingdom is made by completing the relevant online application process, and does not comply with the requirements of paragraph A34(iii), the following provisions apply:

(a) Subject to sub-paragraph (b), the application will be invalid if it does not comply with the relevant requirements of A34(iii) or 34A, as applicable, and will not be considered. Notice of invalidity will be given in writing and deemed to be received on the date it is given, except where it is sent by post, in which case it will be deemed to be received on the second day after it was posted excluding any day which is not a business day, unless the contrary is proved.

(b) The decision maker may contact the applicant or their representative in writing and give the applicant a single opportunity to correct any omission or error which renders the application invalid. The amended application and/or any requested documents must be received at the address specified in the request within 10 business days of the date on which the request was sent.

34D. Where the main applicant wishes to include applications or claims by any members of his family as his dependants on his own application form, the applications or claims of the dependants must meet the following requirements or they will be invalid and will not be considered:

(i) the application form must expressly permit the applications or claims of dependants to be included, and
(ii) such dependants must be:
(a) the spouse, civil partner, unmarried or same-sex partner of the main applicant; and/or
(b) children of the main applicant aged under 18; and/or
(c) where permitted by the Rules for the immigration category under which the applicant wishes to apply, any dependants of the main applicant aged 18 or over.

Variation of Applications or Claims for Leave to Remain

34E. If a person wishes to vary the purpose of an application or claim for leave to remain in the United Kingdom and an application form is specified for such new purpose or paragraph A34 applies, the variation must comply with the requirements of paragraph 34A or paragraph A34 (as they apply at the date the variation is made) as if the variation were a new application or claim, or the variation will be invalid and will not be considered.

34F. Any valid variation of a leave to remain application will be decided in accordance with the immigration rules in force at the date such variation is made.

Determination of the date of an application or claim (or variation of an application or claim) in connection with immigration

34G. For the purposes of these rules, the date on which an application or claim (or a variation in accordance with paragraph 34E) is made is as follows:

(i) where the application form is sent by post, the date of posting,

(ii) where the application form is submitted in person, the date on which it is accepted by a Home Office premium service centre,

(iii) where the application form is sent by courier, the date on which it is delivered to the Home Office, or

(iv) where the application is made via the online application process, on the date on which the online application is submitted.

34H. Applications or claims for leave to remain made before 29 February 2008 for which a form was prescribed prior to 29 February 2008 shall be subject to the forms and procedures as in force on the date on which the application or claim was made.

34I. Where an application or claim is made no more than 21 days after the date on which a form is specified under the immigration rules and on a form that was permitted for such application or claim immediately prior to the date of such specification, the application or claim shall be deemed to have been made on the specified form.

Withdrawn applications or claims for leave to remain in the United Kingdom

34J. Where a person whose application or claim for leave to remain is being considered requests the return of his passport for the purpose of travel outside the common travel area, the application for leave shall, provided it has not already been determined, be treated as withdrawn as soon as the passport is returned in response to that request.

34K. Paragraph 34J does not apply to an applicant who is applying as a Tier 2 Migrant or a Tier 5 Migrant and whose application is supported by a Certificate of Sponsorship from a Premium Sponsor.

Specified forms and procedures in connection with applications for administrative review

Notice of an eligible decision

34L. (1) Unless sub-paragraph (2) applies, written notice must be given to a person of any eligible decision. The notice given must:

(a) include or be accompanied by a statement of reasons for the decision to which it relates, and

(b) include information on how to apply for an administrative review and the time limit for making an application.

(2) Sub-paragraph (1) does not apply where the eligible decision is a grant of leave to remain.

Making an application

34M. (1) Unless sub-paragraph (2) applies only one valid application for administrative review may be made in respect of an eligible decision.

(2) A further application for administrative review in respect of an eligible decision may be made where the outcome of the administrative review is as set out in paragraph AR2.2(d) of Appendix AR of these Rules.

34N. An application for administrative review must be made in accordance with the requirements set out in paragraphs 34O to 34S. If it is not it will be invalid and will not be considered.

34O. The application must be made in accordance with paragraph 34U or paragraph 34V.

34P. The application must be made in relation to an eligible decision.

34Q. The application must be made while the applicant is in the UK.

34R. (1) The application must be made:

(a) where the applicant is not detained, no more than 14 calendar days after receipt by the applicant of the notice of the eligible decision; or

(b) where the applicant is in detention under the Immigration Acts, no more than 7 calendar days after receipt by the applicant of the notice of the eligible decision.

(2) But the application may be accepted out of time if the Secretary of State is satisfied that it would be unjust not to waive the time limit and the application was made as soon as reasonably practicable.

(3) For the purposes of this paragraph, where notice of the eligible decision is sent by post to an address in the UK, it is deemed to have been received, unless the contrary is shown, on the second working day after the day on which it was posted.

(4) For provision about when an application is made see paragraph 34W.

34S. An application may only include an application on behalf of a dependant of the applicant if that dependant was also a dependant on the application which resulted in the eligible decision.

Notice of invalidity

34T.(1) A notice informing an applicant that their application is invalid will be given in writing (which includes, where an email address has been provided for correspondence, by electronic mail).

(2) A notice of invalidity is deemed to have been received, unless the contrary is shown:

(a) where it is sent by post, on the second working day after the day on which it was posted;

(b) where it is sent by electronic mail, on the day on which it is sent; and

(c) where it is given in person, on the day on which it is given.

Online applications for administrative review

34U. (1) In this paragraph:

"the relevant online application process" means the application process accessible via the gov.uk website and identified there as relevant for applications for administrative review; and

"specified" in relation to the relevant online application process means specified in the online guidance accompanying that process.

(2) An application may be made online by completing the relevant online application process.

(3) Where an application is made online:

(a) any specified fee in connection with the application must be paid in accordance with the method specified;

(b) any section of the online application which is designated as mandatory must be completed as specified; and

(c) documents specified as mandatory on the online application or in the related guidance must be submitted either electronically with the online application and in the specified manner, where this is permitted, or received by post and in the specified manner no more than 7 working days after the day on which the online application is submitted.

Postal applications for administrative review

34V. (1) An application may be made by post or courier in accordance with this paragraph.

(2) Where an application is made by post or courier:

(a) it must be made on the application form as specified within the meaning of paragraph 34 (but see paragraph 34Y);

(b) any specified fee in connection with the application must be paid in accordance with the method specified in the application form, separate payment form or related guidance notes (as applicable);

(c) any section of the application form which is designated as mandatory in the form itself or related guidance notes must be completed;

(d) the form must be signed by the applicant or their representative;

(e) the application must be accompanied by the documents specified as mandatory in the application form or related guidance notes; and

(f) the application must be sent to the address specified on the form.

Determining the date of an application

34W. (1) An application for administrative review is made:

(a) where it is made by post in accordance with paragraph 34V, on the marked date of posting;

(b) where it is made by courier in accordance with paragraph 34V, on the date on which it is delivered; and

(c) where it is made online in accordance with paragraph 34U, on the date on which it is submitted.

(2) Accepting an application has been made does not mean that it is accepted as being valid.

Withdrawal of applications

34X. (1) An application which has not been determined will be treated as withdrawn if the applicant requests the return of their passport for the purpose of travel outside the UK.

(2) An application which may only be brought from within the UK and which has not been determined will be treated as withdrawn if the applicant leaves the UK.

(3) The application for administrative review may be withdrawn by the applicant. A request to withdraw an application must be made in writing to the Home Office at the address provided for that purpose on the visas and immigration pages of the gov.uk website. The application will be treated as withdrawn on the date on which the request is received.

Transitional arrangements for specified forms used in postal and courier applications

34Y. Where an application is made no more than 21 days after the date on which a form is specified (within the meaning of paragraph 34) and on a form that was specified immediately prior to the date of the new specification, the application is deemed to have been made on the specified form (and is therefore not to be treated as invalid by reason only of being made on the "wrong" form).

Undertakings

35. A sponsor of a person seeking leave to enter or remain in the United Kingdom may be asked to give an undertaking in writing to be responsible for that person's maintenance, accommodation and (as appropriate) personal care for the period of any leave granted, including any further variation or for a period of 5 years from date of grant where indefinite leave to enter or remain is granted. Under the Social Security Administration Act 1992 and the Social Security Administration (Northern Ireland) Act 1992, the Department of Social Security or, as the case may be, the Department of Health and Social Services in Northern Ireland, may seek to recover from the person giving such an undertaking any income support paid to meet the needs of the person in respect of whom the undertaking has been given. Under the Immigration and Asylum Act 1999 the Home Office may seek to recover from the person giving such an undertaking amounts attributable to any support provided under section 95 of the Immigration and Asylum Act 1999 (support for asylum seekers) to, or in respect of, the person in respect of whom the undertaking has been given. Failure by the sponsor to maintain that person in accordance with the undertaking, may also be an offence under section 105 of the Social Security Administration Act 1992 and/or under section 108 of the Immigration and Asylum Act 1999 if, as a consequence, asylum support and/or income support is provided to, or in respect of, that person.

Medical

36. A person who intends to remain in the United Kingdom for more than 6 months should normally be referred to the Medical Inspector for examination. If he produces a medical certificate he should be advised to hand it to the Medical Inspector. Any person seeking entry who mentions health or medical treatment as a reason for his visit, or who appears not to be in good mental or physical health, should also be referred to the Medical Inspector; and the Immigration Officer has discretion, which should be exercised sparingly, to refer for examination in any other case.

37. Where the Medical Inspector advises that a person seeking entry is suffering from a specified disease or condition which may interfere with his ability to support himself or his dependants, the Immigration Officer should take account of this, in conjunction with other factors, in deciding whether to admit that person. The Immigration Officer should also take account of the Medical Inspector's assessment of the likely course of treatment in deciding whether a person seeking entry for private medical treatment has sufficient means at his disposal.

38. A returning resident should not be refused leave to enter or have existing leave to enter or remain cancelled on medical grounds. But where a person would be refused leave to enter or have existing leave to enter or remain cancelled on medical grounds if he were not a returning resident or in any case where it is decided on compassionate grounds not to exercise the power to refuse leave to enter or to cancel existing leave to enter or remain, or in any other case where the Medical Inspector so recommends, the Immigration Officer should give the person concerned a notice requiring him to report to the Medical Officer of Environmental Health designated by the Medical Inspector with a view to further examination and any necessary treatment.

A39. Any person from a country listed in Appendix T Part 1 making an application for entry clearance to come to the UK for more than six months or as a fiance(e) or proposed civil partner applying for leave to enter under Section EC-P:Entry clearance as a partner under Appendix FM or leave to enter under paragraphs 290-291 in Part 8 of these Rules, must present, at the time of application, a valid medical certificate issued by a medical practitioner listed in Appendix T Part 2 confirming that they have undergone screening for active pulmonary tuberculosis and that this tuberculosis is not present in the applicant.

B39. Applicants seeking leave to enter as a returning resident under paragraph 19 of these rules, having been absent from the United Kingdom for more than two years are also subject to the requirements in paragraph A39.

39. The Entry Clearance Officer has the same discretion as an Immigration Officer to refer applicants for entry clearance for medical examination and the same principles will apply to the decision whether or not to issue an entry clearance.

Students

39A. An application for a variation of leave to enter or remain made by a student who is sponsored by a government or international sponsorship agency may be refused if the sponsor has not given written consent to the proposed variation.

Specified documents

39B. (a) Where these Rules state that specified documents must be provided, that means documents specified in these Rules as being specified documents for the route under which the applicant is applying. If the specified documents are not provided, the applicant will not meet the requirement for which the specified documents are required as evidence.

(b) Where these Rules specify documents that are to be provided, those documents are considered to be specified documents, whether or not they are named as such, and as such are subject to the requirements in (c) to (f) below.

(c) If the Entry Clearance Officer or Secretary of State has reasonable cause to doubt the genuineness of any document submitted by an applicant which is, or which purports to be, a specified document under these Rules, and having taken reasonable steps to verify the document is unable to verify that it is genuine, the document will be discounted for the purposes of this application.

(d) Specified documents must be originals, not copies, except where stated otherwise.

(e) Specified documents must contain, or the applicant must provide, full contact details to allow each document to be verified.

(f) Where any specified documents provided are not in English or Welsh, the applicant must provide the original and a full translation that can be independently verified by the Entry Clearance Officer, Immigration Officer or the Secretary of State.

The translation must be dated and include:

(i) confirmation that it is an accurate translation of the original document;

(ii) the full name and original signature of the translator or an authorised official of the translation company;

(iii) the translator or translation company's contact details; and

(iv) if the applicant is applying for leave to remain or indefinite leave to remain, certification by a qualified translator and details of the translator or translation company's credentials.

Indefinite leave to enter or remain

39C (a) An applicant for indefinite leave to enter or remain must, unless the applicant provides a reasonable explanation, comply with any request made by the Secretary of State to attend an interview.

b) If the decision-maker has reasonable cause to doubt (on examination or interview or on any other basis) that any document submitted by an applicant for the purposes of satisfying the requirements of Appendix KoLL of these Rules was genuinely obtained, that document may be discounted for the purposes of the application.

c) Where sub-paragraph (b) applies, the decision-maker may request the applicant to provide additional evidence of knowledge of the English language and/or knowledge about life in the UK (as set out in paragraphs 3.2(b)(ii) and 3.3 of Appendix KoLL) for

the purposes of demonstrating sufficient knowledge of the English language requirement and sufficient knowledge about life in the United Kingdom in accordance with Appendix KoLL.

d) A decision-maker may decide not to request evidence under sub-paragraph (c) where the decision-maker does not anticipate that the supply of that evidence will lead to a grant of leave to enter or remain in the United Kingdom because the application may be refused for other reasons.

Back to top

Immigration Rules
Part 2

Persons seeking to enter or remain in the United Kingdom for visits

This is a consolidated version of the current Immigration Rules.

Visitors

Requirement for leave to enter as a general visitor

40. For the purposes of paragraphs 41-46 a general visitor includes a person living and working outside the United Kingdom who comes to the United Kingdom as a tourist. A person seeking leave to enter the United Kingdom as a Business Visitor, which includes Academic Visitors, must meet the requirements of paragraph 46G. A person seeking entry as a Sports Visitor must meet the requirements of paragraph 46M. A person seeking entry as an Entertainer Visitor must meet the requirements of paragraph 46S. A visitor seeking leave to enter for the purposes of marriage or to enter into a civil partnership must meet the requirements of paragraph 56D. A person seeking entry to study as a student visitor must meet the requirements of paragraph 56K.

41. The requirements to be met by a person seeking leave to enter the United Kingdom as a general visitor are that he:

(i) is genuinely seeking entry as a general visitor for a limited period as stated by him, not exceeding 6 months or not exceeding 12 months in the case of a person seeking entry to accompany an academic visitor (as their child, spouse or partner), provided in the latter case the visitor accompanying the academic visitor has entry clearance; and

(ii) intends to leave the United Kingdom at the end of the period of the visit as stated by him; and does not intend to live for extended periods in the United Kingdom through frequent or successive visits; and

(iii) does not intend to take employment in the United Kingdom; and

(iv) does not intend to produce goods or provide services within the United Kingdom, including the selling of goods or services direct to members of the public; and

(v) Save to the extent provided by paragraph 43A, does not intend to undertake a course of study; and

(vi) will maintain and accommodate himself and any dependants adequately out of resources available to him without recourse to public funds or taking employment; or will, with any dependants, be maintained and/or accommodated adequately by relatives or friends who can demonstrate they are able and intend to do so, and are legally present in the United Kingdom, or will be at the time of their visit; and

(vii) can meet the cost of the return or onward journey; and

(viii) is not a child under the age of 18.

(ix) does not intend to do any of the activities provided for in paragraphs 46G (iii), 46M (iii) or 46S (iii); and

(x) does not, during his visit, intend to marry or form a civil partnership, or to give notice of marriage or civil partnership; and

(xi) does not intend to receive private medical treatment during his visit; and

(xii) is not in transit to a country outside the common travel area.

(xiii) where he is seeking leave to enter as a general visitor to take part in archaeological excavations, provides a letter from the director or organiser of the excavation stating the length of their visit and, where appropriate, what arrangements have been made for their accommodation and maintenance.".

41A. The requirements to be met by a person seeking leave to enter the United Kingdom as a general visitor who is acting as an organ donor, or is to be assessed as a suitable organ donor, are that the person:

(a) meets the requirements in paragraph 41 (i) to (xii); and

(b) genuinely intends to donate an organ, or be assessed as a suitable organ donor to an identified recipient in the UK, with whom the visitor has a genetic or pre-existing emotional relationship; and

(c) is confirmed as a donor match to the identified recipient through medical tests, or is undergoing further tests to be assessed as a potential donor to the intended recipient; and

(d) provides a letter, dated no more than three months prior to the person's intended date of arrival in the UK, from either:

(i) the lead nurse or coordinator of the UK's NHS Trust's Living Donor Kidney Transplant team; or

(ii) a UK registered medical practitioner who holds an NHS consultant post or who appears in the Specialist Register of the General Medical Council; which:

(aa) confirms that the visitor meets the requirements in subparagraphs (b) and (c); and

(bb) confirms when and where the planned organ transplant or medical tests will take place; and

(e) can demonstrate, if required to do so, that the identified recipient is legally present in the United Kingdom or will be at the time of the visitor's planned organ transplant

Leave to enter as a general visitor

42. A person seeking leave to enter to the United Kingdom as a general visitor may be admitted for a period not exceeding 6 months, or not exceeding 12 months in the case of a person

accompanying an academic visitor (as their child, spouse or partner), subject to a condition prohibiting employment and recourse to public funds, provided the Immigration Officer is satisfied that each of the requirements of paragraph 41 is met.

Refusal of leave to enter as a general visitor

43. Leave to enter as a general visitor is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 41 is met.

Permitted study as a general visitor

43A. (1) A person who has been granted leave to enter the United Kingdom under paragraph 42 may undertake a course of study to the extent permitted by this paragraph.

(2) A course of study is permitted under this paragraph if it-

(a) does not exceed 30 days in duration (either alone or taken together with any other course and whether continuous or otherwise); and

(b) is a recreational course; but

(c) is not an English language course.

(3) A course of study is also permitted under this paragraph if it-

(a) does not exceed 30 days in duration (either alone or taken together with any other course and whether continuous or otherwise); and

(b) is provided by an institution which is-

(i) the holder of a Sponsor licence for Tier 4 of the Points-Based System,

(ii) the holder of valid accreditation from Accreditation UK, the Accreditation Body for Language Services (ABLS), the British Accreditation Council (BAC), or the Accreditation Service for International Colleges (ASIC),

(iii) the holder of a valid and satisfactory full institutional inspection, review or audit by the Bridge Schools Inspectorate, the Education and Training Inspectorate, Estyn, Education Scotland, the Independent Schools Inspectorate, Office for Standards in Education, the Quality Assurance Agency for Higher Education, the Schools Inspection Service or the Education and Training Inspectorate Northern Ireland, or

(iv) an overseas higher education institution offering only part of its programmes in the United Kingdom, holding its own national accreditation and offering programmes that are an equivalent level to a United Kingdom degree.

(4) For the purposes of this paragraph a "recreational course" is one which a person undertakes purely for leisure purposes.

Requirements for an extension of stay as a general visitor

44. Six months is the maximum permitted leave which may be granted to a general visitor. The requirements for an extension of stay as a general visitor are that the applicant:

(i) meets the requirements of paragraph 41 (ii)-(vii) and (ix)-(xii); and

(ii) has not already spent, or would not as a result of an extension of stay spend, more than 6 months in total in the United Kingdom or not more than 12 months in the case of a person accompanying an academic visitor as a general visitor. Any periods spent as a child visitor are to be counted as a period spent as a general visitor; and

(iii) has, or was last granted, entry clearance, leave to enter or leave to remain as a general visitor or as a child visitor; and

(iv) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as a general visitor

45. An extension of stay as a general visitor may be granted, subject to a condition prohibiting employment and recourse to public funds, provided the Secretary of State is satisfied that each of the requirements of paragraph 44 is met.

Refusal of extension of stay as a general visitor

46. An extension of stay as a general visitor is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 44 is met.

Child visitors

Requirements for leave to enter as a child visitor

46A. (1) The requirements to be met by a person seeking leave to enter the United Kingdom as a child visitor are that the applicant:

(i) is genuinely seeking entry as a child visitor for a limited period as stated, not exceeding 6 months or not exceeding 12 months to accompany an academic visitor, provided in the latter case the applicant has entry clearance; and

(ii) meets the requirements of paragraph 41 (ii)-(iv), (vi)-(vii) and (x)-(xii); and

(iii) is under the age of 18; and

(iv) can demonstrate that suitable arrangements have been made for their travel to, and reception and care in the United Kingdom; and;

(v) has a parent or guardian in their home country or country of habitual residence who is responsible for their care and who confirms that they consent to the arrangements for the applicant's travel, reception and care in the United Kingdom; and

(vi) if a visa national:

(a) the applicant holds a valid United Kingdom entry clearance for entry as an accompanied child visitor and is travelling in the company of the adult identified on

the entry clearance, who is on the same occasion being admitted to the United Kingdom; or

(b) the applicant holds a valid United Kingdom entry clearance for entry as an unaccompanied child visitor; and

(via) except to the extent permitted by sub-paragraph (viii), does not intend to study at a maintained school; and

(vii) if the applicant has been accepted for or intends to follow a course of study, this is to be provided by an institution which is outside the maintained sector and is:

(a) the holder of a Sponsor Licence for Tier 4 of the Points Based System, or

(b) the holder of valid accreditation from Accreditation UK; the Accreditation Body for Language Services (ABLS); the British Accreditation Council (BAC) or the Accreditation Service for International Colleges (ASIC), or

(c) the holder of a valid and satisfactory full institutional inspection, review or audit by one of the following bodies: the Bridge Schools Inspectorate; the Education and Training Inspectorate; Estyn; Education Scotland; the Independent Schools Inspectorate; Office for Standards in Education; the Schools Inspection Service or the Education and Training Inspectorate Northern Ireland.

(viii) if the applicant is undertaking an exchange or educational visit only, this is to be provided by one of the following schools:

(a) For England and Wales, maintained schools as defined under section 20(7) of the School Standards and Framework Act 1998; non-maintained special schools approved under section 342 of the Education Act 1996; independent schools as defined under section 463 of the Education Act 1996 and registered independent schools entered on the register of independent schools maintained under section 158 of the Education Act 2002; academies as defined in section 1(10) of the Academies Act 2010; city technology colleges and city colleges for technology of the arts as established under the Education Act 1996 and treated as academies under section 15(4) of the Academies Act.

(b) For Scotland, public schools, grant-aided schools and independent fee paying schools as defined under Section 135 of the Education (Scotland) Act 1980.

(c) For Northern Ireland, grant-aided schools as defined under Articles 10 and 11 of and Schedules 4 to 7 to the Education and Libraries (NI) Order in Council 1986; grant maintained integrated schools as defined under Article 69 of and Schedule 5 to the Education Reform (NI) Order 1989; independent fee paying schools as defined under Article 38 of the Education and Libraries (NI) Order 1986.

(2) In sub-paragraph (1)(via) a "maintained school" is one which provides free education and is primarily funded from public funds.

Leave to enter as a child visitor

46B. An applicant seeking leave to enter the United Kingdom as a child visitor may be admitted for a period not exceeding 6 months, or not exceeding 12 months in the case of a child visitor accompanying an academic visitor subject to a condition prohibiting employment and recourse

to public funds, providing that the Immigration Officer is satisfied that each of the requirements of paragraph 46A is met.

Refusal of leave to enter as a child visitor

46C. Leave to enter as a child visitor is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 46A is met.

Requirements for an extension of stay as a child visitor

46D. Six months is the maximum permitted leave which may be granted to a child visitor. The requirements for an extension of stay as a child visitor are that the applicant:

(i) meets the requirements of paragraph 41 (ii) - (vii) and (x) -(xii); and

(ii) is under the age of 18; and

(iii) can demonstrate that there are suitable arrangements for his care in the United Kingdom; and

(iv) as a parent or guardian in his home country or country of habitual residence who is responsible for his care, and who confirms that they consent to the arrangements for the applicant's travel, reception and care in the United Kingdom; and

(v) has not already spent, or would not as a result of an extension of stay spend, more than 6 months in total in the United Kingdom, or not more than 12 months in the case of a child visitor accompanying an academic visitor, as a child visitor; and

(vi) has, or was last granted, entry clearance, leave to enter or leave to remain as a child visitor; and

(vii) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as a child visitor

46E. An extension of stay as a child visitor may be granted, subject to a condition prohibiting employment and recourse to public funds, provided the Secretary of State is satisfied that each of the requirements of paragraph 46D is met.

Refusal of extension of stay as a child visitor

46F. An extension of stay as a child visitor is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 46D is met.

Business Visitors

Requirements for leave to enter as a Business Visitor

46G. The requirements to be met by a person seeking leave to enter the United Kingdom as a business visitor are that he:

(i) is genuinely seeking entry as a Business Visitor for a limited period as stated by him:

(a) not exceeding 6 months; or

(b) not exceeding 12 months if seeking entry as an Academic Visitor

(ii) meets the requirements of paragraphs 41 (ii)-(iv), subject to paragraph 46HA, (v), (vi)-(viii) and (x)-(xii);

(iii) intends to do one or more of the following during his visit:

(a) to carry out one of the following activities;

(i) to attend meetings, conferences and interviews, provided they were arranged before arrival in the UK and, if the applicant is a board-level director attending board meetings in the UK, provided they are not employed by a UK company (although they may be paid a fee for attending the meeting);

(ii) to attend trade fairs for promotional work only, provided they are not directly selling;

(iii) to arrange deals, or negotiating or signing trade agreements or contracts;

(iv) to carry out fact-finding missions;

(v) to conduct site visits;

(vi) to work as a driver on a genuine international route delivering goods or passengers from abroad;

(vii) to work as a tour group courier, providing the applicant is contracted to a firm with headquarters outside the UK, is seeking entry to accompany a tour group, and will depart with that tour, or another tour organised by the same company;

(viii) to speak at a one-off conference which is not organised as a commercial concern, and is not making a profit for the organiser;

(ix) to represent a foreign manufacturer by:

(i) carrying out installing, debugging or enhancing work for computer software companies,

(ii) servicing or repairing the manufacturer's products within the initial guarantee period, or

(iii) being briefed on the requirements of a UK customer, provided this is limited to briefing and does not include work involving use of the applicant's expertise to make a detailed assessment of a potential customer's requirements;

(x) to represent a foreign machine manufacturer, as part of the contract of purchase and supply, in erecting and installing machinery too heavy to be delivered in one piece;

(xi) to act as an interpreter or translator for visiting business people, provided they are all employed by, and doing the business of, the same overseas company;

(xii) to erect, dismantle, install, service, repair or advise on the development of foreign-made machinery, provided they will only do so in the UK for up to six months;

(b) to take part in a location shoot as a member of a film crew meaning he is a film actor, producer, director or technician paid or employed by an overseas firm other than one established in the UK and is coming to the UK for location sequences only for an overseas film;

(c) to represent overseas news media including as a journalist, correspondent, producer or cameraman provided he is employed or paid by an overseas company and is gathering information for an overseas publication;

(d) to act as an Academic Visitor but only if

(1) he is an academic who is:

(a) on sabbatical leave from an overseas academic institution to carry out research;
(b) taking part in formal exchange arrangements with UK counterparts (including doctors);
(c) coming to share knowledge or experience, or to hold informal discussions with their UK counterparts, or
(d) taking part in a single conference or seminar that is not a commercial or non-profit venture;
(e) an eminent senior doctor or dentist taking part in research, teaching or clinical practice; and

(2) he has been working as an academic in an institution of higher education overseas or in the field of their academic expertise immediately prior to seeking entry;"

(e) to act as a Visiting Professor; subject to undertaking only a small amount of teaching for the institution hosting the students he is supervising, being employed and paid by the overseas academic institution and not intending to base himself or seek employment in the UK.

(f) to be a secondee to a UK company which is directly contracted with the visitor's overseas company,with which it has no corporate relationship, to provide goods or services, provided the secondee remains employed and paid by the overseas company throughout the secondee's visit;

(g) to undertake some preaching or pastoral work as a religious worker, provided his base is abroad and he is not taking up an office, post or appointment;

(h) To act as an adviser, consultant, trainer, internal auditor or trouble shooter, to the UK branch of the same group of companies as the visitor's overseas company,

provided the visitor remains employed and paid by the overseas company and does not undertake work, paid or unpaid with the UK company's clients;

(i) To receive specific, one-off training on techniques and work practices used in the UK where:

(a) the training is to be delivered by the UK branch of the same group of companies to which the individual's employer belongs; or

(b) the training is to be provided by a UK company contracted to provide goods or services to the overseas company; or

(c) a UK company is contracted to provide training facilities only, to an overseas company; or

(d) the training is corporate training which is being delivered by an outside provider to overseas and UK employees of the same group of companies; or

(e) the training is corporate training provided for the purposes of the person's employment overseas and delivered by a UK company that is neither part of the person's employer's corporate group nor whose main activity is the provision of training.

j) To share knowledge or experience relevant to, or advise on, an international project that is being led from the UK as an overseas scientist or researcher, provided the visitor remains paid and employed overseas and is not carrying out research in the United Kingdom;

k) To advise a UK client on litigation and/or international transactions as an employee of an international law firm which has offices in the UK, provided the visitor remains paid and employed overseas.

Leave to enter as a Business Visitor

46H A person seeking leave to enter to the United Kingdom as a Business Visitor may be admitted for a period not exceeding 6 months, subject to a condition prohibiting employment and recourse to public funds, provided the Immigration Officer is satisfied that each of the requirements of paragraph 46G is met. A person seeking leave to enter the United Kingdom as an Academic Visitor who does not have entry clearance may, if otherwise eligible, be admitted for a period not exceeding 6 months, subject to a condition prohibiting employment, provided the Immigration Officer is satisfied that each of the requirements of paragraph 46G are met. An Academic Visitor who has entry clearance may be admitted for up to 12 months subject to a condition prohibiting employment.

Permitted study as a business visitor

46HA. A person granted leave to enter under paragraph 46H may undertake a course of study to the same extent permitted by paragraph 43A.

Refusal of leave to enter as a Business Visitor

46HI Leave to enter as a Business Visitor is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 46G are met.

Requirements for an extension of stay as a Business Visitor

46J Twelve months is the maximum permitted leave which may be granted to an Academic Visitor and six months is the maximum that may be granted to any other form of Business Visitor. The requirements for an extension of stay as a Business Visitor are that the applicant:

(i) meets the requirements of paragraph 46G(ii)-(iii); and

(ii) if he is a Business Visitor other than an Academic Visitor, has not already spent, or would not as a result of an extension of stay spend, more than 6 months in total in the United Kingdom as a Business Visitor; and

(iii) if he is an Academic Visitor, has not already spent, or would not as a result of an extension of stay spend, more than 12 months in total in the United Kingdom as a Business Visitor; and

(iv) has, or was last granted, entry clearance, leave to enter or leave to remain as a Business Visitor; and

(v) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as a Business Visitor

46K An extension of stay as a Business Visitor may be granted, subject to a condition prohibiting employment and recourse to public funds, provided the Secretary of State is satisfied that each of the requirements of paragraph 46J is met.

Refusal of extension of stay as a Business Visitor

46L. An extension of stay as a Business Visitor is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 46J is met.

Sports Visitors

Requirements for leave to enter as a Sports Visitor

46M The requirements to be met by a person seeking leave to enter the United Kingdom as a Sports Visitor are that he:

(i) is genuinely seeking entry as a Sports Visitor for a limited period as stated by him, not exceeding six months; and

(ii) meets the requirements of paragraphs 41(ii)-(viii) and (x)-(xii) (except that the requirement in paragraph 41(v) is to be read as if it were not qualified by paragraph 43A); and

(iii) intends to do one or more of the following during his visit:
   a. to take part in a sports tournament, a particular sporting event or series of sporting events in which the applicant is either:

(i) taking part, either as an individual or as part of a team;

(ii) making personal appearances and promotions, such as book signings, television interviews, guest commentaries, negotiating contracts, or to discuss sponsorship deals;

(iii) taking part in 'trials', providing it is not in front of an audience, either paying or non-paying;

(iv) undertaking short periods of training, either as an individual or as part of a team, providing the applicant is not intending to settle in the UK, being paid by a UK sporting body, or joining a UK team where they are involved in friendly or exhibition matches.

b. To take part in a specific one off charity sporting event, provided no payment is received other than for travelling and other expenses;

c. To join, as an Amateur, a wholly or predominantly amateur team provided no payment is received other than for board and lodging and reasonable expenses;

d. To serve as a member of the technical or personal staff, or as an official, attending the same event as a visiting sportsperson coming for one or more of the purposes listed in (a), (b) or (c) or attending the same event as a sports-person carrying out permitted paid engagements as a visitor.

Leave to enter as a Sports Visitor

46N A person seeking leave to enter to the United Kingdom as a Sports Visitor may be admitted for a period not exceeding 6 months, subject to a condition prohibiting employment, study and recourse to public funds, provided the Immigration Officer is satisfied that each of the requirements of paragraph 46M is met.

Refusal of leave to enter as a Sports Visitor

46O Leave to enter as a Sports Visitor is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 46M is met.

Requirements for an extension of stay as a Sports Visitor

46P Six months is the maximum permitted leave which may be granted to a Sports Visitor. The requirements for an extension of stay as a sports visitor are that the applicant:

(i) meets the requirements of paragraph 46M(ii)-(iii); and

(ii) has not already spent, or would not as a result of an extension of stay spend, more than 6 months in total in the United Kingdom as a Sports Visitor; and

(iii) has, or was last granted, entry clearance, leave to enter or leave to remain as a Sports Visitor; and

(iv) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as a Sports Visitor

46Q An extension of stay as a Sports Visitor may be granted, subject to a condition prohibiting employment, study and recourse to public funds, provided the Secretary of State is satisfied that each of the requirements of paragraph 46P is met.

Refusal of extension of stay as a Sports Visitor

46R An extension of stay as a Sports Visitor is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 46P is met.

Entertainer Visitors

Requirements for leave to enter as an Entertainer Visitor

46S The requirements to be met by a person seeking leave to enter the United Kingdom as an Entertainer Visitor are that he:

(i) is genuinely seeking entry as an Entertainer Visitor for a limited period as stated by him, not exceeding six months and

(ii) meets the requirements of paragraphs 41(ii)-(viii) and (x)-(xii) (except that the requirement in paragraph 41(v) is to be read as if it were not qualified by paragraph 43A) and

(iii) intends to do one or more of the following during his visit:

a. to take part as a professional entertainer in one or more music competitions; and/or

b. to fulfil one or more specific engagements as either an individual Amateur entertainer or as an Amateur group; and/or

c. to take part, as an amateur or professional entertainer, in one or more cultural events or festivals on the list of permit free festivals at Appendix R to these Rules.

d. serve as a member of the technical or personal staff, or of the production team, of an entertainer coming for one or more of the purposes listed in (a), (b), or (c), or attending the same event as an entertainer carrying out permitted paid engagements as a visitor

Leave to enter as an Entertainer Visitor

46T A person seeking leave to enter to the United Kingdom as an Entertainer Visitor may be admitted for a period not exceeding 6 months, subject to a condition prohibiting employment, study and recourse to public funds, provided the Immigration Officer is satisfied that each of the requirements of paragraph 46S is met.

Refusal of leave to enter as an Entertainer Visitor

46U Leave to enter as an Entertainer Visitor is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 46S is met.

Requirements for an extension of stay as an Entertainer Visitor

46V Six months is the maximum permitted leave which may be granted to an Entertainer Visitor. The requirements for an extension of stay as an Entertainer Visitor are that the applicant:

(i) meets the requirements of paragraph 46S(ii)-(iii); and

(ii) has not already spent, or would not as a result of an extension of stay spend, more than 6 months in total in the United Kingdom as an Entertainer Visitor; and

(iii) has, or was last granted, entry clearance, leave to enter or leave to remain as an Entertainer Visitor; and

(iv) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as an Entertainer Visitor

46W An extension of stay as an Entertainer Visitor may be granted, subject to a condition prohibiting employment, study and recourse to public funds, provided the Secretary of State is satisfied that each of the requirements of paragraph 46V is met.

Refusal of extension of stay as an Entertainer Visitor

46X An extension of stay as an Entertainer Visitor is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 46V is met.

Visitors in transit

Transit by visa nationals

47ZA. A visa national who seeks to enter the UK for the purpose of transit (that is, to travel via the UK en route to another destination country) must be in possession of a visa enabling their admission to the United Kingdom as a visitor in transit under paragraph 47, or must meet the requirements for admission under the transit without visa scheme provided for by paragraphs 50A to 50D when seeking leave to enter the UK.

Requirements for admission as a visitor in transit to another country

47. The requirements to be met by a person (not being a member of the crew of a ship, aircraft, hovercraft, hydrofoil or train) seeking leave to enter the United Kingdom as a visitor in transit to another country are that he:

(i) is genuinely in transit to a country outside the common travel area; and

(ii) has both the means and the intention of proceeding at once to another country; and

(iii) is assured of entry there; and

(iv) intends and is able to leave the United Kingdom within 48 hours.

Leave to enter as a visitor in transit

48. A person seeking leave to enter the United Kingdom as a visitor in transit may be admitted for a period not exceeding 48 hours with a prohibition on employment, study and recourse to public funds, provided the Immigration Officer is satisfied that each of the requirements of paragraph 47 is met.

Refusal of leave to enter as a visitor in transit

49.Leave to enter as a visitor in transit is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 47 is met.

Extension of stay as a visitor in transit

50.The maximum permitted leave which may be granted to a visitor in transit is 48 hours. An application for an extension of stay beyond 48 hours from a person admitted in this category is to be refused.

Transit Without Visa Scheme

50A. A visa national must meet the requirements in paragraphs 50B and 50C when seeking leave to enter the UK in order to be granted leave to enter under the transit without visa scheme.

50B. The requirements to be met by a visa national seeking leave to enter the United Kingdom under the transit without visa scheme are that he:

(i) has arrived and will depart by air; and

(ii) is genuinely in transit to another country, meaning the purpose of his visit is to travel via the UK en route to another destination country, and he is taking a reasonable transit route; and

(iii) does not intend to access public funds, undertake employment or study in the UK; and

(iv) intends and is able to leave the UK before 23:59 hours on the day after the day when he arrived; and

(v) has a confirmed booking on a flight departing the UK before 23:59 hours on the day after the day when he arrived; and

(vi) is assured entry to his country of destination and any other countries he is transiting through on his way there.

50C. The visa national must also:

(i) be travelling to (or on part of a reasonable journey to) Australia, Canada, New Zealand or the USA and have a valid visa for that country; or

(ii) be travelling from (or on part of a reasonable journey from) Australia, Canada, New Zealand or the USA and it is less than 6 months since he last entered that country with a valid entry visa; or

(iii) hold a valid residence permit issued by either:

(a) Australia;

(b) Canada, issued after 28 June 2002;

(c) New Zealand;

(d) USA, issued after 21 April 1998 including: a valid USA I-551 Temporary Immigrant visa (a wet-ink stamp version will NOT be accepted by UK border control); a permanent residence card; an expired I-551 Permanent Residence card provided it is accompanied by a valid I-797 letter authorising extension; a standalone US Immigration Form 155A/155B; or

(e) an EEA state or Switzerland; or

(iv) hold a valid uniform format category D visa for entry to a state in the European Economic Area (EEA) or Switzerland; or

(v) be travelling on to the Republic of Ireland and have a valid Irish biometric visa; or

(vi) be travelling from the Republic of Ireland and it is less than 3 months since the applicant was last given permission to land or be in the Republic by the Irish authorities with a valid Irish biometric visa.

Leave to enter under the transit without visa scheme

50D. A person seeking leave to enter the United Kingdom on arrival under the transit without visa scheme may be admitted for a period ending no later than 23:59 hours on the day after the day on which he arrived, with a prohibition on employment, study and recourse to public funds, provided the Immigration Officer is satisfied that the requirements of paragraphs 50B and 50C are met.

Refusal of leave to enter under the transit without visa scheme

50E. Leave to enter under the transit without visa scheme is to be refused if the Immigration Officer is not satisfied that the requirements of paragraphs 50B and 50C are met.

Extension of stay under the transit without visa scheme

50F. The maximum permitted leave which may be granted to a person under the transit without visa scheme is for a period ending no later than 23:59 hours on the day after the day on which they arrived. An application for an extension of stay beyond this period by a person admitted in this category is to be refused.

Visitors seeking to enter or remain for private medical treatment

Requirements for leave to enter as a visitor for private medical treatment

51.The requirements to be met by a person seeking leave to enter the UK

as a visitor for private medical treatment are that the person:

(i) is genuinely seeking entry as a visitor who will be receiving private medical treatment in the UK for an initial period as stated by him that is:

(a) not exceeding six months; or

(b) not exceeding 11 months, where the visitor's medical practitioner has confirmed that the period of treatment is likely to exceed six months and provided the person has entry clearance as a visitor; and

(ii) meets the requirements set out in paragraph 41(iii)–(vii), (ix)-(x) and (xii) (except that the requirement in paragraph 41(v) is to be read as if it were not qualified by paragraph 43A for entry as a general visitor); and

(iii) in the case of a person suffering from a communicable disease, has satisfied the Medical Inspector that there is no danger to public health; and

(iv) can show, if required to do so, that any proposed course of treatment is of finite duration; and

(v) intends to leave the UK at the end of the treatment; and

(vi) can produce satisfactory evidence, if required to do so, of:

(a) the medical condition requiring consultation or treatment; and

(b) satisfactory arrangements for the necessary consultation or treatment at his own expense; and

(c) the estimated costs of such consultation or treatment; and

(d) the likely duration of the treatment; and

(e) sufficient funds available to the person in the UK to meet the estimated costs and the person's undertaking to do so.

Leave to enter as a visitor for private medical treatment

52. A person seeking leave to enter the UK as a visitor for private medical treatment may be admitted for a period not exceeding six months, or for a period not exceeding 11 months where paragraph 51(i)(b) applies, subject to a condition prohibiting employment, study and recourse to public funds, provided the Immigration Officer is satisfied that each of the requirements of paragraph 51 is met.

Refusal of leave to enter as a visitor for private medical treatment

53. Leave to enter as a visitor for private medical treatment is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 51 is met.

Requirements for an extension of stay as a visitor for private medical treatment

54.The requirements for an extension of stay as a visitor to undergo or continue private medical treatment are that the applicant:

(i) meets the requirements set out in paragraph 41(iii)-(vii), (ix)-(x) and (xii) and paragraph 51 (ii)-(v); and

(ii) has produced evidence in the form of a letter on headed notepaper giving a private practice or hospital address from a registered medical practitioner who holds an NHS consultant post or who appears in the Specialist Register of the General Medical Council that provides full details of the:

(a) nature of the illness:
(b) proposed or continuing treatment;
(c) frequency of consultations;
(d) probable duration of the treatment:
(e) details of the cost of treatment and confirmation that all expenses are being met; and
(f) where treatment amounts to private visits to a consultant for a relatively minor ailment, details of the progress being made and;

(iii) has provided evidence that he has met, out of the resources available to him, any costs and expenses incurred in relation to his treatment in the United Kingdom; and

(iv) has provided evidence that he has sufficient funds available to him in the United Kingdom or if relying on funds from abroad has provided evidence that those funds are fully transferable to the United Kingdom, to meet the likely costs of his treatment and intends to meet those costs; and

(v) was not last admitted to the United Kingdom under the Approved Destination Status Agreement with China; and

(vi) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as a visitor for private medical treatment

55. An extension of stay to undergo or continue private medical treatment may be granted for a period not exceeding six months, with a prohibition on employment, study and recourse to public funds, provided the Secretary of State is satisfied that each of the requirements of paragraph 54 is met.

Refusal of extension of stay as a visitor for private medical treatment

56. An extension of stay as a visitor to undergo or continue private medical treatment is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 54 is met.

Parent of a child at school

Requirements for leave to enter or remain as the parent of a child at school

56A. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the parent of a child at school are that:

(i) the parent meets the requirements set out in paragraph 41 (ii)-(xii) (except that the requirement in paragraph 41(v) is to be read as if it were not qualified by paragraph 43A); and

(ii) (1) if the child has leave under paragraphs 57 to 62 of these Rules, the child is attending an independent fee paying day school and meets the requirements set out in paragraph 57(i) to (ix), or

-- (2) if the child is a Tier 4 (Child) Student, the child is attending an independent fee paying day school and meets the requirements set out in paragraph 245ZZA (if seeking leave to enter) or 245ZZC (if seeking leave to remain); and

(iii) the child is under 12 years of age; and

(iv) the parent can provide satisfactory evidence of adequate and reliable funds for maintaining a second home in the United Kingdom; and

(v) the parent is not seeking to make the United Kingdom his main home; and

(vi) the parent was not last admitted to the United Kingdom under the Approved Destination Status Agreement with China; and

(vii) if seeking leave to remain must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Leave to enter or remain as the parent of a child at school

56B. A person seeking leave to enter or remain in the United Kingdom as the parent of a child at school may be admitted or allowed to remain for a period not exceeding 12 months, subject to a condition prohibiting employment, study and recourse to public funds, provided the Immigration Officer or, in the case of an application for limited leave to remain, the Secretary of State is satisfied that each of the requirements of paragraph 56A is met.

Refusal of leave to enter or remain as the parent of a child at school

56C. Leave to enter or remain in the United Kingdom as the parent of a child at school is to be refused if the Immigration Officer or, in the case of an application for limited leave to remain, the Secretary of State is not satisfied that each of the requirements of paragraph 56A is met.

Visitors seeking to enter for the purposes of marriage or to enter a civil partnership

Requirements for leave to enter as a visitor for marriage or to enter a civil partnership

56D. The requirements to be met by a person seeking leave to enter the United Kingdom as a visitor for marriage or civil partnership are that he:

(i) meets the requirements set out in paragraph 41 (i) - (ix) and (xi) - (xii) (except that the requirement in paragraph 41(v) is to be read as if it were not qualified by paragraph 43A); and

(ii) can show that he intends to give notice of marriage or civil partnership, or marry or form a civil partnership, in the United Kingdom within the period for which entry is sought; and

(iii) can produce satisfactory evidence, if required to do so, of the arrangements for giving notice of marriage or civil partnership, or for his wedding or civil partnership to take place, in the United Kingdom during the period for which entry is sought; and

(iv) does not intend to enter into a sham marriage or sham civil partnership within the meaning of sections 24(5) and 24A(5) of the Immigration and Asylum Act 1999; and.

(v) holds a valid UK entry clearance for entry in this capacity.

Leave to enter as a visitor for marriage or civil partnership

56E. A person seeking leave to enter the United Kingdom as a visitor for marriage or civil partnership may be admitted for a period not exceeding 6 months, subject to a condition prohibiting employment, study and recourse to public funds, provided the Immigration Officer is satisfied that each of the requirements of paragraph 56D is met.

Refusal of leave to enter as a visitor for marriage or civil partnership

56F. Leave to enter as a visitor for marriage or civil partnership is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 56D is met.

Visitors seeking leave to enter under the Approved Destinations Status (ADS) agreement with China

Requirements for leave to enter as a visitor under the Approved Destination Status Agreement with China ("ADS Agreement ")

56G The requirements to be met by a person seeking leave to enter the United Kingdom as a visitor under the ADS agreement with China are that he:

(i) meets the requirements set out in paragraph 41(ii)-(xii) (except that the requirement in paragraph 41(v) is to be read as if it were not qualified by paragraph 43A); and

(ii) is a national of the People's Republic of China; and

(iii) is genuinely seeking entry as a visitor for a limited period as stated by him, not exceeding 30 days; and

(iv) intends to enter, leave and travel within the territory of the United Kingdom as a member of a tourist group under the ADS agreement; and

(v) holds a valid ADS agreement visit visa.

Leave to enter as a visitor under the ADS agreement with China

56H A person seeking leave to enter the United Kingdom as a visitor under the ADS Agreement may be admitted for a period not exceeding 30 days, subject to a condition prohibiting employment, study and recourse to public funds, provided they hold an ADS Agreement visit visa.

Refusal of leave to enter as a visitor under the ADS agreement with China

56I Leave to enter as a visitor under the ADS agreement with China is to be refused if the person does not hold an ADS Agreement visit visa.

Extension of stay as a visitor under the ADS agreement with China

56J Any application for an extension of stay as a visitor under the ADS Agreement with China is to be refused.

Student visitors

Requirements for leave to enter as a student visitor

56K(1) The requirements to be met by a person seeking leave to enter the United Kingdom as a student visitor are that he:

(i) is genuinely seeking entry as a student visitor for a limited period as stated by him, not exceeding six months; and

(ii) has been accepted on a course of study which is to be provided by an institution which is:

(a) the holder of a Sponsor licence for Tier 4 of the Points Based System, or

(b) the holder of valid accreditation from Accreditation UK, the Accreditation Body for Language Services (ABLS), the British Accreditation Council (BAC) or the Accreditation Service for International Colleges (ASIC), or

(c) the holder of a valid and satisfactory full institutional inspection, review or audit by one of the following bodies: Bridge Schools Inspectorate; the Education and Training Inspectorate; Estyn; Education Scotland; the Independent Schools Inspectorate; Office for Standards in Education; the Quality Assurance Agency for Higher Education; the Schools Inspection Service or the Education and Training Inspectorate Northern Ireland, or

(d) an overseas Higher Education Institution offering only part of their programmes in the United Kingdom, holding its own national accreditation and offering programmes that are an equivalent level to a United Kingdom degree, or

(iia)-

(a) is enrolled on a course of study abroad equivalent to at least UK degree level study, and

(b) has been accepted by a UK recognised body or a body in receipt of public funding as a higher education institution from the Department for Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council to undertake research or research tuition at the UK institution, providing that-

(c) the overseas course provider confirms that the research or research tuition is part of or relevant to the course of study mentioned in sub-paragraph (a) above, and

(d) the student is not to be employed as a sponsored researcher under the relevant Tier 5 Government Authorised Exchange scheme, or under Tier 2 of the Points-Based System, at the UK institution; and

(iii) intends to leave the United Kingdom at the end of his visit as stated by him; and

(iv) does not intend to take employment in the United Kingdom; and

(v) does not intend to engage in business, to produce goods or provide services within the United Kingdom, including the selling of goods or services direct to members of the public; and

(vi) does not intend to study at a maintained school; and

(vii) will maintain and accommodate himself and any dependants adequately out of resources available to him without recourse to public funds or taking employment; or will, with any dependants, be maintained and accommodated adequately by relatives or friends; and

(viii) can meet the cost of the return or onward journey; and

(ix) is not a child under the age of 18; and

(x) meets the requirements set out in paragraph 41 (ix) - (xii).

(2) In sub-paragraph (1) (iia) "research tuition" means tuition given to the applicant about how to conduct research.

Leave to enter as a student visitor

56L. A person seeking leave to enter to the United Kingdom as a student visitor may be admitted for a period not exceeding 6 months, subject to a condition prohibiting employment, and recourse to public funds, provided the Immigration Officer is satisfied that each of the requirements of paragraph 56K is met.

Refusal of leave to enter as a student visitor

56M. Leave to enter as a student visitor is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 56K is met.

Prospective Entrepreneurs

Purpose

56N. This Special Visitor route is to enable individuals who are at the time of applying for leave under this route in discussions with:

(i) one or more registered venture capitalist firms regulated by the Financial Conduct Authority, and/or

(ii) one or more UK entrepreneurial seed funding competitions which is listed as endorsed on the UK Trade & Investment website, and/or

(iii) one or more UK Government Departments,

to secure funding in order to join, set up or take over, and be actively involved in the running of, a business in the UK.

Requirements for leave to enter as a Prospective Entrepreneur

56O. The requirements to be met by a person seeking leave to enter the United Kingdom as a Prospective Entrepreneur are that:

(a) The applicant must provide an original, letter on headed paper signed by an authorised official of that institution supporting the application from:

(i) one or more registered venture capitalist firms regulated by the financial conduct authority,

(ii) one or more UK entrepreneurial seed funding competitions which is listed as endorsed on the UK Trade & Investment website, or

(iii) one or more UK Government Departments;

(b) The letter referred to in (a) must be dated no earlier than three months before the date of the application, be signed by an authorised official, and contain:

(i) a description of the nature of the individual(s) and/or organisation(s) supporting the application;

(ii) a description of the background and nature of the proposed business;

(iii) a description of the applicant's suitability to be involved with the proposed business;

(iv) a commitment by the individual(s) and/or organisation(s) supporting the applicant to make a decision whether to make a decision whether to provide a minimum of £50,000 funding for the proposed business within 6 months of the applicant entering the UK. (if more than one individual and/or organisation is supporting the applicant, each amount proposed may be less than £50k, provided that the total amount is a minimum of £50k);

(v) a commitment by the individual(s) or organisation(s) supporting the applicant that the proposed business will be set up and run from the UK;

(vi) details of a contact name, telephone number and e-mail address for the individual(s) and/or organisation(s) supporting the applicant; and

(vii) confirmation that the individual(s) and/or organisation(s) supporting the applicant is content to be contacted about the applicant;

(c) The applicant's primary intention in applying as a Prospective Entrepreneur is to secure funding in order to join, set up or take over, and be actively involved in the running of a business in the UK;

(d) The applicant intends to carry out one of the activities as listed in paragraph 56O(d)(i), specifying the activities that a Prospective Entrepreneur may undertake during a visit to the UK;

56O(d)(i). The permitted activities are:

(1) attending meetings, including meetings arranged while in the UK, interviews arranged before arriving in the UK and conferences;
(2) attending trade fairs provided this is restricted to promotional work and does not involve selling directly to members of the public;
(3) arranging deals and negotiating or signing trade agreements and contracts;
(4) conducting site visits;
(5) speaking at a one-off conference which is not organised as a commercial concern;
(6) undertaking fact finding missions;
(7) purchasing, checking the details of or examining goods;
(8) recruiting staff for the proposed business activity which is the object of the visa

(e) The applicant intends to leave the United Kingdom at the end of the period of the visit as stated by him, unless he makes a successful application for leave to remain as a Tier 1 (Entrepreneur) Migrant before the end of the period of the visit;

(f) The applicant will maintain and accommodate himself and any dependants adequately out of resources available to him without recourse to public funds or taking employment; or will, with any dependants, be maintained and accommodated adequately by relatives or friends;

(g) The applicant does not intend during his visit to:

(i) take employment in the United Kingdom;

(ii) produce goods or provide services within the United Kingdom, including the selling of goods or services direct to members of the public;

(iii) undertake a course of study;

(iv) marry or form a civil partnership, or to give notice of marriage or civil partnership; or

(v) receive private medical treatment.

(h) The applicant is not under the age of 18;

(i) The applicant is not in transit to a country outside the common travel area; and

(j) The applicant holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a Prospective Entrepreneur

56P. a person seeking leave to enter to the United Kingdom as a Prospective Entrepreneur may be admitted for a period not exceeding 6 months, subject to a condition prohibiting employment, study and recourse to public funds, provided the secretary of state is satisfied that each of the requirements of paragraph 56O is met.

Refusal of leave to enter as a Prospective Entrepreneur

56Q. Leave to enter as a Prospective Entrepreneur is to be refused if the secretary of state is not satisfied that each of the requirements of paragraph 56O is met.

Rules 56R to 56W DELETED.

Visitors undertaking permitted paid engagements

Requirements for leave to enter as a visitor undertaking permitted paid engagements

56X. The requirements to be met by a person seeking leave to enter the United Kingdom as a visitor undertaking permitted paid engagements are that the applicant:

i. is genuinely seeking entry as a visitor undertaking a permitted paid engagement for a limited period, not exceeding one month; and

ii. meets the requirements of paragraphs 41(ii), (v), (vii), (viii), (x) - (xii) (except that the requirement in paragraph 41(v) is to be read as if it were not qualified by paragraph 43A); and

iii. intends to do one of the following pre-arranged permitted paid engagements which can be evidenced by a formal invitation, and can show that the engagement relates to his or her area of expertise and/or qualifications, and full time occupation overseas:

a) examine students and/or participate in or chair selection panels as a visiting academic, who is highly qualified within his or her own field of expertise, invited by a United Kingdom Higher Education Institution or a United Kingdom based research or arts organisation as part of that institution or organisation's quality assurance processes;

b) give one or more lectures in his or her field of expertise as a visiting lecturer, invited by a United Kingdom Higher Education Institution or a United Kingdom based research or arts organisation provided this is not in a formal teaching role;

c) as an overseas designated pilot examiner, assess United Kingdom based pilots to ensure they meet the national aviation regulatory requirements of other countries, by invitation of an approved training organisation based in the United Kingdom that is regulated by the United Kingdom Civil Aviation Authority for that purpose;

d) provide advocacy in a particular area of law as a qualified lawyer for the purposes of a court or tribunal hearing, arbitration or other form of alternative dispute resolution for legal proceedings within the United Kingdom, at the invitation of a client in the United Kingdom or foreign based client;

e) undertake an activity relating to the arts, entertainment or sporting professions, by invitation of an arts or sports organisation or broadcaster based in the United Kingdom; and

iv. does not intend to take employment, produce goods or provide services within the United Kingdom, including the selling of goods or services direct to members of the public other than as permitted for by the pre-arranged paid engagement; and

v. will maintain and accommodate him or herself adequately out of resources available to the applicant without recourse to public funds or taking employment; or will be maintained and accommodated adequately by relatives or friends.

Leave to enter as a visitor undertaking permitted paid engagements

56Y. A person seeking leave to enter the United Kingdom as a visitor undertaking permitted paid engagements may be admitted for a single entry and for a period not exceeding 1 month, with a condition prohibiting study and recourse to public funds provided the Immigration Officer is satisfied that each of the requirements of paragraph 56X are met.

Refusal of leave to enter as a visitor undertaking permitted paid engagements

56Z Leave to enter as a visitor undertaking permitted paid engagements is to be refused if the Immigration Officer is not satisfied that each of the requirements at paragraph 56X are met.

Back to top

Immigration Rules
Part 3

Persons seeking to enter or remain in the United Kingdom for studies

Students

Requirements for leave to enter as a student

57. DELETED.

Leave to enter as a student

58. DELETED.

Refusal of leave to enter as a student

59. DELETED.

Requirements for an extension of stay as a student

60. DELETED.

Extension of stay as a student

61. DELETED.

Refusal of extension of stay as a student

62. DELETED.

Student nurses

Definition of a student nurse

63. DELETED.

Requirements for leave to enter as a student nurse

64. DELETED.

Leave to enter the United Kingdom as a student nurse

65. DELETED.

Refusal of leave to enter as a student nurse

66. DELETED.

Requirements for an extension of stay as a student nurse

67. DELETED.

Extension of stay as a student nurse

68. DELETED.

Refusal of extension of stay as a student nurse

69. DELETED.

Re-sits of examinations

Requirements for leave to enter to re-sit an examination

69A. DELETED.

Leave to enter to re-sit an examination

69B. DELETED.

Refusal of leave to enter to re-sit an examination

69C. DELETED.

Requirements for an extension of stay to re-sit an examination

69D. DELETED.

Extension of stay to re-sit an examination

69E. DELETED.

Refusal of extension of stay to re-sit an examination

69F. DELETED.

Writing up a thesis

Requirements for leave to enter to write up a thesis

69G. DELETED.

Leave to enter to write up a thesis

69H. DELETED.

Refusal of leave to enter to write up a thesis

69I. DELETED.

Requirements for an extension of stay to write up a thesis

69J. DELETED.

Extension of stay to write up a thesis

69K. DELETED.

Refusal of extension of stay to write up a thesis

69L. DELETED.

Overseas qualified nurse or midwife

Requirements for leave to enter as an overseas qualified nurse or midwife

69M. DELETED.

Leave to enter the United Kingdom as an overseas qualified nurse or midwife

69N. DELETED.

Refusal of leave to enter as an overseas qualified nurse or midwife

69O. DELETED.

Requirements for an extension of stay as an overseas qualified nurse or midwife

69P. DELETED.

Extension of stay as an overseas qualified nurse or midwife

69Q. DELETED.

Refusal of extension of stay as an overseas qualified nurse or midwife

69R. DELETED.

Requirements for leave to enter the United Kingdom as a postgraduate doctor or dentist

70. DELETED.

Leave to enter as a postgraduate doctor or dentist

71. DELETED.

Refusal of leave to enter as a postgraduate doctor or dentist

72. DELETED.

Requirements for an extension of stay as a postgraduate doctor or dentist

73. DELETED.

Extension of stay as a postgraduate doctor or dentist

74. DELETED.

Refusal of an extension of stay as a postgraduate doctor or dentist

75. DELETED.

Requirements for leave to enter the United Kingdom to take the Professional and Linguistic Assessments Board (PLAB Test) or an Objective Structured Clinical Examination (OSCE)

75A. The requirements to be met by a person seeking leave to enter in order to take the PLAB Test or an OSCE are that the applicant:

(i) is a graduate of a medical school and intends to take the PLAB Test, or is a graduate of an overseas nursing school and intends to take an OSCE, in the UK; and

(ii) can provide documentary evidence of a confirmed test date or of his eligibility to take the PLAB Test by way of a letter or email from the General Medical Council or a test admission card; or can provide evidence of a confirmed test date or of his eligibility to take an OSCE by way of a letter from the Nursing and Midwifery Council; an

(iii) meets the requirements of paragraph 41(ii)-(viii) and (x)-(xi) for entry as a visitor; and

(iv) intends to leave the United Kingdom at the end of the leave granted under this paragraph unless he is successful in the PLAB Test and granted leave to remain to undertake a clinical attachment in accordance with paragraphs 75G to 75M of these Rules.

Leave to enter to take the PLAB Test or an OSCE

75B. A person seeking leave to enter the United Kingdom to take the PLAB Test or an OSCE may be admitted for a period not exceeding 6 months subject to a condition prohibiting employment, study and recourse to public funds, provided the Immigration Officer is satisfied that each of the requirements of paragraph 75A is met.

Refusal of leave to enter to take the PLAB Test or an OSCE

75C. Leave to enter the United Kingdom to take the PLAB Test or an OSCE is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 75A is met.

Requirements for an extension of stay in order to take the PLAB Test

75D. The requirements for an extension of stay in the United Kingdom in order to take the PLAB Test are that the applicant:

(i) was given leave to enter the United Kingdom for the purposes of taking the PLAB Test in accordance with paragraph 75B of these Rules; and

(ii) intends to take the PLAB Test and can provide documentary evidence of a confirmed test date, by way of a letter or email from the General Medical Council or a test admission card; and

(iii) meets the requirements set out in paragraph 41 (iii)-(vii); and

(iv) intends to leave the United Kingdom at the end of the leave granted under this paragraph unless he is successful in the PLAB Test and granted leave to remain to undertake a clinical attachment in accordance with paragraphs 75G to 75M of these Rules; and

(v) would not as a result of an extension of stay spend more than 18 months in the United Kingdom for the purpose of taking the PLAB Test; and

(vi) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay to take the PLAB Test

75E. A person seeking leave to remain in the United Kingdom to take the PLAB Test may be granted an extension of stay for a period not exceeding 6 months, subject to a condition prohibiting employment, study and recourse to public funds, provided the Secretary of State is satisfied that each of the requirements of paragraph 75D is met.

Refusal of extension of stay to take the PLAB Test

75F. Leave to remain in the United Kingdom to take the PLAB Test is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 75D is met.

Requirements for leave to enter to undertake a clinical attachment or dental observer post

75G. The requirements to be met by a person seeking leave to enter to undertake a clinical attachment or dental observer post are that the applicant:

(i) is a graduate from a medical or dental school and intends to undertake a clinical attachment or dental observer post in the United Kingdom; and

(ii) can provide documentary evidence of the clinical attachment or dental observer post which will:

(a) be unpaid; and

(b) only involve observation, not treatment, of patients; and

(iii) meets the requirements of paragraph 41 (iii)-(vii) of these Rules; and

(iv) intends to leave the United Kingdom at the end of the leave granted under this paragraph;

(v) if he has previously been granted leave in this category, is not seeking leave to enter which, when amalgamated with those previous periods of leave, would total more than 6 months.

Leave to enter to undertake a clinical attachment or dental observer post

75H. A person seeking leave to enter the United Kingdom to undertake a clinical attachment or dental observer post may be admitted for the period of the clinical attachment or dental observer post, up to a maximum of 3 months at a time, or 6 months in total in this category, subject to a condition prohibiting employment, study and recourse to public

funds, provided the Immigration Officer is satisfied that each of the requirements of paragraph 75G is met.

Refusal of leave to enter to undertake a clinical attachment or dental observer post

75J. Leave to enter the United Kingdom to undertake a clinical attachment or dental observer post is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 75G is met.

Requirements for an extension of stay in order to undertake a clinical attachment or dental observer post

75K. The requirements to be met by a person seeking an extension of stay to undertake a clinical attachment or dental observer post are that the applicant:

(i) was given leave to enter or remain in the United Kingdom to undertake a clinical attachment or dental observer post or:

(a) for the purposes of taking the PLAB Test in accordance with paragraphs 75A to 75F and has passed both parts of the PLAB Test;

(b) as a postgraduate doctor, dentist or trainee general practitioner in accordance with paragraphs 70 to 75; or

(c) as a work permit holder for employment in the UK as a doctor or dentist in accordance with paragraphs 128 to 135; and

(ii) is a graduate from a medical or dental school and intends to undertake a clinical attachment or dental observer post in the United Kingdom; and

(iii) can provide documentary evidence of the clinical attachment or dental observer post which will:

(a) be unpaid; and

(b) only involve observation, not treatment, of patients; and

(iv) intends to leave the United Kingdom at the end of the leave granted under this paragraph; and

(v) meets the requirements of paragraph 41 (iii) - (vii) of these Rules; and

(vi) if he has previously been granted leave in this category, is not seeking an extension of stay which, when amalgamated with those previous periods of leave, would total more than 6 months; and

(vii) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay to undertake a clinical attachment or dental observer post

75L. A person seeking leave to remain in the United Kingdom to undertake a clinical attachment or dental observer post up to a maximum of 3 months at a time or 6 months

in total in this category, subject to a condition prohibiting employment, study and recourse to public funds, may be granted an extension of stay for the period of their clinical attachment or dental observer post, provided that the Secretary of State is satisfied that each of the requirements of paragraph 75K is met.

Refusal of extension of stay to undertake a clinical attachment or dental observer post

75M. Leave to remain in the United Kingdom to undertake a clinical attachment or dental observer post is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 75K is met.

Spouses or civil partners of students or prospective students granted leave under this part of the Rules

Requirements for leave to enter or remain as the spouse or civil partner of a student and for leave to remain as the spouse or civil partner of a prospective student

76. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the spouse or civil partner of a student or leave to remain as the spouse or civil partner of a prospective student are that:

(i) the applicant is married to or the civil partner of a person admitted to or allowed to remain in the United Kingdom under paragraphs 57-75 or 82-87F; and

(ii) each of the parties intends to live with the other as his or her spouse or civil partner during the applicant's stay and the marriage or the civil partner of is subsisting; and

(iii) there will be adequate accommodation for the parties and any dependants without recourse to public funds; and

(iv) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(v) the applicant does not intend to take employment except as permitted under paragraph 77 below; and

(vi) the applicant intends to leave the United Kingdom at the end of any period of leave granted to him; and

(vii) if seeking leave to remain must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Leave to enter or remain as the spouse or civil partner of a student or leave to remain as the spouse or civil partner of a prospective student

77. A person seeking leave to enter or remain in the United Kingdom as the spouse or civil partner of a student or leave to remain as the spouse or civil partner of a prospective student may be admitted or allowed to remain for a period not in excess of that granted to the student or prospective student provided the Immigration Officer or, in the case of an application for limited leave to remain, the Secretary of State is satisfied that each of

the requirements of paragraph 76 is met. Employment may be permitted where the period of leave granted to the student or prospective student is, or was, 12 months or more.

Refusal of leave to enter or remain as the spouse or civil partner of a student or leave to remain as the spouse or civil partner of a prospective student

78. Leave to enter or remain as the spouse or civil partner of a student or leave to remain as the spouse or civil partner of a prospective student is to be refused if the Immigration Officer or, in the case of an application for limited leave to remain, the Secretary of State is not satisfied that each of the requirements of paragraph 76 is met.

Children of students or prospective students granted leave under this part of the Rules

Requirements for leave to enter or remain as the child of a student and for leave to remain as the child of a prospective student

79. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the child of a student or leave to remain as the child of a prospective student are that he:

(i) is the child of a parent admitted to or allowed to remain in the United Kingdom as a student or prospective student under paragraphs 57-75 or 82-87F; and

(ii) is under the age of 18 or has current leave to enter or remain in this capacity; and

(iii) is not married or in a civil partnership, has not formed an independent family unit and is not leading an independent life; and

(iv) can, and will, be maintained and accommodated adequately without recourse to public funds; and

(v) will not stay in the United Kingdom beyond any period of leave granted to his parent; and

(vi) meets the requirements of paragraph 79A; and

(vii) if seeking leave to remain must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

79A. Both of the applicant's parents must either be lawfully present in the UK, or being granted entry clearance or leave to remain at the same time as the applicant or one parent must be lawfully present in the UK and the other being granted entry clearance or leave to remain at the same time as the applicant, unless:

(i) The student or prospective student is the applicant's sole surviving parent, or

(ii) The student or prospective student parent has and has had sole responsibility for the applicant's upbringing, or

(iii) there are serious or compelling family or other considerations which would make it desirable not to refuse the application and suitable arrangements have been made in the UK for the applicant's care.

Leave to enter or remain as the child of a student or leave to remain as the child of a prospective student

80. A person seeking leave to enter or remain in the United Kingdom as the child of a student or leave to remain as the child of a prospective student may be admitted or allowed to remain for a period not in excess of that granted to the student or prospective student provided the Immigration Officer or, in the case of an application for limited leave to remain, the Secretary of State is satisfied that each of the requirements of paragraph 79 is met. Employment may be permitted where the period of leave granted to the student or prospective student is, or was, 12 months or more.

Refusal of leave to enter or remain as the child of a student or prospective student

81. Leave to enter or remain in the United Kingdom as the child of a student or leave to remain as the child of a prospective student is to be refused if the Immigration Officer or, in the case of an application for limited leave to remain, the Secretary of State, is not satisfied that each of the requirements of paragraph 79 is met.

Prospective students

A82 In this Part "prospective student" means a person who was granted leave to enter as a prospective student under paragraph 83 as it was at 30 September 2013 (and see further Part 5 of Appendix F to these Rules).

82-84. DELETED.

Requirements for extension of stay as a prospective student

85. Six months is the maximum permitted leave which may be granted to a prospective student. The requirements for an extension of stay as a prospective student are that the applicant:

(i) was admitted to the United Kingdom with a valid prospective student entry clearance; and

(ii) meets the requirements of paragraph 82; and

(iii) would not, as a result of an extension of stay, spend more than 6 months in the United Kingdom; and

(iv) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as a prospective student

86. An extension of stay as a prospective student may be granted, with a prohibition on employment, provided the Secretary of State is satisfied that each of the requirements of paragraph 85 is met.

Refusal of extension of stay as a prospective student

87. An extension of stay as a prospective student is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 85 is met.

Students' unions sabbatical officers

Requirements for leave to enter as a sabbatical officer

87A. DELETED.

Leave to enter the United Kingdom as a sabbatical officer

87B. DELETED.

Refusal of leave to enter the United Kingdom as a sabbatical officer

87C. DELETED.

Requirements for an extension of stay as a sabbatical officer

87D. DELETED.

Extension of stay as a sabbatical officer

87E. DELETED.

Refusal of extension of stay as a sabbatical officer

87F. DELETED.

Back to top

Immigration Rules
Part 4

Persons seeking to enter or remain in the United Kingdom in an "au pair" placement, as a working holidaymaker or for training or work experience

"Au pair" placements

DELETED

Working holidaymakers

DELETED

Requirements for an extension of stay as a working holidaymaker

98. DELETED

Extension of stay as a working holidaymaker

99. DELETED

Refusal of extension of stay as a working holidaymaker

100. DELETED

Children of working holidaymakers

DELETED

Seasonal agricultural workers

Requirements for leave to enter as a seasonal agricultural worker

DELETED

Leave to enter as a seasonal agricultural worker

DELETED

Refusal of leave to enter as a seasonal agricultural worker

DELETED

Requirements for extension of stay as a seasonal agricultural worker

DELETED

Extension of stay as a seasonal agricultural worker

DELETED

Refusal of extension of stay as a seasonal worker

DELETED

Requirements for leave to enter as a teacher or language assistant under an approved exchange scheme

DELETED

Home Office approved training or work experience

Requirements for leave to enter for Home Office approved training or work experience

Spouses of persons with limited leave to enter or remain under paragraphs 110-121

DELETED

Requirements for leave to enter or remain as the spouse or civil partners of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121

122. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the spouse or civil partners of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121 are that:

(i) the applicant is married or the civil partner of to a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121; and

(ii) each of the parties intends to live with the other as his or her spouse or civil partners during the applicant's stay and the marriage or civil partnership is subsisting; and

(iii) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(iv) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(v) the applicant does not intend to stay in the United Kingdom beyond any period of leave granted to his spouse; and

(vi) if seeking leave to enter, the applicant holds a valid United Kingdom entry clearance for entry in this capacity or, if seeking leave to remain, was admitted with a valid United Kingdom entry clearance for entry in this capacity; or

(vii) if seeking leave to remain, must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Leave to enter or remain as the spouse of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121

123. A person seeking leave to enter or remain in the United Kingdom as the spouse of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121 may be given leave to enter or remain in the United Kingdom for a period of leave not in excess of that granted to the person with limited leave to enter or remain under paragraphs 110-121 provided that, in relation to an application for leave to enter, he is able, on arrival, to produce to the Immigration Officer a valid United Kingdom entry clearance for entry in this capacity or, in the case of an application for limited leave to remain, was admitted with a valid United Kingdom entry clearance for entry in this capacity and he is able to satisfy the Secretary of State that each of the requirements of paragraph 122 (i)-(v) and (vii) is met.

Refusal of leave to enter or remain as the spouse of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121

124. Leave to enter or remain in the United Kingdom as the spouse of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121 is to be refused if, in relation to an application for leave to enter, a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival or, in the case of an application for limited leave to remain, if the applicant was not admitted with a valid United Kingdom entry clearance for entry in this capacity or is unable to satisfy the Secretary of State that each of the requirements of paragraph 122 (i)-(v) and (vii) is met.

Children of persons admitted or allowed to remain under paragraphs 110-121

Requirements for leave to enter or remain as the child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121

125. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121 are that:

(i) he is the child of a parent who has limited leave to enter or remain in the United Kingdom under paragraphs 110-121; and

(ii) he is under the age of 18 or has current leave to enter or remain in this capacity; and

(iii) he is unmarried and is not a civil partner, has not formed an independent family unit and is not leading an independent life; and

(iv) he can, and will, be maintained and accommodated adequately without recourse to public funds in accommodation which his parent(s) own or occupy exclusively; and

(v) he will not stay in the United Kingdom beyond any period of leave granted to his parent(s); and

(vi) both parents are being or have been admitted to or allowed to remain in the United Kingdom save where:

(a) the parent he is accompanying or joining is his sole surviving parent; or

(b) the parent he is accompanying or joining has had sole responsibility for his upbringing; or

(c) there are serious and compelling family or other considerations which make exclusion from the United Kingdom undesirable and suitable arrangements have been made for his care; and

(vii) if seeking leave to enter, he holds a valid United Kingdom entry clearance for entry in this capacity or, if seeking leave to remain, was admitted with a valid United Kingdom entry clearance for entry in this capacity; or

(viii) if seeking leave to remain, must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Leave to enter or remain as the child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121

126. A person seeking leave to enter or remain in the United Kingdom as the child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121 may be given leave to enter or remain in the United Kingdom for a period of leave not in excess of that granted to the person with limited leave to enter or remain under paragraphs 110-121 provided that, in relation to an application for leave to enter, he is able, on arrival, to produce to the Immigration Officer a valid United Kingdom entry clearance for entry in this capacity or, in the case of an application for limited leave to remain, he was admitted with a valid United Kingdom entry clearance for entry in this capacity and is able to satisfy the Secretary of State that each of the requirements of paragraph 125 (i)-(vi) and (viii) is met.

Refusal of leave to enter or remain as the child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121

127. Leave to enter or remain in the United Kingdom as the child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 110-121 is to be refused if, in relation to an application for leave to enter, a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival, or, in the case of an application for limited leave to remain, if the applicant was not admitted with a valid United Kingdom entry clearance for entry in this capacity or is unable to satisfy the Secretary of State that each of the requirements of paragraph 125 (i)-(vi) and (viii) is met.

Back to top

Immigration Rules
Part 5

Persons seeking to enter or remain in the United Kingdom for employment

Work permit employment

General requirements for indefinite leave to remain

128A. For the purposes of references in this Part to requirements for indefinite leave to remain:

(a) "continuous period of 5 years or 4 years lawfully in the UK" means, subject to paragraph (aa), residence in the United Kingdom for an unbroken period with valid leave, and for these purposes a period shall not be considered to have been broken where:

(i) the applicant has been absent from the UK for a period of 180 days or less in any of the five consecutive 12 calendar month periods (or four consecutive 12 calendar month periods where the applicant received a Highly Skilled Migrant Programme approval letter issued on the basis of an application made before 3 April 2006, and was subsequently granted entry clearance or leave to remain on the basis of that letter) preceding the date of the application for indefinite leave to remain; and

(ii) the applicant has existing limited leave to enter or remain upon their departure and return, except that where that leave expired no more than 28 days prior to a further application for entry clearance, that period and any period pending the determination of that application shall be disregarded; and

(iii) the applicant has any period of overstaying between periods of entry clearance, leave to enter or leave to remain of up to 28 days and any period of overstaying pending the determination of an application made within that 28 day period disregarded.

(aa) For the purposes of paragraph (a), time spent with valid leave in the Bailiwick of Guernsey, Bailiwick of Jersey or the Isle of Man may be included in the continuous period of 5 or 4 years residence in the UK, provided that:

(i) the leave granted in the Bailiwick of Guernsey, Bailiwick of Jersey or the Isle of Man was granted in a category equivalent to those specified in the indefinite leave to remain provisions in this Part; and

(ii) any period of leave granted in the Bailiwick of Guernsey, Bailiwick of Jersey or the Isle of Man as a work permit holder was for employment:

(a) in a job which appears on the list of occupations skilled to National Qualifications Framework level 3 or above, as stated in the Codes of Practice in Appendix J, or

(b) in a job which appears in the Creative Sector Codes of Practice in Appendix J, or

(c) as a professional sportsperson (including as a sports coach); and

(iii) in the case of leave granted in the Bailiwick of Guernsey, Bailiwick of Jersey and the Isle of Man as an overseas domestic worker in a private household, it was granted before 6 April 2012; and

(iv) the most recent period of leave in the relevant continuous period of 5 years or 4 years has been granted in the United Kingdom.

(b) Except for periods when the applicant had leave as a highly skilled migrant, a self-employed lawyer, a writer, composer or artist, an innovator or on the grounds of his UK Ancestry, and subject to paragraph (ba):

(ba) For the purposes of paragraph (b), continuous employment in the UK may include employment in the Bailiwick of Guernsey, Bailiwick of Jersey and the Isle of Man under the terms of his work permit or in the employment for which he was given leave to enter or remain, provided that the most recent work permit or period of leave was granted in the UK; and, in any such case, paragraph (b) shall apply to employment in the Bailiwick of Guernsey, Bailiwick of Jersey and the Isle of Man in the same way as it applies to employment in the UK.

(i) the applicant must have been employed in the UK continuously throughout the five years, under the terms of his work permit or in the employment for which he was given leave to enter or remain, except that any breaks in employment in which he applied for leave as a work permit holder or as an employee under any provision of this section to work for a new employer shall be disregarded provided this is within 60 days of the end of his employment with his previous employer.

(ii) any absences from the UK must have been for a purpose that is consistent with the continuous permitted employment in (i), including paid annual leave or for serious or compelling reasons.

Requirements for leave to enter the United Kingdom for work permit employment

128. A person coming to the UK to seek or take employment must be otherwise eligible for admission under these Rules or eligible for admission as a seaman under contract to join a ship due to leave British waters. The requirements for applications for work permit employment set out in paragraphs 128 to 133 of these Rules were deleted on 6 April 2012 by Statement of Changes HC 1888 except insofar as relevant to paragraphs 134 to 135.

Indefinite leave to remain for a work permit holder

134. Indefinite leave to remain may be granted on application provided the applicant:

(i) has spent a continuous period of 5 years lawfully in the UK, of which the most recent period must have been spent with leave as a work permit holder (under paragraphs 128 to 133 of these rules), and the remainder must be any combination of leave as a work permit holder or leave as a highly skilled migrant (under paragraphs 135A to 135F of these rules) or leave as a self-employed lawyer (under the concession that appeared in Chapter 6, Section 1 Annex D of the Immigration Directorate Instructions), or leave as a writer, composer or artist (under paragraphs 232 to 237 of these rules);

(ii) has met the requirements of paragraph 128(i) to (v) throughout their leave as a work permit holder, and has met the requirements of paragraph 135G(ii) throughout any leave as a highly skilled migrant;

(iii) is still required for the employment in question, as certified by the employer; and

(iv) provides certification from the employee that the applicant is paid at or above the appropriate rate for the job as stated in the Codes of Practice in Appendix J, or where the applicant is on maternity, paternity or adoption leave at the time of the application and not being paid the appropriate rate, the date that leave started and that they were paid at the appropriate rate immediately before the start of that leave.

(v) provides the specified documents in paragraph 134-SD to evidence the employer's certification in sub-section (iv), and the reason for the absences set out in paragraph 128A, and

(vi) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(vii) does not fall for refusal under the general grounds for refusal; and

(viii) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

134SD - Specified documents

The specified documents referred to in paragraph 134(v) are A, B and C below:

A. Either a payslip and a personal bank or building society statement, or a payslip and a building society pass book.

(a) Payslips must be:

(i) the applicant's most recent payslip,

(ii) dated no earlier than one calendar month before the date of the application, and

(iii) either:

(1) an original payslip,

(2) on company-headed paper, or

(3) accompanied by a letter from the applicant's Sponsor, on company headed paper and signed by a senior official, confirming the payslip is authentic.

(b) Personal bank or building society statements must:

(i) be the applicant's most recent statement,

(ii) be dated no earlier than one calendar month before the date of the application,

(iii) clearly show:

(1) the applicant's name,

(2) the applicant's account number,

(3) the date of the statement,

(4) the financial institution's name,

(5) the financial institution's logo, and

(6) transactions by the Sponsor covering the period no earlier than one calendar month before the date of the application, including the amount shown on the specified payslip as at 134-SD A (a),

(iv) be either:

(1) printed on the bank's or building society's letterhead,

(2) electronic bank or building society statements, accompanied by a supporting letter from the bank or building society, on company headed paper, confirming the statement provided is authentic, or

(3) electronic bank or building society statements, bearing the official stamp of the bank or building society on every page, and

(v) not be mini-statements from automatic teller machines (ATMs).

(c) Building society pass books must

(i) clearly show:

(1) the applicant's name,

(2) the applicant's account number,

(3) the financial institution's name,

(4) the financial institution's logo, and

(5) transactions by the sponsor covering the period no earlier than one calendar month before the date of the application, including the amount shown on the specified payslip as at 134-SD A (a),
and

(ii) be either:

(1) the original pass book, or

(2) a photocopy of the pass book which has been certified by the issuing building society on company headed paper, confirming the statement provided is authentic.

B. A letter from the employer detailing the purpose and period of absences in connection with the employment, including periods of annual leave. Where the absence was due to a serious or compelling reason, a personal letter from the applicant which includes full details of the reason for the absences and all original supporting documents in relation to

those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

C. Where the applicant is not being paid the appropriate rate in Appendix J due to maternity, paternity or adoption leave:

(a) Payslips must be:

(i) the applicant's payslip from the month immediately preceding the leave,

(ii) the applicant's payslips for each month of the period of the leave,

(iii) as set out in A(a)(iii) above.

(b) Bank or building society statements must be:

(i) the applicant's statement from the month immediately preceding the leave,

(ii) the applicant's statement for each month of the period of the leave,

(iii) as set out in A(b)(iii) above.

Refusal of indefinite leave to remain for a work permit holder

135. Indefinite leave to remain in the United Kingdom for a work permit holder is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 134 is met.

Highly skilled migrants

Requirements for leave to enter the United Kingdom as a highly skilled migrant

135A. DELETED

Leave to enter as a highly skilled migrant

135B. DELETED

Refusal of leave to enter as a highly skilled migrant

135C. DELETED.

Requirements for an extension of stay as a highly skilled migrant

135D. DELETED

135DA DELETED

135DB DELETED

135DC. DELETED

135DD DELETED

135DE DELETED

135DF. DELETED

135DG. DELETED

135DH. DELETED

Extension of stay as a highly skilled migrant

135E. DELETED

Refusal of extension of stay as a highly skilled migrant

135F. DELETED

Requirements for indefinite leave to remain as a highly skilled migrant

135G. The requirements for indefinite leave to remain for a person who has been granted leave as a highly skilled migrant are that the applicant:

(a) has spent a continuous period of 5 years (or 4 years where the applicant received a Highly Skilled Migrant Programme approval letter issued on the basis of an application made before 3 April 2006, and was subsequently granted entry clearance or leave to remain on the basis of that letter) lawfully in the United Kingdom; and

(b) on the date that the continuous period of 5 years (or 4 years as appropriate, as set out in (a)) ends, has leave as a highly skilled migrant, and has spent the remainder of the period with leave as a highly skilled migrant, a work permit holder or an Innovator; and

(c) throughout the 5 years (or 4 years where applicable, as set out in (a)) spent in the United Kingdom, has maintained and accommodated himself and any dependants adequately without recourse to public funds; and

(d) is lawfully economically active in the United Kingdom in employment, self-employment or a combination of both; and

(e) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL, unless the applicant received a Highly Skilled Migrant Programme approval letter issued on the basis of an application made before 7 November 2006, and was subsequently granted entry clearance or leave to remain on the basis of that letter; and

(f) does not fall for refusal under the general grounds for refusal, except that paragraph 322(1C) shall not apply if the applicant received a Highly Skilled Migrant Programme approval letter issued on the basis of an application made before 7 November 2006, and was subsequently granted entry clearance or leave to remain on the basis of that letter; and

(g) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded, unless the applicant received a Highly Skilled Migrant Programme approval letter issued on the basis of an application made before 7 November 2006, and was subsequently granted entry clearance or leave to remain on the basis of that letter; and

(h) has made the application for indefinite leave to remain before 6 April 2018.

Indefinite leave to remain as a highly skilled migrant

135GA. Indefinite leave to remain may be granted provided that the Secretary of State is satisfied that each of the requirements of paragraph 135G is met and that the application does not fall for refusal under paragraph 135HA.

Refusal of indefinite leave to remain as a highly skilled migrant

135H. Indefinite leave to remain in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 135G is met or if the application falls for refusal under paragraph 135HA.

Additional grounds for refusal for highly skilled migrants

135HA. An application under paragraphs 135A-135C or 135G-135H of these Rules is to be refused, even if the applicant meets all the requirements of those paragraphs, if the Immigration Officer or Secretary of State has cause to doubt the genuineness of any document submitted by the applicant and, having taken reasonable steps to verify the document, has been unable to verify that it is genuine.

Sectors-Based Scheme

Requirements for leave to enter the United Kingdom for the purpose of employment under the Sectors-Based Scheme

135I. DELETED.

Leave to enter for the purpose of employment under the Sectors-Based Scheme

135J DELETED.

Refusal of leave to enter for the purpose of employment under the Sectors-Based Scheme

135K. DELETED.

Requirements for an extension of stay for Sector-Based employment

135L. DELETED.

Extension of stay for Sectors-Based Scheme employment

135M. DELETED.

Refusal of extension of stay for Sectors-Based Scheme employment

135N. DELETED.

International Graduates Scheme

Requirements for leave to enter as a participant in the International Graduates Scheme

135O. DELETED

Leave to enter as a participant in the International Graduates Scheme

135P. DELETED

Refusal of leave to enter as a participant in the International Graduates Scheme

135Q. DELETED

Requirements for leave to remain as a participant in the International Graduates Scheme

135R. DELETED

Leave to remain as a participant in the International Graduates Scheme

135S. DELETED

Refusal of leave to remain as a participant in the International Graduates Scheme

135ST. DELETED

Representatives of overseas newspapers, news agencies and broadcasting organisations

Requirements for leave to enter as a representative of an overseas newspaper, news agency or broadcasting organisation

136. Deleted on 27 November 2008 by paragraph 39 of Statement of Changes HC1113 except insofar as relevant to paragraph 142 and 143.

Indefinite leave to remain for a representative of an overseas newspaper, news agency or broadcasting organisation

142. Indefinite leave to remain may be granted, on application, to a representative of an overseas newspaper, news agency or broadcasting organisation provided the applicant:

(i) has spent a continuous period of 5 years lawfully in the United Kingdom in this capacity; and

(ii) has met the requirements of paragraph 139 throughout the 5 year period; and

(iii) is still required for the employment in question, as certified by the employer; and

(iv) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(v) does not fall for refusal under the general grounds for refusal; and

(vi) is not in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(vii) provides the specified documents in paragraph 142-SD to evidence the reason for the absences set out in paragraph 128A.

142-SD Specified documents

The specified documents referred to in paragraph 142(vii) are:

a) A letter from the employer detailing the purpose and period of absences in connection with the employment, including periods of annual leave.
b) Where the absence was due to a serious or compelling reason, a personal letter from the applicant which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

Refusal of indefinite leave to remain for a representative of an overseas newspaper, news agency or broadcasting organisation.

143. Indefinite leave to remain in the United Kingdom for a representative of an overseas newspaper, news agency or broadcasting organisation is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 142 is met.

143A. DELETED

Leave to enter as a Fresh Talent: Working in Scotland scheme participant

143B. DELETED

Refusal of leave to enter as a Fresh Talent: Working in Scotland scheme participant

143C. DELETED

Requirements for an extension of stay as a Fresh Talent: Working in Scotland scheme participant

143D. DELETED

Extension of stay as a Fresh Talent: Working in Scotland scheme participant

143E. DELETED

Refusal of an extension of stay as a Fresh Talent: Working in Scotland scheme participant

143F. DELETED

Representatives of overseas businesses

Requirements for leave to enter as a representative of an overseas business

144. The requirements to be met by a person seeking leave to enter the United Kingdom as a representative of an overseas business are that he:

(i) has been recruited and taken on as an employee outside the United Kingdom of a business which has its headquarters and principal place of business outside the United Kingdom; and

(ii) is seeking entry to the United Kingdom:

(a) as a senior employee of an overseas business which has no branch, subsidiary or other representative in the United Kingdom with full authority to take operational decisions on behalf of the overseas business for the purpose of representing it in the United Kingdom by establishing and operating a registered branch or wholly owned subsidiary of that overseas business, the branch or subsidiary of which will be concerned with same type of business activity as the overseas business; or

(b) as an employee of an overseas newspaper, news agency or broadcasting organisation being posted on a long-term assignment as a representative of their overseas employer.

(iii) where entry is sought under (ii)(a), the person:

(a) will be the sole representative of the employer present in the United Kingdom under the terms of this paragraph;

(b) intends to be employed full time as a representative of that overseas business; and

(c) is not a majority shareholder in that overseas business.

(iv) where entry is sought under (ii)(b), the person intends to work full-time as a representative of their overseas employer.

(v) does not intend to take employment except within the terms of this paragraph; and

(vi) has competence in the English language to the required standard on the basis that

(a) the applicant is a national of one of the following countries: Antigua and Barbuda; Australia; the Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana;

Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; United States of America; and provides the specified documents in paragraph 144-SD(a) or

(b) the applicant has a knowledge of English equivalent to level A1 or above of the Council of Europe's Common European Framework for Language Learning, and

(1) provides the specified documents from an English language test provider approved by the Secretary of State for these purposes, as listed in Appendix O, which clearly show the applicant's name, the qualification obtained (which must meet or exceed the standard described above) and the date of the award, or

(2) has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's degree in the UK, and

(i) provides the specified documents in paragraph 144-SD(b) to show he has the qualification, and

(ii) UK NARIC has confirmed that the qualification was taught or researched in English to level C1 of the Council of Europe's Common European Framework for Language learning or above, or

(3) has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet or exceed the recognised standard of a Bachelor's or Master's degree in the UK, and provides the specified documents in paragraph 144-SD(c) to show that:

(i) he has the qualification, and

(ii) the qualification was taught or researched in English, or

(4) has obtained an academic qualification (not a professional or vocational qualification), which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA; and provides the specified documents in paragraph 144-SD(b).

(vii) can maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(viii) holds a valid United Kingdom entry clearance for entry in this capacity.

144-SD Specified documents

a) The specified documents in paragraph 144(vi)(a) as evidence of nationality are the applicant's current valid original passport or travel document. If the applicant is unable to provide these, the UK Border Agency may exceptionally consider this requirement to have been met where the applicant provides full reasons in the passport section of the application form, and either:

i) a current national identity document, or

ii) an original letter from his home government or embassy, on the letter-headed paper of the government or embassy, which has been issued by an authorised official of that institution and confirms the applicant's full name, date of birth and nationality.

b) The specified documents in paragraph 144(vi)(b)(2)(i) and paragraph 144(vi)(4) as evidence of qualifications taught in English are:

1) the original certificate of the award, or

2) if the applicant is awaiting graduation having successfully completed the qualification, or no longer has the certificate and the awarding institution is unable to provide a replacement, an academic transcript (or original letter in the case of a PhD qualification) from the awarding institution on its official headed paper, which clearly shows:

(a) the applicant's name,

(b) the name of the awarding institution,

(c) the title of the award,

(d) confirmation that the qualification has been or will be awarded, and

(e) the date that the certificate will be issued (if the applicant has not yet graduated) or confirmation that the institution is unable to reissue the original certificate or award.

c) The specified documents in paragraph 144(vi)(b)(3)(i) as evidence of qualifications taught in English are:

1) the specified documents in (b) above, and

2) an original letter from the awarding institution on its official headed paper, which clearly shows:

(a) the applicant's name,

(b) the name of the awarding institution,

(c) the title of the award,

(d) the date of the award, and

(e) confirmation that the qualification was taught in English.

Leave to enter as a representative of an overseas business

145. A person seeking leave to enter the United Kingdom as a representative of an overseas business may be admitted for a period not exceeding 3 years provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity, and his leave may be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules, and

(iii) no employment other than working for the business which the applicant has been admitted to represent.

Refusal of leave to enter as a representative of an overseas business

146. Leave to enter as a representative of an overseas business is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay as a representative of an overseas business

147. The requirements for an extension of stay as a representative of an overseas business are that the applicant:

(i) entered the United Kingdom with a valid United Kingdom entry clearance as:

(a) a sole representative of an overseas business, including entry under the rules providing for the admission of sole representatives in force prior to 1 October 2009; or

(b) a representative of an overseas newspaper, news agency or broadcasting organisation;

(ii) the person was admitted in accordance with paragraph 144(ii)(a) and can show that:

(a) the overseas business still has its headquarters and principal place of business outside the United Kingdom; and

(b) he is employed full time as a representative of that overseas business and has established and is in charge of its registered branch or wholly owned subsidiary; and

(c) he is still required for the employment in question, as certified by his employer;

(iii) the person was admitted in accordance with paragraph 144(ii)(b) and can show that:

(a) he is still engaged in the employment for which the entry clearance was granted; and

(b) he is still required for the employment in question, as certified by his employer.

(iv) does not intend to take employment except within the terms of this paragraph; and

(v) can maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(vi) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as a representative of an overseas business

148. An extension of stay as a representative of an overseas business may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 147 is met. The extension of stay will be granted for:

(i) a period not exceeding 2 years, unless paragraph (ii) applies.

(ii) a period not exceeding 3 years, if the applicant was last granted leave prior to 1 October 2009, and will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules, and

(iii) no employment other than working for the business which the applicant has been admitted to represent.

Refusal of extension of stay as a representative of an overseas business

149. An extension of stay as a representative of an overseas business is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 147 is met.

Indefinite leave to remain for a representative of an overseas business

150. Indefinite leave to remain may be granted, on application, to a representative of an overseas business provided the applicant:

(i) has spent a continuous period of 5 years lawfully in the United Kingdom in this capacity; and

(ii) has met the requirements of paragraph 147 throughout the 5 year period; and

(iii) is still required for the employment in question, as certified by the employer; and

(iv) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(v) does not fall for refusal under the general grounds for refusal; and

(vi) is not in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(vii) provides the specified documents in paragraph 150-SD to evidence the reason for the absences set out in paragraph 128A.

150-SD Specified documents

The specified documents referred to in paragraph 150(vii) are:

(a) A letter from the employer detailing the purpose and period of absences in connection with the employment, including periods of annual leave.

(b) Where the absence was due to a serious or compelling reason, a personal letter from the applicant which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

Refusal of indefinite leave to remain for a sole representative of an overseas business

151. Indefinite leave to remain in the United Kingdom for a representative of an overseas business is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 150 is met.

Private servants in diplomatic households

Requirements for leave to enter as a private servant in a diplomatic household

152. Deleted on 27 November 2008 by paragraph 39 of Statement of Changes HC 1113 except insofar as relevant to paragraph 158 and 159.

Indefinite leave to remain for a servant in a diplomatic household

158. Indefinite leave to remain may be granted, on application, to a private servant in a diplomatic household provided the applicant:

(i) has spent a continuous period of 5 years lawfully in the United Kingdom in this capacity; and

(ii) has met the requirements of paragraph 155 throughout the 5 year period; and

(iii) is still required for the employment in question, as certified by the employer; and

(iv) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(v) does not fall for refusal under the general grounds for refusal; and

(vi) is not in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(vii) provides the specified documents in paragraph 158-SD to evidence the reason for the absences set out in paragraph 128A.

158-SD Specified documents

The specified documents referred to in paragraph 158(vii) are:

(a) A letter from the employer detailing the purpose and period of absences in connection with the employment, including periods of annual leave.

(b) Where the absence was due to a serious or compelling reason, a personal letter from the applicant which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

Refusal of indefinite leave to remain for a servant in a diplomatic household

159. Indefinite leave to remain in the United Kingdom for a private servant in a diplomatic household is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 158 is met.

Domestic workers in private households

Requirements for leave to enter as a domestic worker in a private household

159A. The requirements to be met by a person seeking leave to enter the United Kingdom as a domestic worker in a private household are that the applicant:

(i) is aged 18-65 inclusive; and

(ii) has been employed as a domestic worker for one year or more immediately prior to the application for entry clearance under the same roof as the employer or in a household that the employer uses for himself on a regular basis and where evidence is produced to demonstrate the connection between employer and employee in the form of:

(a) a letter from the employer confirming that the domestic worker has been employed by them in that capacity for the twelve months immediately prior to the date of application; and

(b) one of the following documents covering the same period of employment as that in (a):

(i) pay slips or bank statements showing payment of salary;

(ii) confirmation of tax paid;

(iii) confirmation of health insurance paid;

(iv) contract of employment;

(v) work visa, residence permit or equivalent passport endorsement for the country in which the domestic worker has been employed by that employer; or

(vi) visas or equivalent passport endorsement to confirm that the domestic worker has travelled with the employer; and

(iii) intends to work for the employer whilst the employer is in the United Kingdom and intends to travel in the company of either;

(a) a British or EEA national employer, or that employer's British or EEA national spouse, civil partner or child, where the employer's usual place of residence is outside the UK and where the employer does not intend to remain in the UK beyond six months; or

(b) a British or EEA national employer's foreign national spouse, civil partner or child where the employer does not intend to remain in the UK beyond six months; or

(c) a foreign national employer or the employer's spouse, civil partner or child where the employer is seeking or has been granted entry clearance or leave to enter under Part 2 of these Rules; and

(iv) intends to leave the UK at the end of six months in the United Kingdom or at the same time as the employer, whichever is the earlier; and does not intend to live for extended periods in the United Kingdom through frequent or successive visits; and

(v) has agreed in writing terms and conditions of employment in the UK with the employer, including specifically that the applicant will be paid in accordance with the National Minimum Wage Act 1998 and any Regulations made under it, and provides evidence of this in the form set out in Appendix 7 with the entry clearance application; and

(vi) will not take employment other than within the terms of this paragraph to work full time as a domestic worker for the employer in a household that the employer intends to live in; and

(vii) can maintain and accommodate him or herself adequately without recourse to public funds; and

(viii) holds a valid entry clearance for entry in this capacity.

Leave to enter as a domestic worker in a private household

159B. A person seeking leave to enter the United Kingdom as a domestic worker in a private household may be given leave to enter for that purpose for a period not exceeding 6 months provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as a domestic worker in a private household

159C. Leave to enter as a domestic worker in a private household is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for extension of stay as a domestic worker in a private household

159D. The requirements for an extension of stay as a domestic worker in a private household are that the applicant:

(i) entered the United Kingdom with a valid entry clearance as a domestic worker in a private household; and

(ii) was granted less than 6 months leave to enter in this capacity; and

(iii) has continued to be employed for the duration of leave granted as a domestic worker in the private household of the employer with whom the applicant entered or joined in the UK; and

(iv) continues to be required for employment for the period of the extension sought as a domestic worker in a private household that the employer lives in, where there is evidence of this in the form of written terms and conditions of employment in the UK as set out in Appendix 7 and evidence that the employer is living in the UK; and

(v) does not intend to take employment except as a domestic worker in the private household of the employer; and

(vi) meets the requirements of paragraph 159A (iv) and (vii); and

(vii) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as a domestic worker in a private household

159E. An extension of stay as a domestic worker in a private household may be granted for a period of six months less the period already spent in the UK in this capacity.

Requirements for extension of stay as a domestic worker in a private household for applicants who entered the United Kingdom under the Rules in place before 6 April 2012

159EA. The requirements for an extension of stay as a domestic worker in a private household for applicants who entered the United Kingdom under Rules in place before 6 April 2012 are that the applicant:

(i) last entered the UK with a valid entry clearance as a domestic worker in a private household under Rules in place before 6 April 2012; and

(ii) has continued to be employed for the duration of leave granted as a domestic worker in a private household; and

(iii) continues to be required for employment for the period of the extension sought as a full time domestic worker in a private household under the same roof as the employer or in the same household that the employer has lived in and where evidence of this in the form of written terms and conditions of employment in the UK as set out in Appendix 7 and evidence that the employer resides in the UK; and

(iv) does not intend to take employment except as a full time domestic worker in the private household referred to in sub-paragraph 159EA (iii); and

(v) meets the requirements of paragraph 159A (i) and (vii); and

(vi) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as a domestic worker in a private household for applicants who entered the United Kingdom under the Rules in place before 6 April 2012

159EB(i) An extension of stay as a domestic worker in a private household may be granted for a period not exceeding 12 months at a time provided the Secretary of State is satisfied that each of the requirements of paragraph 159EA are met.

(ii) Except, where the application is decided before the current leave expires, the extension of stay granted may be for a period not exceeding 12 months plus the time remaining before the expiry of the current leave (so if the application is decided on March 31st and the current leave does not expire until April 30th, an additional period of one month's leave may be granted).

Refusal of extension of stay as a domestic worker in a private household

159F. An extension of stay as a domestic worker may be refused if the Secretary of State is not satisfied that each of the requirements of paragraph either paragraph 159D or, where applicable, paragraph 159EA, is met.

Indefinite leave to remain for a domestic worker in a private household

159G. The requirements for indefinite leave to remain as a domestic worker in a private household are that the applicant:

(i) entered the United Kingdom with a valid entry clearance as a domestic worker in a private household under the Rules in place before 6 April 2012; and

(ii) has spent a continuous period of 5 years lawfully in the United Kingdom employed in this capacity; and

(iii) has met the requirements of paragraph 159A (vi) and (vii) throughout the 5 year period; and

(iv) continues to be required for employment as a domestic worker in a private household as certified by the current employer; and

(v) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(vi) does not fall for refusal under the general grounds for refusal; and

(vii) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(viii) provides the specified documents in paragraph 159G-SD to evidence the reason for the absences set out in paragraph 128A.

159G-SD Specified documents

The specified documents referred to in paragraph 159G(viii) are:

(a) A letter from the employer detailing the purpose and period of absences in connection with the employment, including periods of annual leave.

(b) Where the absence was due to a serious or compelling reason, a personal letter from the applicant which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

Refusal of indefinite leave to remain for a domestic worker in a private household

159H. Indefinite leave to remain in the United Kingdom for a domestic worker in a private household is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 159G is met.

Overseas government employees

Requirements for leave to enter as an overseas government employee

160. Deleted on 27 November 2008 by paragraph 39 of Statement of Changes HC 1113 except insofar as relevant to paragraph 167 and 168.

Indefinite leave to remain for an overseas government employee

167. Indefinite leave to remain may be granted, on application, to an overseas government employee provided the applicant:

(i) has spent a continuous period of 5 years lawfully in the United Kingdom in this capacity; and

(ii) has met the requirements of paragraph 164 throughout the 5 year period; and

(iii) is still required for the employment in question, as certified by the employer; and

(iv) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(v) does not fall for refusal under the general grounds for refusal; and

(vi) is not in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(vii) provides the specified documents in paragraph 167-SD to evidence the reason for the absences set out in paragraph 128A.

167-SD Specified documents

The specified documents referred to in paragraph 167(vii) are:

(a) A letter from the employer detailing the purpose and period of absences in connection with the employment, including periods of annual leave.
(b) Where the absence was due to a serious or compelling reason, a personal letter from the applicant which includes full details of the reason for the absences and all original

supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

Refusal of indefinite leave to remain for an overseas government employee

168. Indefinite leave to remain in the United Kingdom for an overseas government employee is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 167 is met.

169. For the purposes of these Rules:

(i) a minister of religion means a religious functionary whose main regular duties comprise the leading of a congregation in performing the rites and rituals of the faith and in preaching the essentials of the creed;

(ii) a missionary means a person who is directly engaged in spreading a religious doctrine and whose work is not in essence administrative or clerical;

(iii) a member of a religious order means a person who is coming to live in a community run by that order.

Requirements for leave to enter as a minister of religion, missionary, or member of a religious order

170. Deleted on 27 November 2008 by paragraph 39 of Statement of Changes HC 1113 except insofar as relevant to paragraph 176 AND 177.

Refusal of extension of stay as a minister of religion, missionary or member of a religious order

175. An extension of stay as a minister of religion, missionary or member of a religious order is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 173 or 174A is met.

Indefinite leave to remain for a minister of religion, missionary or member of a religious order

176. Indefinite leave to remain may be granted, on application, to a person admitted as a minister of religion, missionary or member of a religious order provided the applicant:

(i) has spent a continuous period of 5 years lawfully in the United Kingdom in this capacity; and

(ii) has met the requirements of paragraph 173 or 174A throughout the 5 year period; and

(iii) is still required for the employment in question as certified by the leadership of the congregation, the employer or the head of the religious order to which the applicant belongs; and

(iv) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(v) does not fall for refusal under the general grounds for refusal; and

(vi) is not in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(vii) provides the specified documents in paragraph 176-SD to evidence the reason for the absences set out in paragraph 128A.

176-SD Specified documents

The specified documents referred to in paragraph 176(vii) are:

(a) A letter from the leadership of the congregation, the employer or the head of the religious order to which the applicant belongs, detailing the purpose and period of absences in connection with the employment, including periods of annual leave.

(b) Where the absence was due to a serious or compelling reason, a personal letter from the applicant which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

Refusal of indefinite leave to remain for a minister of religion, missionary or member of a religious order

177. Indefinite leave to remain in the United Kingdom for a minister of religion, missionary or member of a religious order is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 176 is met.

177A. DELETED

Requirements for leave to enter the United Kingdom as a visiting religious worker or a religious worker in a non-pastoral role

DELETED

Leave to enter as a visiting religious worker or a religious worker in a non-pastoral role

177C. DELETED

177D. DELETED

Requirements for an extension of stay as a visiting religious worker or a religious worker in a non pastoral role

177E. DELETED

Extension of stay as a visiting religious worker or a religious worker in a non-pastoral role

177F. DELETED

Refusal of an extension of stay as a visiting religious worker or a religious worker in a non pastoral role

177G. DELETED

Airport based operational ground staff of overseas-owned airlines

Requirements for leave to enter the United Kingdom as a member of the operational ground staff of an overseas-owned airline

178. Deleted on 27 November 2008 by paragraph 39 of Statement of Changes HC 1113 except insofar as relevant to paragraph 184 and 185.

Indefinite leave to remain for a member of the operational ground staff of an overseas owned airline

184. Indefinite leave to remain may be granted, on application, to a member of the operational ground staff of an overseas-owned airline provided the applicant:

(i) has spent a continuous period of 5 years lawfully in the United Kingdom in this capacity; and

(ii) has met the requirements of paragraph 181 throughout the 5 year period; and

(iii) is still required for the employment in question as certified by the employer; and

(iv) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(v) does not fall for refusal under the general grounds for refusal; and

(vi) is not in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(vii) provides the specified documents in paragraph 184-SD to evidence the reason for the absences set out in paragraph 128A.

184-SD Specified documents

The specified documents referred to in paragraph 184(vii) are:

(a) A letter from the employer detailing the purpose and period of absences in connection with the employment, including periods of annual leave.

(b) Where the absence was due to a serious or compelling reason, a personal letter from the applicant which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

Refusal of indefinite leave to remain for a member of the operational ground staff of an overseas owned airline

185. Indefinite leave to remain in the United Kingdom for a member of the operational ground staff of an overseas owned airline is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 184 is met.

Persons with United Kingdom ancestry

Requirements for leave to enter on the grounds of United Kingdom ancestry

186. The requirements to be met by a person seeking leave to enter the United Kingdom on the grounds of his United Kingdom ancestry are that he:

(i) is a Commonwealth citizen; and

(ii) is aged 17 or over; and

(iii) is able to provide proof that one of his grandparents was born in the United Kingdom and Islands and that any such grandparent is the applicant's blood grandparent or grandparent by reason of an adoption recognised by the laws of the United Kingdom relating to adoption; and

(iv) is able to work and intends to take or seek employment in the United Kingdom; and

(v) will be able to maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(vi) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter the United Kingdom on the grounds of United Kingdom ancestry

187. A person seeking leave to enter the United Kingdom on the grounds of his United Kingdom ancestry may be given leave to enter for a period not exceeding 5 years provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter on the grounds of United Kingdom ancestry

188. Leave to enter the United Kingdom on the grounds of United Kingdom ancestry is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay on the grounds of United Kingdom ancestry

189. The requirements to be met by a person seeking an extension of stay on the grounds of United Kingdom ancestry are that:

(i) he is able to meet each of the requirements of paragraph 186 (i)-(v); and

(ii) he was admitted to the United Kingdom on the grounds of United Kingdom ancestry in accordance with paragraphs 186 to 188 or has been granted an extension of stay in this capacity; and

(iii) he is not in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay on the grounds of United Kingdom ancestry

190. An extension of stay on the grounds of United Kingdom ancestry may be granted for a period not exceeding 5 years provided the Secretary of State is satisfied that each of the requirements of paragraph 189 is met.

Refusal of extension of stay on the grounds of United Kingdom ancestry

191. An extension of stay on the grounds of United Kingdom ancestry is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 189 is met.

Indefinite leave to remain on the grounds of United Kingdom ancestry

192. Indefinite leave to remain may be granted, on application, to a Commonwealth citizen with a United Kingdom born grandparent provided the applicant:

(i) meets the requirements of paragraph 186 (i)-(v); and

(ii) has spent a continuous period of 5 years lawfully in the United Kingdom in this capacity; and

(iii) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(iv) does not fall for refusal under the general grounds for refusal; and

(v) is not in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(vi) provides the specified documents in paragraph 192-SD to evidence the reason for the absences set out in paragraph 128A, where the absence was due to a serious or compelling reason.

192-SD Specified documents

The specified documents referred to in paragraph 192(vi) are:

A personal letter from the applicant which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

Refusal of indefinite leave to remain on the grounds of United Kingdom ancestry

193. Indefinite leave to remain in the United Kingdom on the grounds of a United Kingdom born grandparent is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 192 is met.

Partners of persons who have or have had leave to enter or remain under paragraphs 128-193 (but not paragraphs 135I-135K)

193A. Nothing in paragraphs 194-196F is to be construed as allowing a person to be granted entry clearance, leave to enter, leave to remain or variation of leave as a partner of a person granted entry clearance or leave to enter under Paragraph 159A where that entry clearance or leave to enter was granted under 159A on or after 6 April 2012.

Requirements for leave to enter as the partner of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

194. The requirements to be met by a person seeking leave to enter the United Kingdom as the partner of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) are that:

(i) the applicant is the spouse, civil partner, unmarried or same-sex partner of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K); and

(ii) if an unmarried or same-sex partner:

(1) any previous marriage or civil partnership (or similar relationship) by either partner has permanently broken down; and

(2) the parties are not involved in a consanguineous relationship with one another; and

(3) the parties have been living together in a relationship akin to marriage or civil partnership which has subsisted for 2 years or more; and

(iii) each of the parties intends to live with the other as his or her partner during the applicant's stay and the relationship is subsisting; and

(iv) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(v) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(vi) the applicant does not intend to stay in the United Kingdom beyond any period of leave granted to his partner; and

(vii) the applicant does not fall for refusal under the general grounds for refusal; and

(viii) the applicant holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as the partner of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

195. A person seeking leave to enter the United Kingdom as the partner of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) may be given leave to enter for a period not in excess of that granted to the person with limited leave to enter or remain under paragraphs 128-193 (but not paragraphs 135I-135K) provided the Immigration Officer is satisfied that each of the requirements of paragraph 194 is met. If the person is seeking leave to enter as the partner of a Highly Skilled Migrant, leave which is granted will be subject to a condition prohibiting Employment as a Doctor or Dentist in Training, unless the applicant has obtained a degree in medicine or dentistry at bachelor's level or above from a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based System and provides evidence of this degree.

Refusal of leave to enter as the partner of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

196. Leave to enter the United Kingdom as the partner of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 194 is met.

Requirements for extension of stay as the partner of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

196A. The requirements to be met by a person seeking an extension of stay in the United Kingdom as the partner of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) are that the applicant:

(i) is the spouse, civil partner, unmarried or same sex partner of a person who:

(1) has limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K); or

(2) has indefinite leave to remain in the United Kingdom or has become a British citizen, and who had limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) immediately before being granted indefinite leave to remain; and

(ii) meets the requirements of paragraph 194(ii) - (vii); and

(iii) was not last granted:

(1) entry clearance or leave as a visitor,

(2) temporary admission, or

(3) temporary release; and

(iv) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as the partner of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

196B. An extension of stay in the United Kingdom as:

(i) the partner of a person who has limited leave to enter or remain under paragraphs 128-193 (but not paragraphs 135I-135K) may be granted for a period not in excess of that granted to the person with limited leave to enter or remain; or

(ii) the partner of a person who is being admitted at the same time for settlement, or the partner of a person who has indefinite leave to remain or has become a British citizen, may be granted for a period not exceeding 2 years, in both instances, provided the Secretary of State is satisfied that each of the requirements of paragraph 196A is met.

If the person is seeking an extension of stay as the partner, of a Highly Skilled Migrant, leave which is granted will be subject to a condition prohibiting Employment as a Doctor or Dentist in Training, unless the applicant:

(1) has obtained a primary degree in medicine or dentistry at bachelor's level or above from a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based System; or

(2) has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a Doctor in Training, and has been employed during that leave as a Doctor in Training; or

(3) has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a Dentist in Training, and has been employed during that leave as a Dentist in Training.

Refusal of extension of stay as the partner of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

196C. An extension of stay in the United Kingdom as the partner of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 196A is met.

Requirements for indefinite leave to remain for the partner of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

196D. The requirements to be met by a person seeking indefinite leave to remain in the United Kingdom as the partner of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) are that the applicant:

(i) is the spouse, civil partner, unmarried or same-sex partner of a person who:

(1) has limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) and who is being granted indefinite leave to remain at the same time; or

(2) is the spouse, civil partner, unmarried or same-sex partner of a person who has indefinite leave to remain in the United Kingdom or has become a British citizen, and who had limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) immediately before being granted indefinite leave to remain; and

(ii) meets the requirements of paragraph 194(ii) - (vii); and

(iii) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(iv) was not last granted:

(1) entry clearance or leave as a visitor,

(2) temporary admission, or

(3) temporary release; and

(v) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Indefinite leave to remain as the partner of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

196E. Indefinite leave to remain in the United Kingdom as the partner of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 196D is met.

Refusal of indefinite leave to remain as the partner of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

196F. Indefinite leave to remain in the United Kingdom as the partner of a person who has or has had limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 196D is met.

Children of persons with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135i-135k)

196G. Nothing in paragraphs 197-199 is to be construed as allowing a person to be granted entry clearance, leave to enter, leave to remain or variation of leave as the child of a person granted entry clearance or leave to enter under Paragraph 159A where that entry clearance or leave to enter was granted under 159A on or after 6 April 2012.

Requirements for leave to enter or remain as the child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

197. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as a child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) are that:

(i) he is the child of a parent with limited leave to enter or remain in the United Kingdom under paragraphs 128-193(but not paragraphs 135I-135K) or, in respect of applications for leave to remain only, of a parent who has indefinite leave to remain in the UK but who immediately before that grant had limited leave to rener or remain under those paragraphs; and

(ii) he is under the age of 18 or has current leave to enter or remain in this capacity; and

(iii) he is unmarried and is not a civil partner, has not formed an independent family unit and is not leading an independent life; and

(iv) he can and will be maintained and accommodated adequately without recourse to public funds in accommodation which his parent(s) own or occupy exclusively; and

(v) he will not stay in the United Kingdom beyond any period of leave granted to his parent(s); and

(vi) both parents are being or have been admitted to or allowed to remain in the United Kingdom save where:

(a) the parent he is accompanying or joining is his sole surviving parent; or

(b) the parent he is accompanying or joining has had sole responsibility for his upbringing;
or

(c) there are serious and compelling family or other considerations which make exclusion from the United Kingdom undesirable and suitable arrangements have been made for his care; and

(vii) if seeking leave to enter, he holds a valid United Kingdom entry clearance for entry in this capacity or, if seeking leave to remain, he was not last granted:

(1) entry clearance or leave as a visitor,

(2) temporary admission, or

(3) temporary release; and

(viii) if seeking leave to remain, must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Leave to enter or remain as the child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

198.

(a) A person seeking leave to enter or remain in the United Kingdom as the child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) may be given leave to enter or remain in the United Kingdom for a period of leave not in excess of that granted to the person with limited leave to enter or remain under paragraphs 128-193 (but not paragraphs 135I-135K) provided that:

i) in relation to an application for leave to enter, he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity; or
ii) in the case of an application for limited leave to remain, he was not last granted:

(1) entry clearance or leave as a visitor,

(2) temporary admission, or

(3) temporary release,

and is able to satisfy the Secretary of State that each of the requirements of paragraph 197 (i)-(vi) and(viii) is met.

(b) A person seeking leave to remain as the child of a parent who has indefinite leave to remain in the UK and who had limited leave under paragraphs 128 - 193 (but not paragraphs 135I - 135K) immediately before being granted indefinite leave may be given leave to remain in the UK for a period of 30 months provided he is in the UK with valid leave under paragraph 198 and is able to satisfy the Secretary of State that each of the requirements of paragraph 197(i) and 197 (ii) - (vi) and(viii) is met.

Refusal of leave to enter or remain as the child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

198A. Leave to enter or remain in the United Kingdom as the child of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) is to be refused if:

(i) in relation to an application for leave to enter, a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival; or

(ii) in the case of an application for limited leave to remain, if the applicant was last granted:

(1) entry clearance or leave as a visitor,

(2) temporary admission, or

(3) temporary release,

or is unable to satisfy the Secretary of State that each of the requirements of paragraph 197 (i)-(vi) and (viii) is met.

Requirements for indefinite leave to remain as the child of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

199. The requirements to be met by a person seeking indefinite leave to remain in the United Kingdom as the child of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) are that the applicant:

(i) is the child of a person who:

(1) has limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) and who is being granted indefinite leave to remain at the same time; or

(2) has indefinite leave to remain in the United Kingdom and who had limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) immediately before being granted indefinite leave to remain; and

(ii) meets the requirements of paragraph 197(i) - (vi) and (viii); and

(iii) was not last granted:

(1) entry clearance or leave as a visitor,

(2) temporary admission, or

(3) temporary release; and

(iv) does not fall for refusal under the general grounds for refusal; and

(v) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(vi) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL, unless he is under the age of 18 at the date on which the application is made.

Indefinite leave to remain as the child of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

199A. Indefinite leave to remain in the United Kingdom as the child of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 199 is met.

Refusal of indefinite leave to remain as the child of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K)

199B. Indefinite leave to remain in the United Kingdom as the child of a person who has or has had limited leave to enter or remain in the United Kingdom under paragraphs 128-193 (but not paragraphs 135I-135K) is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 199 is met.

Back to top

Immigration Rules
Part 6

Persons seeking to enter or remain in the United Kingdom as a businessman, self-employed person, investor, writer or composer or artist

200A. DELETED

Person intending to establish themselves in business

Requirements for leave to enter the United Kingdom as a person intending to establish himself in business

200. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

201. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

202. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

203. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Leave to enter the United Kingdom as a person seeking to establish himself in business

204. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Refusal of leave to enter the United Kingdom as a person seeking to establish himself in business

205. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Requirements for an extension of stay in order to remain in business

206. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

206A. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

206B. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.
206C. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

206D. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

206E. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

206F. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

206G. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

206H. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

206I. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Extension of stay in order to remain in business

207. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Refusal of extension of stay in order to remain in business

208. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 209. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

209-210. DELETED.

Innovators

Requirements for leave to enter the United Kingdom as an innovator

210A. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Leave to enter as an innovator

210B. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Refusal of leave to enter as an innovator

210C. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Requirements for an extension of stay as an innovator

210D. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

210DA. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

210DB. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

210DC. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

210DD. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

210DE. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

210DF. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

210DG. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

210DH. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

210DI. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Extension of stay as an innovator

210E. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Refusal of extension of stay as an innovator

210F. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 210G. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

210G-210H. DELETED.

Persons intending to establish themselves in business under provisions of EC Association Agreements

Requirements for leave to enter the United Kingdom as a person intending to establish himself in business under the provisions of an EC Association Agreement

211-221. DELETED

222-223A. DELETED.

Requirements for leave to enter the United Kingdom as an investor

224. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 230. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Leave to enter as an investor

225. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 230. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Refusal of leave to enter as an investor

226. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 230. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Requirements for an extension of stay as an investor

Extension of stay as an investor

227. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 230. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

227A. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 230. Please see Appendix F for the wording of these Rules in a case in which they are relevant.
227B. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 230. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

227C. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 230. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

227D. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 230. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

227E. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 230. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

228. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 230. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Refusal of extension of stay as an investor

229. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 230. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

230-231. DELETED.

Writers, composers and artists

Requirements for leave to enter the United Kingdom as a writer, composer or artist

232. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 238. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Leave to enter as a writer, composer or artist

233. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 238. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Refusal of leave to enter as a writer, composer or artist

234. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 238. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Requirements for an extension of stay as a writer, composer or artist

235. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 238. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Extension of stay as a writer, composer or artist

236. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 238. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

Refusal of extension of stay as a writer, composer or artist

237. Deleted on 30 June 2008 by paragraph 17 of Statement of Changes HC 607 except insofar as relevant to paragraph 238. Please see Appendix F for the wording of these Rules in a case in which they are relevant.

238-245. DELETED.

Back to top

Immigration Rules
Part 6A

Points-based system

245AAA. General requirements for indefinite leave to remain

For the purposes of references in this Part to requirements for indefinite leave to remain, except for those in paragraphs 245BF, 245DF and 245EF:

(a) "continuous period of 5 years lawfully in the UK" means, subject to paragraphs 245CD, 245GF and 245HF, residence in the United Kingdom for an unbroken period with valid leave, and for these purposes a period shall not be considered to have been broken where:

(i) the applicant has been absent from the UK for a period of 180 days or less in any of the five consecutive 12 month periods preceding the date of the application for leave to remain;

(ii) the applicant has existing limited leave to enter or remain upon their departure and return except that where that leave expired no more than 28 days prior to a further application for entry clearance, that period and any period pending the determination of an application made within that 28 day period shall be disregarded; and

(iii) the applicant has any period of overstaying between periods of entry clearance, leave to enter or leave to remain of up to 28 days and any period of overstaying pending the determination of an application made within that 28 day period disregarded

(b) Except for periods when the applicant had leave as a Tier 1 (General) Migrant, a Tier 1 (Investor) Migrant, a Tier 1 (Entrepreneur) Migrant, a Tier 1 (Exceptional Talent) Migrant, a highly skilled migrant, a Businessperson, an Innovator, an Investor, a self-employed lawyer or a writer, composer or artist, the applicant must have been employed in the UK continuously throughout the five years, under the terms of their Certificate of Sponsorship, work permit or in the employment for which they were given leave to enter or remain, except that any breaks in employment in which they applied for leave as a Tier 2 Migrant, or, under Tier 5 Temporary Worker (International Agreement) Migrant as a private servant in a diplomatic household, where in the latter case they applied to enter the UK before 6 April 2012, to work for a new employer shall be disregarded, provided this is within 60 days of the end of their employment with their previous employer or Sponsor.

(c) Except for periods where the applicant had leave as a Tier 1(Investor) Migrant, a Tier 1(Entrepreneur) Migrant, a Tier 1(Exceptional Talent) Migrant or a highly skilled migrant, any absences from the UK during the five years must have been for a purpose that is consistent with the applicant's basis of stay here, including paid annual leave, or for serious or compelling reasons.

245AA. Documents not submitted with applications

(a) Where Part 6A or any appendices referred to in Part 6A state that specified documents must be provided, the Entry Clearance Officer, Immigration Officer or the Secretary of State will only consider documents that have been submitted with the application, and will only

consider documents submitted after the application where they are submitted in accordance with subparagraph (b).

(b) If the applicant has submitted specified documents in which:

(i) Some of the documents in a sequence have been omitted (for example, if one bank statement from a series is missing);

(ii) A document is in the wrong format (for example, if a letter is not on letterhead paper as specified); or

(iii) A document is a copy and not an original document; or

(iv) A document does not contain all of the specified information;

the Entry Clearance Officer, Immigration Officer or the Secretary of State may contact the applicant or his representative in writing, and request the correct documents. The requested documents must be received at the address specified in the request within 7 working days of the date of the request.

(c) Documents will not be requested where a specified document has not been submitted (for example an English language certificate is missing), or where the Entry Clearance Officer, Immigration Officer or the Secretary of State does not anticipate that addressing the omission or error referred to in subparagraph (b) will lead to a grant because the application will be refused for other reasons.

(d) If the applicant has submitted a specified document:

(i) in the wrong format; or

(ii) which is a copy and not an original document; or

(iii) which does not contain all of the specified information, but the missing information is verifiable from:

(1) other documents submitted with the application,

(2) the website of the organisation which issued the document, or

(3) the website of the appropriate regulatory body;

the application may be granted exceptionally, providing the Entry Clearance Officer, Immigration Officer or the Secretary of State is satisfied that the specified documents are genuine and the applicant meets all the other requirements. The Entry Clearance Officer, Immigration Officer or the Secretary of State reserves the right to request the specified original documents in the correct format in all cases where (b) applies, and to refuse applications if these documents are not provided as set out in (b).

245A. Specified documents for students previously sponsored by an overseas government or international scholarship agency

Where Part 6A of these Rules state that specified documents must be provided to show that a sponsoring government or international scholarship agency has provided its unconditional written consent to the application, the specified documents are original letters, on the official

letter-headed paper or stationery of the organisation(s), bearing the official stamp of that organisation and issued by an authorised official of that organisation. The documents must confirm that the organisation gives the applicant unconditional consent to remain in or re-enter the UK for an unlimited time.

Tier 1 (Exceptional Talent) Migrants

245B. Purpose

This route is for exceptionally talented individuals in the particular fields, who wish to work in the UK. These individuals are those who are already internationally recognised at the highest level as world leaders in their particular field, or who have already demonstrated exceptional promise and are likely to become world leaders in their particular area.

245BA. Entry to the UK

All migrants arriving in the UK and wishing to enter as a Tier 1 (Exceptional Talent) Migrant must have a valid entry clearance for entry under this route. If they do not have a valid entry clearance, entry will be refused.

245BB. Requirements for entry clearance

To qualify for entry clearance as a Tier 1 (Exceptional Talent) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, entry clearance will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal.

(c) The applicant must have a minimum of 75 points under paragraphs 1 to 6 of Appendix A.

(d) an applicant who has, or was last granted, leave as a student or a Postgraduate Doctor or Dentist, a Student Nurse, a Student Writing-Up a Thesis, a Student Re-Sitting an Examination or as a Tier 4 Migrant and:

(i) is currently being sponsored by a government or international scholarship agency, or

(ii) was being sponsored by a government or international scholarship agency, and that sponsorship came to an end 12 months ago or less,

must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents as set out in paragraph 245A above to show that this requirement has been met.

245BC. Period and conditions of grant

Entry clearance will be granted for a period of 5 years and 4 months, and will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326,

(iii) no employment as a Doctor or Dentist in Training, and

(iv) no employment as a professional sportsperson (including as a sports coach).

245BD. Requirements for leave to remain

To qualify for leave to remain as a Tier 1 (Exceptional Talent) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(b) The applicant must have a minimum of 75 points under paragraphs 1 to 6 of Appendix A.

(c) The applicant must have, or have last been granted, entry clearance, leave to enter or remain as:

(i) a Tier 1 Migrant,

(ii) a Tier 2 Migrant, or

(iii) as a Tier 5 (Temporary Worker) Migrant, sponsored in the Government Authorised Exchange sub-category in an exchange scheme for sponsored researchers.

(d) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

245BE. Period and conditions of grant

(a) Leave to remain will be granted for a period of 5 years.

(b) Leave to remain under this route will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326,

(iii) no employment as a Doctor or Dentist in Training, and

(iv) no employment as a professional sportsperson (including as a sports coach).

245BF. Requirements for indefinite leave to remain

To qualify for indefinite leave to remain, a Tier 1 (Exceptional Talent) Migrant must meet the requirements listed below. If the applicant meets these requirements, indefinite leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) DELETED

(b) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(c) The applicant must have spent a continuous period of 5 years lawfully in the UK as follows:

(i) The applicant must have, or have last been granted, leave as a Tier 1 (Exceptional Talent) Migrant;

(ii) The 5 years must have been spent with leave as a Tier 1 Migrant (excluding as a Tier 1 (Graduate Entrepreneur) Migrant or Tier 1 (Post-Study Work) Migrant) or as a Tier 2 Migrant (excluding as a Tier 2 (Intra-Company Transfer) Migrant); and

(iii) The applicant must have had absences from the UK of no more than 180 days in any 12 calendar months during the 5 years.

(d) The applicant must have a minimum of 75 points under paragraphs 1 to 6 of Appendix A.

(e) The applicant must have demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL.

(f) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Tier 1 (General) Migrants

245C. Purpose

This route is for highly skilled migrants who wish to work, or become self-employed, to extend their stay in the UK.

245CA. Requirements for leave to remain

To qualify for leave to remain as a Tier 1 (General) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(b) if the applicant has, or has had, leave as a Highly Skilled Migrant, as a Writer, Composer or Artist, Self-Employed Lawyer, or as a Tier 1 (General) Migrant under the Rules in place before 19 July 2010, and has not been granted leave in any categories other than

these under the Rules in place since 19 July 2010, the applicant must have 75 points under paragraphs 7 to 34 of Appendix A.

(c) in all cases other than those referred to in (b) above, the applicant must have 80 points under paragraphs 7 to 34 of Appendix A.

(d) The applicant must have 10 points under paragraphs 1 to 15 of Appendix B.

(e) The applicant must have 10 points under paragraphs 1 to 3 of appendix C.

(f) The applicant must have, or have last been granted, entry clearance, leave to enter or remain:

(i) as a Tier 1 (General) Migrant,

(ii) as a Highly Skilled Migrant,

(iii) as a Writer, Composer or Artist, or

(iv) as a self-employed lawyer.

(g) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

(h) The application for leave to remain must have been made before 6 April 2015.

245CB. Period and conditions of grant

(a) Leave to remain will be granted for:

(i) a period of 3 years, or

(ii) the period the applicant needs to take his total leave granted in this category to 5 years,

whichever is the longer.

(b) DELETED.

(c) leave to remain under this route will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326, and

(iii) no Employment as a Doctor or Dentist in Training, unless the applicant:

(1) has obtained a primary degree in medicine or dentistry at bachelor's level or above from a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based System, and provides evidence of this degree; or

(2) has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a Doctor

in Training, has been employed during that leave as a Doctor in Training, and provides a letter from the Postgraduate Deanery or NHS Trust employing them which confirms that they have been working in a post or programme that has been approved by the General Medical Council as a training programme or post; or

(3) has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a Dentist in Training, has been employed during that leave as a Dentist in Training, and provides a letter from the Postgraduate Deanery or NHS Trust employing them which confirms that they have been working in a post or programme that has been approved by the Joint Committee for Postgraduate Training in Dentistry as a training programme or post.

(1) has obtained a primary degree in medicine or dentistry at bachelor's level or above from a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based system;

(2) has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a Doctor in Training, and has been employed during that leave as a Doctor in Training; or

(3) has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a dentist in Training, and has been employed during that leave as a Dentist in Training,

(iv) no employment as a professional sportsperson (including as a sports coach).

245CD. Requirements for indefinite leave to remain

To qualify for indefinite leave to remain, a Tier 1 (General) Migrant must meet the requirements listed below. If the applicant meets these requirements, indefinite leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) DELETED

(b) The applicant must not fall for refusal under the general grounds for refusal (except that paragraph 322(1C) shall not apply if the applicant meets the conditions in (f)(i)-(iii) below), and must not be an illegal entrant.

(c) The applicant must have spent a continuous period as specified in (d) lawfully in the UK, of which the most recent period must have been spent with leave as a Tier 1 (General) Migrant, in any combination of the following categories:

(i) as a Tier 1 (General) Migrant,

(ii) as a Highly Skilled Migrant,

(iii) as a Work Permit Holder,

(iv) as an innovator,

(v) as a Self-Employed Lawyer,

(vi) as a Writer, Composer or Artist,

(vii) as a Tier 2 (General) Migrant, a Tier 2 (Minister of Religion) Migrant or a Tier 2 (Sportsperson) Migrant, or

(viii) as a Tier 2 (Intra-Company Transfer) Migrant, provided the continuous period of 5 years spent lawfully in the UK includes a period of leave as a Tier 2 (Intra-Company Transfer) Migrant granted under the Rules in place before 6 April 2010, or as a Work Permit Holder where the work permit was granted because the applicant was the subject of an Intra-Company Transfer.

(d) The continuous period in (c) is:

(i) 4 years, if the applicant:

(1) received a Highly Skilled Migrant Programme approval letter issued on the basis of an application made before 3 April 2006,

(2) was subsequently granted entry clearance or leave to remain on the basis of that letter, and

(3) has not since been granted entry clearance or leave to remain in any category other than as a Highly Skilled Migrant or Tier 1 (General) Migrant; or

(ii) 5 years, in all other cases.

(e) If the applicant has or has had leave as a Highly Skilled Migrant, a Writer, Composer or artist, a self-employed lawyer or as a Tier 1 (General) Migrant under the Rules in place before 19 July 2010, and has not been granted leave in any categories other than these under the Rules in place since 19 July 2010, the applicant must have 75 points under paragraphs 7 to 34 of Appendix A.

(f) Where the applicant:

(i) received a Highly Skilled Migrant Programme approval letter issued on the basis of an application made before 7 November 2006,

(ii) was subsequently granted entry clearance or leave to remain on the basis of that letter, and

(iii) has not since been granted entry clearance or leave to remain in any category other than as a Highly Skilled Migrant or Tier 1 (General) Migrant, the applicant must be economically active in the UK, in employment or self-employment or both.

(g) in all cases other than those referred to in (e) or (f) above, the applicant must have 80 points under paragraphs 7 to 34 of Appendix A.

(h) The applicant must have sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL of these Rules, unless the applicant meets the conditions in (f)(i)-(iii) above.

(i) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded, unless the applicant meets the conditions in (f)(i)-(iii) above.

(j) The applicant must provide the specified documents in paragraph 245CD-SD to evidence the reason for the absences set out in paragraph 245AAA, unless the applicant meets the conditions in (f)(i)-(iii) above.

(k) For the purposes of sub-paragraph (c), time spent with valid leave in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man in a category equivalent to those set out in (c)(i) to (viii) may be included in the continuous period of 5 years lawful residence in the UK, provided that:

(i) the most recent period of leave was granted in the UK as a Tier 1 (General) Migrant; and

(ii) any period of leave granted in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man as a work permit holder or a Tier 2 Migrant was for employment:

(a) in a job which appears on the list of occupations skilled to National Qualifications Framework level 3 or above (or from 6 April 2011, National Qualifications Framework level 4 or above or from 14 June 2012, National Qualifications Framework level 6 or above), as stated in the Codes of Practice in Appendix J, or

(b) in a job which appears in the Creative Sector Codes of Practice in Appendix J, or

(c) as a professional sportsperson (including as a sports coach).

(iii) In any such case, references to the "UK" in paragraph 245AAA shall include a reference to the Bailiwick of Guernsey, Bailiwick of Jersey or the Isle of Man, as the case may be.

(l) For the purposes of paragraph (e), time spent with valid leave in the Bailiwick of Guernsey, the Bailiwick of Jersey and the Isle of Man in a category equivalent to those set out in (e)(i) to (iv) may be included in the continuous period of 5 years (or 4 years as the case may be) lawful residence in the UK, provided that:

(i) the most recent period of leave was granted in the UK as a Tier 1 (General) Migrant; and

(ii) any period of leave granted in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man as a work permit holder or a Tier 2 Migrant was for employment:

(a) in a job which appears on the list of occupations skilled to National Qualifications Framework level 3 or above (or from 6 April 2011, National Qualifications Framework level 4 or above or from 14 June 2012, National Qualifications Framework level 6 or above), as stated in the Codes of Practice in Appendix J, or

(b) in a job which appears in the Creative Sector Codes of Practice in Appendix J, or

(c) as a professional sportsperson (including as a sports coach).

(iii) In any such case, references to the "UK" in paragraph 245AAA shall include a reference to the Bailiwick of Guernsey, Bailiwick of Jersey or the Isle of Man, as the case may be.

(m) The application for indefinite leave to remain must have been made before 6 April 2018.

245CD-SD Specified documents

The specified documents referred to in paragraph 245CD(j) are:

(a) For periods where the applicant was in employment in the UK, a letter from the employer detailing the purpose and period of absences in connection with the employment, including periods of annual leave.

(b) For periods where the applicant was self-employed or in business in the UK, or looking for work or setting up in business in the UK, a personal letter from the applicant detailing the purpose and period of absences in relation to those activities.

(c) A personal letter from the applicant which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

Tier 1 (Entrepreneur) Migrants

245D. Purpose of this route and meaning of business

(a) This route is for migrants who wish to establish, join or take over one or more businesses in the UK.

(b) For the purpose of paragraphs 245D to 245DF and paragraphs 35 to 53 of Appendix A 'business' means an enterprise as:

(i) a sole trader,

(ii) a partnership, or

(iii) a company registered in the UK.

(c) Where paragraphs 245D to 245DF and paragraphs 35 to 53 of Appendix A, refer to money remaining available to the applicant until such time as it is spent for the purposes of his business or businesses:

(i) 'Available' means that the funds are:

(1) in the applicant’s own possession,

(2) in the financial accounts of a UK incorporated business of which he is the director, or

(3) available from the third party or parties named in the application under the terms of the declaration(s) referred to in paragraph 41-SD(b) of Appendix A.

(ii) 'Spent' excludes spending on:

(1) the applicant's own remuneration,

(2) buying the business from a previous owner, where the money goes to that previous owner rather than into the business,

(3) investing in other businesses, and

(4) any spending which is not directly for the purpose of establishing or running the applicant's own business or businesses.

245DA. Entry to the UK

All migrants arriving in the UK and wishing to enter as a Tier 1 (Entrepreneur) Migrant must have a valid entry clearance for entry under this route. If they do not have a valid entry clearance, entry will be refused.

245DB. Requirements for entry clearance

To qualify for entry clearance as a Tier 1 (Entrepreneur) Migrant, an applicant must meet the requirements listed below. If the applicant meets those requirements, entry clearance will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal.

(b) The applicant must have a minimum of 75 points under paragraphs 35 to 53 of Appendix A.

(c) The applicant must have a minimum of 10 points under paragraph 1 to 15 of Appendix B.

(d) The applicant must have a minimum of 10 points under paragraph 1 to 2 of Appendix C.

(e) An applicant who has, or was last granted, leave as a Student or a Postgraduate Doctor or Dentist, a Student Nurse, a Student Writing-Up a Thesis, a Student Re-Sitting an Examination or as a Tier 4 Migrant and:

(i) is currently being sponsored by a government or international scholarship agency, or

(ii) was being sponsored by a government or international scholarship agency, and that sponsorship came to an end 12 months ago or less,

must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents as set out in paragraph 245A above, to show that this requirement has been met.

(f) Except where the applicant has had entry clearance, leave to enter or leave to remain as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator in the 12 months immediately before the date of application and is being assessed under Table 5 of Appendix A, the Entry Clearance Officer must be satisfied that:

(i) the applicant genuinely intends and is able to establish, take over or become a director of one or more businesses in the UK within the next six months;

(ii) the applicant genuinely intends to invest the money referred to in Table 4 of Appendix A in the business or businesses referred to in (i);

(iii) that the money referred to in Table 4 of Appendix A is genuinely available to the applicant, and will remain available to him until such time as it is spent for the purposes of his business or businesses.

(iv) that the applicant does not intend to take employment in the United Kingdom other than under the terms of paragraph 245DC;

(g) In making the assessment in (f), the Entry Clearance Officer will assess the balance of probabilities. The Entry Clearance Officer may take into account the following factors:

(i) the evidence the applicant has submitted;

(ii) the viability and credibility of the source of the money referred to in Table 4 of Appendix A;

(iii) the viability and credibility of the applicant's business plans and market research into their chosen business sector;

(iv) the applicant's previous educational and business experience (or lack thereof); (v) the applicant's immigration history and previous activity in the UK; and

(v) any other relevant information.

(h) The Entry Clearance Officer reserves the right to request additional information and evidence to support the assessment in (f), and to refuse the application if the information or evidence is not provided. Any requested documents must be received by the UK Border Agency at the address specified in the request within 28 calendar days of the date of the request.

(i) If the Entry Clearance Officer is not satisfied with the genuineness of the application in relation to a points-scoring requirement in Appendix A, those points will not be awarded.

(j) The Entry Clearance Officer may decide not to carry out the assessment in (f) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.

(k) The applicant must be at least 16 years old.

(l) Where the applicant is under 18 years of age, the application must be supported by the applicant's parents or legal guardian or by one parent if that parent has sole legal responsibility for the child.

(m) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or one parent if that parent has sole legal responsibility for the child, must confirm that they consent to the arrangements for the applicant's care in the UK.

245DC. Period and conditions of grant

(a) Entry clearance will be granted for a period of 3 years and four months and will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules, and

(iii) no employment other than working for the business(es) the applicant has established, joined or taken over, but working for such business(es) does not include anything undertaken by the applicant pursuant to a contract of service or apprenticeship, whether express or implied and whether oral or written, with another business, and

(iv) no employment as a professional sportsperson (including as a sports coach).

245DD. Requirements for leave to remain

To qualify for leave to remain as a Tier 1 (Entrepreneur) Migrant under this rule, an applicant must meet the requirements listed below. If the applicant meets these requirements, leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, except that paragraph 322(10) shall not apply, and must not be an illegal entrant.

(b) The applicant must have a minimum of 75 points under paragraphs 35 to 53 of Appendix A.

(c) The applicant must have a minimum of 10 points under paragraphs 1 to 15 of Appendix B.

(d) The applicant must have a minimum of 10 points under paragraphs 1 to 2 of Appendix C.

(e) The applicant who is applying for leave to remain must have, or have last been granted, entry clearance, leave to enter or remain:

(i) as a Highly Skilled Migrant,

(ii) as a Tier 1 (General) Migrant,

(iii) as a Tier 1 (Entrepreneur) Migrant,

(iv) as a Tier 1 (Investor) Migrant,

(v) as a Tier 1 (Graduate Entrepreneur) Migrant

(vi) as a Tier 1 (Post-Study Work) Migrant,

(vii) as a Businessperson,

(viii) as an Innovator,

(ix) as an Investor,

(x) as a Participant in the Fresh Talent: Working in Scotland Scheme,

(xi) as a Participant in the International Graduates Scheme (or its predecessor, the Science and Engineering Graduates Scheme),

(xii) as a Postgraduate Doctor or Dentist,

(xiii) as a Self-employed Lawyer,

(xiv) as a Student,

(xv) as a Student Nurse,

(xvi) as a Student Re-sitting an Examination,

(xvii) as a Student Writing Up a Thesis,

(xviii) as a Work Permit Holder,

(xix) as a Writer, Composer or Artist,

(xx) as a Tier 2 Migrant

(xxi) as a Tier 4 Migrant, or

(xxii) as a Prospective Entrepreneur

(f) An applicant who has, or was last granted, leave as a Student or a Postgraduate Doctor or Dentist, Student Nurse, Student Re-Sitting an Examination, a Student Writing-Up a Thesis or as a Tier 4 Migrant and:

(i) is currently being sponsored by a government or international scholarship agency, or

(ii) was being sponsored by a government or international scholarship agency, and that sponsorship came to an end 12 months ago or less,

must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents as set out in paragraph 245A above, to show that this requirement has been met.

(g) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

(h) Except where the applicant has, or was last granted, leave as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator and is being assessed under Table 5 of Appendix A, the Secretary of State must be satisfied that:

(i) the applicant genuinely:

(1) intends and is able to establish, take over or become a director of one or more businesses in the UK within the next six months, or

(2) has established, taken over or become a director of one or more businesses in the UK and continues to operate that business or businesses; and

(ii) the applicant genuinely intends to invest the money referred to in Table 4 of Appendix A in the business or businesses referred to in (i);

(iii) the money referred to in Table 4 of Appendix A is genuinely available to the applicant, and will remain available to him until such time as it is spent for the purposes of his business or businesses.

(iv) that the applicant does not intend to take employment in the United Kingdom other than under the terms of paragraph 245DE.

(i) In making the assessment in (h), the Secretary of State will assess the balance of probabilities. The Secretary of State may take into account the following factors:

(i) the evidence the applicant has submitted;

(ii) the viability and credibility of the source of the money referred to in Table 4 of Appendix A;

(iii) the viability and credibility of the applicant's business plans and market research into their chosen business sector;

(iv) the applicant's previous educational and business experience (or lack thereof);

(v) the applicant's immigration history and previous activity in the UK;

(vi) where the applicant has already registered in the UK as self-employed or as the director of a business, and the nature of the business requires mandatory accreditation, registration and/or insurance, whether that accreditation, registration and/or insurance has been obtained; and

(vii) any other relevant information.

(j) The Secretary of State reserves the right to request additional information and evidence to support the assessment in (h), and to refuse the application if the information or evidence is not provided. Any requested documents must be received by the Secretary of State at the address specified in the request within 28 calendar days of the date of the request.

(k) If the Secretary of State is not satisfied with the genuineness of the application in relation to a points-scoring requirement in Appendix A, those points will not be awarded.

(l) The Secretary of State may decide not to carry out the assessment in (h) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.

(m) The applicant must, unless he provides a reasonable explanation, comply with any request made by the Secretary of State to attend for interview.

(n) The applicant must be at least 16 years old.

(o) Where the applicant is under 18 years of age, the application must be supported by the applicant's parents or legal guardian or by one parent if that parent has sole legal responsibility for the child.

(p) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or one parent if that parent has sole legal responsibility for the child, must confirm that they consent to the arrangements for the applicant's care in the UK.

245DE. Period, conditions and curtailment of grant

(a) Leave to remain will be granted:

(i) for a period of 2 years, to an applicant who has, or was last granted, leave as a Tier 1 (Entrepreneur) Migrant,

(ii) for a period of 3 years, to any other applicant.

(b) Leave to remain under this route will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules, and

(iii) no employment, other than working for the business or businesses which he has established, joined or taken over, but working for such business(es) does not include anything undertaken by the applicant pursuant to a contract of service or apprenticeship, whether express or implied and whether oral or written, with another business, and

(iv) no employment as a professional sportsperson (including as a sports coach).

(c) Without prejudice to the grounds for curtailment in paragraph 323 of these Rules, leave to enter or remain granted to a Tier 1 (Entrepreneur) Migrant may be curtailed if:

(i) within 6 months of the date specified in paragraph (d), the applicant has not done one or more of the following things:

(1) registered with HM Revenue and Customs as self-employed,

(2) registered a new business in which he is a director, or

(3) registered as a director of an existing business, or

(ii) the funds referred to in the relevant sections of Appendix A cease to be available to him, except where they have been spent for the purposes of his business or businesses.

(d) The date referred to in paragraph (c) is:

(i) the date of the applicant's entry to the UK, in the case of an applicant granted entry clearance as a Tier 1 (Entrepreneur) Migrant where there is evidence to establish the applicant's date of entry to the UK,

(ii) the date of the grant of entry clearance to the applicant, in the case of an applicant granted entry clearance as a Tier 1 (Entrepreneur) Migrant where there is no evidence to establish the applicant's date of entry to the UK, or

(iii) the date of the grant of leave to remain to the applicant, in any other case.

(e) Paragraph 245DE(c) does not apply where the applicant's last grant of leave prior to the grant of the leave that he currently has was as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator.

245DF. Requirements for indefinite leave to remain

To qualify for indefinite leave to remain as a Tier 1 (Entrepreneur) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, indefinite leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) DELETED

(b) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(c) The applicant must have a minimum of 75 points under paragraphs 35 to 53 of Appendix A.

(d) The applicant must have demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL.

(e) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Tier 1 (Investor) Migrants

245E. Purpose

This route is for high net worth individuals making a substantial financial investment to the UK.

245EA. Entry to the UK

All migrants arriving in the UK and wishing to enter as a Tier 1 (Investor) Migrant must have a valid entry clearance for entry under this route. If they do not have a valid entry clearance, entry will be refused.

245EB. Requirements for entry clearance

To qualify for entry clearance or leave to remain as a Tier 1 (Investor) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, entry clearance will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal.

(b) The applicant must have a minimum of 75 points under paragraphs 54 to 65-SD of Appendix A.

(c) An applicant who has, or was last granted, leave as a Student or a Postgraduate Doctor or Dentist, a Student Nurse, a Student Re-Sitting an Examination, a Student Writing-Up a Thesis or as a Tier 4 Migrant and:

(i) is currently being sponsored by a government or international scholarship agency, or

(ii) was being sponsored by a government or international scholarship agency, and that sponsorship came to an end 12 months ago or less

must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents to as set out in paragraph 245A above, show that this requirement has been met.

(d) The applicant must be at least 16 years old and the assets and investment he is claiming points for must be wholly under his control.

(e) Where the applicant is under 18 years of age, the application must be supported by the applicant's parents or legal guardian or by one parent if that parent has sole legal responsibility for the child.

(f) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or one parent if that parent has sole legal responsibility for the child, must confirm that they consent to the arrangements for the applicant's care in the UK.

(g) The entry clearance officer must not have reasonable grounds to believe that:

(i) notwithstanding that the applicant has provided the relevant specified documents required under Appendix A, the applicant is not in control of and at liberty to freely invest the money specified in their application for the purposes of meeting the requirements of Table 7 of Appendix A to these Rules (where relevant); or

(ii) any of the money specified in the application for the purposes of meeting the requirements of Table 7 of Appendix A to these Rules held by:

(1) the applicant; or

(2) where any of the specified money has been made available to the applicant by another party, that party,

has been acquired by means of conduct which is unlawful in the UK, or would constitute unlawful conduct if it occurred in the UK; or

(iii) where any of the money specified in the application for the purposes of meeting the requirements of Table 7 of Appendix A to these Rules has been made available by another party, the character, conduct or associations of that party are such that approval of the application would not be conducive to the public good,

and where the Entry Clearance Officer does have reasonable grounds to believe one or more of the above applies, no points from Table 7 (where relevant) will be awarded.

245EC. Period and conditions of grant

(a) Entry clearance will be granted for a period of 3 years and four months and will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules,

(iii) no Employment as a Doctor or Dentist in Training, unless the applicant has obtained a primary degree in medicine or dentistry at bachelor's level or above from a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based System, and

(iv) no employment as a professional sportsperson (including as a sports coach).

245ED. Requirements for leave to remain

To qualify for leave to remain as a Tier 1 (Investor) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(b) The applicant must have a minimum of 75 points under paragraphs 54 to 65-SD of Appendix A.

(c) The applicant must have, or have last been granted, entry clearance, leave to enter or remain:

(i) as a Highly Skilled Migrant,

(ii) as a Tier 1 (General) Migrant,

(iii) as a Tier 1 (Entrepreneur) Migrant,

(iv) as a Tier 1 (Investor) Migrant,

(v) as a Tier 1 (Post-Study Work) Migrant,

(vi) as a Businessperson,

(vii) as an Innovator,

(viii) as an Investor,

(ix) as a Student,

(x) as a Student Nurse,

(xi) as a Student Re-Sitting an Examination,

(xii) as a Student Writing Up a Thesis,
(xiii) as a Work Permit Holder,

(xiv) as a Writer, Composer or Artist,

(xv) as a Tier 2 Migrant, or

(xvi) as a Tier 4 Migrant.

(d) An applicant who has, or was last granted, leave as a Student Nurse, Student Re-Sitting an Examination, Student Writing-Up a Thesis or as a Tier 4 Migrant and:

(i) is currently being sponsored by a government or international scholarship agency, or

(ii) was being sponsored by a government or international scholarship agency, and that sponsorship came to an end 12 months ago or less,

must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents as set out in paragraph 245A above, to show that this requirement has been met.

(e) The applicant must be at least 16 years old and the assets and investment he is claiming points for must be wholly under his control.

(f) Where the applicant is under 18 years of age, the application must be supported by the applicant's parents or legal guardian or by one parent if that parent has sole legal responsibility for the child.

(g) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or one parent if that parent has sole legal responsibility for the child, must confirm that they consent to the arrangements for the applicant's care in the UK.

(h) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

(i) The Secretary of State must not have reasonable grounds to believe that:

(i) notwithstanding that the applicant has provided the relevant specified documents required under Appendix A, the applicant is not in control of and at liberty to freely invest the money specified in their application for the purposes of meeting the requirements of Table 7 of Appendix A to these Rules (where relevant); or

(ii) any of the money specified in the application for the purposes of meeting the requirements of Table 7 of Appendix A to these Rules held by:

(1) the applicant; or

(2) where any of the specified money has been made available to the applicant by another party, that party,

has been acquired by means of conduct which is unlawful in the UK, or would constitute unlawful conduct if it occurred in the UK; or

(iii) where any of the money specified in the application for the purposes of meeting the requirements of Table 7 of Appendix A to these Rules has been made available by another party, the character, conduct or associations of that party are such that approval of the application would not be conducive to the public good,

and where the Secretary of State does have reasonable grounds to believe one or more of the above applies, no points from Table 7 (where relevant) will be awarded.

245EE. Period, conditions and curtailment of grant

(a) Leave to remain will be granted:

(i) for a period of 2 years, to an applicant who has, or was last granted, leave as a Tier 1 (Investor) Migrant,

(ii) for a period of 3 years, to any other applicant.

(b) Leave to remain under this route will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules,

(iii) no Employment as a Doctor or Dentist in Training, unless the applicant:

(1) has obtained a primary degree in medicine or dentistry at bachelor's level or above from a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based System, and provides evidence of this degree; or

(2) has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a Doctor in Training, has been employed during that leave as a Doctor in Training, and provides a letter from the Postgraduate Deanery or NHS Trust employing them which confirms that they have been working in a post or programme that has been approved by the General Medical Council as a training programme or post; or

(3) has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a Dentist in Training, has been employed during that leave as a Dentist in Training, and provides a letter from the Postgraduate Deanery or NHS Trust employing them which confirms that they have been working in a post or programme that has been approved by the Joint Committee for Postgraduate Training in Dentistry as a training programme or post, and

(iv) no employment as a professional sportsperson (including as a sports coach).

(c) Without prejudice to the grounds for curtailment in paragraph 323 of these Rules, leave to enter or remain as a Tier 1 (Investor) Migrant may be curtailed if:

(i) within 3 months of the date specified in paragraph (d), the applicant has not invested, or had invested on his behalf, at least the amount of capital specified in paragraph (e) in the UK by way of UK Government bonds, share capital or loan capital in active and trading UK registered companies other than those principally engaged in property investment, or

(ii) the applicant does not maintain at least the level of investment in (i) throughout the remaining period of his leave.

(d) The date referred to in paragraph (c) is:

(i) the date of the applicant's entry to the UK, in the case of an applicant granted entry clearance as a Tier 1 (Investor) Migrant where there is evidence to establish the applicant's date of entry to the UK,

(ii) the date of the grant of entry clearance to the applicant, in the case of an applicant granted entry clearance as a Tier 1 (Investor) Migrant where there is no evidence to establish the applicant's date of entry to the UK, or

(iii) the date of the grant of leave to remain to the applicant, in any other case.

(e) The amount of capital referred to in paragraph (c) is:

(i) at least £2 million if the applicant was last granted leave under the Rules in place from 6 November 2014 and was awarded points as set out in Table 7 or Table 8A of Appendix A to these Rules in that last grant, or

(ii) at least £750,000 if the applicant was last granted leave under the Rules in place before 6 November 2014 or was awarded points as set out in Table 8B of Appendix A to these Rules in his last grant

(f) Paragraph 245EE(c) does not apply where the applicant's two most recent grants of leave were either as a Tier 1 (Investor) Migrant or as an Investor.

245EF. Requirements for indefinite leave to remain

To qualify for indefinite leave to remain, a Tier 1 (Investor) Migrant must meet the requirements listed below. if the applicant meets these requirements, indefinite leave to remain will be granted. if the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) DELETED

(b) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(c) The applicant must have a minimum of 75 points under paragraphs 54 to 65-SD of Appendix A

(d) The applicant must have demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL.

(e) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Tier 1 (Graduate Entrepreneur) Migrants

245F. Purpose of the route and meaning of business

(a) This route is for:

(i) UK graduates who have been identified by Higher Education Institutions as having developed genuine and credible business ideas and entrepreneurial skills to extend their stay in the UK after graduation to establish one or more businesses in the UK; and

(ii) Graduates who have been identified by UK Trade and Investment as elite global graduate entrepreneurs to establish one or more businesses in the UK.

(b) For the purpose of paragraphs 245F to 245FC and paragraphs 66 to 72 of Appendix A 'business' means an enterprise as:

(i) a sole trader,

(ii) a partnership, or

(iii) a company registered in the UK.

245FA. Entry to the UK

All migrants arriving in the UK and wishing to enter as a Tier 1 (Graduate Entrepreneur) Migrant must have a valid entry clearance for entry under this route. If they do not have a valid entry clearance, entry will be refused.

245FB. Requirements for entry clearance or leave to remain

To qualify for entry clearance or leave to remain as a Tier 1 (Graduate Entrepreneur) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, entry clearance or leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(b) The applicant must have a minimum of 75 points under paragraphs 66 to 72 of Appendix A.

(c) The applicant must have a minimum of 10 points under paragraphs 1 to 15 of Appendix B.

(d) The applicant must have a minimum of 10 points under paragraphs 1 to 2 of Appendix C. 11

(e) If applying for leave to remain, the applicant must have, or have last been granted, entry clearance, leave to enter or remain:

(i) as a Tier 4 Migrant,

(ii) as a Student,

(iii) as a Student Nurse,

(iv) as a Student Re-sitting an Examination,

(v) as a Student Writing Up a Thesis,

(vi) as a Postgraduate Doctor or Dentist,

(vii) as a Tier 1 (Graduate Entrepreneur) Migrant, or

(viii) as a Tier 2 (General) Migrant.

(f) An applicant who is applying for leave to remain and has, or was last granted, entry clearance or leave to remain as a Tier 2 (General) Migrant must have been granted leave to work as a post-doctoral researcher for the same institution which is endorsing his application as a Tier 1 (Graduate Entrepreneur) Migrant.

(g) The applicant must not have previously been granted entry clearance, leave to enter or remain as a Tier 1 (Post-Study Work) Migrant, a Participant in the Fresh Talent: Working in Scotland Scheme, or a Participant in the International Graduates Scheme (or its predecessor, the Science and Engineering Graduates Scheme).

(h) The applicant must not previously have been granted leave as a Tier 1 (Graduate Entrepreneur) Migrant on more than 1 occasion.

(i) An applicant who does not have, or was not last granted, leave to remain as a Tier 1 (Graduate Entrepreneur) Migrant and:

(i) is currently being sponsored in his studies by a government or international scholarship agency, or

(ii) was being sponsored in his studies by a government or international scholarship agency, and that sponsorship came to an end 12 months ago or less,

must provide the unconditional written consent of the sponsoring government or agency to the application and must provide the specified documents as set out in paragraph 245A above, to show that this requirement has been met.

(j) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

245FC. Period and conditions of grant

Entry clearance or leave to remain will be granted for a period of 1 year and will be subject to the following conditions:

(i) no recourse to public funds,
(ii) registration with the police, if this is required by paragraph 326 of these Rules,

(iii) no employment as a Doctor or Dentist in Training, and

(iv) no employment as a professional sportsperson (including as a sports coach).

TIER 2 MIGRANTS

Tier 2 (Intra-Company Transfer) Migrants

245G. Purpose of this route and definitions

This route enables multinational employers to transfer their existing employees from outside the EEA to their UK branch for training purposes or to fill a specific vacancy that cannot be filled by a British or EEA worker. There are four sub-categories in this route:

(i) Short Term staff: for established employees of multi-national companies who are being transferred to a skilled job in the UK for 12 months or less that could not be carried out by a new recruit from the resident workforce;

(ii) Long Term staff: for established employees of multi-national companies who are being transferred to a skilled job in the UK which will, or may, last for more than 12 months and could not be carried out by a new recruit from the resident workforce;

(iii) Graduate Trainee: for recent graduate recruits of multi-national companies who are being transferred to the UK branch of the same organisation as part of a structured graduate training programme, which clearly defines progression towards a managerial or specialist role;

(iv) Skills Transfer: for overseas employees of multi-national companies who are being transferred to the UK branch of the same organisation in a graduate occupation to learn the skills and knowledge they will need to perform their jobs overseas, or to impart their specialist skills to the UK workforce.

245GA. Entry clearance

All migrants arriving in the UK and wishing to enter as a Tier 2 (Intra-Company Transfer) Migrant must have a valid entry clearance for entry under this route. If they do not have a valid entry clearance, entry will be refused.

245GB. Requirements for entry clearance

To qualify for entry clearance as a Tier 2 (Intra-Company Transfer) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, entry clearance

will be granted. if the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal.

(b) The applicant must have a minimum of 50 points under paragraphs 73 to 75E of Appendix A.

(c) The applicant must have a minimum of 10 points under paragraphs 4 to 5 of Appendix C.

(d) The applicant must not have had entry clearance or leave to remain as a Tier 2 Migrant at any time during the 12 months immediately before the date of the application, unless paragraph (e) below applies.

(e) Paragraph (d) above does not apply to an applicant who:

(i) was not in the UK with leave as a Tier 2 migrant at any time during the above 12-month period, and provides evidence to show this,

(ii) is applying under the Long Term Staff sub-category and who has, or last had entry clearance or leave to remain as a Tier 2 (Intra-Company Transfer) Migrant in the Short Term staff, Graduate Trainee or Skills Transfer sub-categories, or under the Rules in place before 6 April 2011, or

(iii) will be paid a gross annual salary (as recorded by the Certificate of Sponsorship Checking Service entry, and including such allowances as are specified as acceptable for this purpose in paragraph 75 of Appendix A) of £153,500 or higher.

(f) an applicant who has, or was last granted, leave as a Student, a Student Nurse, a Student Re-Sitting an Examination, a Student Writing-Up a Thesis, a Postgraduate Doctor or Dentist or a Tier 4 Migrant and:

(i) is currently being sponsored by a government or international scholarship agency, or

(ii) was being sponsored by a government or international scholarship agency, and that sponsorship came to an end 12 months ago or less,

must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents as set out in paragraph 245A above, to show that this requirement has been met.

(g) The applicant must be at least 16 years old.

(h) Where the applicant is under 18 years of age, the application must be supported by the applicant's parents or legal guardian, or by one parent if that parent has sole legal responsibility for the child.

(i) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or just one parent if that parent has sole responsibility for the child, must confirm that they consent to the arrangements for the applicant's travel to, and reception and care in, the UK.

245GC. Period and conditions of grant

(a) Entry clearance will be granted for whichever is the shorter of:

(i) a period equal to the length of the period of engagement plus 1 month, or

(ii) the maximum time, as set out in (b).

(b) The maximum time referred to in (a)(ii) is:

(i) 6 months, if the applicant is applying in the Skills Transfer subcategory,

(ii) 12 months, if the applicant is applying in either of the Graduate Trainee or Short Term Staff sub-categories, or

(iii) 5 years and 1 month, if the applicant is applying in the Long Term Staff sub-category.

(c) entry clearance will be granted with effect from 14 days before the date that the Certificate of Sponsorship Checking Service records as the start date for the applicant's employment in the UK, unless entry clearance is being granted less than 14 days before that date, in which case it will be granted with immediate effect.

(d) Entry clearance will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326, and

(iii) no employment except:

(1) working for the sponsor in the employment that the Certificate of Sponsorship Checking Service records that the migrant is being sponsored to do, subject to any notification of a change to the details of that employment, other than prohibited changes as defined in paragraph 323AA, (2) supplementary employment, and

(2) voluntary work.

245GD. Requirements for leave to remain

To qualify for leave to remain as a Tier 2 (Intra-Company Transfer) Migrant under this rule, an applicant must meet the requirements listed below. If the applicant meets these requirements, leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(b) if the applicant is applying for leave to remain as a Tier 2 (Intra-Company Transfer) Migrant in the Long Term Staff sub-category:

(i) the applicant must have, or have last been granted, entry clearance, leave to enter or leave to remain as either:

(1) a Tier 2 (Intra-Company Transfer) Migrant in the Long Term Staff sub-category, or

(2) a Tier 2 (Intra-Company Transfer) Migrant in the established Staff sub-category under the Rules in place before 6 April 2011, or

(3) a Tier 2 (Intra-Company Transfer) Migrant granted under the Rules in place before 6 April 2010, or

(4) a Qualifying Work Permit Holder, provided that the work permit was granted because the applicant was the subject of an Intra-Company Transfer, or

(5) as a representative of an overseas Business, and

(ii) the applicant must still be working for the same employer as he was at the time of that earlier grant of leave.

(c) if the applicant is applying for leave to remain as a Tier 2 (Intra-Company Transfer) Migrant in the Short Term Staff sub-category:

(i) the applicant must have, or have last been granted, entry clearance, leave to enter or leave to remain as a Tier 2 (Intra-Company Transfer) Migrant in the Short Term Staff sub-category, and

(ii) the applicant must still be working for the same employer as he was at the time of that earlier grant of leave.

(d) if the applicant is applying for leave to remain as a Tier 2 (Intra-Company Transfer) Migrant in the Graduate Trainee sub-category:

(i) the applicant must have, or have last been granted, entry clearance, leave to enter or leave to remain as a Tier 2 (Intra-Company Transfer) Migrant in the Graduate Trainee sub-category, and

(ii) the applicant must still be working for the same employer as he was at the time of that earlier grant of leave.

(e) if the applicant is applying for leave to remain as a Tier 2 (Intra-Company Transfer) Migrant in the Skills Transfer sub-category:

(i) the applicant must have, or have last been granted, entry clearance, leave to enter or leave to remain as a Tier 2 (Intra-Company Transfer) Migrant in the skills Transfer sub-category, and

(ii) the applicant must still be working for the same employer as he was at the time of that earlier grant of leave.

(f) in all cases the applicant must have a minimum of 50 points under paragraphs 73 to 75E of Appendix A.

(g) DELETED.

(h) The applicant must have a minimum of 10 points under paragraphs 4 to 5 of Appendix C.

(i) The applicant must be at least 16 years old.

(j) Where the applicant is under 18 years of age, the application must be supported by the applicant's parents or legal guardian or by one parent if that parent has sole legal responsibility for the child.

(k) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or one parent if that parent has sole legal responsibility for the child, must confirm that they consent to the arrangements for the applicant's care in the UK.

(l) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

245GE. Period and conditions of grant

(a) Leave to remain will be granted for whichever of the following is the shortest:

(i) the length of the period of engagement plus 14 days,

(ii) 5 years, or

(iii) the difference between the continuous period of leave that the applicant has already been granted (notwithstanding any breaks between periods of leave of up to 28 days) as a Tier 2 (Intra-Company Transfer) Migrant, and the maximum time, as set out in (b).

If the calculation of period of leave comes to zero or a negative number, leave to remain will be refused.

(b) The maximum time referred to in (a)(iii) is:

(i) 6 months, if the applicant is applying in the Skills Transfer subcategory,

(ii) 12 months, if the applicant is applying in either of the Graduate Trainee or Short Term Staff sub-categories,

(iii) 5 years, if:

(1) the applicant is applying in the Long Term Staff subcategory,

(2) the Certificate of Sponsorship Checking Service entry records that the applicant's gross annual salary (including such allowances as are specified as acceptable for this purpose in paragraph 75 of Appendix A) to be paid by the Sponsor is less than £153,500, (or £152,100 if the Certificate of Sponsorship used in support of the application was assigned to him before 6 April 2014) and

(3) Paragraph (v) below does not apply,

(iv) 9 years, if:

(1) the applicant is applying in the Long Term Staff subcategory,

(2) the Certificate of Sponsorship Checking Service entry records that the applicant's gross annual salary (including such allowances as are specified as acceptable for this purpose in paragraph 75 of Appendix A) to be paid by the Sponsor is £153,500, (or £152,100 if the Certificate of Sponsorship used in support of the application was assigned to him before 6 April 2014) or higher, and

(3) Paragraph (v) below does not apply,

or

(v) No limit, if the applicant:

(1) is applying in the Long Term Staff sub-category,

(2) previously had leave as a Tier 2 (Intra-Company Transfer) Migrant under the Rules in place before 6 April 2011 or as a Qualifying Work Permit Holder, and

(3) has not been granted entry clearance in this or any other route since the grant of leave referred to in (2) above.

(c) In addition to the period in (a), leave to remain will be granted for the period between the date that the application is decided and the date that the Certificate of Sponsorship Checking Service records as the start date of employment in the UK, provided this is not a negative value.

(d) Leave to remain will be granted subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326, and

(iii) no employment except:

(1) working for the sponsor in the employment that the Certificate of Sponsorship Checking Service records that the migrant is being sponsored to do, subject to any notification of a change to the details of that employment, other than prohibited changes as defined in paragraph 323AA,

(2) supplementary employment, and

(3) voluntary work.

245GF. Requirements for indefinite leave to remain

To qualify for indefinite leave to remain as a Tier 2 (Intra-Company Transfer) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, indefinite leave to remain will be granted. if the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) DELETED

(b) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(c) The applicant must have spent a continuous period of 5 years lawfully in the UK, of which the most recent period must have been spent with leave as a Tier 2 (Intra-Company Transfer) Migrant, in any combination of the following categories:

(i) as a Tier 2 (Intra-Company Transfer) Migrant,

(ii) as a Qualifying Work Permit Holder, or

(iii) as a representative of an overseas Business.

(d) The continuous period of 5 years referred to in paragraph (c) must include a period of leave as:

(i) a Tier 2 (Intra-Company Transfer) Migrant granted under the Rules in place before 6 April 2010, or

(ii) a Qualifying Work Permit Holder, provided that the work permit was granted because the applicant was the subject of an Intra-Company Transfer.

(e) The Sponsor that issued the Certificate of Sponsorship that led to the applicant's last grant of leave must:

(i) still hold, or have applied for a renewal of, a Tier 2 (Intra-Company Transfer) Sponsor licence; and

(ii) certify in writing that:
(1) he still requires the applicant for the employment in question, and

(2) the applicant is paid at or above the appropriate rate for the job as stated in the Codes of Practice in Appendix J, or where the applicant is not paid at that rate only due to maternity, paternity or adoption leave, the date that leave started and that the applicant was paid at the appropriate rate immediately before the leave.

(f) The applicant provides the specified documents in paragraph 245GF-SD to evidence the sponsor's certification in subsection (e) (ii) and to evidence the reason for the absences set out in paragraph 245AAA.

(g) The applicant must have sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL.

(h) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

(i) For the purposes of sub-paragraph (c), time spent with valid leave in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man in a category equivalent to the categories set out in (c)(i) to (iii) above, may be included in the continuous period of 5 years lawful residence, provided that:

(i) the continuous period of 5 years includes a period of leave as a Tier 2 (Intra-Company Transfer) Migrant granted before 6 April 2010, or a Qualifying Work

Permit Holder (provided the work permit was granted because the applicant was the subject of an Intra-Company Transfer); and

(ii) any period of leave granted in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man as a work permit holder or as a Tier 2 Migrant was for employment:

(a) in a job which appears on the list of occupations skilled to National Qualifications Framework level 3 or above (or from 6 April 2011, National Qualifications Framework level 4 or above or from 14 June 2012, National Qualifications Framework level 6 or above), as stated in the Codes of Practice in Appendix J, or

(b) in a job which appears in the Creative Sector Codes of Practice in Appendix J, or

(c) as a professional sportsperson (including as a sports coach); and

(iii) the most recent period of leave was granted in the UK as a Tier 2 (Intra-Company Transfer) Migrant.

In such cases, references to the "UK" in paragraph 245AAA shall include a reference to the Bailiwick of Guernsey, Bailiwick of Jersey or the Isle of Man, as the case may be.

245GF-SD Specified documents

The specified documents referred to in paragraph 245GF(f) are set out in A, B and C below:

A. Either a payslip and a personal bank or building society statement, or a payslip and a building society pass book.

(a) Payslips must be:

(i) the applicant's most recent payslip,

(ii) dated no earlier than one calendar month before the date of the application, and

(iii) either:

(1) an original payslip,

(2) on company-headed paper, or

(3) accompanied by a letter from the applicant's Sponsor, on company headed paper and signed by a senior official, confirming the payslip is authentic.

(b) Personal bank or building society statements must:

(i) be the applicant's most recent statement,

(ii) be dated no earlier than one calendar month before the date of the application,

(iii) clearly show:

(1) the applicant's name,

(2) the applicant's account number,

(3) the date of the statement,

(4) the financial institution's name,

(5) the financial institution's logo, and

(6) transactions by the Sponsor covering the period no earlier than one calendar month before the date of the application, including the amount shown on the specified payslip as at 245GF-SD A.(a)

(iv) be either:

(1) printed on the bank's or building society's letterhead,

(2) electronic bank or building society statements, accompanied by a supporting letter from the bank or building society, on company headed paper, confirming the statement provided is authentic, or

(3) electronic bank or building society statements, bearing the official stamp of the bank or building society on every page,

and

(v) not be mini-statements from automatic teller machines (ATMs).

(c) Building society pass books must

(i) clearly show:

(1) the applicant's name,

(2) the applicant's account number,

(3) the financial institution's name,

(4) the financial institution's logo, and

(5) transactions by the sponsor covering the period no earlier than one calendar month before the date of the application, including the amount shown on the specified payslip as at 245GF-SD A.(a)

and

(ii) be either:

(1) the original pass book, or

(2) a photocopy of the pass book which has been certified by the issuing building society on company headed paper, confirming the statement provided is authentic.

B. A letter from the employer detailing the purpose and period of absences in connection with the employment, including periods of annual leave. Where the absence was due to a

serious or compelling reason, a personal letter from the applicant which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

C. Where the applicant is not being paid the appropriate rate in Appendix J due to maternity, paternity or adoption leave:

(a) Payslips must be:

(i) the applicant's payslip from the month immediately preceding the leave,

(ii) the applicant's payslips for each month of the period of the leave,

(iii) as set out in A(a)(iii) above.

(b) Bank or building society statements must be:

(i) the applicant's statement from the month immediately preceding the leave,

(ii) the applicant's statement for each month of the period of the leave,

(iii) as set out in A(b)(iii) above.

Tier 2 (General) Migrants, Tier 2 (Minister of Religion) Migrants and Tier 2 (Sportsperson) Migrants

245H. Purpose of these routes and definitions

These routes enable UK employers to recruit workers from outside the EEA to fill a particular vacancy that cannot be filled by a British or EEA worker.

245HA. Entry clearance

All Migrants arriving in the UK and wishing to enter as a Tier 2 (General) Migrant, Tier 2 (Minister of Religion) Migrant or Tier 2 (Sportsperson) Migrant must have a valid entry clearance for entry under the relevant one of these routes. If they do not have a valid entry clearance, entry will be refused.

245HB. Requirements for entry clearance

To qualify for entry clearance as a Tier 2 (General) Migrant, Tier 2 (Minister of Religion) Migrant or Tier 2 (Sportsperson) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, entry clearance will be granted. if the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal.

(b) If applying as a Tier 2 (General) Migrant, the applicant must have a minimum of 50 points under paragraphs 76 to 84A of Appendix A.

(c) If applying as a Tier 2 (Minister of religion) Migrant, the applicant must have a minimum of 50 points under paragraphs 85 to 92A of Appendix A.

(d) If applying as a Tier 2 (sportsperson) Migrant, the applicant must have a minimum of 50 points under paragraphs 93 to 100 of Appendix A.

(e) The applicant must have a minimum of 10 points under paragraphs 1 to 18 of Appendix B.

(f) The applicant must have a minimum of 10 points under paragraphs 4 to 5 of Appendix C.

(g) The applicant must not have had entry clearance or leave to remain as a Tier 2 Migrant at any time during the 12 months immediately before the date of the application, unless the applicant:

(i) was not in the UK with leave as a Tier 2 Migrant during this period, and provides evidence to show this, or

(ii) will be paid a gross annual salary (as recorded by the Certificate of Sponsorship Checking Service entry, and including such allowances as are specified as acceptable for this purpose in paragraph 79 of Appendix A) of £153,500 or higher.

(h) An applicant who has, or was last granted, leave as a Student, a Student Nurse, a Student Re-Sitting an Examination, a Student Writing-Up a Thesis, a Postgraduate Doctor or Dentist or a Tier 4 Migrant and:

(i) is currently being sponsored by a government or international scholarship agency, or

(ii) was being sponsored by a government or international scholarship agency, and that sponsorship came to an end 12 months ago or less

must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents as set out in paragraph 245A above, to show that this requirement has been met.

(i) The applicant must be at least 16 years old.

(j) Where the applicant is under 18 years of age, the application must be supported by the applicant's parents or legal guardian, or by one parent if that parent has sole legal responsibility for the child.

(k) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or one parent if that parent has sole responsibility for the child, must confirm that they consent to the arrangements for the applicant's travel to, and reception and care in, the UK.

(l) If the Sponsor is a limited company, the applicant must not own more than 10% of its shares, unless the gross annual salary (as recorded by the Certificate of Sponsorship Checking Service entry, and including such allowances as are specified as acceptable for this purpose in paragraph 79 of Appendix A) is £153,500 or higher.

(m) If the applicant is applying as a Tier 2 (Minister of Religion) Migrant, the Entry Clearance Officer must be satisfied that the applicant:

(i) genuinely intends to undertake, and is capable of undertaking, the role recorded by the Certificate of Sponsorship Checking Service; and

(ii) will not undertake employment in the United Kingdom other than under the terms of paragraph 245HC(d)(iii).

(n) To support the assessment in paragraph 245HB(m), the Entry Clearance Officer may:

(i) request additional information and evidence, and refuse the application if the information or evidence is not provided. Any requested documents must be received by the Home Office at the address specified in the request within 28 calendar days of the date the request is sent, and

(ii) request the applicant attends an interview, and refuse the application if the applicant fails to comply with any such request without providing a reasonable explanation.

(o) If the Entry Clearance Officer is not satisfied following the assessment in paragraph 245HB(m), no points will be awarded under paragraphs 85 to 92A of Appendix A.

(p) The Entry Clearance Officer may decide not to carry out the assessment in paragraph 245HB(m) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.

245HC. Period and conditions of grant

(a) Entry clearance will be granted for whichever of the following is the shorter:

(i) a period equal to the length of the period of engagement plus 1 month, or

(ii) the maximum time, as set out in (b)

(b) The maximum time referred to in (a)(ii) is:

(i) 5 years and 1 month, if the applicant is applying as a Tier 2 (General) Migrant; or

(ii) 3 years and 1 month, if the applicant is applying as a Tier 2 (Minister of Religion) Migrant or a Tier 2 (Sportsperson) Migrant.

(c) Entry clearance will be granted with effect from 14 days before the date that the Certificate of Sponsorship Checking Service records as the start date for the applicant's employment in the UK, unless entry clearance is being granted less than 14 days before that date, in which case it will be granted with immediate effect.

(d) Entry clearance will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules, and

(iii) no employment except:

(1) working for the sponsor in the employment that the Certificate of Sponsorship Checking Service records that the migrant is being sponsored to do, subject to any notification of a change to the details of that employment, other than prohibited changes as defined in paragraph 323AA,

(2) supplementary employment,

(3) voluntary work, and

(4) if the applicant is applying as a Tier 2 (Sportsperson) Migrant, employment as a sportsperson for his national team while his national team is in the UK and Temporary Engagement as a Sports Broadcaster.

(e) (i) Applicants who meet the requirements for entry clearance and who obtain points under paragraphs 76 to 79D of Appendix A shall be granted entry clearance as a Tier 2 (General) Migrant.

(ii) Applicants who meet the requirements for entry clearance and who obtain points under paragraphs 85 to 92 of Appendix A shall be granted entry clearance as a Tier 2 (Minister of Religion) Migrant.

(iii) Applicants who meet the requirements for entry clearance and who obtain points under paragraphs 93 to 100 of Appendix A shall be granted entry clearance as a Tier 2 (Sportsperson) Migrant.

245HD. Requirements for leave to remain

To qualify for leave to remain as a Tier 2 (General) Migrant, Tier 2 (Minister of Religion Migrant or Tier 2 (Sportsperson) Migrant under this rule, an applicant must meet the requirements listed below. if the applicant meets these requirements, leave to remain will be granted. if the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(b) the applicant must:

(i) have, or have last been granted, entry clearance, leave to enter or leave to remain as:

(1) a Tier 1 Migrant,

(2) a Tier 2 Migrant,

(3) a Highly Skilled Migrant,

(4) an Innovator,

(5) a Jewish Agency Employee,

(6) a Member of the Operational Ground Staff of an Overseas-owned Airline,

(7) a Minister of Religion, Missionary or Member of a Religious Order,

(8) a Participant in the Fresh Talent: Working in Scotland Scheme,

(9) a Participant in the International Graduates Scheme (or its predecessor, the Science and Engineering Graduates Scheme),

(10) a Qualifying Work Permit Holder,

(11) a Representative of an Overseas Business

(12) a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation,

(13) a Tier 5 (Temporary Worker) Migrant, or

(14) the partner of a Relevant Points Based System Migrant if the relevant Points Based System Migrant is a Tier 4 Migrant,

or

(ii) have, or have last been granted, entry clearance, leave to enter or leave to remain as:

(1) a Tier 4 Migrant,

(2) a Student,

(3) a Student Nurse,

(4) a Student Re-Sitting an Examination,

(5) a Person Writing Up a Thesis,

(6) an Overseas Qualified Nurse or Midwife,

(7) a Postgraduate Doctor or Dentist, or

(8) a Student Union Sabbatical Officer.

(c) An applicant who has, or was last granted leave as a Tier 2 (Intra-Company Transfer) Migrant must:

(i) have previously had leave as a Tier 2 (Intra-Company Transfer) Migrant under the Rules in place before 6 April 2010, or in the Established Staff sub-category under the Rules in place before 6 April 2011,

(ii) not have been granted entry clearance in this or any other route since the grant of leave referred to in (i) above; and

(iii) not be applying to work for the same Sponsor as sponsored him when he was last granted leave.

(d) An applicant under the provisions in (b)(ii) above must meet the following requirements:

(i) The applicant must have completed and passed:

(1) a UK recognised bachelor's or master's degree (not a qualification of equivalent level which is not a degree),

(2) a UK Postgraduate Certificate in Education or Professional Graduate Diploma of Education (not a qualification of equivalent level),

or the applicant must have completed a minimum of 12 months study in the UK towards a UK PhD.

(ii) The applicant must have studied for the course in (d)(i) at a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based System.

(iii) The applicant must have studied the course referred to in (d)(i) during:

(1) his last grant of leave, or

(2) a period of continuous leave which includes his last grant of leave, (for these purposes continuous leave will not be considered to have been broken if any of the circumstances set out in paragraphs 245AAA(a)(i) to (iii) of these Rules apply.).

(iv) The applicant's periods of UK study and/or research towards the course in (i) must have been undertaken whilst he had entry clearance, leave to enter or leave to remain in the UK that was not subject to a restriction preventing him from undertaking that course of study and/or research.

(v) If the institution studied at is removed from the Tier 4 Sponsor Register, the applicant's qualification must not have been obtained on or after the date of removal from the Sponsor Register.

(vi) If the applicant:

(1) is currently being sponsored by a government or international scholarship agency, or

(2) was being sponsored by a government or international scholarship agency, and that sponsorship came to an end 12 months ago or less,

the applicant must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents as set out in paragraph 245A above, to show that this requirement has been met.

(vii) The applicant must provide an original degree certificate, academic transcript or an academic reference on official headed paper of the institution, which clearly shows:

(1) The applicant's name,

(2) the course title/award,

(3) the course duration (except in the case of a degree certificate), and

(4) unless the course is a PhD course, the date of course completion and pass (or the date of award in the case of a degree certificate).

(e) an applicant who was last granted leave as a Tier 5 (Temporary Worker) Migrant must have been granted such leave in the Creative and Sporting sub-category of Tier 5 in

order to allow the applicant to work as a professional footballer, and the applicant must be applying for leave to remain as a Tier 2 (Sportsperson) Migrant.

(f) If applying as a Tier 2 (General) Migrant, the applicant must have a minimum of 50 points under paragraphs 76 to 79D of Appendix A.

(g) If applying as a Tier 2 (Minister of Religion) Migrant, the applicant must have a minimum of 50 points under paragraphs 85 to 92A of Appendix A.

(h) If applying as a Tier 2 (Sportsperson) Migrant, the applicant must have a minimum of 50 points under paragraphs 93 to 100 of Appendix A.

(i) The applicant must have a minimum of 10 points under paragraphs 1 to 16 of Appendix B.

(j) The applicant must have a minimum of 10 points under paragraphs 4 to 5 of Appendix C.

(k) The applicant must not have had entry clearance or leave to remain as a Tier 2 Migrant at any time during the 12 months immediately before the date of the application, unless:

(i) the applicant's last grant of leave was as a Tier 2 Migrant,

(ii) the applicant was not in the UK with leave as a Tier 2 Migrant during this period, and provides evidence to show this, or

(iii) the applicant will be paid a gross annual salary (as recorded by the Certificate of Sponsorship Checking Service entry, and including such allowances as are specified as acceptable for this purpose in paragraph 79 of Appendix A) of £153,500 or higher.

(l) The applicant must be at least 16 years old.

(m) Where the applicant is under 18 years of age, the application must be supported by the applicant's parents or legal guardian, or by just one parent if that parent has sole legal responsibility for the child.

(n) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or just one parent if that parent has sole legal responsibility for the child, must confirm that they consent to the arrangements for the applicant's care in the UK.

(o) if the sponsor is a limited company, the applicant must not own more than 10% of its shares, unless the gross annual salary (as recorded by the Certificate of Sponsorship Checking Service entry, and including such allowances as are specified as acceptable for this purpose in paragraph 79 of Appendix A) is £153,500 or higher.

(p) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

(q) If the applicant is applying as a Tier 2 (Minister of Religion) Migrant, the Secretary of State must be satisfied that the applicant:

(i) genuinely intends to undertake, and is capable of undertaking, the role recorded by the Certificate of Sponsorship Checking Service; and

(ii) will not undertake employment in the United Kingdom other than under the terms of paragraph 245HE(d)(iii).

(r) To support the assessment in paragraph 245HD(q), the Secretary of State may:

(i) request additional information and evidence, and refuse the application if the information or evidence is not provided. Any requested documents must be received by the Home Office at the address specified in the request within 28 calendar days of the date the request is sent, and

(ii) request the applicant attends an interview, and refuse the application if the applicant fails to comply with any such request without providing a reasonable explanation.

(s) If the Secretary of State is not satisfied following the assessment in paragraph 245HD(q), no points will be awarded under paragraphs 85 to 92A of Appendix A.

(t) The Secretary of State may decide not to carry out the assessment in paragraph 245HD(q) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.

245HE. Period and conditions of grant

(a) Leave to remain will be granted for whichever of the following is the shortest:

(i) the length of the period of engagement plus 14 days,

(ii) 5 years if the applicant is applying as a Tier 2 (General) Migrant, or

(iii) 3 years if the applicant is applying as a Tier 2 (Minister of Religion) Migrant or a Tier 2 (Sportsperson) Migrant, or

(iv) except where (b) applies, the difference between the continuous period of leave that the applicant has already been granted (notwithstanding any breaks between periods of leave of up to 28 days) as a Tier 2 Migrant (other than as a Tier 2 (Intra-Company Transfer) Migrant), and 6 years.

If the calculation of period of leave comes to zero or a negative number, leave to remain will be refused.

(b) The 6 year restriction set out in (a)(iv) will not apply if the applicant:

(i) previously had leave under the Rules in place before 6 April 2011 as:

(1) a Tier 2 (General) Migrant,

(2) a Tier 2 (Minister of Religion) Migrant,

(3) a Tier 2 (Sportsperson) Migrant,

(4) a Jewish Agency Employee,

(5) a Member of the Operational Ground Staff of an Overseas-owned Airline,

(6) a Minister of Religion, Missionary or Member of a Religious Order,

(7) a Qualifying Work Permit Holder, or

(8) a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation,

and

(ii) has not been granted entry clearance as a Tier 2 (General) Migrant, Tier 2 (Minister of Religion) Migrant or Tier 2 (Sportsperson) Migrant under the Rules in place from 6 April 2011, and

(iii) has not been granted entry clearance, leave to enter or leave to remain in any other category since the grant of leave referred to in (i) above.

(c) In addition to the period in (a), leave to remain will be granted for the period between the date that the application is decided and the date that the Certificate of Sponsorship Checking Service records as the start date of employment in the UK, provided this is not a negative value.

(d) leave to remain will be granted subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules, and

(iii) no employment except:

(1) working for the sponsor in the employment that the Certificate of Sponsorship Checking Service records that the migrant is being sponsored to do, subject to any notification of a change to the details of that employment, other than prohibited changes as defined in paragraph 323AA,

(2) supplementary employment,

(3) voluntary work,

(4) until the start date of the period of engagement, any employment which the applicant was lawfully engaged in on the date of his application, and

(5) if the applicant is applying as a Tier 2 (Sportsperson) Migrant, employment as a sportsperson for his national team while his national team is in the UK and Temporary Engagement as a Sports Broadcaster.

(e) (i) Applicants who meet the requirements for leave to remain and who obtain points under paragraphs 76 to 79D of Appendix A shall be granted leave to remain as a Tier 2 (General) Migrant.

(ii) Applicants who meet the requirements for leave to remain and who obtain points under paragraphs 85 to 92 of Appendix A shall be granted leave to remain as a Tier 2 (Minister of Religion) Migrant.

(iii) Applicants who meet the requirements for leave to remain and who obtain points under paragraphs 93 to 100 of Appendix A shall be granted leave to remain as a Tier 2 (Sportsperson) Migrant.

245HF. Requirements for indefinite leave to remain

To qualify for indefinite leave to remain as a Tier 2 (General) Migrant, Tier 2 (Minister of Religion) Migrant or Tier 2 (Sportsperson) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, indefinite leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) DELETED.

(b) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(c) The applicant must have spent a continuous period of 5 years lawfully in the UK, of which the most recent period must have been spent with leave as a Tier 2 Migrant, in any combination of the following categories:

(i) as a Member of the Operational Ground Staff of an Overseas-owned Airline,

(ii) as a Minister of Religion, Missionary or Member of a Religious Order,

(iii) as a Qualifying Work Permit Holder,

(iv) as a Representative of an Overseas Business,

(v) as a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation,

(vi) as a Tier 1 Migrant, other than a Tier 1 (Post Study Work) Migrant,

(vii) as a Highly Skilled Migrant,

(viii) as an innovator,

(ix) as a Tier 2 (General) Migrant, a Tier 2 (Minister of Religion) Migrant or a Tier 2 (Sportsperson) Migrant, or

(x) as a Tier 2 (Intra-Company Transfer) Migrant, provided the continuous period of 5 years spent lawfully in the UK includes a period of leave as:

(1) a Tier 2 (Intra-Company Transfer) Migrant granted under the Rules in place before 6 April 2010, or

(2) a Qualifying Work Permit Holder, provided that the work permit was granted because the applicant was the subject of an Intra-Company Transfer.

(d) The Sponsor that issued the Certificate of Sponsorship that led to the applicant's last grant of leave must:

(i) still hold, or have applied for a renewal of, a Tier 2 Sponsor licence in the relevant category; and

(ii) certify in writing that:

(1) he still requires the applicant for the employment in question, and

(2) in the case of a Tier 2 (General) Migrant applying for settlement, the applicant is paid at or above the appropriate rate for the job as stated in the Codes of Practice in Appendix J, or where the applicant is not paid at that rate only due to maternity, paternity or adoption leave, the date that leave started and that the applicant was paid at the appropriate rate immediately before the leave.

(e) The applicant provides the specified documents in paragraph 245HF-SD to evidence the sponsor's certification in subsection (d)(ii) and to evidence the reason for the absences set out in paragraph 245AAA.

(f) The applicant must have sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL.

(g) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

(h) For the purposes of sub-paragraph (c), time spent with valid leave in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man in a category equivalent to any of the categories set out in (c)(i) to (x), may be included in the continuous period of 5 years lawful residence, provided that:

(i) where the leave is in category (x), the continuous period of 5 years includes a period of leave as a Tier 2 (Intra-Company Transfer) Migrant granted before 6 April 2010, or a Qualifying Work Permit Holder (provided the work permit was granted because the applicant was the subject of an Intra-Company Transfer); and

(ii) any period of leave granted in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man as a work permit holder or as a Tier 2 Migrant was for employment:

(a) in a job which appears on the list of occupations skilled to National Qualifications Framework level 3 or above (or from 6 April 2011, National Qualifications Framework level 4 or above or from 14 June 2012, National Qualifications Framework level 6 or above), as stated in the Codes of Practice in Appendix J, or

(b) in a job which appears in the Creative Sector Codes of Practice in Appendix J, or

(c) as a professional sportsperson (including as a sports coach); and

(iii) the most recent period of leave was granted in the UK as a Tier 2 Migrant.

In any such case, references to the "UK" in paragraph 245AAA shall include a reference to the Bailiwick of Guernsey, Bailiwick of Jersey or the Isle of Man, as the case may be.

245HF-SD Specified documents

The specified documents referred to in paragraph 245HF(e) are set out in A, B and C below:

A. Either a payslip and a personal bank or building society statement, or a payslip and a building society pass book.

(a) Payslips must be:

(i) the applicant's most recent payslip,

(ii) dated no earlier than one calendar month before the date of the application, and

(iii) either:

(1) an original payslip,

(2) on company-headed paper, or

(3) accompanied by a letter from the applicant's Sponsor, on company headed paper and signed by a senior official, confirming the payslip is authentic.

(b) Personal bank or building society statements must:

(i) be the applicant's most recent statement,

(ii) be dated no earlier than one calendar month before the date of the application,

(iii) clearly show:

(1) the applicant's name,

(2) the applicant's account number,

(3) the date of the statement,

(4) the financial institution's name,

(5) the financial institution's logo, and

(6) transactions by the Sponsor covering the period no earlier than one calendar month before the date of the application, including the amount shown on the specified payslip as at 245HF-SD A.(a)

(iv) be either:

(1) printed on the bank's or building society's letterhead,

(2) electronic bank or building society statements, accompanied by a supporting letter from the bank or building society, on company headed paper, confirming the statement provided is authentic, or

(3) electronic bank or building society statements, bearing the official stamp of the bank or building society on every page,

and

(v) not be mini-statements from automatic teller machines (ATMs).

(c) Building society pass books must

(i) clearly show:

(1) the applicant's name,

(2) the applicant's account number,

(3) the financial institution's name,

(4) the financial institution's logo, and

(5) transactions by the sponsor covering the period no earlier than one calendar month before the date of the application, including the amount shown on the specified payslip as at 245HF-SD A.(a)

and

(ii) be either:

(1) the original pass book, or

(2) a photocopy of the pass book which has been certified by the issuing building society on company headed paper, confirming the statement provided is authentic.

B. A letter from the employer detailing the purpose and period of absences in connection with the employment, including periods of annual leave. Where the absence was due to a serious or compelling reason, a personal letter from the applicant which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

C. Where the applicant is not being paid the appropriate rate in Appendix J due to maternity, paternity or adoption leave:

(a) Payslips must be:

(i) the applicant's payslip from the month immediately preceding the leave,

(ii) the applicant's payslips for each month of the period of the leave,

(iii) as set out in A(a)(iii) above.

(b) Bank or building society statements must be:

(i) the applicant's statement from the month immediately preceding the leave,

(ii) the applicant's statements for each month of the period of the leave,

(iii) as set out in A(b)(iii) above.

Tier 5 (Youth Mobility Scheme) Temporary Migrants

245ZI. Purpose of this route

This route is for sponsored young people from participating countries and territories who wish to live and work temporarily in the UK.

245ZJ. Entry clearance

All migrants arriving in the UK and wishing to enter as a Tier 5 (Youth Mobility Scheme) Temporary Migrant must have a valid entry clearance for entry under this route. If a migrant does not have a valid entry clearance, entry will be refused.

245ZK. Requirements for entry clearance

To qualify for entry clearance as a Tier 5 (Youth Mobility Scheme) Temporary Migrant, an applicant must meet the requirements listed below. However, whether or not the requirements listed below are met, if a citizen of a country or the rightful holder of a passport issued by a territory listed in Appendix G makes an application for entry clearance which, if granted, would mean that the annual allocation of places under this route as specified in Appendix G for citizens of that country or rightful holders of passports issued by that territory would be exceeded, the application will be refused. The applicant will also be refused if the requirements listed below are not met.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal; and

(b) The applicant must be:

(i) a citizen of a country or rightful holder of a passport issued by a territory listed in Appendix G to these Rules, or

(ii) a British Overseas Citizen, British Overseas Territories Citizen or British National (Overseas), as defined by the British Nationality Act 1981 and must provide a valid passport to show that this requirement has been met; and

(c) The applicant must be sponsored by his country of citizenship or the territory of which he is a rightful passport holder as follows:

(i) If the applicant is a citizen of a country or the rightful holder of a passport issued by a territory that does not have Deemed Sponsorship Status, the applicant must hold a valid Certificate of Sponsorship issued by that country or territory and must use that Certificate of Sponsorship in support of an application lodged in the country or territory of issue; or

(ii) If the applicant is a citizen of a country or the rightful holder of a passport issued by a territory that has Deemed Sponsorship Status, his valid passport issued by the country or territory holding such status will stand as evidence of sponsorship and the application for leave may be made at any post worldwide; and

(ca) A Certificate of Sponsorship will only be considered to be valid if:

(i) the country or territory issued it to the applicant no more than 3 months before the application for entry clearance is made, and

(ii) it has not have been cancelled by the country or territory since it was issued.

(d) The applicant must have a minimum of 40 points under paragraphs 101 to 104 of Appendix A; and

(e) The applicant must have a minimum of 10 points under paragraphs 6 to 7 of Appendix C; and

(f) The applicant must have no children under the age of 18 who are either living with him or for whom he is financially responsible; and

(g) The applicant must not previously have spent time in the UK as a Working Holidaymaker or a Tier 5 (Youth Mobility Scheme) Temporary Migrant.

245ZL. Period and conditions of grant

Entry clearance will be granted for a period of 2 years subject to the following conditions:

(a) no recourse to public funds,

(b) registration with the police, if this is required by paragraph 326 of these Rules,

(c) no employment as a professional sportsperson (including as a sports coach), and

(d) no employment as a Doctor or Dentist in Training, unless the applicant has obtained a degree in medicine or dentistry at bachelor's level or above from a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based System, and provides evidence of this degree.

(e) no self employment, except where the following conditions are met:

(i) the migrant has no premises which he owns, other than his home, from which he carries out his business,

(ii) the total value of any equipment used in the business does not exceed £5,000, and

(iii) the migrant has no employees.

Tier 5 (Temporary Worker) Migrants

245ZM. Purpose of this route and definitions

(a) This route is for certain types of temporary worker whose entry helps to satisfy cultural, charitable, religious or international objectives including volunteering and job shadowing.

(b) For the purposes of paragraphs 245ZM to 245ZS and paragraphs 105 to 112 of Appendix A:

a migrant has "consecutive engagements" if:

(i) more than one Certificate of Sponsorship reference number has been allocated in respect of the migrant,

(ii) there is no gap of more than 14 days between any of the periods of engagement, and

(iii) all the Certificate of Sponsorship Checking Service references record that the migrant is being sponsored in the creative and sporting subcategory of the Tier 5 (Temporary Worker) Migrant route.

"Period of engagement" means a period beginning with the employment start date as recorded on the Certificate of Sponsorship Checking Service entry which relates to the Certificate of Sponsorship reference number for which the migrant was awarded points under paragraphs 105 to 111 of Appendix A, and ending on the employment end date as recorded in the same entry.

245ZN. Entry clearance

(a) Subject to paragraph (b), all migrants arriving in the UK and wishing to enter as a Tier 5 (Temporary Worker) Migrant must have a valid entry clearance for entry under this route. If they do not have a valid entry clearance, entry will be refused.

(b) A migrant arriving in the UK and wishing to enter as a Tier 5 (Temporary Worker) Migrant who does not have a valid entry clearance will not be refused entry if the following conditions are met:

(i) the migrant is not a visa national,

(ii) the Certificate of Sponsorship reference number provided by the migrant leading to points being obtained under Appendix A links to an entry in the Certificate of Sponsorship Checking Service recording that their Sponsor has sponsored them in the creative and sporting subcategory of the Tier 5 (Temporary Worker) Migrant route,

(iii) if the migrant has consecutive engagements, the total length of all the periods of engagement, together with any gap between those engagements, is 3 months or less,

(iv) if the migrant does not have consecutive engagements, the total length of the period of engagement is 3 months or less, and

(v) the migrant meets the requirements in paragraph 245ZO below.

245ZO. Requirements for entry clearance or leave to enter

To qualify for entry clearance or, as the case may be, leave to enter, as a Tier 5 (Temporary Worker) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, entry clearance will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal.

(b) The applicant must have a minimum of 30 points under paragraphs 105 to 112 of Appendix A.

(c) The applicant must have a minimum of 10 points under paragraphs 8 to 9 of Appendix C.

(d) Where the applicant is under 18 years of age, the application must be supported by the applicant's parents or legal guardian, or by just one parent if that parent has sole legal responsibility for the child.

(e) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or just one parent if that parent has sole responsibility for the child, must confirm that they consent to the arrangements for the applicant's travel to, and reception and care in, the UK.

(f) An applicant being sponsored in the international agreement sub-category of Tier 5 (Temporary Workers) as a private servant in a diplomatic household must:

(i) be no less than 18 years of age at the time of application, and

(ii) provide evidence of agreed written terms and conditions of employment in the UK with his employer including specifically that the applicant will be paid in accordance with the National Minimum Wage Act 1998 and regulations made under that Act, in the form set out in Appendix Q.

(g) The employer referred to in (f) (ii) must be:

(i) a diplomat, or

(ii) an employee of an international organisation recognised by Her Majesty's Government, who enjoys certain privileges or immunity under UK or international law.

(h) Where the Certificate of Sponsorship Checking Service reference number for which the applicant was awarded points under Appendix A records that the applicant is being sponsored as a Contractual Service Supplier, or Independent Professional in the International Agreement sub-category of the Tier 5 (Temporary Worker) Migrant route, the grant of leave to enter will not result in the applicant being granted leave to enter or remain as a Contractual Service Supplier, or Independent Professional under the International Agreement sub-category of the Tier 5 (Temporary Worker) Migrant route for a cumulative period exceeding 6 months in any 12 month period ending during the period of leave to enter requested.

(i) The Entry Clearance Officer or Immigration Officer must be satisfied that the applicant:

(i) genuinely intends to undertake, and is capable of undertaking, the role recorded by the Certificate of Sponsorship Checking Service; and

(ii) will not undertake employment in the United Kingdom other than under the terms of paragraph 245ZP(f)(iii).

(j) To support the assessment in paragraph 245ZO(i), the Entry Clearance Officer or Immigration Officer may:

(i) request additional information and evidence, and refuse the application if the information or evidence is not provided. Any requested documents must be received by the Home Office at the address specified in the request within 28 calendar days of the date the request is sent, and

(ii) request the applicant attends an interview, and refuse the application if the applicant fails to comply with any such request without providing a reasonable explanation.

(k) If the Entry Clearance Officer or Immigration Officer is not satisfied following the assessment in paragraph 245ZO(i), no points will be awarded under paragraphs 105 to 112 of Appendix A.

(l) The Entry Clearance Officer or Immigration Officer may decide not to carry out the assessment in paragraph 245ZO(i) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.

245ZP. Period and conditions of grant

(a) Where paragraph 245ZN(b) applies and the applicant has consecutive engagements, leave to enter will be granted for:

(i) a period commencing not more than 14 days before the beginning of the first period of engagement and ending 14 days after the end of the last period of engagement, or

(ii) 3 months

whichever is the shorter.

(b) Where paragraph 245ZN(b) applies and the applicant does not have consecutive engagements, leave to enter will be granted for:

(i) a period commencing not more than 14 days before the beginning of the period of engagement and ending 14 days after the end of that period of engagement, or

(ii) 3 months

whichever is the shorter.

(c) Where paragraph 245ZN(b) does not apply and the Certificate of Sponsorship Checking Service reference number for which the applicant was awarded points under Appendix A records that the applicant is being sponsored in the Creative and Sporting subcategory, the Government Authorised Exchange subcategory for a Work Experience Programme, or the Charity Workers sub-category of the Tier 5 (Temporary Worker) Migrant route, entry clearance or leave to enter will be granted for:

(i) a period commencing 14 days before the beginning of the period of engagement (or of the first period of engagement, where the applicant has consecutive engagements) and ending 14 days after the end of that period of engagement (or of the last period of engagement, where the applicant has consecutive engagements), or

(ii) 12 months

whichever of (i) or (ii) is the shorter.

(d) Where paragraph 245ZN (b) does not apply and the Certificate of Sponsorship Checking Service reference number for which the applicant was awarded points under Appendix A records that the applicant is being sponsored in the religious workers, the Government Authorised Exchange subcategory for a Research Programme, Training Programme or Overseas Government Language Programme, or other than as a Contractual Service Supplier, or Independent Professional, in the international agreement subcategory of the Tier 5 (Temporary Worker) Migrant route, entry clearance will be granted for:

(i) a period commencing 14 days before the beginning of the period of engagement and ending 14 days after the end of that period of engagement, or

(ii) 2 years,

whichever is the shorter.

(e) Where paragraph 245ZN(b) does not apply and the Certificate of Sponsorship Checking Service reference number for which the applicant was awarded points under Appendix A records that the applicant is being sponsored as a Contractual Service Supplier, or Independent Professional in the International Agreement sub-category of the Tier 5 (Temporary Worker) Migrant route, entry clearance will be granted for:

(i) a period commencing 14 days before the beginning of the period of engagement and ending 14 days after the end of that period of engagement, or

(ii) 6 months,

whichever is the shorter.

(f) Leave to enter and entry clearance will be granted subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police if this is required by paragraph 326 of these Rules, and

(iii) no employment except:

(1) unless paragraph (2) applies, working for the person who for the time being is the Sponsor in the employment that the Certificate of Sponsorship Checking Service records that the migrant is being sponsored to do for that Sponsor,

(2) in the case of a migrant whom the Certificate of Sponsorship Checking Service records as being sponsored in the Government Authorised Exchange subcategory of Tier 5 (Temporary Workers), the work, volunteering or job shadowing authorised by the Sponsor and that the Certificate of Sponsorship Checking Service records that the migrant is being sponsored to do,

(3) supplementary employment except in the case of a migrant whom the Certificate of Sponsorship Checking Service records as being sponsored in the international agreement sub-category, to work as a private servant in a diplomatic household or as a Contractual Service Supplier, or Independent Professional, and

(4) in the case of a migrant whom the Certificate of Sponsorship Checking Service records as being sponsored in the creative and sporting subcategory of Tier 5 (Temporary Workers), employment as a sportsperson for his national team while his national team is in the UK and Temporary Engagement as a Sports Broadcaster.

(iv) in the case of an applicant whom the Certificate of Sponsorship Checking Service records as being sponsored in the international agreement sub-category of Tier 5 (Temporary Workers), to work as a private servant in a diplomatic household, the employment in (iii)(1) above means working only in the household of the employer recorded by the Certificate of Sponsorship Checking Service.

245ZQ. Requirements for leave to remain

To qualify for leave to remain as a Tier 5 (Temporary Worker) Migrant under this rule, an applicant must meet the requirements listed below. Subject to paragraph 245ZR(a), if the

applicant meets these requirements, leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(b) The applicant must have, or have last been granted.

(i) entry clearance or leave to remain as a Tier 5 (Temporary Worker) Migrant, or

(ii) entry clearance, leave to enter or leave to remain as a Sports Visitor or Entertainer Visitor, provided:

(1) the Certificate of Sponsorship Checking Service reference for which he is being awarded points in this application shows that he is being sponsored in the creative and sporting subcategory; and

(2) the Certificate of Sponsorship reference number was allocated to the applicant before he entered the UK as a Sports Visitor or Entertainer Visitor, or

(iii) entry clearance, leave to enter or leave to remain as an Overseas Government Employee, provided

(a) the Certificate of Sponsorship Checking Service reference for which he is being awarded points in this application shows he is being sponsored in the international agreement sub-category, and

(b) the applicant is continuing employment with the same overseas government or international organisation for which earlier leave was granted, or

(iv) entry clearance, leave to enter or leave to remain as a Qualifying Work Permit Holder, provided, or

(a) the applicant was previously issued with a work permit for the purpose of employment by an overseas government, and

(b) the Certificate of Sponsorship Checking Service reference for which he is being awarded points in this application shows he is being sponsored in the international agreement sub-category, and

(c) the applicant is continuing employment with the same overseas government or international organisation for which earlier leave was granted

(v) entry clearance, leave to enter or leave to remain as a Qualifying Work Permit Holder, provided

(1) the applicant was previously issued with a work permit for the purpose of employment as a sponsored researcher, and

(2) the Certificate of Sponsorship Checking Service reference for which he is being awarded points in this application shows he is being sponsored in the government authorised exchange sub-category, and

(3) the applicant is continuing employment with the same organisation for which his most recent period of leave was granted, or

(vi) entry clearance, leave to enter or leave to remain as a Student, a Student Re-Sitting an Examination, a Person Writing Up a Thesis, a Postgraduate Doctor or Dentist, a Student Nurse, a Student Union Sabbatical Officer, or a Tier 4 (General) Migrant, provided the Certificate of Sponsorship Checking Service reference for which he is being awarded points in this application confirms:

(1) he is being sponsored in the government authorised exchange sub-category, and

(2) he lawfully obtained a UK recognised bachelor or postgraduate degree (not a qualification of equivalent level which is not a degree) during his last grant of leave, and

(3) he is being sponsored to:

(a) undertake a period of postgraduate professional training or work experience which is required to obtain a professional qualification or professional registration in the same professional field as the qualification in (2) above, and will not be filling a permanent vacancy, such that the employer he is directed to work for by the Sponsor does not intend to employ him in the UK once the training or work experience for which he is being sponsored has concluded, or

(b) undertake an internship for up to 12 months which directly relates to the qualification in (2) above, and will not be filling a permanent vacancy, such that the employer he is directed to work for by the Sponsor does not intend to employ him in the UK once the training or work experience for which he is being sponsored has concluded,

(c) The applicant must have a minimum of 30 points under paragraphs 105 to 112 of Appendix A.

(d) The applicant must have a minimum of 10 points under paragraphs 8 to 9 of Appendix C.

(e) The Certificate of Sponsorship Checking Service entry to which the Certificate of Sponsorship reference number for which points under Appendix A were awarded relates must:

(i) record that the applicant is being sponsored in the same subcategory of the Tier 5 (Temporary Worker) Migrant route as the one in which he was being sponsored to work for when he was last granted entry clearance or leave to remain as a Tier 5 (Temporary Worker) Migrant, and

(ii) in the case of an applicant who the Certificate of Sponsorship Checking Service records as being sponsored in the international agreement sub-category of Tier 5 (Temporary Workers), to work as a private servant in a diplomatic household, who entered the UK with a valid entry clearance in that capacity under the Rules in place from 6 April 2012, record that the applicant is being sponsored to work for the same employer as set out in paragraph 245ZO (g) who he was being sponsored to work for when he was last granted entry clearance or leave to remain as a Tier 5 (Temporary Worker) Migrant, and the applicant must have continued to work for that employer

throughout his period of leave and must provide evidence of agreed written terms and conditions of employment in the UK with his employer in the form set out in Appendix Q.

(f) Where the applicant is under 18 years of age, the application must be supported by the applicant' parents or legal guardian, or by just one parent if that parent has sole legal responsibility for the child.

(g) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or just one parent if that parent has sole legal responsibility for the child, must confirm that they consent to the arrangements for the applicant's care in the UK.

(h) An applicant who has, or was last granted, leave as a Student, a Student Re-Sitting an Examination, a Person Writing Up a Thesis, a Postgraduate Doctor or Dentist, a Student Nurse, a Student Union Sabbatical Officer, or a Tier 4 (General) Migrant and:

(i) is currently being sponsored by a government or international scholarship agency, or

(ii) was being sponsored by a government or international scholarship agency, and that sponsorship came to an end 12 months ago or less

must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents as set out in paragraph 245A above, to show that this requirement has been met.

(i) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

(j) Where the Certificate of Sponsorship Checking Service reference number for which the applicant was awarded points under Appendix A records that the applicant is being sponsored as a Contractual Service Supplier, or Independent Professional in the International Agreement subcategory of the Tier 5 (Temporary Worker) Migrant route, the grant of leave to remain will not result in the applicant being granted leave to enter or remain as a Contractual Service Supplier, or Independent Professional under the international agreement sub-category of the Tier 5 (Temporary Worker) Migrant route for a cumulative period exceeding 6 months in any 12 month period ending during the period of leave to remain requested.

(k) The Secretary of State must be satisfied that the applicant:

(i) genuinely intends to undertake, and is capable of undertaking, the role recorded by the Certificate of Sponsorship Checking Service; and

(ii) will not undertake employment in the United Kingdom other than under the terms of paragraph 245ZR(h)(iii).

(l) To support the assessment in paragraph 245ZQ(k), the Secretary of State may:

(i) request additional information and evidence, and refuse the application if the information or evidence is not provided. Any requested documents must be received by the Home Office at the address specified in the request within 28 calendar days of the date the request is sent, and

(ii) request the applicant attends an interview, and refuse the application if the applicant fails to comply with any such request without providing a reasonable explanation.

(m) If the Secretary of State is not satisfied following the assessment in paragraph 245ZQ(k), no points will be awarded under paragraphs 105 to 112 of Appendix A.

(n) The Secretary of State may decide not to carry out the assessment in paragraph 245ZQ(k) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.

245ZR. Period and conditions of grant

(a) If any calculation of period of leave comes to zero or a negative number, leave to remain will be refused.

(b) Subject to paragraphs (c) to (f) below, leave to remain will be granted for:

(i) the length of the period of engagement, as recorded in the Certificate of Sponsorship Checking Service entry, plus 14 days (or, where the applicant has consecutive engagements, a period beginning on the first day of the first period of engagement and ending 14 days after the last day of the last period of engagement) or

(ii) the difference between the period that the applicant has already spent in the UK since his last grant of entry clearance or leave to enter as a Tier 5 (Temporary Worker) Migrant and:

(1) 12 months, if he is being sponsored in the Government Authorised exchange sub-category for a Work Experience Programme where the initial grant of leave was granted under the Rules in place from 6 April 2012, the Creative and Sporting subcategory, or the Charity Workers subcategory, or

(2) 2 years, if he is being sponsored in the Government Authorised Exchange sub-category where the initial grant of leave was made under the Rules in place before 6 April 2012 or for a Research Programme, Training Programme or Overseas Government Language Programme, the Religious Workers subcategory, or the International Agreement subcategory other than as a Contractual Service Supplier, or Independent Professional, or

(3) 6 months, if the applicant is being sponsored in the International Agreement subcategory and is a Contractual Service Supplier or Independent Professional,

whichever of (i) or (ii) is the shorter.

(c) Where the provisions in paragraph 245ZQ(b)(ii) apply, the migrant will be granted leave to remain for:

(i) the period of engagement plus 14 days (or, where the applicant has consecutive engagements, a period beginning on the first day of the first period of engagement and ending 14 days after the last day of the last period of engagement), or

(ii) 12 months

whichever of (i) or (ii) is the shorter.

(d) Where the Certificate of Sponsorship Checking Service reference records that the migrant is being sponsored in the international agreement subcategory of the Tier 5 (Temporary Worker) Migrant route as an overseas government employee, employee of an international organisation or a private servant in a diplomatic household where in the case of the latter he entered the UK with a valid entry clearance in that capacity under the Rules in place before 6 April 2012, leave to remain will be granted for:

(i) the period of engagement plus 14 days, or

(ii) 24 months,

whichever of (i) or (ii) is the shorter, unless at the date of the application for leave to remain the applicant has spent more than 4 years continuously in the UK with leave as a Tier 5 (Temporary Worker) Migrant, in which case leave to remain will be granted for:

(iii) the period of engagement plus 14 days, or

(iv) a period equal to 6 years less X, where X is the period of time, beginning with the date on which the applicant was last granted entry clearance or leave to enter as a Tier 5 (Temporary Worker) Migrant, that the applicant has already spent in the UK as a Tier 5 (Temporary Worker) Migrant

whichever of (iii) or (iv) is the shorter.

(e) Where the Certificate of Sponsorship Checking Service reference records that the applicant is being sponsored in the international agreement sub-category of the Tier 5 (Temporary Worker) Migrant route as a private servant in a diplomatic household to work in a domestic capacity in the household of a named individual and where he entered the UK with a valid entry clearance in that capacity under the Rules in place from 6 April 2012, leave to remain will be granted for:

(i) the period of engagement plus 14 days, or

(ii) 24 months,

whichever of (i) or (ii) is the shorter, unless at the date of the application the applicant has spent more than 3 years continuously in the UK with leave as a Tier 5 (Temporary Worker) migrant, in which case leave will be granted for:

(iii) the period of engagement plus 14 days, or

(iv) a period equal to 5 years less X, where X is the period of time, beginning with the date on which the applicant was first granted entry clearance as a Tier 5 (Temporary Worker) Migrant, that the applicant has already spent in the UK as a Tier 5 (Temporary Worker) Migrant

whichever of (iii) or (iv) is the shorter. Where the calculation at (iv) above results in zero or a negative number, the application for leave to remain will be refused.

(f) Where:

(i) the Certificate of Sponsorship Checking Service reference number records that the applicant is being sponsored in the creative and sporting subcategory of the Tier 5 (Temporary Worker) Migrant route as a creative worker, and

(ii) the Sponsor is the Sponsor who sponsored the applicant when he received his last grant of leave

leave to remain will be granted for the period set out in paragraph (g) below.

(g) Where the conditions in paragraph (f) above are met, leave to remain will be granted for:

(i) the period of engagement plus 14 days (or, where the applicant has consecutive engagements, a period beginning on the first day of the first period of engagement and ending 14 days after the last day of the last period of engagement), or

(ii) 12 months

whichever of (i) or (ii) is the shorter, unless the applicant has spent more than 1 year continuously in the UK with leave as a Tier 5 (Temporary Worker) Migrant, in which case leave to remain will be granted for:

(iii) the period of engagement plus 14 days (or, where the applicant has consecutive engagements, a period beginning on the first day of the first period of engagement and ending 14 days after the last day of the last period of engagement), or

(iv) a period equal to 2 years less X, where X is the period of time, beginning with the date on which the applicant was last granted entry clearance or leave to enter as a Tier 5 (Temporary Worker) Migrant, that the applicant has already spent in the UK as a Tier 5 (Temporary Worker) Migrant

whichever of (iii) or (iv) is the shorter.

(h) Leave to remain will be granted subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police if this is required by paragraph 326 of these Rules, and

(iii) no employment except:

(1) unless paragraph (2) applies, working for the person who for the time being is the Sponsor in the employment that the Certificate of Sponsorship Checking Service records that the migrant is being sponsored to do for that Sponsor,

(2) in the case of a migrant whom the Certificate of Sponsorship Checking Service records as being sponsored in the government authorised exchange subcategory of Tier 5 (Temporary Workers), the work, volunteering or job shadowing authorised by the Sponsor and that the Certificate of Sponsorship Checking Service records that the migrant is being sponsored to do,

(3) supplementary employment, and

(4) in the case of a migrant whom the Certificate of Sponsorship Checking Service records as being sponsored in the creative and sporting subcategory of Tier 5 (Temporary Workers), employment as a sportsperson for his national team while his national team is in the UK and Temporary Engagement as a Sports Broadcaster.

(iv) in the case of a migrant whom the Certificate of Sponsorship Checking Service records as being sponsored in the international agreement sub-category of Tier 5 (Temporary Workers), to work as a private servant in a diplomatic household, the employment in (iii)(1) above means working only in the household of the employer recorded by the Certificate of Sponsorship Checking Service .

245ZS. Requirements for indefinite leave to remain

To qualify for indefinite leave to remain as a Tier 5 (Temporary Worker) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, indefinite leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(aa) DELETED.

(a) The applicant must not fall for refusal under the general grounds for refusal and must not be an illegal entrant.

(b) The applicant must have spent a continuous period of 5 years lawfully in the UK with leave in the international agreement sub-category of Tier 5 and working as a private servant in a diplomatic household and have last been granted entry clearance in this capacity under the Rules in place before 6 April 2012.

(c) The applicant must have demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL.

(d) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

(e) the applicant must provide a letter from the employer detailing the purpose and period of absences in connection with the employment, including periods of annual leave. Where the absence was due to a serious or compelling reason, the applicant must provide a personal letter which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK.

Tier 4 (General) Student

245ZT. Purpose of this route

This route is for migrants aged 16 or over who wish to study in the UK.

245ZU. Entry clearance

All migrants arriving in the UK and wishing to enter as a Tier 4 (General) Student must have a valid entry clearance for entry under this route. If they do not have a valid entry clearance, entry will be refused.

245ZV. Requirements for entry clearance

To qualify for entry clearance as a Tier 4 (General) Student, an applicant must meet the requirements listed below. If the applicant meets these requirements, entry clearance will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal.

(b) The applicant must have a minimum of 30 points under paragraphs 113 to 120 of Appendix A.

(c) The applicant must have a minimum of 10 points under paragraphs 10 to 14 of Appendix C.

(ca) The applicant must, if required to do so on examination or interview, be able to demonstrate without the assistance of an interpreter English language proficiency of a standard to be expected from an individual who has reached the standard specified in a Confirmation of Acceptance for Studies assigned in accordance with Appendix A paragraph 118(b) (for the avoidance of doubt, the applicant will not be subject to a test at the standard set out in Appendix A, paragraph 118(b).

(da) If the applicant wishes to undertake a course:

(i) undergraduate or postgraduate studies leading to a Doctorate or Masters degree by research in one of the disciplines listed in paragraph 1 of Appendix 6 of these Rules, or

(ii) undergraduate or postgraduate studies leading to a taught Masters degree or other postgraduate qualification in one of the disciplines listed in paragraph 2 of Appendix 6 of these Rules, or

(iii) a period of study or research in excess of 6 months in one of the disciplines listed in paragraphs 1 or 2 of Appendix 6 of these Rules at an institution of higher education where this forms part of an overseas postgraduate qualification

the applicant must hold a valid Academic Technology Approval Scheme clearance certificate from the Counter-Proliferation Department of the Foreign and Commonwealth Office which relates to the course, or area of research, that the applicant will be taking and at the institution at which the applicant wishes to undertake it and must provide a print-out of his Academic Technology Approval Scheme clearance certificate to show that these requirements have been met.

(e) If the applicant wishes to be a postgraduate doctor or dentist on a recognised Foundation Programme:

(i) the applicant must have successfully completed a recognised UK degree in medicine or dentistry from:

(1) an institution with a Tier 4 General Sponsor Licence,

(2) a UK publicly funded institution of further or higher education or

(3) a UK bona fide private education institution which maintains satisfactory records of enrolment and attendance,

(ii) the applicant must have previously been granted leave:

(1) as a Tier 4 (General) Student, or as a Student, for the final academic year of the studies referred to in paragraph (i) above, and

(2) as a Tier 4 (General) Student, or as a Student, for at least one other academic year (aside from the final year) of the studies referred to in paragraph (i) above,

(iii) if the applicant has previously been granted leave as a Postgraduate Doctor or Dentist, the applicant must not be seeking entry clearance or leave to enter or remain to a date beyond 3 years from the date on which he was first granted leave to enter or remain in that category, and

(iv) if the applicant has previously been granted leave as a Tier 4 (General) Student to undertake a course as a postgraduate doctor or dentist, the applicant must not be seeking entry clearance or leave to enter or remain to a date beyond 3 years from the date on which the applicant was first granted leave to undertake such a course.

(f) If the applicant is currently being sponsored by a Government or international scholarship agency, or within the last 12 months has come to the end of such a period of sponsorship, the applicant must provide the written consent of the sponsoring Government or agency to the application and must provide the specified documents as set out in paragraph 245A above, to show that this requirement has been met.

(g) If the course is below degree level the grant of entry clearance the applicant is seeking must not lead to the applicant having spent more than 3 years in the UK as a Tier 4 Migrant since the age of 18 studying courses that did not consist of degree level study.

(ga) If the course is at degree level or above, the grant of entry clearance the applicant is seeking must not lead to the applicant having spent more than 5 years in the UK as a Tier 4 (General) Migrant, or as a Student, studying courses at degree level or above unless:

(i) the applicant has successfully completed a course at degree level in the UK of a minimum duration of 4 academic years, and will follow a course of study at Masters degree level sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council, and the grant of entry clearance must not lead to the applicant having spent more than 6 years in the UK as a Tier 4 (General) Migrant, or as a Student, studying courses at degree level or above; or

(ii) the grant of entry clearance is to follow a course leading to the award of a PhD, and the applicant is sponsored by a Sponsor that is a Recognised Body or a body

in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or

(iii) the applicant is following a course of study in;
(1) Architecture;

(2) Medicine;

(3) Dentistry;

(4) Law, where the applicant has completed a course at degree level in the UK and is progressing to:

a. a law conversion course validated by the Joint Academic Stage Board in England and Wales, a Masters in Legal Science (MLegSc) in Northern Ireland, or an accelerated graduate LLB in Scotland; or

b. the Legal Practice Course in England and Wales, the Solicitors Course in Northern Ireland, or a Diploma in Professional Legal Practice in Scotland; or

c. the Bar Professional Training Course in England and Wales, or the Bar Course in Northern Ireland.

(5) Veterinary Medicine & Science; or

(6) Music at a music college that is a member of Conservatoires UK (CUK).

(gb) If the applicant has completed a course leading to the award of a PhD in the UK, the grant of entry clearance the applicant is seeking must not lead to the applicant having spent more than 8 years in the UK as a Tier 4 (General) Migrant, or as a Student.

(h) The applicant must be at least 16 years old.

(i) Where the applicant is under 18 years of age, the application must be supported by the applicant's parents or legal guardian, or by just one parent if that parent has sole legal responsibility for the child.

(j) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or just one parent if that parent has sole responsibility for the child, must confirm that they consent to the arrangements for the applicant's travel to, and reception and care in, the UK.

(k) The Entry Clearance Officer must be satisfied that the applicant is a genuine student.

245ZW. Period and conditions of grant

(a) Subject to paragraph (b), entry clearance will be granted for the duration of the course.

(b) In addition to the period of entry clearance granted in accordance with paragraph (a), entry clearance will also be granted for the periods set out in the following table. Notes to accompany the table appear below the table.

Type of course	Period of entry clearance to be granted before the course starts	Period of entry clearance to be granted after the course ends
12 months or more	1 month	4 months
6 months or more but less than 12 months	1 month	2 months
Pre-sessional course of less than 6 months	1 month	1 month
Course of less than 6 months that is not a pre-sessional course	7 days	7 days
Postgraduate doctor or dentist	1 month	1 month

Notes

(i) If the grant of entry clearance is made less than 1 month or, in the case of a course of less than 6 months that is not a pre-sessional course, less than 7 days before the start of the course, entry clearance will be granted with immediate effect.

(ii) A pre-sessional course is a course which prepares a student for the student's main course of study in the UK.

(iii) The additional periods of entry clearance granted further to the table above will be disregarded for the purposes of calculating whether a migrant has exceeded the limits specified at 245ZV(g) to 245ZV(gb).

(c) Entry clearance will be granted subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules,

(iii) no employment except:

(1) employment during term time of no more than 20 hours per week and employment (of any duration) during vacations, where the student is following a course of degree level study and is either:

(a) sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or

(b) sponsored by an overseas higher education institution to undertake a short-term Study Abroad Programme in the United Kingdom.

(2) employment during term time of no more than 10 hours per week and employment (of any duration) during vacations, where the student is following a course of below degree level study and is sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council,

(3) employment during term time of no more than 10 hours per week and employment (of any duration) during vacations, where the student is following a course of study at any academic level and is sponsored by a Sponsor that is a publicly funded further education college,

(4) employment as part of a course-related work placement which forms an assessed part of the applicant's course and provided that any period that the applicant spends on that placement does not exceed one third of the total length of the course undertaken in the UK except:

(i) where it is a United Kingdom statutory requirement that the placement should exceed one third of the total length of the course; or

(ii) where the placement does not exceed one half of the total length of the course undertaken in the UK and the student is following a course of degree level study and is either:

(a) sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or

(b) sponsored by an overseas higher education institution to undertake a short-term Study Abroad Programme in the United Kingdom.

(5) employment as a Student Union Sabbatical Officer, for up to 2 years, provided the post is elective and is at the institution which is the applicant's Sponsor or they must be elected to a national National Union of Students (NUS) position.

(6) employment as a postgraduate doctor or dentist on a recognised Foundation Programme

(7) until such time as a decision is received from the UK Border Agency on an application which is supported by a Certificate of Sponsorship assigned by a licensed Tier 2 Sponsor and which is made following successful completion of course at degree level or above at a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in

Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council and while the applicant has extant leave, and any appeal or administrative review against that decision has been determined, employment with the Tier 2 Sponsor, in the role for which they assigned the Certificate of Sponsorship to the Tier 4 migrant,

(8) self-employment, providing the migrant has made an application for leave to remain as a Tier 1 (Graduate Entrepreneur) Migrant which:

(a) is supported by an endorsement from a qualifying Higher Education Institution,

(b) is made following successful completion of a UK recognised Bachelor degree, Masters degree or PhD (not a qualification of equivalent level which is not a degree) course at a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council, and

(c) is made while the applicant has extant leave,

until such time as a decision is received from the UK Border Agency on that application and any appeal or administrative review against that decision has been determined,

provided that the migrant is not self-employed other than under the conditions of (8) above, or employed as a Doctor or Dentist in Training other than under the conditions of (v) below, professional sportsperson (including a sports coach) or an entertainer, and provided that the migrant's employment would not fill a permanent full time vacancy other than under the conditions of (7) above, or a vacancy on a recognised Foundation Programme or as a sabbatical officer; and

(iv) no study except:

(1) study at the institution that the Confirmation of Acceptance for Studies Checking Service records as the migrant's Sponsor, or where the migrant was awarded points for a visa letter, study at the institution which issued that visa letter unless the migrant is studying at an institution which is a partner institution of the migrant's Sponsor;

(2) until such time as a decision is received from the Home Office on an application which is supported by a Confirmation of Acceptance for Studies assigned by a Highly Trusted Sponsor and which is made while the applicant has extant leave, and any appeal or administrative review against that decision has been determined, study at the Highly Trusted Sponsor institution which the Confirmation of Acceptance for Studies Checking Service records as having assigned a Confirmation of Acceptance for Studies to the Tier 4 migrant;

(3) supplementary study;

(4) study of the course, or courses where a pre-sessional is included, for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, unless the student:

(a) has yet to complete the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued;

(b) continues studying at the institution referred to in (1) above; and

(c) begins studying a new course, instead of the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, that represents academic progress (as set out paragraph 120A(b) of Appendix A to these Rules) on the course(s) preceding the migrant's last grant of Tier 4 (General) Student or Student leave, and:

(i). the new course is either:

(1). at a higher or the same level as the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter issued; or

(2). at a lower level than the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, provided that the requirements and conditions of the migrant's grant of leave as at the date of commencement of the new course are the same requirements and conditions to which the migrant's leave would have been subject had he made an application to study at that lower level under the Rules in force at the time of commencement of the new course; and

(ii). where the new course (or period of research) is of a type specified in paragraph 245ZV(da), the student obtains an Academic Technology Approval Scheme clearance certificate from the Counter-Proliferation Department of the Foreign and Commonwealth Office relating to that new course (or area of research) prior to commencing the new course.

(5) in the case of a course (or period of research) of a type specified in paragraph 245ZV(da), study or research to which the Academic Technology Approval Scheme certificate issued to the migrant relates. If the migrant's course (or research) completion date reported on the Confirmation of Acceptance for Studies is postponed for a period of more than three calendar months, or if there are any changes to the course contents (or the research proposal), the migrant must apply for a new Academic Technology Approval Scheme certificate within 28 calendar days."

(v) no employment as a Doctor or Dentist in Training unless:

(1) the course that the migrant is being sponsored to do (as recorded by the Confirmation of Acceptance for Studies Checking Service) is a recognised Foundation Programme, or

(2) the migrant has made an application as a Tier 4 (General) Student which is supported by a Confirmation of Acceptance for Studies assigned by a Highly Trusted Sponsor to sponsor the applicant to do a recognised Foundation Programme, and this study satisfies the requirements of (iv)(2) above, or

(3) the migrant has made an application as a Tier 2 (General) Migrant which is supported by a Certificate of Sponsorship assigned by a licensed Tier 2 Sponsor to sponsor the applicant to work as a Doctor or Dentist in Training, and this employment satisfies the conditions of (iii)(7) above.

245ZX. Requirements for leave to remain

To qualify for leave to remain as a Tier 4 (General) Student under this rule, an applicant must meet the requirements listed below. If the applicant meets these requirements, leave to remain will be granted. If the applicant does not meet these requirements, the applicant will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal and must not be an illegal entrant.

(b) The applicant must have, or have last been granted, entry clearance, leave to enter or leave to remain:

(i) as a Tier 4 (General) Student,

(ii) as a Tier 4 (Child) Student,

(iii) as a Tier 1 (Post-study Work) Migrant,

(iv) as a Tier 2 Migrant,

(v) as a Participant in the International Graduates Scheme (or its predecessor, the Science and Engineering Graduates Scheme),

(vi) as a Participant in the Fresh Talent: Working in Scotland Scheme,

(vii) as a Postgraduate Doctor or Dentist,

(viii) as a Prospective Student,

(ix) as a Student,

(x) as a Student Nurse,

(xi) as a Student Re-sitting an Examination,

(xii) as a Student Writing-Up a Thesis,

(xiii) as a Student Union Sabbatical Officer, or

(xiv) as a Work Permit Holder.

(c) The applicant must have a minimum of 30 points under paragraphs 113 to 120 of Appendix A.

(d) The applicant must have a minimum of 10 points under paragraphs 10 to 14 of Appendix C.

(da) The applicant must, if required to do so on examination or interview, be able to demonstrate without the assistance of an interpreter English language proficiency of a standard to be expected from an individual who has reached the standard specified in a Confirmation of Acceptance for Studies assigned in accordance with Appendix A paragraph 118(b) (for the avoidance of doubt, the applicant will not be subject to a test at the standard set out in Appendix A, paragraph 118(b)).

(ea) if the applicant wishes to undertake a course:

(i) undergraduate or postgraduate studies leading to a Doctorate or Masters degree by research in one of the disciplines listed in paragraph 1 of Appendix 6 of these Rules, or

(ii) undergraduate or postgraduate studies leading to a taught Masters degree or other postgraduate qualification in one of the disciplines listed in paragraph 2 of Appendix 6 of these Rules, or

(iii) a period of study or research in excess of 6 months in one of the disciplines listed in paragraphs 1 or 2 of Appendix 6 of these Rules at an institution of higher education where this forms part of an overseas postgraduate qualification

the applicant must hold a valid Academic Technology Approval Scheme clearance certificate from the Counter-Proliferation Department of the Foreign and Commonwealth Office which relates to the course, or area of research, that the applicant will be taking and at the institution at which the applicant wishes to undertake it and must provide a print-out of his Academic Technology Approval Scheme clearance certificate to show that these requirements have been met.

Applicants applying for leave to remain under the doctorate extension scheme must, where required, meet the conditions of paragraph 245ZX(ea), unless they are applying for a course of study of 28 days or less.

(f) If the applicant wishes to be a postgraduate doctor or dentist on a recognised Foundation Programme:

(i) the applicant must have successfully completed a recognised UK degree in medicine or dentistry from:

(1) an institution with a Tier 4 General Sponsor Licence,

(2) a UK publicly funded institution of further or higher education or

(3) a UK bona fide private education institution which maintains satisfactory records of enrolment and attendance,

(ii) the applicant must have previously been granted leave:

(1) as a Tier 4 (General) Student, or as a Student, for the final academic year of the studies referred to in paragraph (i) above, and

(2) as a Tier 4 (General) Student, or as a Student, for at least one other academic year (aside from the final year) of the studies referred to in paragraph (i) above,

(iii) if the applicant has previously been granted leave as a Postgraduate Doctor or Dentist the applicant must not be seeking entry clearance or leave to enter or remain to a date beyond 3 years from the date on which he was first granted leave to enter or remain in that category, and

(iv) if the applicant has previously been granted leave as a Tier 4 (General) Student to undertake a course as a postgraduate doctor or dentist, the applicant must not be seeking entry clearance or leave to enter or remain to a date beyond 3 years from the date on which he was first granted leave to undertake such a course.

(g) If the applicant is currently being sponsored by a Government or international scholarship agency, or within the last 12 months has come to the end of such a period of sponsorship, the applicant must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents as set out in paragraph 245A above, to show that this requirement has been met.

(h) If the course is below degree level the grant of leave to remain the applicant is seeking must not lead to the applicant having spent more than 3 years in the UK as a Tier 4 Migrant since the age of 18 studying courses that did not consist of degree level study.

(ha) If the course is at degree level or above, the grant of leave to remain the applicant is seeking must not lead to the applicant having spent more than 5 years in the UK as a Tier 4 (General) Migrant, or as a Student, studying courses at degree level or above unless:

(i) the applicant has successfully completed a course at degree level in the UK of a minimum duration of 4 academic years, and will follow a course of study at Masters degree level sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council, and the grant of leave to remain must not lead to the applicant having spent more than 6 years in the UK as a Tier 4 (General) Migrant, or as a Student, studying courses at degree level or above; or

(ii) the grant of leave to remain is to follow a course leading to the award of a PhD and the applicant is sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or

(iii) the applicant is following a course of study in;

(1) Architecture;

(2) Medicine;

(3) Dentistry;

(4) Law, where the applicant has completed a course at degree level in the UK and is progressing to:

a. a law conversion course validated by the Joint Academic Stage Board in England and Wales, a Masters in Legal Science (MLegSc) in Northern Ireland, or an accelerated graduate LLB in Scotland; or

b. the Legal Practice Course in England and Wales, the Solicitors Course in Northern Ireland, or a Diploma in Professional Legal Practice in Scotland; or

c. the Bar Professional Training Course in England and Wales, or the Bar Course in Northern Ireland.

(1) Veterinary Medicine & Science; or

(2) Music at a music college that is a member of Conservatoires UK (CUK).

(hb) If the applicant has completed a course leading to the award of a PhD in the UK, the grant of leave to remain the applicant is seeking must not lead to the applicant having spent more than 8 years in the UK as a Tier 4 (General) Migrant, or as a Student.

(i) The applicant must be at least 16 years old.

(j) Where the applicant is under 18 years of age, the application must be supported by the applicant's parents or legal guardian, or by just one parent if that parent has sole legal responsibility for the child.

(k) Where the applicant is under 18 years of age, the applicant's parents or legal guardian, or just one parent if that parent has sole legal responsibility for the child, must confirm that they consent to the arrangements for the applicant's care in the UK.

(l) Unless applying for leave to remain as a Tier 4 (General) Student on the doctorate extension scheme, the applicant must be applying for leave to remain for the purpose of studies which commence within 28 days of the expiry of the applicant's current leave to enter or remain or, where the applicant has overstayed, within 28 days of when that period of overstaying began.

(m) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

(n) Where the applicant is applying for leave to remain as a Tier 4 (General) Student on the doctorate extension scheme:

(i) leave to remain as a Tier 4 (General) Student on the doctorate extension scheme must not have previously been granted;

(ii) the applicant must be following a course leading to the award of a PhD;

(iii) the applicant must be sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council and that sponsor will be the sponsor awarding the PhD; and

(iv) the date of the application must be within 60 days of the expected end date of a course leading to the award of a PhD.

(o) the Secretary of State must be satisfied that the applicant is a genuine student.

245ZY. Period and conditions of grant

(a) Subject to paragraphs (b), (ba) and (c) below, leave to remain will be granted for the duration of the course.

(b) In addition to the period of leave to remain granted in accordance with paragraph (a), leave to remain will also be granted for the periods set out in the following table. Notes to accompany the table appear below the table.

Type of course	Period of leave to remain to be granted before the course starts	Period of leave to remain to be granted after the course ends
12 months or more	1 month	4 months
6 months or more but less than 12 months	1 month	2 months
Pre-sessional course of less than 6 months	1 month	1 month
Course of less than 6 months that is not a pre-sessional course	7 days	7 days
Postgraduate doctor or dentist	1 month	1 month

Notes

(i) If the grant of leave to remain is being made less than 1 month or, in the case of a course of less than 6 months that is not a pre-sessional course, less than 7 days before the start of the course, leave to remain will be granted with immediate effect.

(ii) A pre-sessional course is a course which prepares a student for the student's main course of study in the UK.

(iii) The additional periods of leave to remain granted further to the table above will be disregarded for the purposes of calculating whether a migrant has exceeded the limits specified at 245ZX(h) to 245ZX(hb).

(ba) Leave to remain as a Tier 4 (General) Student on the doctorate extension scheme will be granted for 12 months, commencing on the expected end date of a course leading to the award of a PhD.

(bb) Leave to remain as a Tier 4 (General) Student on the doctorate extension scheme will not be subject to the conditions on the limited time that can be spent as a Tier 4 (General) Student or as a student, specified at 245ZX (hb).

(c) Leave to remain will be granted subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules,

(iii) no employment except:

(1) employment during term time of no more than 20 hours per week and employment (of any duration) during vacations, where the student is following a course of degree level study and is either:

(a) sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or

(b) sponsored by an overseas higher education institution to undertake a short-term Study Abroad Programme in the United Kingdom.

(2) employment during term time of no more than 10 hours per week and employment (of any duration) during vacations, where the student is following a course of below degree level study and is sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council,

(3) employment during term time of no more than 10 hours per week and employment (of any duration) during vacations, where the student is following a course of study at any academic level and is sponsored by a Sponsor that is a publicly funded further education college,

(4) employment as part of a course-related work placement which forms an assessed part of the applicant's course and provided that any period that the applicant spends on that placement does not exceed one third of the total length of the course undertaken in the UK except:

(i) where it is a United Kingdom statutory requirement that the placement should exceed one third of the total length of the course; or

(ii) where the placement does not exceed one half of the total length of the course undertaken in the UK and the student is following a course of degree level study and is either:

(a) sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or

(b) sponsored by an overseas higher education institution to undertake a short-term Study Abroad Programme in the United Kingdom.

(5) employment as a Student Union Sabbatical Officer for up to 2 years provided the post is elective and is at the institution which is the applicant's Sponsor or they must be elected to a national National Union of Students (NUS) position,

(6) employment as a postgraduate doctor or dentist on a recognised Foundation Programme

(7) until such time as a decision is received from the UK Border Agency on an application which is supported by a Certificate of Sponsorship assigned by a licensed Tier 2 Sponsor and which is made following successful completion of course at degree level or above at a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council and while the applicant has extant leave, and any appeal or administrative review against that decision has been determined, employment with the Tier 2 Sponsor institution, in the role for which they assigned the Certificate of Sponsorship to the Tier 4 migrant,

(8) self-employment, providing the migrant has made an application for leave to remain as a Tier 1 (Graduate Entrepreneur) Migrant which is supported by an endorsement from a qualifying Higher Education Institution and which is made following successful completion of a course at degree level or above at a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council and while the applicant has extant leave, until such time as a decision is received from the UK Border Agency on an application and any appeal or administrative review against that decision has been determined,

provided that the migrant is not self-employed other than under the conditions of (8) above, or employed as a Doctor or Dentist in Training other than under the conditions of (v) below, a professional sportsperson (including a sports coach) or an entertainer, and provided that the migrant's employment would not fill a permanent full time vacancy other than under the conditions of (7) above, or a vacancy on a recognised Foundation Programme or as a sabbatical officer.

(9) where, during the current period of leave, the migrant has successfully completed a PhD at a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the

Scottish Funding Council, and has been granted leave to remain as a Tier 4 (General) Student on the doctorate extension scheme or has made a valid application for leave to remain as a Tier 4 (General) Student on the doctorate extension scheme but has not yet received a decision from the UK Border Agency on that application, there will be no limitation on the type of employment that may be taken, except for:

(a) no employment as a Doctor or Dentist in Training other than under the conditions of (v) below;

(b) no employment as a professional sportsperson (including a sports coach).

(iv) no study except:

(1) study at the institution that the Confirmation of Acceptance for Studies Checking Service records as the migrant's Sponsor, or where the migrant was awarded points for a visa letter, study at the institution which issued that visa letter unless the migrant is studying at an institution which is a partner institution of the migrant's Sponsor;

(2) until such time as a decision is received from the Home Office on an application which is supported by a Confirmation of Acceptance for Studies assigned by a Highly Trusted Sponsor and which is made while the applicant has extant leave, and any appeal or administrative review against that decision has been determined, study at the Highly Trusted Sponsor institution which the Confirmation of Acceptance for Studies Checking Service records as having assigned a Confirmation of Acceptance for Studies to the Tier 4 migrant;

(3) supplementary study;

(4) study of the course, or courses where a pre-sessional is included, for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, unless the student:

(a) has yet to complete the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued;

(b) continues studying at the institution referred to in (1) above; and

(c) begins studying a new course, instead of the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, and:

i. the new course is either:

(1). at a higher or the same level as the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter issued; or

(2). at a lower level than the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, provided that the requirements and conditions of the migrant's grant of leave as at the date of commencement of the new course are the same requirements and conditions to which the migrant's leave would have been subject had he made an application to study at that lower level under the Rules in force at the time of commencement of the new course.; and

ii. where the new course (or period of research) is of a type specified in paragraph 245ZX(ea), the student obtains an Academic Technology Approval Scheme clearance certificate from the Counter-Proliferation Department of the Foreign and Commonwealth Office relating to that new course (or area of research) prior to commencing the new course.

(5) in the case of a course (or period of research) of a type specified in paragraph 245ZX(ea), study or research to which the Academic Technology Approval Scheme certificate issued to the migrant relates. If the migrant's course (or research) completion date reported on the Confirmation of Acceptance for Studies is postponed for a period of more than three calendar months, or if there are any changes to the course contents (or the research proposal), the migrant must apply for a new Academic Technology Approval Scheme certificate within 28 calendar days.

(v) no employment as a Doctor or Dentist in Training unless:

(1) the course that the migrant is being sponsored to do (as recorded by the Confirmation of Acceptance for Studies Checking Service) is a recognised Foundation Programme, or

(2) the migrant has made an application as a Tier 4 (General) Student which is supported by a Confirmation of Acceptance for Studies assigned by a Highly Trusted Sponsor to sponsor the applicant to do a recognised Foundation Programme, and this study satisfies the requirements of (iv)(2) above, or

(3) the migrant has made an application as a Tier 2 (General) Migrant which is supported by a Certificate of Sponsorship assigned by a licensed Tier 2 Sponsor to sponsor the applicant to work as a Doctor or Dentist in Training, and this employment satisfies the conditions of (iii)(7) above.

Tier 4 (Child) Student

245ZZ. Purpose of route

This route is for children at least 4 years old and under the age of 18 who wish to be educated in the UK.

245ZZA. Entry clearance

All migrants arriving in the UK and wishing to enter as a Tier 4 (Child) Student must have a valid entry clearance for entry under this route. If they do not have a valid entry clearance, entry will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal.

(b) The applicant must have a minimum of 30 points under paragraphs 121 to 126 of Appendix A.

(c) The applicant must have a minimum of 10 points under paragraphs 15 to 22 of Appendix C.

(d) The applicant must be at least 4 years old and under the age of 18.

(e) The applicant must have no children under the age of 18 who are either living with the applicant or for whom the applicant is financially responsible.

(f) If a foster carer or a relative (not a parent or guardian) of the applicant will be responsible for the care of the applicant:

(i) the arrangements for the care of the applicant by the foster carer or relative must meet the requirements in paragraph 245ZZE and the applicant must provide the specified documents in paragraph 245ZZE to show that this requirement has been met, and

(ii) the applicant must provide details of the care arrangements as specified in paragraph 245ZZE.

(g) The application must be supported by the applicant's parents or legal guardian, or by just one parent if that parent has sole legal responsibility for the child.

(h) The applicant's parents or legal guardian, or just one parent if that parent has sole responsibility for the child, must confirm that they consent to the arrangements for the applicant's travel to, and reception and care in, the UK.

(i) If the applicant is currently being sponsored by a Government or international scholarship agency, or within the last 12 months has come to the end of such a period of sponsorship, the applicant must provide the written consent of the sponsoring Government or agency to the application and must provide the specified documents as set out in paragraph 245A above, to show that this requirement has been met

245ZZB. Period and conditions of grant

(a) Where the applicant is under the age of 16, entry clearance will be granted for:

(i) a period of no more than 1 month before the course starts, plus

(ii) a period:

(1) requested by the applicant,

(2) equal to the length of the programme the applicant is following, or

(3) of 6 years

whichever is the shorter, plus

(iii) 4 months.

(b) Where the applicant is aged 16 or over, entry clearance will be granted for:

(i) a period of no more than 1 month before the course starts, plus

(ii) a period:

(1) requested by the applicant,

(2) equal to the length of the programme the applicant is following, or

(3) of 3 years

whichever is the shorter, plus

(iii) 4 months.

(c) Entry clearance will be granted subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules,

(iii) no employment whilst the migrant is aged under 16,

(iv) no employment whilst the migrant is aged 16 or over except:

(1) employment during term time of no more than 10 hours per week,

(2) employment (of any duration) during vacations,

(3) employment as part of a course-related work placement which forms an assessed part of the applicant's course and provided that any period that the applicant spend on that placement does not exceed half of the total length of the course undertaken in the UK except where it is a United Kingdom statutory requirement that the placement should exceed half the total length of the course

(4) employment as a Student Union Sabbatical Officer for up to 2 years provided the post is elective and is at the institution which is the applicant's Sponsor or they must be elected to a national National Union of Students (NUS) position,

provided that the migrant is not self employed, or employed as a Doctor in Training, a professional sportsperson (including a sports coach) or an entertainer, and provided that the migrant's employment would not fill a permanent full time vacancy other than a vacancy as a sabbatical officer.

(v) no study except:

(1) study at the institution that the Confirmation of Acceptance for Studies Checking Service records as the migrant's Sponsor, or where the migrant was awarded points for a visa letter, study at the institution which issued that visa letter unless the migrant is studying at an institution which is a partner institution of the migrant's Sponsor;

(2) until such time as a decision is received from the Home Office on an application which is supported by a Confirmation of Acceptance for Studies assigned by a Highly Trusted Sponsor and which is made while the applicant has extant leave, and any appeal or administrative review against that decision has been determined, study at the Highly Trusted Sponsor institution which the Confirmation of Acceptance for Studies Checking Service records as having assigned a Confirmation of Acceptance for Studies to the Tier 4 migrant;

(3) supplementary study;

(4) study of the course, or courses where a pre-sessional is included, for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, unless the student:

(a) has yet to complete the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued;

(b) continues studying at the institution referred to in (1) above; and

(c) begins studying a new course, instead of the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, and the new course is either:

(1) at a higher or the same level as the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter issued; or

(2) at a lower level than the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, provided that the requirements and conditions of the migrant's grant of leave as at the date of commencement of the new course are the same requirements and conditions to which the migrant's leave would have been subject had he made an application to study at that lower level under the Rules in force at the time of commencement of the new course.

245ZZC. Requirements for leave to remain

To qualify for leave to remain as a Tier 4 (Child) Student under this rule, an applicant must meet the requirements listed below. If the applicant meets these requirements, leave to remain will be granted. If the applicant does not meet these requirements, leave to remain will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal and must not be an illegal entrant.

(b) The applicant must have, or have last been granted, entry clearance, leave to enter or leave to remain:

(i) as a Tier 4 Migrant,

(ii) as a Student, or

(iii) as a Prospective Student.

(c) The applicant must have a minimum of 30 points under paragraphs 121 to 126 of Appendix A.

(d) The applicant must have a minimum of 10 points under paragraphs 15 to 22 of Appendix C.

(e) The applicant must be under the age of 18.

(f) The applicant must have no children under the age of 18 who are either living with the applicant or for whom the applicant is financially responsible.

(g) If a foster carer or a relative (not a parent or guardian) of the applicant will be responsible for the care of the applicant:

(i) the arrangements for the care of the applicant by the foster carer or relative must meet the requirements in paragraph 245ZZE and the applicant must provide the specified documents in paragraph 245ZZE to show that this requirement has been met, and

(ii) the applicant must provide details of the care arrangements as specified in paragraph 245ZZE.

(h) The application must be supported by the applicant's parents or legal guardian, or by just one parent if that parent has sole legal responsibility for the child.

(i) The applicant's parents or legal guardian, or just one parent if that parent has sole legal responsibility for the child, must confirm that they consent to the arrangements for the applicant's care in the UK.

(j) The applicant must be applying for leave to remain for the purpose of studies which commence within 28 days of the expiry of the applicant's current leave to enter or remain or, where the applicant has overstayed, within 28 days of when that period of overstaying began.

(k) If the applicant is currently being sponsored by a Government or international scholarship agency, or within the last 12 months has come to the end of such a period of sponsorship, the applicant must provide the written consent of the sponsoring Government or agency to the application and must provide the specified documents as specified in paragraph 245A above, to show that this requirement has been met.

(l) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

245ZZD. Period and conditions of grant

(a) Where the applicant is under the age of 16, leave to remain will be granted for:

(i) a period of no more than 1 month before the course starts, plus

(ii) a period:

(1) requested by the applicant,

(2) equal to the length of the programme the applicant is following, or

(3) of 6 years

whichever is the shorter, plus

(iii) 4 months.

(b) Where the applicant is aged 16 or over, leave to remain will be granted for:

(i) a period of no more than 1 month before the course starts, plus

(ii) a period:

(1) requested by the applicant,

(2) equal to the length of the programme the applicant is following, or

(3) of 3 years

whichever is the shorter, plus

(iii) 4 months.

(c) Leave to remain will be granted subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules,

(iii) no employment whilst the migrant is aged under 16,

(iv) no employment whilst the migrant is aged 16 or over except:

(1) employment during term time of no more than 10 hours per week,

(2) employment (of any duration) during vacations,

(3) employment as part of a course-related work placement which forms an assessed part of the applicant's course, and provided that any period that the applicant spend on that placement does not exceed half of the total length of the course undertaken in the UK except where it is a United Kingdom statutory requirement that the placement should exceed half the total length of the course,

(4) employment as a Student Union Sabbatical Officer for up to 2 years provided the post is elective and is at the institution which is the applicant's Sponsor, or they must be elected to a National Union of Students (NUS) position

provided that the migrant is not self-employed, or employed as a Doctor in Training, a professional sportsperson (including a sports coach) or an entertainer, and provided that the migrant's employment would not fill a permanent full time vacancy other than a vacancy as a sabbatical officer.

(v) no study except:

(1) study at the institution that the Confirmation of Acceptance for Studies Checking Service records as the migrant's Sponsor, or where the migrant was awarded points for a visa letter, study at the institution which issued that visa letter unless the migrant is studying at an institution which is a partner institution of the migrant's Sponsor;

(2) until such time as a decision is received from the Home Office on an application which is supported by a Confirmation of Acceptance for Studies assigned by a Highly Trusted Sponsor and which is made while the applicant has extant leave, and any appeal or administrative review against that decision has been determined, study at the Highly Trusted Sponsor institution which the Confirmation of Acceptance for Studies Checking Service records as having assigned a Confirmation of Acceptance for Studies to the Tier 4 migrant;

(3) supplementary study;

(4) study of the course, or courses where a pre-sessional is included, for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, unless the student:

(a) has yet to complete the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued;

(b) continues studying at the institution referred to in (1) above; and

(c) begins studying a new course, instead of the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, and the new course is either:

(1). at a higher or the same level as the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter issued; or

(2). at a lower level than the course for which the Confirmation of Acceptance for Studies was assigned or the visa letter was issued, provided that the requirements and conditions of the migrant’s grant of leave as at the date of commencement of the new course are the same requirements and conditions to which the migrant’s leave would have been subject had he made an application to study at that

lower level under the Rules in force at the time of commencement of the new course.

245ZZE Specified documents, details and requirements of care arrangements

The specified documents, details and requirements of care arrangements referred to in paragraph 245ZZA(f) and paragraph 245ZZC(g) are:

(i) The applicant must provide a written letter of undertaking from the intended carer confirming the care arrangement, which shows:

(1) the name, current address and contact details of the intended carer,

(2) the address where the carer and the Tier 4 (Child) student will be living in the UK if different from the intended carer's current address,

(3) confirmation that the accommodation offered to the Tier 4 (Child) student is a private address, and not operated as a commercial enterprise, such as a hotel or a youth hostel,

(4) the nature of the relationship between the Tier 4 (Child) student's parent(s) or legal guardian and the intended carer,

(5) that the intended carer agrees to the care arrangements for the Tier 4 (Child) student,

(6) that the intended carer has at least £500 per month (up to a maximum of nine months) available to look after and accommodate the Tier 4 (Child) student for the length of the course,

(7) a list of any other people that the intended carer has offered support to, and

(8) the signature and date of the undertaking.

(ii) The applicant must provide a letter from his parent(s) or legal guardian confirming the care arrangement, which shows:

(1) the nature of their relationship with the intended carer,

(2) the address in the UK where the Tier 4 (Child) student and the Tier 4 (Child) student's intended carer will be living,

(3) that the parent(s) or legal guardian support the application, and authorise the intended carer to take responsibility for the care of the Tier 4 (Child) student during his stay in the UK,

(4) the intended carer's current passport, travel document or certificate of naturalisation, confirming that they are settled in the UK. The UK Border Agency will accept a notarised copy of the original passport or travel document, but reserves the right to request the original.

(iii) If the applicant will be staying in a private foster care arrangement, he must receive permission from the private foster carer's UK local authority, as set out in the Children (Private Arrangements for Fostering) Regulations 2005.

(iv) If the applicant will be staying in a private foster care arrangement and is under 16 years old, he must provide:

(1) a copy of the letter of notification from his parent(s), legal guardian or intended carer to the UK local authority, which confirms that the applicant will be in the care of a private foster carer while in the UK, and

(2) the UK local authority's confirmation of receipt, which confirms that the local authority has received notification of the foster care arrangement.

Back to top

Immigration Rules
Part 7

Other categories

Requirements for leave to enter the United Kingdom as a person exercising rights of access to a child resident in the United Kingdom

A246. Paragraphs 246 to 248F apply only to a person who has made an application before 9 July 2012 for leave to enter or remain or indefinite leave to remain as a person exercising rights of access to a child resident in the UK, or who before 9 July 2012 has been granted leave to enter or remain as a person exercising rights of access to a child resident in the UK.

AB246. Where an application for leave to enter or remain is made on or after 9 July 2012 as a person exercising rights of access to a child resident in the UK Appendix FM will apply.

246. The requirements to be met by a person seeking leave to enter the United Kingdom to exercise access rights to a child resident in the United Kingdom are that:

(i) the applicant is the parent of a child who is resident in the United Kingdom; and

(ii) the parent or carer with whom the child permanently resides is resident in the United Kingdom; and

(iii) the applicant produces evidence that he has access rights to the child in the form of:

(a) a Residence Order or a Contact Order granted by a Court in the United Kingdom; or

(b) a certificate issued by a district judge confirming the applicant's intention to maintain contact with the child; and

(iv) the applicant intends to take an active role in the child's upbringing; and

(v) the child is under the age of 18; and

(vi) there will be adequate accommodation for the applicant and any dependants without recourse to public funds in accommodation which the applicant owns or occupies exclusively; and

(vii) the applicant will be able to maintain himself and any dependants adequately without recourse to public funds; and

(viii) the applicant holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter the United Kingdom as a person exercising rights of access to a child resident in the United Kingdom

247. Leave to enter as a person exercising access rights to a child resident in the United Kingdom may be granted for 12 months in the first instance, provided that a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival.

Refusal of leave to enter the United Kingdom as a person exercising rights of access to a child resident in the United Kingdom

248. Leave to enter as a person exercising rights of access to a child resident in the United Kingdom is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for leave to remain in the United Kingdom as a person exercising rights of access to a child resident in the United Kingdom

248A. The requirements to be met by a person seeking leave to remain in the United Kingdom to exercise access rights to a child resident in the United Kingdom are that:

(i) the applicant is the parent of a child who is resident in the United Kingdom; and

(ii) the parent or carer with whom the child permanently resides is resident in the United Kingdom; and

(iii) the applicant produces evidence that he has access rights to the child in the form of:

(a) a Residence Order or a Contact Order granted by a Court in the United Kingdom; or

(b) a certificate issued by a district judge confirming the applicant's intention to maintain contact with the child; or

(c) a statement from the child's other parent (or, if contact is supervised, from the supervisor) that the applicant is maintaining contact with the child; and

(iv) the applicant takes and intends to continue to take an active role in the child's upbringing; and

(v) the child visits or stays with the applicant on a frequent and regular basis and the applicant intends this to continue; and

(vi) the child is under the age of 18; and

(vii) the applicant has limited leave to remain in the United Kingdom as the spouse, civil partner, unmarried partner or same-sex partner of a person present and settled in the United Kingdom who is the other parent of the child; and

(viii) the applicant has not remained in breach of the immigration laws; and

(ix) there will be adequate accommodation for the applicant and any dependants without recourse to public funds in accommodation which the applicant owns or occupies exclusively; and

(x) the applicant will be able to maintain himself and any dependants adequately without recourse to public funds.

Leave to remain in the United Kingdom as a person exercising rights of access to a child resident in the United Kingdom

248B. Leave to remain as a person exercising access rights to a child resident in the United Kingdom may be granted for 12 months in the first instance, provided the Secretary of State is satisfied that each of the requirements of paragraph 248A is met.

Refusal of leave to remain in the United Kingdom as a person exercising rights of access to a child resident in the United Kingdom

248C. Leave to remain as a person exercising rights of access to a child resident in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 248A is met.

Indefinite leave to remain in the United Kingdom as a person exercising rights of access to a child resident in the United Kingdom

248D. The requirements for indefinite leave to remain in the United Kingdom as a person exercising rights of access to a child resident in the United Kingdom are that:

(i) the applicant was admitted to the United Kingdom or granted leave to remain in the United Kingdom for a period of 12 months as a person exercising rights of access to a child and has completed a period of 12 months as a person exercising rights of access to a child; and

(ii) the applicant takes and intends to continue to take an active role in the child's upbringing; and

(iii) the child visits or stays with the applicant on a frequent and regular basis and the applicant intends this to continue; and

(iv) there will be adequate accommodation for the applicant and any dependants without recourse to public funds in accommodation which the applicant owns or occupies exclusively; and

(v) the applicant will be able to maintain himself and any dependants adequately without recourse to public funds; and

(vi) the child is under 18 years of age; and

(vii) the applicant must have demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(viii) the applicant does not fall for refusal under the general grounds for refusal.

Indefinite leave to remain as a person exercising rights of access to a child resident in the United Kingdom

248E. Indefinite leave to remain as a person exercising rights of access to a child may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 248D is met.

Refusal of indefinite leave to remain in the United Kingdom as a person exercising rights of access to a child resident in the United Kingdom

248F. Indefinite leave to remain as a person exercising rights of access to a child is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 248D is met.

Holders of special vouchers

Requirements for indefinite leave to enter as the holder of a special voucher

249. DELETED

Indefinite leave to enter as the holder of a special voucher

250. DELETED

Refusal of indefinite leave to enter as the holder of a special voucher

251. DELETED

Requirements for indefinite leave to enter as the spouse or child of a special voucher holder

252. DELETED

Indefinite leave to enter as the spouse or child of a special voucher holder

253. DELETED

Refusal of indefinite leave to enter as the spouse or child of a special voucher holder

254. DELETED

EEA Nationals and their families

Settlement

255. DELETED. But this is subject to the transitional provision in paragraph 5 continues to apply for the purpose of determining an application made before 30 April 2006 for an endorsement under paragraph 255.

255A. DELETED. But this is subject to the transitional provision in paragraph 5 continues to apply for the purpose of determining an application made before 30 April 2006 for an endorsement under paragraph 255.

255B. DELETED. But this is subject to the transitional provision in paragraph 5 continues to apply for the purpose of determining an application made before 30 April 2006 for an endorsement under paragraph 255.

256. DELETED

257. DELETED

257A. DELETED. But this is subject to the transitional provision in paragraph 8 continues to apply for the purpose of determining an application made before 30 April 2006 for an endorsement under paragraph 257A.

257B. DELETED. But this is subject to the transitional provision in paragraph 8 continues to apply for the purpose of determining an application made before 30 April 2006 for an endorsement under paragraph 257B.

257C. DELETED.

257D. DELETED.

257E. DELETED.

The EEA family permit

258. DELETED

Requirements for the issue of an EEA family permit

259. DELETED

Issue of an EEA family permit

260. DELETED

Refusal of an application for an EEA family permit

261. DELETED

Registration with the police for family members of EEA nationals

262. DELETED

Retired persons of independent means

Requirements for leave to enter the United Kingdom as a retired person of independent means

263. DELETED

Leave to enter as a retired person of independent means

264. DELETED

Refusal of leave to enter as a retired person of independent means

265. DELETED

Requirements for an extension of stay as a retired person of independent means

266. The requirements for an extension of stay as a retired person of independent means are that the applicant:

(i) entered the United Kingdom with a valid United Kingdom entry clearance as a retired person of independent means; and

(ii) meets the following requirements:

(a) has under his control and disposable in the United Kingdom an income of his own of not less than £25,000 per annum; and

(b) is able and willing to maintain and accommodate himself and any dependants indefinitely in the United Kingdom from his own resources with no assistance from any other person and without taking employment or having recourse to public funds; and

(c) can demonstrate a close connection with the United Kingdom; and

(iii) has made the United Kingdom his main home; and

(iv) must not be in the UK in breach of immigration laws, except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as a retired person of independent means

266A. DELETED

266C. DELETED

266D.DELETED

266E. DELETED

267. An extension of stay as a retired person of independent means, with a prohibition on the taking of employment, may be granted so as to bring the person's stay in this category up to a maximum of 5 years in aggregate, provided the Secretary of State is satisfied that each of the requirements of paragraph 266 is met.

Refusal of extension of stay as a retired person of independent means

268.An extension of stay as a retired person of independent means is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 266 is met.

Indefinite leave to remain for a retired person of independent means

269. Indefinite leave to remain may be granted, on application, to a person admitted as a retired person of independent means provided the applicant:

(i) has spent a continuous period of 5 years lawfully in the United Kingdom in this capacity; and
(ii) has met the requirements of paragraph 266 throughout the 5 year period and continues to do so; and

(iii) does not fall for refusal under the general grounds for refusal; and

(iv) must not be in the UK in breach of immigration laws, except that any period of overstaying for a period of 28 days or less will be disregarded; and

(v) in the case of absences for serious or compelling reasons, submits a personal letter which includes full details of the reason for the absences and all original supporting documents in relation to those reasons - e.g. medical certificates, birth/death certificates, information about the reasons which led to the absence from the UK
continuous period of 5 years lawfully in the UK means residence in the United Kingdom for an unbroken period with valid leave, and for these purposes a period shall not be considered to have been broken where:

(i) the applicant has been absent from the UK for a period of 180 days or less in any of the five consecutive 12 calendar month periods preceding the date of the application for indefinite leave to remain; and

(ii) the applicant has existing limited leave to enter or remain upon their departure and return, except that where that leave expired no more than 28 days prior to a further application for entry clearance, that period and any period pending the determination of an application made within that 28 day period shall be disregarded; and

(iii) the applicant has any period of overstaying between periods of entry clearance, leave to enter or leave to remain of up to 28 days and any period of overstaying pending the determination of an application made within that 28 day period disregarded.

Refusal of indefinite leave to remain for a retired person of independent means

270. Indefinite leave to remain in the United Kingdom for a retired person of independent means is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 269 is met.

Partners of persons with limited leave to enter or remain in the United Kingdom as retired persons of independent means

Requirements for leave to enter or remain as the partners of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means

271. The requirements to be met by a person seeking leave to enter the United Kingdom as the partner of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means are that:

(i) the applicant is the spouse, civil partner, unmarried or same-sex partner of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means; and

(ii) if an unmarried or same-sex partner:

(1) any previous marriage or civil partnership (or similar relationship) by either partner has permanently broken down; and

(2) the parties are not involved in a consanguineous relationship with one another; and

(3) the parties have been living together in a relationship akin to marriage or civil partnership which has subsisted for 2 years or more; and

(iii) each of the parties intends to live with the other as his or her partner during the applicant's stay and the relationship is subsisting; and

(iv) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(v) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(vi) the applicant does not intend to stay in the United Kingdom beyond any period of leave granted to his partner; and

(vii) the applicant does not fall for refusal under the general grounds for refusal; and

(viii) the applicant holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as the partner of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means

272. A person seeking leave to enter the United Kingdom as the partner of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means may be given leave to enter for a period not in excess of that granted to the person with limited leave to enter or remain as a retired person of independent means, provided the Immigration Officer is satisfied that each of the requirements of paragraph 271 is met.

Refusal of leave to enter as the partner of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means

273. Leave to enter as the partner of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 271 is met.

Requirements for extension of stay as the partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means

273A. The requirements to be met by a person seeking an extension of stay in the United Kingdom as the partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means are that the applicant:

(i) is the spouse, civil partner, unmarried or same sex partner of a person who:

(1) has limited leave to enter or remain in the United Kingdom as a retired person of independent means; or

(2) has indefinite leave to remain in the United Kingdom or has become a British citizen, and who had limited leave to enter or remain in the United Kingdom as a retired person of independent means immediately before being granted indefinite leave to remain; and

(ii) meets the requirements of paragraph 271(ii) - (vii); and

(iii) was not last granted:

(1) entry clearance or leave as a visitor,

(2) temporary admission, or

(3) temporary release; and

(iv) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Extension of stay as the partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means

273B. An extension of stay in the United Kingdom as:

(i) the partner of a person who has limited leave to enter or remain as a retired person of independent means may be granted for a period not in excess of that granted to the person with limited leave to enter or remain; or

(ii) the partner of a person who is being admitted at the same time for settlement or the partner of a person who has indefinite leave to remain or has become a British citizen may be granted for a period not exceeding 2 years, in both instances, provided the Secretary of State is satisfied that each of the requirements of paragraph 273A is met.

Refusal of extension of stay as the partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means

273C. An extension of stay in the United Kingdom as the partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means is

to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 273A is met.

Requirements for indefinite leave to remain for the partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means

273D. The requirements to be met by a person seeking indefinite leave to remain in the United Kingdom as the partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means are that the applicant:

(i) is the spouse, civil partner, unmarried or same-sex partner of a person who:

(1) has limited leave to enter or remain in the United Kingdom as a retired person of independent means and who is being granted indefinite leave to remain at the same time; or

(2) is the spouse, civil partner, unmarried or same-sex partner of a person who has indefinite leave to remain in the United Kingdom or has become a British citizen, and who had limited leave to enter or remain in the United Kingdom as a retired person of independent means immediately before being granted indefinite leave to remain; and

(ii) meets the requirements of paragraph 271(ii) - (vii); and

(iii) has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(iv) was not last granted:

(1) entry clearance or leave as a visitor,

(2) temporary admission, or

(3) temporary release; and

(v) must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Indefinite leave to remain as the partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means

273E. Indefinite leave to remain in the United Kingdom as the partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 273D is met.

Refusal of indefinite leave to remain as the partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means

273F. Indefinite leave to remain in the United Kingdom as the partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 273D is met.

Children of persons with limited leave to enter or remain in the United Kingdom as retired persons of independent means

Requirements for leave to enter or remain as the child of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means

274. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the child of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means are that:

(i) he is the child of a parent who has been admitted to or allowed to remain in the United Kingdom as a retired person of independent means or, for applications for leave to remain, of a parent with indefinite leave to remain in the UK and who had limited leave as a retired person of independent means immediately before being granted indefinite leave; and

(ii) he is under the age of 18 or has current leave to enter or remain in this capacity; and

(iii) he is unmarried and is not a civil partner, has not formed an independent family unit and is not leading an independent life; and

(iv) he can, and will, be maintained and accommodated adequately without recourse to public funds in accommodation which his parent(s) own or occupy exclusively; and

(v) he will not stay in the United Kingdom beyond any period of leave granted to his parent(s); and

(vi) both parents are being or have been admitted to or allowed to remain in the United Kingdom save where:

(a) the parent he is accompanying or joining is his sole surviving parent; or

(b) the parent he is accompanying or joining has had sole responsibility for his upbringing; or

(c) there are serious and compelling family or other considerations which make exclusion from the United Kingdom undesirable and suitable arrangements have been made for his care; and

(vii) if seeking leave to enter, he holds a valid United Kingdom entry clearance for entry in this capacity or, if seeking leave to remain, he was not last granted:

(1) entry clearance or leave as a visitor,

(2) temporary admission, or

(3) temporary release;

and

(viii) if seeking leave to remain, must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Leave to enter or remain as the child of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means

275. (a) A person seeking leave to enter or remain in the United Kingdom as the child of a person with limited leave to enter or remain in the United as a retired person of independent means may be given leave to enter or remain in the United Kingdom for a period of leave not in excess of that granted to the person with limited leave to enter or remain as a retired person of independent means if:

(i) in relation to an application for leave to enter, he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity; or

(ii) in the case of an application for limited leave to remain, he was not last granted:

(1) entry clearance or leave as a visitor,

(2) temporary admission, or

(3) temporary release,

and is able to satisfy the Secretary of State that each of the requirements of paragraph 274(i)-(vi) and (viii) is met.

(b) A person seeking limited leave to remain as the child of a parent who has indefinite leave to remain in the UK and who had limited leave as a retired person of independent means immediately before being granted indefinite leave may be given leave to remain in the UK for a period of 30 months provided he is in the UK with valid leave under paragraph 275 and is able to satisfy the Secretary of State that each of the requirements of paragraph 274(i) to (vi) and (viii) are satisfied.

275A. An application for indefinite leave to remain in this category may be granted provided the applicant meets the requirements listed below. If the applicant meets these requirements, indefinite leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements

(i) he is the child of a parent with limited leave to enter or remain in the United Kingdom as a retired person of independent means who is, at the same time, being granted indefinite leave to remain, or he is the child of a parent who has indefinite leave to remain in the United Kingdom and who had limited leave under paragraphs 263-269 immediately before being granted indefinite leave; and

(ii) he is under the age of 18 or has current leave to enter or remain in this capacity; and

(iii) he is unmarried and is not a civil partner, has not formed an independent family unit and is not leading an independent life; and

(iv) he can and will be maintained and accommodated adequately without recourse to public funds in accommodation which his parent(s) own or occupy exclusively; and

(v) he will not stay in the United Kingdom beyond any period of leave granted to his parent(s); and

(vi) both parents are being or have been admitted to or allowed to remain in the United Kingdom save where:

(a) the parent he is accompanying or joining is his sole surviving parent; or

(b) the parent he is accompanying or joining has had sole responsibility for his upbringing; or

(c) there are serious and compelling family or other considerations which make exclusion from the United Kingdom undesirable and suitable arrangements have been made for his care;

(vii) he must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded;

(viii) if aged 18 or over, he has sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom in accordance with Appendix KoLL of these Rules;

(ix) indefinite leave to remain is, at the same time, being granted to the person with limited leave as a retired person of independent means unless, at the time when indefinite leave to remain was granted to that person, the applicant was aged 18 or over and unable to satisfy paragraph 275A(viii) and the applicant has continued to be in the United Kingdom with leave to remain as a child of that person.

Refusal of leave to enter or remain as the child of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means

276. Leave to enter or remain in the United Kingdom as the child of a person with limited leave to enter or remain in the United Kingdom as a retired person of independent means is to be refused if, in relation to an application for leave to enter, a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival, or in the case of an application for limited leave to remain, if the applicant was not admitted with a valid United Kingdom entry clearance for entry in this capacity or is unable to satisfy the Secretary of State that each of the requirements of paragraph 274 (i)-(vi) and (viii) is met. An application for indefinite leave to remain in this category is to be refused if the applicant was not admitted with a valid United Kingdom entry clearance for entry in this capacity or is unable to satisfy the Secretary of State that each of the requirements of paragraph 275 is met.

Long residence

Long residence in the United Kingdom

276A. For the purposes of paragraphs 276B to 276D and 276ADE(1).

(a) "continuous residence" means residence in the United Kingdom for an unbroken period, and for these purposes a period shall not be considered to have been broken where an applicant is absent from the United Kingdom for a period of 6 months or less at any one time, provided that the applicant in question has existing limited leave to enter or remain upon their departure and return, but shall be considered to have been broken if the applicant:

(i) has been removed under Schedule 2 of the 1971 Act, section 10 of the 1999 Act, has been deported or has left the United Kingdom having been refused leave to enter or remain here; or

(ii) has left the United Kingdom and, on doing so, evidenced a clear intention not to return; or

(iii) left the United Kingdom in circumstances in which he could have had no reasonable expectation at the time of leaving that he would lawfully be able to return; or

(iv) has been convicted of an offence and was sentenced to a period of imprisonment or was directed to be detained in an institution other than a prison (including, in particular, a hospital or an institution for young offenders), provided that the sentence in question was not a suspended sentence; or

(v) has spent a total of more than 18 months absent from the United Kingdom during the period in question.

(b) "lawful residence" means residence which is continuous residence pursuant to:

(i) existing leave to enter or remain; or

(ii) temporary admission within section 11 of the 1971 Act where leave to enter or remain is subsequently granted; or

(iii) an exemption from immigration control, including where an exemption ceases to apply if it is immediately followed by a grant of leave to enter or remain.

(c) 'lived continuously' and 'living continuously' mean 'continuous residence', except that paragraph 276A(a)(iv) shall not apply.

276A0. For the purposes of paragraph 276ADE(1) the requirement to make a valid application will not apply when the Article 8 claim is raised:

(i) as part of an asylum claim, or as part of a further submission in person after an asylum claim has been refused;

(ii) where a migrant is in immigration detention. A migrant in immigration detention or their representative must submit any application or claim raising Article 8 to a prison officer, a prisoner custody officer, a detainee custody officer or a member of Home Office staff at the migrant’s place of detention; or

(iii) in an appeal (subject to the consent of the Secretary of State where applicable).

276A00. Where leave to remain is granted under paragraphs 276ADE- 276DH, or where an applicant does not meet the requirements in paragraph 276ADE(1) but the Secretary of State grants leave to remain outside the rules on Article 8 grounds, (and without prejudice to the specific provision that is made in paragraphs 276ADE-276DH in respect of a no recourse to

public funds condition), that leave may be subject to such conditions as the Secretary of State considers appropriate in a particular case.

Requirements for an extension of stay on the ground of long residence in the United Kingdom

276A1. The requirement to be met by a person seeking an extension of stay on the ground of long residence in the United Kingdom is that the applicant meets each of the requirements in paragraph 276B(i)-(ii) and (v).

Extension of stay on the ground of long residence in the United Kingdom

276A2. An extension of stay on the ground of long residence in the United Kingdom may be granted for a period not exceeding 2 years provided that the Secretary of State is satisfied that the requirement in paragraph 276A1 is met, and a person granted such an extension of stay following an application made before 9 July 2012 will remain subject to the rules in force on 8 July 2012.

Conditions to be attached to extension of stay on the ground of long residence in the United Kingdom

276A3. Where an extension of stay is granted under paragraph 276A2:

(i) if the applicant has spent less than 20 years in the UK , the grant of leave should be subject to the same conditions attached to his last period of lawful leave, or

(ii) if the applicant has spent 20 years or more in the UK, the grant of leave should not contain any restriction on employment.

Refusal of extension of stay on the ground of long residence in the United Kingdom

276A4. An extension of stay on the ground of long residence in the United Kingdom is to be refused if the Secretary of State is not satisfied that the requirement in paragraph 276A1 is met.

Requirements for indefinite leave to remain on the ground of long residence in the United Kingdom

276B. The requirements to be met by an applicant for indefinite leave to remain on the ground of long residence in the United Kingdom are that:

(i) (a) he has had at least 10 years continuous lawful residence in the United Kingdom.

(ii) having regard to the public interest there are no reasons why it would be undesirable for him to be given indefinite leave to remain on the ground of long residence, taking into account his:

(a) age; and

(b) strength of connections in the United Kingdom; and

(c) personal history, including character, conduct, associations and employment record; and

(d) domestic circumstances; and

(e) compassionate circumstances; and

(f) any representations received on the person's behalf; and

(iii) the applicant does not fall for refusal under the general grounds for refusal.

(iv) the applicant has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL.

(v) the applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded, as will any period of overstaying between periods of entry clearance, leave to enter or leave to remain of up to 28 days and any period of overstaying pending the determination of an application made within that 28 day period.

Indefinite leave to remain on the ground of long residence in the United Kingdom

276C. Indefinite leave to remain on the ground of long residence in the United Kingdom may be granted provided that the Secretary of State is satisfied that each of the requirements of paragraph 276B is met.

Refusal of indefinite leave to remain on the ground of long residence in the United Kingdom

276D. Indefinite leave to remain on the ground of long residence in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 276B is met.

Private life

Requirements to be met by an applicant for leave to remain on the grounds of private life

276ADE (1). The requirements to be met by an applicant for leave to remain on the grounds of private life in the UK are that at the date of application, the applicant:

(i) does not fall for refusal under any of the grounds in Section S-LTR 1.2 to S-LTR 2.3. and S-LTR.3.1. in Appendix FM; and

(ii) has made a valid application for leave to remain on the grounds of private life in the UK; and

(iii) has lived continuously in the UK for at least 20 years (discounting any period of imprisonment); or

(iv) is under the age of 18 years and has lived continuously in the UK for at least 7 years (discounting any period of imprisonment) and it would not be reasonable to expect the applicant to leave the UK; or

(v) is aged 18 years or above and under 25 years and has spent at least half of his life living continuously in the UK (discounting any period of imprisonment); or

(vi) subject to sub-paragraph (2), is aged 18 years or above, has lived continuously in the UK for less than 20 years (discounting any period of imprisonment) but there would be very significant obstacles to the applicant's integration into the country to which he would have to go if required to leave the UK.

276ADE (2). Sub-paragraph (1)(vi) does not apply, and may not be relied upon, in circumstances in which it is proposed to return a person to a third country pursuant to Schedule 3 to the Asylum and Immigration (Treatment of Claimants, etc) Act 2004."

Leave to remain on the grounds of private life in the UK

276BE(1). Limited leave to remain on the grounds of private life in the UK may be granted for a period not exceeding 30 months provided that the Secretary of State is satisfied that the requirements in paragraph 276ADE(1) are met or, in respect of the requirements in paragraph 276ADE(1)(iv) and (v), were met in a previous application which led to a grant of limited leave to remain under this sub-paragraph. Such leave shall be given subject to a condition of no recourse to public funds unless the Secretary of State considers that the person should not be subject to such a condition.

276BE(2). Where an applicant does not meet the requirements in paragraph 276ADE(1) but the Secretary of State grants leave to remain outside the rules on Article 8 grounds, the applicant will normally be granted leave for a period not exceeding 30 months and subject to a condition of no recourse to public funds unless the Secretary of State considers that the person should not be subject to such a condition.

276BE(3). Where an applicant has extant leave at the date of decision, the remaining period of that extant leave up to a maximum of 28 days will be added to the period of limited leave to remain granted under paragraph 276BE(1) or 276BE(2) (which may therefore exceed 30 months).

Refusal of limited leave to remain on the grounds of private life in the UK

276CE. Limited leave to remain on the grounds of private life in the UK is to be refused if the Secretary of State is not satisfied that the requirements in paragraph 276ADE(1) are met.

Requirements for indefinite leave to remain on the grounds of private life in the UK

276DE. The requirements to be met for the grant of indefinite leave to remain on the grounds of private life in the UK are that:

(a) the applicant has been in the UK with continuous leave on the grounds of private life for a period of at least 120 months.This continuous leave will disregard any period of overstaying between periods of leave on the grounds of private life where the application

was made no later than 28 days after the expiry of the previous leave. Any period pending the determination of the application will also be disregarded;

(b) the applicant meets the requirements of paragraph 276ADE(1) or, in respect of the requirements in paragraph 276ADE(1)(iv) and (v), the applicant met the requirements in a previous application which led to a grant of limited leave to remain under paragraph 276BE(1);

(c) the applicant does not fall for refusal under any of the grounds in Section S-ILR: Suitability-indefinite leave to remain in Appendix FM;

(d) the applicant has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(e) there are no reasons why it would be undesirable to grant the applicant indefinite leave to remain based on the applicant's conduct, character or associations or because the applicant represents a threat to national security.

Indefinite leave to remain on the grounds of private life in the UK

276DF. Indefinite leave to remain on the grounds of private life in the UK may be granted provided that the Secretary of State is satisfied that each of the requirements of paragraph 276DE is met.

276DG. If the applicant does not meet the requirements for indefinite leave to remain on the grounds of private life in the UK only for one or both of the following reasons-

(a) paragraph S-ILR.1.5. or S-ILR.1.6. in Appendix FM applies;

(b) the applicant has not met the requirements of paragraphs 33B to 33G of these Rules,

the applicant may be granted further limited leave to remain on the grounds of private life in the UK for a period not exceeding 30 months, and subject to a condition of no recourse to public funds unless the Secretary of State considers that the person should not be subject to such a condition.

Refusal of indefinite leave to remain on the grounds of private life in the UK

276DH. Indefinite leave to remain on the grounds of private life in the UK is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 276DE is met, subject to paragraph 276DG.

HM Forces

Transitional provisions and interaction between paragraphs 276E to 276AI of Part 7 and Appendix Armed Forces

276DI. From 1 December 2013, Appendix Armed Forces will apply to all applications to which paragraphs 276E to 276AI of this Part applied on or before 30 November 2013, except where the provisions of 276E to 276AI are preserved and continue to apply in accordance with paragraph 276DL.

276DJ. The requirements to be met under paragraphs 276E to 276AI from 1 December 2013 may be modified or supplemented by the requirements in Appendix Armed Forces or Appendix FM-SE.

276DK. The requirements in paragraphs 8 and 9 of Appendix Armed Forces apply to applications made under paragraphs 276E to 276AI where the decision is made on or after 1 December 2013 (and irrespective of the date of the application).

276DL. Paragraphs 276E-276AI also continue to apply to applications:

(i) made before 1 December 2013 under paragraphs 276E to 276AI but which have not been decided before that date; and

(ii) by persons who have been granted entry clearance or limited leave to enter or remain under paragraphs 276E to 276AI before 1 December 2013 or in accordance with sub-paragraph (i) above and, where it is a requirement of Part 7, that leave to enter or remain is extant.

Definition of Gurkha

276E. For the purposes of these Rules the term "Gurkha" means a citizen or national of Nepal who has served in the Brigade of Gurkhas of the British Army under the Brigade of Gurkhas' terms and conditions of service.

Leave to enter or remain in the United Kingdom as a Gurkha discharged from the British Army

Requirements for indefinite leave to enter the United Kingdom as a Gurkha discharged from the British Army

276F. The requirements for indefinite leave to enter the United Kingdom as a Gurkha discharged from the British Army are that:

(i) the applicant has completed at least four years' service as a Gurkha with the British Army; and

(ii) was discharged from the British Army in Nepal on completion of engagement on or after 1 July 1997; and

(iii) was not discharged from the British Army more than 2 years prior to the date on which the application is made; and

(iv) holds a valid United Kingdom entry clearance for entry in this capacity; and

(v) does not fall for refusal under the general grounds for refusal.

Indefinite leave to enter the United Kingdom as a Gurkha discharged from the British Army

276G. A person seeking indefinite leave to enter the United Kingdom as a Gurkha discharged from the British Army may be granted indefinite leave to enter provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival.

Refusal of indefinite leave to enter the United Kingdom as a Gurkha discharged from the British Army

276H. Indefinite leave to enter the United Kingdom as a Gurkha discharged from the British Army is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for indefinite leave to remain in the United Kingdom as a Gurkha discharged from the British Army

276I. The requirements for indefinite leave to remain in the United Kingdom as a Gurkha discharged from the British Army are that the applicant:

(i) has completed at least four years' service as a Gurkha with the British Army; and

(ii) was discharged from the British Army in Nepal on completion of engagement on or after 1 July 1997; and

(iii) was not discharged from the British Army more than 2 years prior to the date on which the application is made unless they are applying following a grant of limited leave to remain under paragraph 276KA; and

(iv) is not in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(v) does not fall for refusal under the general grounds for refusal.

Indefinite leave to remain in the United Kingdom as a Gurkha discharged from the British Army

276J. A person seeking indefinite leave to remain in the United Kingdom as a Gurkha discharged from the British Army may be granted indefinite leave to remain provided the Secretary of State is satisfied that each of the requirements of paragraph 276I is met.

Refusal of indefinite leave to remain in the United Kingdom as a Gurkha discharged from the British Army

276K. Indefinite leave to remain in the United Kingdom as a Gurkha discharged from the British Army is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 276I is met.

Leave to remain in the United Kingdom as a Gurkha discharged from the British Army

276KA. If a Gurkha discharged from the British Army does not meet the requirements for indefinite leave to remain only because paragraph 322(1C)(iii) or 322(1C)(iv) applies, the applicant may be granted limited leave to remain for a period not exceeding 30 months.

Leave to enter or remain in the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces

Requirements for indefinite leave to enter the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces

276L. The requirements for indefinite leave to enter the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces are that the applicant:

(i) has completed at least four years' service with HM Forces; and

(ii) was discharged from HM Forces on completion of engagement; and

(iii) was not discharged from HM Forces more than 2 years prior to the date on which the application is made; and

(iv) holds a valid United Kingdom entry clearance for entry in this capacity; and

(v) does not fall for refusal under the general grounds for refusal.

Indefinite leave to enter the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces

276M. A person seeking indefinite leave to enter the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces may be granted indefinite leave to enter provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival.

Refusal of indefinite leave to enter the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces

276N. Indefinite leave to enter the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for indefinite leave to remain in the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces

276O. The requirements for indefinite leave to remain in the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces are that the applicant:

(i) has completed at least four years' service with HM Forces; and

(ii) was discharged from HM Forces on completion of engagement; and

(iii) was not discharged from HM Forces more than 2 years prior to the date on which the application is made unless they are applying following a grant of limited leavebto remain under paragraph 276QA; and

(iv) is not in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(v) does not fall for refusal under the general grounds for refusal.

Indefinite leave to remain in the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces

276P. A person seeking indefinite leave to remain in the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces may be granted indefinite leave to remain provided the Secretary of State is satisfied that each of the requirements of paragraph 276O is met.

Refusal of indefinite leave to remain in the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces

276Q. Indefinite leave to remain in the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 276O is met.

Leave to remain in the United Kingdom as a foreign or Commonwealth citizen discharged from HM Forces

276QA. If a foreign or Commonwealth citizen discharged from HM Forces does not meet the requirements for indefinite leave to remain only because paragraph 322(1C)(iii) or 322(1C)(iv) applies, the applicant may be granted limited leave to remain for a period not exceeding 30 months.

Spouses, civil partners, unmarried or same-sex partners of persons settled or seeking settlement in the United Kingdom in accordance with paragraphs 276E to 276Q (HM Forces rules) or of members of HM Forces who are exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and have at least 5 years' continuous service

Leave to enter or remain in the UK as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service.

Requirements for indefinite leave to enter the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement under paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276R. The requirements to be met by a person seeking indefinite leave to enter the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service are that:

(i) the applicant is married to, or the civil partner, unmarried or same-sex partner of, a person present and settled in the United Kingdom or who is being admitted on the same occasion for settlement in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service; and

(ii) the parties to the marriage, or civil partnership or relationship akin to marriage or civil partnership have met; and

(iii) the parties were married or formed a civil partnership or a relationship akin to marriage or civil partnership at least 2 years ago; and

(iv) each of the parties intends to live permanently with the other as his or her spouse, civil partner, unmarried or same-sex partner; and

(v) the marriage, civil partnership or relationship akin to marriage or civil partnership is subsisting; and

(vi) the applicant holds a valid United Kingdom entry clearance for entry in this capacity; and

(vii) the applicant does not fall for refusal under the general grounds for refusal.

Indefinite leave to enter the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276S. A person seeking leave to enter the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service may be granted indefinite leave to enter provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival.

Refusal of indefinite leave to enter the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the UK or being admitted on the same occasion for settlement in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276T. Leave to enter the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirement for indefinite leave to remain in the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom under paragraphs 276E to 276Q or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276U. The requirements to be met by a person seeking indefinite leave to remain in the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service are that:

(i) the applicant is married to or the civil partner or unmarried or same-sex partner of a person present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service; and

(ii) the parties to the marriage, civil partnership or relationship akin to marriage or civil partnership have met; and

(iii) the parties were married or formed a civil partnership or relationship akin to marriage or civil partnership at least 2 years ago; and

(iv) each of the parties intends to live permanently with the other as his or her spouse, civil partner, unmarried or same-sex partner; and

(v) the marriage, civil partnership or relationship akin to marriage or civil partnership is subsisting; and

(vi) has, or has last been granted, leave to enter or remain in the United Kingdom as the spouse, civil partner, unmarried or same-sex partner; and

(vii) the applicant does not fall for refusal under the general grounds for refusal.

Indefinite leave to remain in the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276V. Indefinite leave to remain in the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 276U is met.

Refusal of indefinite leave to remain in the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276W. Indefinite leave to remain in the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of a person present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 276U is met.

Children of a parent, parents or a relative settled or seeking settlement in the United Kingdom under paragraphs 276E to 276Q (HM Forces rules) or of members of HM Forces who are exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and have at least 5 years' continuous service

Leave to enter or remain in the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

Requirements for indefinite leave to enter the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being admitted for settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276X. The requirements to be met by a person seeking indefinite leave to enter the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being admitted for settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service are that:

(i) the applicant is seeking indefinite leave to enter to accompany or join a parent, parents or a relative in one of the following circumstances:

(a) both parents are present and settled in the United Kingdom; or

(b) both parents are being admitted on the same occasion for settlement; or

(c) one parent is present and settled in the United Kingdom or is a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service and the other is

being admitted on the same occasion for settlement or is a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service; or

(d) one parent is present and settled in the United Kingdom or being admitted on the same occasion for settlement or is a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service and the other parent is dead; or

(e) one parent is present and settled in the United Kingdom or being admitted on the same occasion for settlement or is a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service and has had sole responsibility for the child's upbringing; or

(f) one parent or a relative is present and settled in the United Kingdom or being admitted on the same occasion for settlement or is a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service and there are serious and compelling family or other considerations which make exclusion of the child undesirable and suitable arrangements have been made for the child's care; and

(ii) is under the age of 18; and

(iii) is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and
(iv) holds a valid United Kingdom entry clearance for entry in this capacity; and

(v) the applicant does not fall for refusal under the general grounds for refusal.

Indefinite leave to enter the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being admitted for settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276Y. Indefinite leave to enter the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being admitted for settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service may be granted provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival.

Refusal of indefinite leave to enter the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being admitted for settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276Z. Indefinite leave to enter the United Kingdom as the child of a parent, parents, or a relative present and settled in the United Kingdom or being admitted for settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for indefinite leave to remain in the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276AA. The requirements to be met by a person seeking indefinite leave to remain in the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service are that:

(i) the applicant is seeking indefinite leave to remain with a parent, parents or a relative in one of the following circumstances:

(a) both parents are present and settled in the United Kingdom or being granted settlement on the same occasion; or
(ab) one parent is present and settled in the United Kingdom or is a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service and the other is being granted settlement on the same occasion or is a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service; or

(b) one parent is present and settled in the United Kingdom or being granted settlement on the same occasion or is a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service and the other parent is dead; or

(c) one parent is present and settled in the United Kingdom or being granted settlement on the same occasion or is a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service and has had sole responsibility for the child's upbringing; or

(d) one parent or a relative is present and settled in the United Kingdom or being granted settlement on the same occasion or is a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service and there are serious and compelling family or other considerations which make exclusion of the child undesirable and suitable arrangements have been made for the child's care; and

(ii) is under the age of 18; and

(iii) is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and

(iv) is not in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded; and

(v) the applicant does not fall for refusal under the general grounds for refusal.

Indefinite leave to remain in the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276AB. Indefinite leave to remain in the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service may be granted if the Secretary of State is satisfied that each of the requirements of paragraph 276AA is met.

Refusal of indefinite leave to remain in the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service

276AC. Indefinite leave to remain in the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom or being granted settlement on the same occasion in accordance with paragraphs 276E to 276Q or of a member of HM Forces who is exempt from immigration control under section 8(4)(a) of the Immigration Act 1971 and has at least 5 years' continuous service is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 276AA is met.

Spouses, civil partners, unmarried or same-sex partners of armed forces members who are exempt from immigration control under section 8(4) of the Immigration Act 1971

Requirements for leave to enter or remain as the spouse, civil partner, unmarried or same-sex partner of an armed forces member who is exempt from immigration control under section 8(4) of the Immigration Act 1971

276AD. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of an armed forces member who is exempt from immigration control under section 8(4) of the Immigration Act 1971 are that:

(i) the applicant is married to or the civil partner, unmarried or same-sex partner of an armed forces member who is exempt from immigration control under section 8(4) of the Immigration Act 1971; and

(ii) each of the parties intends to live with the other as his or her spouse or civil partner, unmarried or same-sex partner during the applicant's stay and the marriage, civil partnership, or relationship akin to a marriage or civil partnership is subsisting; and

(iii) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(iv) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds;

(v) the applicant does not intend to stay in the United Kingdom beyond his or her spouse's, civil partner's, unmarried or same-sex partner's enlistment in the home forces, or period of posting or training in the United Kingdom; and

(vi) where the applicant is the unmarried or same-sex partner of an armed forces member who is exempt from immigration control under section 8(4) of the Immigration Act 1971, the following requirements are also met:

(a) any previous marriage or civil partnership or relationship akin to a marriage by the applicant or the exempt armed forces member must have permanently broken down,

(b) the applicant and the exempt armed forces member must not be so closely related that they would be prohibited from marrying each other in the UK, and

(c) the applicant and the exempt armed forces member must have been living together in a relationship akin to marriage or civil partnership for a period of at least 2 years.

Leave to enter or remain as the spouse, civil partner, unmarried or same-sex partner of an armed forces member who is exempt from immigration control under section 8(4) of the Immigration Act 1971

276AE. A person seeking leave to enter or remain in the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of an armed forces member who is exempt from immigration control under section 8(4) of the Immigration Act 1971 may be given leave to enter or remain in the United Kingdom for a period not exceeding 4 years or the expected duration of the enlistment, posting or training of his or her spouse, civil partner, unmarried or same-sex partner, whichever is shorter, provided that the Immigration Officer, or in the case of an application for leave to remain, the Secretary of State, is satisfied that each of the requirements of paragraph 276AD (i)-(vi) is met.

Refusal of leave to enter or remain as the spouse, civil partner, unmarried or same-sex partner of an armed forces member who is exempt from immigration control under section 8(4) of the Immigration Act 1971

276AF. Leave to enter or remain in the United Kingdom as the spouse, civil partner, unmarried or same-sex partner of an armed forces member who is exempt from immigration control under section 8(4) of the Immigration Act 1971 is to be refused if the Immigration Officer, or in the

case of an application for leave to remain, the Secretary of State, is not satisfied that each of the requirements of paragraph 276AD (i)-(vi) is met.

Children of armed forces members who are exempt from immigration control under section 8(4) of the Immigration Act 1971

Requirements for leave to enter or remain as the child of an armed forces member exempt from immigration control under section 8(4) of the Immigration Act 1971

276AG. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the child of an armed forces member exempt from immigration control under section 8(4) of the Immigration Act 1971 are that:

(i) he is the child of a parent who is an armed forces member exempt from immigration control under section 8(4) of the Immigration Act 1971; and

(ii) he is under the age of 18 or has current leave to enter or remain in this capacity; and

(iii) he is unmarried and is not a civil partner , has not formed an independent family unit and is not leading an independent life; and

(iv) he can and will be maintained and accommodated adequately without recourse to public funds in accommodation which his parent(s) own or occupy exclusively; and

(v) he will not stay in the United Kingdom beyond the period of his parent's enlistment in the home forces, or posting or training in the United Kingdom; and
(vi) his other parent is being or has been admitted to or allowed to remain in the United Kingdom save where:

(a) the parent he is accompanying or joining is his sole surviving parent; or

(b) the parent he is accompanying or joining has had sole responsibility for his upbringing; or

(c) there are serious and compelling family or other considerations which make exclusion from the United Kingdom undesirable and suitable arrangements have been made for his care.

Leave to enter or remain as the child of an armed forces member exempt from immigration control under section 8(4) of the Immigration Act 1971

276AH. A person seeking leave to enter or remain in the United Kingdom as the child of an armed forces member exempt from immigration control under section 8(4) of the Immigration Act 1971 may be given leave to enter or remain in the United Kingdom for a period not exceeding 4 years or the duration of the enlistment, posting or training of his parent, whichever is the shorter, provided that the Immigration Officer, or in the case of an application for leave to remain, the Secretary of State, is satisfied that each of the requirements of 276AG (i)-(vi) is met.

Refusal of leave to enter or remain as the child of an armed forces member exempt from immigration control under section 8(4) of the Immigration Act 1971

276AI. Leave to enter or remain in the United Kingdom as the child of an armed forces member exempt from immigration control under section 8(4) of the Immigration Act 1971 is to be refused if the Immigration Officer, or in the case of an application for leave to remain, the Secretary of State, is not satisfied that each of the requirements of paragraph 276AG (i)-(vi) is met.

Limited leave to enter for relevant Afghan citizens

Limited leave to enter the United Kingdom as a relevant Afghan citizen

276BA1. Limited leave to enter the United Kingdom for a period not exceeding 5 years will be granted to relevant Afghan citizens, unless the application falls for refusal under paragraph 276BC1.

Definition of a "relevant Afghan citizen"

276BB1. A relevant Afghan citizen is a person who:

(i) is in Afghanistan;

(ii) is an Afghan citizen;

(iii) is aged 18 years or over;

(iv) was employed in Afghanistan directly by the Ministry of Defence, the Foreign and Commonwealth Office or the Department for International Development;

(v) was made redundant on or after 19 December 2012; and

(vi) the Ministry of Defence, the Foreign and Commonwealth Office, or the Department for International Development has determined should qualify for the resettlement redundancy package as described in the written Ministerial statement of the Secretary of State for Defence dated 4th June 2013.

Refusal of limited leave to enter the United Kingdom as a relevant Afghan citizen

276BC1. An applicant will be refused leave to enter as a relevant Afghan citizen if:

(i) their application falls for refusal under the general grounds of refusal contained in Part 9 of these Rules;

(ii) there are serious reasons for considering that the applicant has committed a crime against peace, a war crime, a crime against humanity, or any other serious crime or instigated or otherwise participated in such crimes;

(iii) there are serious reasons for considering that the applicant is guilty of acts contrary to the purposes and principles of the United Nations or has committed, prepared or instigated such acts or encouraged or induced others to commit, prepare or instigate such acts; or

(iv) there are serious reasons for considering that the applicant constitutes a danger to the community or to the security of the United Kingdom.

Curtailment of leave to enter the United Kingdom as a relevant Afghan citizen

276BD1. Limited leave to enter the United Kingdom as a relevant Afghan citizen under paragraph 276BA1 may be curtailed where the person is a danger to the security or public order of the United Kingdom or leave may be curtailed where:

(i) the relevant Afghan citizen has made false representations or failed to disclose any material fact for the purpose of obtaining leave to enter; and/or

(ii) it is undesirable to permit the relevant Afghan citizen to remain in the United Kingdom in the light of his conduct, character or associations or the fact that he represents a threat to national security.

Dependants of a relevant Afghan citizen

276BE1. A relevant Afghan citizen may include a partner or minor dependant child in his or her application for limited leave to enter as his or her dependants.

276BF1. All dependants included in the application for limited leave to enter the United Kingdom must be:

(i) Afghan citizens; and

(ii) in Afghanistan.

276BG1. The application must include the details of all dependents seeking relocation at the time the application is made. Additional dependants cannot normally be added after the application has been made.

276BH1. If the application is successful, the relevant Afghan citizen and his eligible dependents must all travel at the same time.

276BI1. If the relevant Afghan citizen is in a polygamous marriage, his or her application for limited leave may only include one partner.

Limited leave to enter the United Kingdom as the partner of a relevant Afghan citizen

276BJ1. Limited leave to enter the United Kingdom for a period not exceeding 5 years will be granted to the partner of a relevant Afghan citizen where;

(i) the relationship requirements under paragraph 276BL1 are met; and

(ii) the application does not fall for refusal under paragraph 276BM1.

Definition of "partner" of a relevant Afghan citizen

276BK1.For the purposes of this section a partner of a relevant Afghan citizen (the principal applicant) is a person who:

(i) is the principal applicant's spouse; or

(ii) is the principal applicant's civil partner; or

(iii) has been living together with the principal applicant in a relationship akin to a marriage or civil partnership for at least two years prior to the date of application.

Relationship requirements for a partner of a relevant Afghan citizen

276BL1. The relationship requirements for a partner of a relevant Afghan citizen (the principal applicant) are that:

(i) they are aged 18 or over at the date of application;

(ii) they are in a relationship with the principal applicant that is not within the prohibited degree of relationship;

(iii) they have met the principal applicant in person;

(iv) they are in a genuine and subsisting relationship with the principal applicant;

(v) if the principal applicant and partner are married or in a civil partnership, they must be in a valid marriage or civil partnership and must provide reasonable evidence to the equivalent of a marriage certificate or civil partnership certificate issued in the United Kingdom and valid under the law in force in the relevant country;

(vi) any previous relationship of the principal applicant or their partner must have broken down permanently, unless it is a relationship which falls with paragraph 278(i) of these Rules; and

(vii) they must intend to live together permanently in the UK with the principal applicant.

Refusal of limited leave to enter the United Kingdom as the partner of a relevant Afghan citizen

276BM1. A partner of a relevant Afghan citizen (the principal applicant) will be refused limited leave to enter the United Kingdom if:

(i) their application falls for refusal under the general grounds of refusal contained in Part 9 of these Rules;

(ii) there are serious reasons for considering that the partner of the principal applicant has committed a crime against peace, a war crime, a crime against humanity, or any other serious crime or instigated or otherwise participated in such crimes;

(iii) there are serious reasons for considering that the partner of the principal applicant is guilty of acts contrary to the purposes and principles of the United Nations or has committed, prepared or instigated such acts or encouraged or induced others to commit, prepare or instigate such acts; or

(iv) there are serious reasons for considering that the partner of the principal applicant constitutes a danger to the community or to the security of the United Kingdom.

Curtailment of limited leave to enter the United Kingdom as the partner of a relevant Afghan citizen

276BN1. Limited leave to enter the United Kingdom as the partner of a relevant Afghan citizen and who has been granted leave in accordance with paragraph 276BJ1 may be curtailed where the person is a danger to the security or public order of the United Kingdom or leave may be curtailed where:

(i) the partner of a relevant Afghan citizen has made false representations or failed to disclose any material fact for the purpose of obtaining leave to enter; and/or

(ii) it is undesirable to permit the partner of a relevant Afghan citizen to remain in the United Kingdom in the light of his conduct, character or associations or the fact that he represents a threat to national security.

Limited leave to enter the United Kingdom as the minor dependant child of a relevant Afghan citizen or their partner

276BO1. Limited leave to enter the United Kingdom for a period not exceeding 5 years will be granted to the minor dependant child of a relevant Afghan citizen or their partner where;

(i) the relationship requirements under paragraph 276BQ1 are met; and

(ii) the application does not fall for refusal under paragraph 276BR1.

Definition of "minor dependant child" of a relevant Afghan citizen or their partner

276BP1. For the purposes of paragraphs 276BO1, 276BQ1, 276BR1 and 276BS1 a minor dependant child of a relevant Afghan citizen (the principal applicant) or their partner is a person who:

(i) is the child of the principal applicant or the partner of the principal applicant who is also seeking leave to enter the United Kingdom on the same application; and who

(ii) was under the age of 18 at 19 December 2012;

(iii) is not married or in a civil partnership;

(iv) has not formed an independent family unit; and

(v) must not be leading an independent life.

Relationship requirements for a minor dependant child of a relevant Afghan citizen or their partner

276BQ1. The relationship requirements for a minor dependant child of a relevant Afghan citizen (the principal applicant) or their partner are that the person:

(i) is the child of the principal applicant and the child's other parent is the principal applicant's partner; or

(ii) is the child of the principal applicant; and

(a) the child's other parent is dead; or

(b) the principal applicant has sole responsibility for the child's upbringing; or

(iii) is the child of the principal applicant's partner; and

(a) the child's other parent is dead; or

(b) the principle applicant's partner has sole responsibility for the child's upbringing; or

(iv) is the adopted child of the principal applicant as defined at paragraphs 309A or 309B of these Rules and where the requirements at paragraph 310 (vi) - (xi) of these Rules are fulfilled; or

(v) is the adopted child of the principal applicant's partner who is also seeking leave to enter the UK on the same application and as defined at paragraphs 309A or 309B of these Rules and where the requirements at paragraph 310 (vi) - (xi) of these Rules are fulfilled.

Refusal of limited leave to enter the United Kingdom as the minor dependant child of a relevant Afghan citizen or their partner

276BR1. A minor dependant child of a relevant Afghan citizen (the principal applicant) or their partner will be refused limited leave to enter the United Kingdom if:

(i) their application falls for refusal under the general grounds of refusal contained in Part 9 of these Rules;

(ii) there are serious reasons for considering that the minor dependant child of the principal applicant or their partner has committed a crime against peace, a war crime, a crime against humanity, or any other serious crime or instigated or otherwise participated in such crimes;

(iii) there are serious reasons for considering that the minor dependant child of the principal applicant or their partner is guilty of acts contrary to the purposes and principles of the United Nations or has committed, prepared or instigated such acts or encouraged or induced others to commit, prepare or instigate such acts; or

(iv) there are serious reasons for considering that the minor dependant child of the principal applicant or their partner constitutes a danger to the community or to the security of the United Kingdom.

Curtailment of limited leave to enter the United Kingdom as the minor dependant child of a relevant Afghan citizen or their partner

276BS1. Limited leave to enter the United Kingdom as the minor dependant child of a relevant Afghan citizen or their partner and who has been granted leave in accordance with paragraph 276BO1 may be curtailed where the person is a danger to the security or public order of the United Kingdom or leave may be curtailed where:

(i) the minor dependant child of a relevant Afghan citizen has made false representations or failed to disclose any material fact for the purpose of obtaining leave to enter; and/or

(ii) it is undesirable to permit the minor dependant child of a relevant Afghan citizen to remain in the United Kingdom in the light of his conduct, character or associations or the fact that he represents a threat to national security.

Back to top

Immigration Rules
Part 8

Transitional provisions and interaction between Part 8, Appendix FM and Appendix FM-SE

A277 From 9 July 2012 Appendix FM will apply to all applications to which Part 8 of these rules applied on or before 8 July 2012 except where the provisions of Part 8 are preserved and continue to apply, as set out in paragraphs A280 to A280B.

A277A. Where the Secretary of State is considering an application for limited leave to remain or indefinite leave to remain to which Part 8 of these rules continues to apply (excluding an application from a family member of a Relevant Points Based System Migrant), and where the applicant:

(a) does not meet the requirements of Part 8 for indefinite leave to remain, (where the application is for indefinite leave to remain) and

(b) meets or continues to meet the requirements for limited leave to remain under Part 8 in force at the date of decision,

further limited leave to remain under Part 8 may be granted of such a period and subject to such conditions as the Secretary of State deems appropriate. For the purposes of this sub-paragraph an applicant last granted limited leave to enter under Part 8 will be considered as if they had last been granted limited leave to remain under Part 8; or

(c) if the applicant does not meet the requirements of Part 8 for indefinite leave to remain as a bereaved partner (where the application is for indefinite leave to remain as a bereaved partner) only because paragraph 322(1C)(iii) or 322(1C)(iv) of these rules applies, the applicant will be granted limited leave to remain under Part 8 for a period not exceeding 30 months and subject to such conditions as the Secretary of State deems appropriate.

A277B. Where the Secretary of State is considering an application for limited leave to remain or indefinite leave to remain to which Part 8 of these rules continues to apply (excluding an application from a family member of a Relevant Points Based System Migrant) and where the application does not meet the requirements for indefinite leave to remain (where the application is for indefinite leave to remain) or limited leave to remain under Part 8 in force at the date of decision:

(a) the application will also be considered under paragraphs R-LTRP.1.1.(a), (b) and (d), R-LTRPT.1.1.(a), (b) and (d) and EX.1. of Appendix FM (family life) and paragraphs 276ADE to 276DH (private life) of these rules;

(b) if the applicant meets the requirements for leave under those paragraphs of Appendix FM or paragraphs 276ADE to 276DH (except the requirement for a valid application under that route), the applicant will be granted leave under those provisions; and

(c) if the applicant is granted leave under those provisions, the period of the applicant's continuous leave under Part 8 at the date of application will be counted towards the period of continuous leave which must be completed before the applicant can apply for indefinite leave to remain under paragraph 276B.

(d) Except sub-paragraph (c) does not apply to a person last granted leave as the family member of a Relevant Points Based System Migrant.

A277C. Subject to paragraphs A277 to A280B, paragraph 276A0 and paragraph GEN.1.9. of Appendix FM of these rules, where the Secretary of State deems it appropriate, the Secretary of State will consider any application to which the provisions of Appendix FM (family life) and paragraphs 276ADE to 276DH (private life) of these rules do not already apply, under paragraphs R-LTRP.1.1.(a), (b) and (d), R-LTRPT.1.1.(a), (b) and (d) and EX.1. of Appendix FM (family life) and paragraph 276ADE(1) (private life) of these rules. If the applicant meets the requirements for leave under those provisions (except the requirement for a valid application), the applicant will be granted leave under paragraph D-LTRP.1.2. or D-LTRPT.1.2. of Appendix FM or under paragraph 276BE(1) of these rules.

A278 The requirements to be met under Part 8 after 9 July 2012 may be modified or supplemented by the requirements in Appendix FM and Appendix FM-SE.

A279. Paragraphs 398-399D apply to all immigration decisions made further to applications under Part 8 and paragraphs 276A-276D where a decision is made on or after 28 July 2014, irrespective of the date the application was made.

A280 The following provisions of Part 8 apply in the manner and circumstances specified:

(a) The following paragraphs apply in respect of all applications made under Part 8 and Appendix FM, irrespective of the date of application or decision:

277-280
289AA
295AA
296

(b) The following paragraphs of Part 8 continue to apply to all applications made on or after 9 July 2012. The paragraphs apply in their current form unless an additional requirement by reference to Appendix FM is specified:

Paragraph number	**Additional requirement**
295J	None
297-300	None
304-309	None

309A-316F	Where: (1) the applicant: • falls under paragraph 314(i)(a); or • falls under paragraph 316A(i)(d) or (e); and • is applying on or after 9 July 2012; and (2) the "other parent" mentioned in paragraph 314(i)(a), or one of the prospective parents mentioned in paragraph 316A(i)(d) or (e), has or is applying for entry clearance or limited leave to remain as a partner under Appendix FM, the application must also meet the requirements of paragraphs E-ECC 2.1-2.3 (entry clearance applications) or E-LTRC 2.1-2.3 (leave to remain applications) of Appendix FM.
	Where the applicant: • falls under paragraph 314(i)(d); • is applying on or after 9 July 2012; and • has two parents or prospective parents and one of the applicant's parents or prospective parents does not have right of abode, indefinite leave to enter or remain, is not present and settled in the UK or being admitted for settlement on the same occasion as the applicant is seeking admission, but otherwise has or is applying for entry clearance or limited leave to remain as a partner under Appendix FM, the application must also meet the requirements of paragraphs E-ECC 2.1-2.3 (entry clearance applications) or E-LTRC 2.1-2.3 (leave to remain applications) of Appendix FM.
319X	None

(c) The following provisions of Part 8 continue to apply on or after 9 July 2012, and are not subject to any additional requirement listed in

(b) above:

(i) to persons who have made an application before 9 July 2012 under Part 8 which was not decided as at 9 July 2012; and

(ii) to applications made by persons in the UK who have been granted entry clearance or limited leave to enter or remain under Part 8 before 9 July 2012 and where this is a requirement of Part 8, this leave to enter or limited leave to remain is extant:

281-289

289A-289C
2290-295
295A-295O
297-316F
317-319
319L-319U
319V-319Y

(d)

(i) The following provisions of Part 8 continue to apply to applications made in the period beginning with 9 July 2012 and ending on 30 November 2013, including those that have not been decided before 1 December 2013, and are not subject to any additional requirement listed in (b) above, by persons who have made an application for entry clearance, leave to enter or remain as the fiancé(e), proposed civil partner, spouse, civil partner, unmarried partner, same sex partner, or child or other dependant relative of a British citizen or settled person who is a full-time member of HM Forces:

281-289
289A-289C
2290-295
295A-295O
297-316F
317-319

(ii) Subject to the following provisions, from 1 December 2013, Appendix Armed Forces applies to all applications for entry clearance, leave to enter or remain as the fiancé(e), proposed civil partner, spouse, civil partner, unmarried partner, same sex partner or child of a British citizen or settled person who is a full-time member of HM Forces.

(iii) Except, from 1 December 2013, the provisions in paragraph A280(d)(i) continue to apply to persons who were granted entry clearance, limited leave to enter or remain under Part 8 before 1 December 2013, and where it is a requirement of Part 8, that leave to enter or remain is extant.

(iv) Applications may continue to be made under paragraphs 297 to 316F of Part 8 by the child of a British citizen or settled person who is a full-time member of HM Forces regardless of the date of application and paragraph A280(b) continues to apply to these applications as appropriate.

(v) A new application by a dependent relative of a British citizen or settled person who is a full time member of HM Forces may no longer be made under paragraphs 317-319 on or after 1 December 2013. Those applications must meet the requirements of Appendix FM unless an application was submitted on or before 30 November 2013. An application made by a dependent relative of a British citizen or settled person who is a full time member of HM Forces on or before 30 November 2013 will be considered under the relevant paragraphs 317-319 which apply.

(vi) For the avoidance of doubt, paragraph A280(e) will continue to apply to the spouse, civil partner, unmarried partner or same sex partner of a British citizen or settled person who is a full-time member of HM Forces who was admitted to the UK under paragraph 282(c) or 295B(c) who has not yet applied for indefinite leave to remain, including where an application relying on paragraph A280(e) is made on or after 1 December 2013.

(vii) The requirements in paragraphs 8 and 9 of Appendix Armed Forces apply to applications for entry clearance, leave to enter or remain as the fiancé(e), proposed civil partner, spouse, civil partner, unmarried partner, same sex partner, or child or other dependent relative of a British citizen or settled person who is a full-time member of HM Forces making an application under Part 8 (where paragraph A280 (d) has permitted such an application) where the decision is made on or after 1 December 2013 (and irrespective of the date of the application).

(e)The following provisions of Part 8 shall continue to apply to applications made on or after 9 July 2012, and are not subject to any additional requirement listed in (b) above, by a spouse, civil partner, unmarried partner or same sex partner who was admitted to the UK before 9 July 2012 further to paragraph 282(c) or 295B(c) of these Rules who has not yet applied for indefinite leave to remain:

284-286
287(a)(i)(c)
287(a)(ii)-(vii)
287(b)
288-289
289A-289C
295D-295F
295G(i)(c)
295G(ii)-(vii)

(f) Paragraphs 301-303F continue to apply to applications made under this route on or after 9 July 2012, and are not subject to any additional requirement listed in (b) above, by a child of a person to whom those paragraphs relate who has been granted limited leave to enter or remain or an extension of stay following an application made before 9 July 2012,

(g) For the avoidance of doubt, notwithstanding the introduction of Appendix FM, paragraphs 319AA - 319J of Part 8 continue to apply, and are not subject to any additional requirement listed in paragraph (b) above, to applications for entry clearance or leave to enter or remain as the spouse, civil partner, unmarried partner, same sex partner, or child of a Relevant Points Based System Migrant.

A280A. The sponsor of an applicant under Part 8 for limited or indefinite leave to remain as a spouse, civil partner, unmarried partner or same sex partner must be the same person as the sponsor of the applicant's last grant of leave in that category.

A280B. An applicant aged 18 or over may not rely on paragraph A280 where, since their last grant of limited leave to enter or remain under Part 8, they have been granted or refused leave under Appendix FM, Appendix Armed Forces or paragraph 276BE to CE of these rules, or been granted limited leave to enter or remain in a category outside their original route to settlement.

A281. In Part 8 "specified" means specified in Appendix FM-SE, unless otherwise stated, and "English language test provider approved by the Secretary of State" means a provider specified in Appendix O.

Spouses and civil partners

277. Nothing in these Rules shall be construed as permitting a person to be granted entry clearance, leave to enter, leave to remain or variation of leave as a spouse or civil partner of another if either the applicant or the sponsor will be aged under 18 on the date of arrival in the United Kingdom or (as the case may be) on the date on which the leave to remain or variation of leave would be granted. In these rules the term "sponsor" includes "partner" as defined in GEN 1.2 of Appendix FM.

278. Nothing in these Rules shall be construed as allowing a person to be granted entry clearance, leave to enter, leave to remain or variation of leave as the spouse and civil partner of a man or woman (the sponsor) if:

(i) his or her marriage or civil partnership to the sponsor is polygamous; and

(ii) there is another person living who is the husband or wife of the sponsor and who:

(a) is, or at any time since his or her marriage or civil partnership to the sponsor has been, in the United Kingdom; or

(b) has been granted a certificate of entitlement in respect of the right of abode mentioned in Section 2(1)(a) of the Immigration Act 1988 or an entry clearance to enter the United Kingdom as the husband or wife of the sponsor.

For the purpose of this paragraph a marriage or civil partnership may be polygamous although at its inception neither party had any other spouse or civil partner.

279. Paragraph 278 does not apply to any person who seeks entry clearance, leave to enter, leave to remain or variation of leave where:

(i) he or she has been in the United Kingdom before 1 August 1988 having been admitted for the purpose of settlement as the husband or wife of the sponsor; or

(ii) he or she has, since their marriage or civil partnership to the sponsor, been in the United Kingdom at any time when there was no such other spouse or civil partner living as is mentioned in paragraph 278 (ii).

But where a person claims that paragraph 278 does not apply to them because they have been in the United Kingdom in circumstances which cause them to fall within sub paragraphs (i) or (ii) of that paragraph it shall be for them to prove that fact.

280. For the purposes of paragraphs 278 and 279 the presence of any wife or husband in the United Kingdom in any of the following circumstances shall be disregarded:

(i) as a visitor; or

(ii) an illegal entrant; or

(iii) in circumstances whereby a person is deemed by Section 11(1) of the Immigration Act 1971 not to have entered the United Kingdom.

Spouses or civil partners of persons present and settled in the United Kingdom or being admitted on the same occasion for settlement

Requirements for leave to enter the United Kingdom with a view to settlement as the spouse or civil partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement

281. The requirements to be met by a person seeking leave to enter the United Kingdom with a view to settlement as the spouse or civil partner of a person present and settled in the United Kingdom or who is on the same occasion being admitted for settlement are that:

(i) (a)(i) the applicant is married to or the civil partner of a person present and settled in the United Kingdom or who is on the same occasion being admitted for settlement; and

__ __(ii) the applicant provides an original English language test certificate in speaking and listening from an English language test provider approved by the Secretary of State for these purposes, which clearly shows the applicant's name and the qualification obtained (which must meet or exceed level A1 of the Common European Framework of Reference) unless:

(a) the applicant is aged 65 or over at the time he makes his application; or

(b) the applicant has a physical or mental condition that would prevent him from meeting the requirement; or;

(c) there are exceptional compassionate circumstances that would prevent the applicant from meeting the requirement; or

__ __(iii) the applicant is a national of one of the following countries: Antigua and Barbuda; Australia; the Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; United States of America; or

__ __(iv) the applicant has obtained an academic qualification(not a professional or vocational qualification), which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA; and provides the specified documents; or

__ __(v) the applicant has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, and

(1) provides the specified evidence to show he has the qualification, and

(2) UK NARIC has confirmed that the qualification was taught or researched in English, or

__ __(vi) has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, and provides the specified evidence to show:

(1) he has the qualification, and

(2) that the qualification was taught or researched in English.

or

__(b)(i) the applicant is married to or the civil partner of a person who has a right of abode in the United Kingdom or indefinite leave to enter or remain in the United Kingdom and is on the same occasion seeking admission to the United Kingdom for the purposes of settlement and the parties were married or formed a civil partnership at least 4 years ago, since which time they have been living together outside the United Kingdom; and

__(b)(ii) the applicant has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

__(b)(iii) DELETED

(ii) the parties to the marriage or civil partnership have met; and

(iii) each of the parties intends to live permanently with the other as his or her spouse or civil partner and the marriage or civil partnership is subsisting; and

(iv) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(v) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(vi) the applicant holds a valid United Kingdom entry clearance for entry in this capacity; and

(vii) the applicant does not fall for refusal under the general grounds for refusal.

For the purposes of this paragraph and paragraphs 282-289 a member of HM Forces serving overseas, or a permanent member of HM Diplomatic Service or a comparable UK-based staff member of the British Council on a tour of duty abroad, or a staff member of the Department for International Development who is a British Citizen or is settled in the United Kingdom, is to be regarded as present and settled in the United Kingdom.

Leave to enter as the spouse or civil partner of a person present and settled in the United Kingdom or being admitted for settlement on the same occasion

282. A person seeking leave to enter the United Kingdom as the spouse or civil partner of a person present and settled in the United Kingdom or who is on the same occasion being admitted for settlement may:

(a) in the case of a person who meets the requirements of paragraph 281(i)(a)(i) and one of the requirements of paragraph 281(i)(a)(ii) - (vi) be admitted for an initial period not exceeding 27 months, or

(b) in the case of a person who meets all of the requirements in paragraph 281(i)(b), be granted indefinite leave to enter, or

(c) in the case of a person who meets the requirement in paragraph 281(i)(b)(i), but not the requirement in paragraph 281(i)(b)(ii) to have sufficient knowledge of the English language and about life in the United Kingdom, be admitted for an initial period not exceeding 27 months, in all cases provided the Immigration Officer is satisfied that each of the relevant requirements of paragraph 281 is met.

Refusal of leave to enter as the spouse or civil partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement

283. Leave to enter the United Kingdom as the spouse or civil partner of a person present and settled in the United Kingdom or who is on the same occasion being admitted for settlement is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 281 is met.

Requirements for an extension of stay as the spouse or civil partner of a person present and settled in the United Kingdom

284. The requirements for an extension of stay as the spouse or civil partner of a person present and settled in the United Kingdom are that:

(i) the applicant has or was last granted limited leave to enter or remain in the United Kingdom which meets the following requirements:

(a) The leave was given in accordance with any of the provisions of these Rules; and

(b) The leave was granted for a period of 6 months or more, unless it was granted as a fiancé(e) or proposed civil partner; and

(c) The leave was not as the spouse, civil partner, unmarried or same-sex partner of a Relevant Points-Based System Migrant; and

(ii) the applicant is married to or the civil partner of a person present and settled in the United Kingdom; and

(iii) the parties to the marriage or civil partnership have met; and

(iv) the applicant has not remained in breach of the immigration laws, disregarding any period of overstaying for a period of 28 days or less; and

(v) the marriage or civil partnership has not taken place after a decision has been made to deport the applicant or he has been recommended for deportation or been given notice under Section 6(2) of the Immigration Act 1971 or been given directions for his removal under section 10 of the Immigration and Asylum Act 1999; and

(vi) each of the parties intends to live permanently with the other as his or her spouse or civil partner and the marriage or civil partnership is subsisting; and
(vii) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(viii) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(ix)(a) the applicant provides an original English language test certificate in speaking and listening from an English language test provider approved by the Secretary of State for these purposes, which clearly shows the applicant's name and the qualification obtained (which must meet or exceed level A1 of the Common European Framework of Reference) unless:

(i) the applicant is aged 65 or over at the time he makes his application; or

(ii) the applicant has a physical or mental condition that would prevent him from meeting the requirement; or;

(iii) there are exceptional compassionate circumstances that would prevent the applicant from meeting the requirement; or

(ix)(b) the applicant is a national of one of the following countries: Antigua and Barbuda; Australia; the Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; United States of America; or

(ix)(c) the applicant has obtained an academic qualification (not a professional or vocational qualification), which is deemed by UK NARIC to meet the recognised standard

of a Bachelor's or Master's degree or PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA; and provides the specified documents; or

(ix)(d) the applicant has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, and

(1) provides the specified evidence to show he has the qualification, and

(2) UK NARIC has confirmed that the qualification was taught or researched in English, or

(ix)(e) has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, and provides the specified evidence to show:

(1) he has the qualification, and

(2) that the qualification was taught or researched in English.

Extension of stay as the spouse or civil partner of a person present and settled in the United Kingdom

285. An extension of stay as the spouse or civil partner of a person present and settled in the United Kingdom may be granted for a period of 2 years in the first instance, provided the Secretary of State is satisfied that each of the requirements of paragraph 284 is met.

Refusal of extension of stay as the spouse or civil partner of a person present and settled in the United Kingdom

286. An extension of stay as the spouse or civil partner of a person present and settled in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 284 is met.

Requirements for indefinite leave to remain for the spouse or civil partner of a person present and settled in the United Kingdom

287. (a) The requirements for indefinite leave to remain for the spouse or civil partner of a person present and settled in the United Kingdom are that:

(i) (a) the applicant was admitted to the United Kingdom for a period not exceeding 27 months or given an extension of stay for a period of 2 years in accordance with paragraphs 281 to 286 of these Rules and has completed a period of 2 years as the spouse or civil partner of a person present and settled in the United Kingdom; or

__(b) the applicant was admitted to the United Kingdom for a period not exceeding 27 months or given an extension of stay for a period of 2 years in accordance with paragraphs 295AA to 295F of these Rules and during that period married or formed a

civil partnership with the person whom he or she was admitted or granted an extension of stay to join and has completed a period of 2 years as the unmarried or same-sex partner and then the spouse or civil partner of a person present and settled in the United Kingdom; or

__(c) was admitted to the United Kingdom in accordance with leave granted under paragraph 282(c) of these rules; or

__(d) the applicant was admitted to the UK or given an extension of stay as the spouse or civil partner of a Relevant Points Based System Migrant; and then obtained an extension of stay under paragraphs 281 to 286 of these Rules and has completed a period of 2 years as the spouse or civil partner of the person who is now present and settled here; or

__(e) the applicant was admitted to the UK or given an extension of stay as the unmarried or same-sex partner of a Relevant Points Based System Migrant; and during that period married or formed a civil partnership with the person whom he or she was admitted or granted an extension of stay to join and has completed a period of 2 years as the unmarried or same-sex partner and then the spouse or civil partner of the person who is now present and settled in the UK; or

__(f) the applicant was admitted into the UK in accordance with paragraph 319L and has completed a period of 2 years limited leave as the spouse or civil partner of a refugee or beneficiary of humanitarian protection who is now present and settled in the UK or as the spouse or civil partner of a former refugee or beneficiary of humanitarian protection who is now a British Citizen.
(ii) the applicant is still the spouse or civil partner of the person he or she was admitted or granted an extension of stay to join and the marriage or civil partnership is subsisting; and

(iii) each of the parties intends to live permanently with the other as his or her spouse or civil partner; and

(iv) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(v) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(vi) the applicant has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(vii) the applicant does not fall for refusal under the general grounds for refusal.

(b) The requirements for indefinite leave to remain for the bereaved spouse or civil partner of a person who was present and settled in the United Kingdom are that:

(i) (a) the applicant was admitted to the United Kingdom for a period not exceeding 27 months or given an extension of stay for a period of 2 years as the spouse or civil partner of a person present and settled in the United Kingdom in accordance with paragraphs 281 to 286 of these Rules; or;

__(b) the applicant was admitted to the United Kingdom for a period not exceeding 27 months or given an extension of stay for a period of 2 years as the unmarried or same-sex partner of a person present and settled in the United Kingdom in accordance with paragraphs 295AA to 295F of these Rules and during that period married or formed a civil partnership with the person whom he or she was admitted or granted an extension of stay to join; and

(ii) the person whom the applicant was admitted or granted an extension of stay to join died during that period; and

(iii) the applicant was still the spouse or civil partner of the person he or she was admitted or granted an extension of stay to join at the time of the death; and

(iv) each of the parties intended to live permanently with the other as his or her spouse or civil partner and the marriage or civil partnership was subsisting at the time of the death; and

(v) the applicant does not fall for refusal under the general grounds for refusal.

Indefinite leave to remain for the spouse or civil partner of a person present and settled in the United Kingdom

288. Indefinite leave to remain for the spouse or civil partner of a person present and settled in the United Kingdom may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 287 is met.

Refusal of indefinite leave to remain for the spouse or civil partner of a person present and settled in the United Kingdom

289. Indefinite leave to remain for the spouse or civil partner of a person present and settled in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 287 is met.

Victims of domestic violence

Requirements for indefinite leave to remain in the United Kingdom as the victim of domestic violence

289A. The requirements to be met by a person who is the victim of domestic violence and who is seeking indefinite leave to remain in the United Kingdom are that the applicant:

(i)(a) the applicant was last admitted to the UK for a period not exceeding 27 months in accordance with sub-paragraph 282(a), 282(c), 295B(a) or 295B(c) of these Rules; or

(b) the applicant was last granted leave to remain as the spouse or civil partner or unmarried partner or same-sex partner of a person present and settled in the UK in accordance with paragraph 285 or 295E of these Rules, except where that leave extends leave originally granted to the applicant as the partner of a Relevant Points Based System Migrant; or

(c) the applicant was last granted leave to enable access to public funds pending an application under paragraph 289A and the preceding grant of leave was given in accordance with paragraph 282(a), 282(c), 285, 295B(a), 295B(c) or 295E of these Rules, except where that leave extends leave originally granted to the applicant as the partner of a Relevant Points Based System Migrant; and

(ii) the relationship with their spouse or civil partner or unmarried partner or same-sex partner, as appropriate, was subsisting at the beginning of the last period of leave granted in accordance with paragraph 282(a), 282(c), 285, 295B(a), 295B(c) or 295E of these Rules; and

(iii) is able to produce evidence to establish that the relationship was caused to permanently break down before the end of that period as a result of domestic violence*;* and

(iv) DELETED

(v) DELETED

Indefinite leave to remain as the victim of domestic violence

289B. Indefinite leave to remain as the victim of domestic violence may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 289A is met.

Refusal of indefinite leave to remain as the victim of domestic violence

289C. Indefinite leave to remain as the victim of domestic violence is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 289A is met.
289D. If the applicant does not meet the requirements for indefinite leave to remain as a victim of domestic violence only because paragraph 322(1C)(iii) or 322(1C)(iv) applies, they may be granted further limited leave to remain for a period not exceeding 30 months and subject to such conditions as the Secretary of State deems appropriate.

Fiance(e)s and proposed civil partners

289AA. Nothing in these Rules shall be construed as permitting a person to be granted entry clearance, leave to enter or variation of leave as a fiance(e) or proposed civil partner if either the applicant or the sponsor will be aged under 18 on the date of arrival of the applicant in the United Kingdom or (as the case may be) on the date on which the leave to enter or variation of leave would be granted.

Requirements for leave to enter the United Kingdom as a fiance(e) or proposed civil partner (i.e. with a view to marriage or civil partnership and permanent settlement in the United Kingdom)

290. The requirements to be met by a person seeking leave to enter the United Kingdom as a fiance(e) or proposed civil partner are that:

(i) the applicant is seeking leave to enter the United Kingdom for marriage or civil partnership to a person present and settled in the United Kingdom or who is on the same occasion being admitted for settlement; and

(ii) the parties to the proposed marriage or civil partnership have met; and

(iii) each of the parties intends to live permanently with the other as his or her spouse or civil partner after the marriage or civil partnership ; and

(iv) adequate maintenance and accommodation without recourse to public funds will be available for the applicant until the date of the marriage or civil partnership; and

(v) there will, after the marriage or civil partnership, be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(vi) the parties will be able after the marriage or civil partnership to maintain themselves and any dependants adequately without recourse to public funds; and

(vii)(a) the applicant provides an original English language test certificate in speaking and listening from an English language test provider approved by the Secretary of State for these purposes, which clearly shows the applicant's name and the qualification obtained (which must meet or exceed level A1 of the Common European Framework of Reference) unless:

(i) the applicant is aged 65 or over at the time he makes his application; or

(ii) the applicant has a physical or mental condition that would prevent him from meeting the requirement; or;

(iii) there are exceptional compassionate circumstances that would prevent the applicant from meeting the requirement; or

(vii)(b) the applicant is a national of one of the following countries: Antigua and Barbuda; Australia; the Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; United States of America; or

(vii)(c) the applicant has obtained an academic qualification (not a professional or vocational qualification), which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA; and provides the specified documents; or

(vii)(d) the applicant has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, and

(1) provides the specified evidence to show he has the qualification, and

(2) UK NARIC has confirmed that the qualification was taught or researched in English, or

(vii)(e) has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a

Bachelor's or Master's degree or PhD in the UK, and provides the specified evidence to show:

(1) he has the qualification, and

(2) that the qualification was taught or researched in English.

and

(viii) the applicant holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a fiance(e) or proposed civil partner

291. A person seeking leave to enter the United Kingdom as a fiance(e) or proposed civil partner may be admitted, with a prohibition on employment, for a period not exceeding 6 months to enable the marriage or civil partnership to take place provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival.

Refusal of leave to enter as a fiance(e) or proposed civil partner

292. Leave to enter the United Kingdom as a fiance(e) or proposed civil partner is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay as a fiance(e) or proposed civil partner

293. The requirements for an extension of stay as a fiance(e) or proposed civil partner are that:

(i) the applicant was admitted to the United Kingdom with a valid United Kingdom entry clearance as a fiance(e) or proposed civil partner; and

(ii) good cause is shown why the marriage or civil partnership did not take place within the initial period of leave granted under paragraph 291; and

(iii) there is satisfactory evidence that the marriage or civil partnership will take place at an early date; and

(iv) the requirements of paragraph 290 (ii)-(vii) are met.

Extension of stay as a fiance(e) or proposed civil partner

294. An extension of stay as a fiance(e) or proposed civil partner may be granted for an appropriate period with a prohibition on employment to enable the marriage or civil partnership to take place provided the Secretary of State is satisfied that each of the requirements of paragraph 293 is met.

Refusal of extension of stay as a fiance(e) or proposed civil partner

295. An extension of stay is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 293 is met.

Unmarried and same-sex partners

Leave to enter as the unmarried or same-sex partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement

295AA. Nothing in these Rules shall be construed as permitting a person to be granted entry clearance, leave to enter or variation of leave as an unmarried or same-sex partner if either the applicant or the sponsor will be aged under 18 on the date of arrival of the applicant in the United Kingdom or (as the case may be) on the date on which the leave to enter or variation of leave would be granted.

Requirements for leave to enter the United Kingdom with a view to settlement as the unmarried or same-sex partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement

295A. The requirements to be met by a person seeking leave to enter the United Kingdom with a view to settlement as the unmarried or same-sex partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement, are that:

(i) (a)(i) the applicant is the unmarried or same-sex partner of a person present and settled in the United Kingdom or who is on the same occasion being admitted for settlement and the parties have been living together in a relationship akin to marriage or civil partnership which has subsisted for two years or more; and

__ __(ii) the applicant provides an original English language test certificate in speaking and listening from an English language test provider approved by the Secretary of State for these purposes, which clearly shows the applicant's name and the qualification obtained (which must meet or exceed level A1 of the Common European Framework of Reference) unless:

(a) the applicant is aged 65 or over at the time he makes his application; or

(b) the applicant has a physical or mental condition that would prevent him from meeting the requirement; or

(c) there are exceptional compassionate circumstances that would prevent the applicant from meeting the requirement; or

__ __(iii) the applicant is a national of one of the following countries: Antigua and Barbuda; Australia; the Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; United States of America; or

__ __(iv) the applicant has obtained an academic qualification (not a professional or vocational qualification), which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas;

Barbados; Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA; and provides the specified documents; or

__ __(v) the applicant has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, and

(1) provides the specified evidence to show he has the qualification, and

(2) UK NARIC has confirmed that the qualification was taught or researched in English, or

__ __(vi) has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, and provides the specified evidence to show:

(1) he has the qualification, and

(2) that the qualification was taught or researched in English.

or

__(b)(i) the applicant is the unmarried or same-sex partner of a person who has a right of abode in the United Kingdom or indefinite leave to enter or remain in the United Kingdom and is on the same occasion seeking admission to the United Kingdom for the purposes of settlement and the parties have been living together outside the United Kingdom in a relationship akin to marriage or civil partnership which has subsisted for 4 years or more; and

__(b)(ii) the applicant has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

__(b)(iii) DELETED

(ii) any previous marriage or civil partnership (or similar relationship) by either partner has permanently broken down; and

(iii) the parties are not involved in a consanguineous relationship with one another; and

(iv) DELETED

(v) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(vi) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(vii) the parties intend to live together permanently; and

(viii) the applicant holds a valid United Kingdom entry clearance for entry in this capacity; and

(ix) the applicant does not fall for refusal under the general grounds for refusal.

For the purposes of this paragraph and paragraphs 295B - 295I, a member of HM Forces serving overseas, or a permanent member of HM Diplomatic Service or a comparable UK-based staff member of the British Council on a tour of duty abroad, or a staff member of the Department for International Development who is a British Citizen or is settled in the United Kingdom, is to be regarded as present and settled in the United Kingdom.

Leave to enter the United Kingdom with a view to settlement as the unmarried or same-sex partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement

295B. A person seeking leave to enter the United Kingdom as the unmarried or same-sex partner of a person present and settled in the United Kingdom or who is on the same occasion being admitted for settlement may:

(a) in the case of a person who meets the requirements of paragraph 295A(i)(a)(i), and one of the requirements of paragraph 295A(i)(a)(ii)-(vi) be admitted for an initial period not exceeding 27 months, or

(b) in the case of a person who meets all of the requirements in paragraph 295A(i)(b), be granted indefinite leave to enter, or

(c) in the case of a person who meets the requirement in paragraph 295A(i)(b)(i), but not the requirement in paragraph 295A(i)(b)(ii) to have sufficient knowledge of the English language and about life in the United Kingdom, be admitted for an initial period not exceeding 27 months, in all cases provided the Immigration Officer is satisfied that each of the relevant requirements of paragraph 295A is met.

Refusal of leave to enter the United Kingdom with a view to settlement as the unmarried or same-sex partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement

295C. Leave to enter the United Kingdom with a view to settlement as the unmarried or same-sex partner of a person present and settled in the United Kingdom or being admitted on the same occasion for settlement, is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 295A is met.

Leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom

Requirements for leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom

295D. The requirements to be met by a person seeking leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom are that:

(i) the applicant has or was last granted limited leave to enter or remain in the United Kingdom which was given in accordance with any of the provisions of these Rules, unless:

(a) as a result of that leave he would not have been in the United Kingdom beyond 6 months from the date on which he was admitted to the United Kingdom; or

(b) the leave was granted as the unmarried or same-sex partner of a Relevant Points Based System Migrant; and

(ii) any previous marriage or civil partnership (or similar relationship) by either partner has permanently broken down; and

(iii) the applicant is the unmarried or same-sex partner of a person who is present and settled in the United Kingdom; and

(iv) the applicant has not remained in breach of the immigration laws, disregarding any period of overstaying for a period of 28 days or less; and

(v) the parties are not involved in a consanguineous relationship with one another; and

(vi) the parties have been living together in a relationship akin to marriage or civil partnership which has subsisted for two years or more; and

(vii) the parties' relationship pre-dates any decision to deport the applicant, recommend him for deportation, give him notice under Section 6(2) of the Immigration Act 1971, or give directions for his removal under section 10 of the Immigration and Asylum Act 1999; and

(viii) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(ix) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(x) the parties intend to live together permanently; and

(xi)(a) the applicant provides an original English language test certificate in speaking and listening from an English language test provider approved by the Secretary of State for these purposes, which clearly shows the applicant's name and the qualification obtained (which must meet or exceed level A1 of the Common European Framework of Reference) unless:

(i) the applicant is aged 65 or over at the time he makes his application; or

(ii) the applicant has a physical or mental condition that would prevent him from meeting the requirement; or;

(iii) there are exceptional compassionate circumstances that would prevent the applicant from meeting the requirement; or

(xi)(b) the applicant is a national of one of the following countries: Antigua and Barbuda; Australia; the Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana;

Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; United States of America; or

(xi)(c) the applicant has obtained an academic qualification (not a professional or vocational qualification), which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA; and provides the specified documents; or

(xi)(d) the applicant has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, and

(1) provides the specified evidence to show he has the qualification, and

(2) UK NARIC has confirmed that the qualification was taught or researched in English, or

(xi)(e) has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, and provides the specified evidence to show:

(1) he has the qualification, and

(2) that the qualification was taught or researched in English.

Leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom

295E. Leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom may be granted for a period of 2 years in the first instance provided that the Secretary of State is satisfied that each of the requirements of paragraph 295D are met.

Refusal of leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom

295F. Leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 295D is met.

Indefinite leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom

Requirements for indefinite leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom

295G. The requirements to be met by a person seeking indefinite leave to remain as the unmarried partner of a person present and settled in the United Kingdom are that:

(i)(a) the applicant was admitted to the United Kingdom for a period not exceeding 27 months or given an extension of stay for a period of 2 years in accordance with paragraphs 295AA to 295F of these Rules and has completed a period of 2 years as the unmarried or same-sex partner of a person present and settled here; or

(b) the applicant was admitted to the UK or given an extension of stay as the unmarried or same-sex partner of a Relevant Points Based System Migrant; and then obtained an extension of stay under paragraphs 295AA to 295F of these Rules; and the person has completed a period of 2 years as the unmarried or same-sex partner of the person who is now present and settled here; or

(c) the applicant was admitted to the United Kingdom in accordance with leave granted under paragraph 295B(c) of these rules; or

(d) the applicant was admitted into the UK in accordance with paragraph 319O and has completed a period of 2 years limited leave as the unmarried or same-sex partner of a refugee or beneficiary of humanitarian protection who is now present and settled in the UK or as the unmarried or same-sex partner of a former refugee or beneficiary of humanitarian protection who is now a British Citizen.

(ii) the applicant is still the unmarried or same-sex partner of the person he was admitted or granted an extension of stay to join and the relationship is still subsisting; and

(iii) each of the parties intends to live permanently with the other as his partner; and

(iv) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(v) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(vi) the applicant has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL; and

(vii) the applicant does not fall for refusal under the general grounds for refusal.

Indefinite leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom

295H. Indefinite leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom may be granted provided that the Secretary of State is satisfied that each of the requirements of paragraph 295G is met.

Refusal of indefinite leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom

295I. Indefinite leave to remain as the unmarried or same-sex partner of a person present and settled in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 295G is met.

Leave to enter or remain as the unmarried or same-sex partner of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193; 200-239; or 263-270

Requirements for leave to enter or remain as the unmarried or same-sex partner of a person with limited leave to enter or remain in the United Kingdom under paragraphs 128-193; 200-239; or 263-270

295J-295L. DELETED.

Indefinite leave to remain for the bereaved unmarried or same-sex partner of a person present and settled in the United Kingdom

Requirements for indefinite leave to remain for the bereaved unmarried or same-sex partner of a person present and settled in the United Kingdom

295M. The requirements to be met by a person seeking indefinite leave to remain as the bereaved unmarried or same-sex partner of a person present and settled in the United Kingdom, are that:

(i) the applicant was admitted to the United Kingdom admitted to the United Kingdom for a period not exceeding 27 months; or given an extension of stay for a period of 2 years in accordance with paragraphs 295AA to 295F of these Rules as the unmarried partner of a person present and settled in the United Kingdom; and

(ii) the person whom the applicant was admitted or granted an extension of stay to join died during that period of leave; and

(iii) the applicant was still the unmarried or same-sex partner of the person he was admitted or granted an extension of stay to join at the time of the death; and

(iv) each of the parties intended to live permanently with the other as his partner and the relationship was subsisting at the time of the death; and

(v) the applicant does not fall for refusal under the general grounds for refusal.

Indefinite leave to remain for the bereaved unmarried or same-sex partner of a person present and settled in the United Kingdom

295N. Indefinite leave to remain for the bereaved unmarried partner of a person present and settled in the United Kingdom, may be granted provided that the Secretary of State is satisfied that each of the requirements of paragraph 295M is met.

Refusal of indefinite leave to remain for the bereaved unmarried or same-sex partner of a person present and settled in the United Kingdom

295O. Indefinite leave to remain for the bereaved unmarried or same-sex partner of a person present and settled in the United Kingdom, is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 295M is met.

Children

296. Nothing in these Rules shall be construed as permitting a child to be granted entry clearance, leave to enter or remain, or variation of leave where his parent is party to a polygamous marriage or civil partnership and any application by that parent for admission or leave to remain for settlement or with a view to settlement would be refused pursuant to paragraphs 278 or 278A.

Leave to enter or remain in the United Kingdom as the child of a parent, parents or a relative present and settled or being admitted for settlement in the United Kingdom

Requirements for indefinite leave to enter the United Kingdom as the child of a parent, parents or a relative present and settled or being admitted for settlement in the United Kingdom

297. The requirements to be met by a person seeking indefinite leave to enter the United Kingdom as the child of a parent, parents or a relative present and settled or being admitted for settlement in the United Kingdom are that he:

(i) is seeking leave to enter to accompany or join a parent, parents or a relative in one of the following circumstances:

(a) both parents are present and settled in the United Kingdom; or

(b) both parents are being admitted on the same occasion for settlement; or

(c) one parent is present and settled in the United Kingdom and the other is being admitted on the same occasion for settlement; or

(d) one parent is present and settled in the United Kingdom or being admitted on the same occasion for settlement and the other parent is dead; or

(e) one parent is present and settled in the United Kingdom or being admitted on the same occasion for settlement and has had sole responsibility for the child's upbringing; or

(f) one parent or a relative is present and settled in the United Kingdom or being admitted on the same occasion for settlement and there are serious and compelling family or other considerations which make exclusion of the child undesirable and suitable arrangements have been made for the child's care; and

(ii) is under the age of 18; and

(iii) is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and

(iv) can, and will, be accommodated adequately by the parent, parents or relative the child is seeking to join without recourse to public funds in accommodation which the parent, parents or relative the child is seeking to join, own or occupy exclusively; and

(v) can, and will, be maintained adequately by the parent, parents, or relative the child is seeking to join, without recourse to public funds; and

(vi) holds a valid United Kingdom entry clearance for entry in this capacity; and

(vii) does not fall for refusal under the general grounds for refusal.

Requirements for indefinite leave to remain in the United Kingdom as the child of a parent, parents or a relative present and settled or being admitted for settlement in the United Kingdom

298. The requirements to be met by a person seeking indefinite leave to remain in the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom are that he:

(i) is seeking to remain with a parent, parents or a relative in one of the following circumstances:

(a) both parents are present and settled in the United Kingdom; or

(b) one parent is present and settled in the United Kingdom and the other parent is dead; or

(c) one parent is present and settled in the United Kingdom and has had sole responsibility for the child's upbringing or the child normally lives with this parent and not their other parent; or

(d) one parent or a relative is present and settled in the United Kingdom and there are serious and compelling family or other considerations which make exclusion of the child undesirable and suitable arrangements have been made for the child's care; and

(ii) has or has had limited leave to enter or remain in the United Kingdom, and

(a) is under the age of 18; or

(b) was given leave to enter or remain with a view to settlement under paragraph 302 or Appendix FM; or

(c) was admitted into the UK in accordance with paragraph 319R and has completed a period of 2 years limited leave as the child of a refugee or beneficiary of humanitarian protection who is now present and settled in the UK or as the child of a former refugee or beneficiary of humanitarian protection who is now a British Citizen, or

(d) the applicant *has* limited leave to enter or remain in *t*he United Kingdom in accordance with paragraph 319X, as the child of a relative with limited leave to remain as a refugee or beneficiary of humanitarian protection in the United Kingdom and who is now present and settled here; or

(e) was last given limited leave to remain under paragraph 298A; and

(iii) is not leading an independent life, is unmarried, and has not formed an independent family unit; and

(iv) can, and will, be accommodated adequately by the parent, parents or relative the child was admitted to join, without recourse to public funds in accommodation which the parent, parents or relative the child was admitted to join, own or occupy exclusively; and

(v) can, and will, be maintained adequately by the parent, parents or relative the child was admitted to join, without recourse to public funds; and

(vi) does not fall for refusal under the general grounds for refusal, and

(vii) if aged 18 or over, was admitted to the United Kingdom under paragraph 302, or Appendix FM, or 319R or 319X and has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom in accordance with Appendix KoLL.

298A. If an applicant does not meet the requirements of paragraph 298 only because:

(a) the applicant does not meet the requirement in paragraph 298(vi) by reason of a sentence or disposal of a type mentioned in paragraph 322(1C)(iii) or (iv); or

(b) an applicant aged 18 or over does not meet the requirement in paragraph 298(vii); or

(c) the applicant would otherwise be refused indefinite leave to remain under paragraph 322(1C)(iii) or (iv),

the applicant may be granted limited leave to remain for a period not exceeding 30 months and subject to a condition of no recourse to public funds.

Indefinite leave to enter or remain in the United Kingdom as the child of a parent, parents or a relative present and settled or being admitted for settlement in the United Kingdom

299. Indefinite leave to enter the United Kingdom as the child of a parent, parents or a relative present and settled or being admitted for settlement in the United Kingdom may be granted provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Indefinite leave to remain in the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 298 is met.

Refusal of indefinite leave to enter or remain in the United Kingdom as the child of a parent, parents or a relative present and settled or being admitted for settlement in the United Kingdom

300. Indefinite leave to enter the United Kingdom as the child of a parent, parents or a relative present and settled or being admitted for settlement in the United Kingdom is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Indefinite leave to remain in the United Kingdom as the child of a parent, parents or a relative present and settled in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 298 is met.

Requirements for limited leave to enter or remain in the United Kingdom with a view to settlement as the child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement

301. The requirements to be met by a person seeking limited leave to enter or remain in the United Kingdom with a view to settlement as the child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement are that he:

(i) is seeking leave to enter to accompany or join or remain with a parent or parents in one of the following circumstances:

(a) one parent is present and settled in the United Kingdom or being admitted on the same occasion for settlement and the other parent is being or has been given limited leave to enter or remain in the United Kingdom with a view to settlement; or
(b) one parent is being or has been given limited leave to enter or remain in the United Kingdom with a view to settlement and has had sole responsibility for the child's upbringing; or

(c) one parent is being or has been given limited leave to enter or remain in the United Kingdom with a view to settlement and there are serious and compelling family or other considerations which make exclusion of the child undesirable and suitable arrangements have been made for the child's care; and

(ii) is under the age of 18; and

(iii) is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and

(iv) can, and will, be accommodated adequately without recourse to public funds, in accommodation which the parent or parents own or occupy exclusively; and

(iva) can, and will, be maintained adequately by the parent or parents without recourse to public funds; and

(ivb) does not qualify for limited leave to enter as a child of a parent or parents given limited leave to enter or remain as a refugee or beneficiary of humanitarian protection under paragraph 319R; and

(v) (where an application is made for limited leave to remain with a view to settlement) has limited leave to enter or remain in the United Kingdom; and

(vi) if seeking leave to enter, holds a valid United Kingdom entry clearance for entry in this capacity.

Limited leave to enter or remain in the United Kingdom with a view to settlement as the child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement

302. A person seeking limited leave to enter the United Kingdom with a view to settlement as the child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement may be admitted for a period not exceeding 27 months provided he is able, on arrival, to produce to the Immigration Officer a valid United Kingdom entry clearance for entry in this capacity. A person seeking limited leave to remain in the United Kingdom with a view to settlement as the child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement may be given limited leave to remain for a period not exceeding 27 months provided the Secretary of State is satisfied that each of the requirements of paragraph 301 (i)-(v) is met.

Refusal of limited leave to enter or remain in the United Kingdom with a view to settlement as the child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement

303. Limited leave to enter the United Kingdom with a view to settlement as the child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom with a view to settlement as the child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 301 (i)-(v) is met.

Leave to enter and extension of stay in the United Kingdom as the child of a parent who is being, or has been admitted to the united kingdom as a fiance(e) or proposed civil partner

Requirements for limited leave to enter the United Kingdom as the child of a fiance(e) or proposed civil partner

303A. The requirements to be met by a person seeking limited leave to enter the United Kingdom as the child of a fiance(e) or proposed civil partner, are that:

(i) he is seeking to accompany or join a parent who is, on the same occasion that the child seeks admission, being admitted as a fiance(e) or proposed civil partner , or who has been admitted as a fiance(e) or proposed civil partner; and

(ii) he is under the age of 18; and

(iii) he is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and

(iv) he can and will be maintained and accommodated adequately without recourse to public funds with the parent admitted or being admitted as a fiance(e) or proposed civil partner; and

(v) there are serious and compelling family or other considerations which make the child's exclusion undesirable, that suitable arrangements have been made for his care in the United Kingdom, and there is no other person outside the United Kingdom who could reasonably be expected to care for him; and

(vi) he holds a valid United Kingdom entry clearance for entry in this capacity.

Limited leave to enter the United Kingdom as the child of a parent who is being, or has been admitted to the United Kingdom as a fiance(e) or proposed civil partner

303B. A person seeking limited leave to enter the United Kingdom as the child of a fiance(e) or proposed civil partner, may be granted limited leave to enter the United Kingdom for a period not in excess of that granted to the fiance(e) or proposed civil partner, provided that a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Where the period of limited leave granted to a fiance(e) will expire in more than 6

months, a person seeking limited leave to enter as the child of the fiance(e) or proposed civil partner should be granted leave for a period not exceeding six months.

Refusal of limited leave to enter the United Kingdom as the child of a parent who is being, or has been admitted to the United Kingdom as a fiance(e) or proposed civil partner

303C. Limited leave to enter the United Kingdom as the child of a fiance(e) or proposed civil partner, is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay in the United Kingdom as the child of a fiance(e) or proposed civil partner

303D. The requirements to be met by a person seeking an extension of stay in the United Kingdom as the child of a fiance(e) or proposed civil partner are that:

(i) the applicant was admitted with a valid United Kingdom entry clearance as the child of a fiance(e) or proposed civil partner; and

(ii) the applicant is the child of a parent who has been granted limited leave to enter, or an extension of stay, as a fiance(e) or proposed civil partner; and

(iii) the requirements of paragraph 303A (ii) - (v) are met.

Extension of stay in the United Kingdom as the child of a fiance(e) or proposed civil partner

303E. An extension of stay as the child of a fiance(e) or proposed civil partner may be granted provided that the Secretary of State is satisfied that each of the requirements of paragraph 303D is met.

Refusal of an extension of stay in the United Kingdom as the child of a fiance(e) or proposed civil partner

303F. An extension of stay as the child of a fiance(e) or proposed civil partner is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 303D is met.

Children born in the United Kingdom who are not British citizens

304. This paragraph and paragraphs 305-309 apply only to dependent children under 18 years of age who are unmarried and are not civil partners and who were born in the United Kingdom on or after 1 January 1983 (when the British Nationality Act 1981 came into force) but who, because neither of their parents was a British Citizen or settled in the United Kingdom at the time of their birth, are not British Citizens and are therefore subject to immigration control. Such a child requires leave to enter where admission to the United Kingdom is sought, and leave to remain where permission is sought for the child to be allowed to stay in the United Kingdom. If he qualifies for entry clearance, leave to enter or leave to remain under any other part of these Rules, a child who was born in the United Kingdom but is not a British Citizen may be granted entry clearance, leave to enter or leave to remain in accordance with the provisions of that other part.

Requirements for leave to enter or remain in the United Kingdom as the child of a parent or parents given leave to enter or remain in the United Kingdom

305. The requirements to be met by a child born in the United Kingdom who is not a British Citizen who seeks leave to enter or remain in the United Kingdom as the child of a parent or parents given leave to enter or remain in the United Kingdom are that he:

(i) (a) is accompanying or seeking to join or remain with a parent or parents who have, or are given, leave to enter or remain in the United Kingdom; or

(b) is accompanying or seeking to join or remain with a parent or parents one of whom is a British Citizen or has the right of abode in the United Kingdom; or

(c) is a child in respect of whom the parental rights and duties are vested solely in a local authority; and

(ii) is under the age of 18; and

(iii) was born in the United Kingdom; and

(iv) is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and

(v) (where an application is made for leave to enter) has not been away from the United Kingdom for more than 2 years.

Leave to enter or remain in the United Kingdom

306. A child born in the United Kingdom who is not a British Citizen and who requires leave to enter or remain in the circumstances set out in paragraph 304 may be given leave to enter for the same period as his parent or parents where paragraph 305 (i)(a) applies, provided the Immigration Officer is satisfied that each of the requirements of paragraph 305 (ii)-(v) is met. Where leave to remain is sought, the child may be granted leave to remain for the same period as his parent or parents where paragraph 305 (i)(a) applies, provided the Secretary of State is satisfied that each of the requirements of paragraph 305 (ii)-(iv) is met. Where the parent or parents have or are given periods of leave of different duration, the child may be given leave to whichever period is longer except that if the parents are living apart the child should be given leave for the same period as the parent who has day to day responsibility for him.

307. If a child does not qualify for leave to enter or remain because neither of his parents has a current leave, (and neither of them is a British Citizen or has the right of abode), he will normally be refused leave to enter or remain, even if each of the requirements of paragraph 305 (ii)-(v) has been satisfied. However, he may be granted leave to enter or remain for a period not exceeding 3 months if both of his parents are in the United Kingdom and it appears unlikely that they will be removed in the immediate future, and there is no other person outside the United Kingdom who could reasonably be expected to care for him.

308. A child born in the United Kingdom who is not a British Citizen and who requires leave to enter or remain in the United Kingdom in the circumstances set out in paragraph 304 may be given indefinite leave to enter where paragraph 305 (i)(b) or (i)(c) applies provided the Immigration Officer is satisfied that each of the requirements of paragraph 305 (ii)-(v) is met. Where an application is for leave to remain, such a child may be granted indefinite leave to remain where paragraph 305 (i)(b) or (i)(c) applies, provided the Secretary of State is satisfied that each of the requirements of paragraph 305 (ii)-(iv) is met.

Refusal of leave to enter or remain in the United Kingdom

309. Leave to enter the United Kingdom where the circumstances set out in paragraph 304 apply is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 305 is met. Leave to remain for such a child is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 305 (i)-(iv) is met.

Adopted children

309A. For the purposes of adoption under paragraphs 310-316C a de facto adoption shall be regarded as having taken place if:

(a) at the time immediately preceding the making of the application for entry clearance under these Rules the adoptive parent or parents have been living abroad (in applications involving two parents both must have lived abroad together) for at least a period of time equal to the first period mentioned in sub-paragraph (b)(i) and must have cared for the child for at least a period of time equal to the second period material in that sub-paragraph; and

(b) during their time abroad, the adoptive parent or parents have:

> (i) lived together for a minimum period of 18 months, of which the 12 months immediately preceding the application for entry clearance must have been spent living together with the child; and
>
> (ii) have assumed the role of the child's parents, since the beginning of the 18 month period, so that there has been a genuine transfer of parental responsibility.

309B. Inter-country adoptions which are not a de facto adoption under paragraph 309A are subject to the Adoption and Children Act 2002 and the Adoptions with a Foreign Element Regulations 2005. As such all prospective adopters must be assessed as suitable to adopt by a competent authority in the UK, and obtain a Certificate of Eligibility from the Department for Education, before travelling abroad to identify a child for adoption. This Certificate of Eligibility must be provided with all entry clearance adoption applications under paragraphs 310-316F.

Requirements for indefinite leave to enter the United Kingdom as the adopted child of a parent or parents present and settled or being admitted for settlement in the United Kingdom

310. The requirements to be met in the case of a child seeking indefinite leave to enter the United Kingdom as the adopted child of a parent or parents present and settled or being admitted for settlement in the United Kingdom are that he:

> (i) is seeking leave to enter to accompany or join an adoptive parent or parents in one of the following circumstances;
>
> (a) both parents are present and settled in the United Kingdom; or
>
> (b) both parents are being admitted on the same occasion for settlement; or
>
> (c) one parent is present and settled in the United Kingdom and the other is being admitted on the same occasion for settlement; or

(d) one parent is present and settled in the United Kingdom or being admitted on the same occasion for settlement and the other parent is dead; or

(e) one parent is present and settled in the United Kingdom or being admitted on the same occasion for settlement and has had sole responsibility for the child's upbringing; or

(f) one parent is present and settled in the United Kingdom or being admitted on the same occasion for settlement and there are serious and compelling family or other considerations which make exclusion of the child undesirable and suitable arrangements have been made for the child's care; or

(g) in the case of a de facto adoption one parent has a right of abode in the United Kingdom or indefinite leave to enter or remain in the United Kingdom and is seeking admission to the United Kingdom on the same occasion for the purposes of settlement; and

(ii) is under the age of 18; and

(iii) is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and

(iv) can, and will, be accommodated and maintained adequately without recourse to public funds in accommodation which the adoptive parent or parents own or occupy exclusively; and

(v) DELETED

(vi) (a) was adopted in accordance with a decision taken by the competent administrative authority or court in his country of origin or the country in which he is resident, being a country whose adoption orders are recognised by the United Kingdom; or

(b) is the subject of a de facto adoption; and

(vii) was adopted at a time when:

(a) both adoptive parents were resident together abroad; or

(b) either or both adoptive parents were settled in the United Kingdom; and

(viii) has the same rights and obligations as any other child of the adoptive parent's or parents' family; and

(ix) was adopted due to the inability of the original parent(s) or current carer(s) to care for him and there has been a genuine transfer of parental responsibility to the adoptive parents; and

(x) has lost or broken his ties with his family of origin; and

(xi) was adopted, but the adoption is not one of convenience arranged to facilitate his admission to or remaining in the United Kingdom; and

(xii) holds a valid United Kingdom entry clearance for entry in this capacity; and

(xiii) does not fall for refusal under the general grounds for refusal.

Requirements for indefinite leave to remain in the United Kingdom as the adopted child of a parent or parents present and settled in the United Kingdom

311. The requirements to be met in the case of a child seeking indefinite leave to remain in the United Kingdom as the adopted child of a parent or parents present and settled in the United Kingdom are that he:

(i) is seeking to remain with an adoptive parent or parents in one of the following circumstances:

(a) both parents are present and settled in the United Kingdom; or

(b) one parent is present and settled in the United Kingdom and the other parent is dead; or

(c) one parent is present and settled in the United Kingdom and has had sole responsibility for the child's upbringing; or

(d) one parent is present and settled in the United Kingdom and there are serious and compelling family or other considerations which make exclusion of the child undesirable and suitable arrangements have been made for the child's care; or

(e) in the case of a de facto adoption one parent has a right of abode in the United Kingdom or indefinite leave to enter or remain in the United Kingdom and is seeking admission to the United Kingdom on the same occasion for the purpose of settlement; and

(ii) has limited leave to enter or remain in the United Kingdom, and

(a) is under the age of 18; or

(b) was given leave to enter or remain with a view to settlement under paragraph 315 or paragraph 316B; and

(iii) is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and

(iv) can, and will, be accommodated and maintained adequately without recourse to public funds in accommodation which the adoptive parent or parents own or occupy exclusively; and

(v) DELETED

(vi) (a) was adopted in accordance with a decision taken by the competent administrative authority or court in his country of origin or the country in which he is resident, being a country whose adoption orders are recognised by the United Kingdom; or

(b) is the subject of a de facto adoption; and

(vii) was adopted at a time when:

(a) both adoptive parents were resident together abroad; or

(b) either or both adoptive parents were settled in the United Kingdom; and

(viii) has the same rights and obligations as any other child of the adoptive parent's or parents' family; and

(ix) was adopted due to the inability of the original parent(s) or current carer(s) to care for him and there has been a genuine transfer of parental responsibility to the adoptive parents; and

(x) has lost or broken his ties with his family of origin; and

(xi) was adopted, but the adoption is not one of convenience arranged to facilitate his admission to or remaining in the United Kingdom; and

(xii) does not fall for refusal under the general grounds for refusal.

Indefinite leave to enter or remain in the United Kingdom as the adopted child of a parent or parents present and settled or being admitted for settlement in the United Kingdom

312. Indefinite leave to enter the United Kingdom as the adopted child of a parent or parents present and settled or being admitted for settlement in the United Kingdom may be granted provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Indefinite leave to remain in the United Kingdom as the adopted child of a parent or parents present and settled in the United Kingdom may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 311 is met.

Refusal of indefinite leave to enter or remain in the United Kingdom as the adopted child of a parent or parents present and settled or being admitted for settlement in the United Kingdom

313. Indefinite leave to enter the United Kingdom as the adopted child of a parent or parents present and settled or being admitted for settlement in the United Kingdom is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Indefinite leave to remain in the United Kingdom as the adopted child of a parent or parents present and settled in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 311 is met.

Requirements for limited leave to enter or remain in the United Kingdom with a view to settlement as the adopted child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement

314. The requirements to be met in the case of a child seeking limited leave to enter or remain in the United Kingdom with a view to settlement as the adopted child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement are that he:

(i) is seeking leave to enter to accompany or join or remain with a parent or parents in one of the following circumstances:

(a) one parent is present and settled in the United Kingdom or being admitted on the same occasion for settlement and the other parent is being or has been given limited leave to enter or remain in the United Kingdom with a view to settlement; or

(b) one parent is being or has been given limited leave to enter or remain in the United Kingdom with a view to settlement and has had sole responsibility for the child's upbringing; or

(c) one parent is being or has been given limited leave to enter or remain in the United Kingdom with a view to settlement and there are serious and compelling family or other considerations which make exclusion of the child undesirable and suitable arrangements have been made for the child's care; or

(d) in the case of a de facto adoption one parent has a right of abode in the United Kingdom or indefinite leave to enter or remain in the United Kingdom and is seeking admission to the United Kingdom on the same occasion for the purpose of settlement; and

(ii) is under the age of 18; and

(iii) is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and

(iv) can, and will, be accommodated and maintained adequately without recourse to public funds in accommodation which the adoptive parent or parents own or occupy exclusively; and

(v) (a) was adopted in accordance with a decision taken by the competent administrative authority or court in his country of origin or the country in which he is resident, being a country whose adoption orders are recognised by the United Kingdom; or

(b) is the subject of a de facto adoption; and

(vi) was adopted at a time when:

(a) both adoptive parents were resident together abroad; or

(b) either or both adoptive parents were settled in the United Kingdom; and

(vii) has the same rights and obligations as any other child of the adoptive parent's or parents' family; and

(viii) was adopted due to the inability of the original parent(s) or current carer(s) to care for him and there has been a genuine transfer of parental responsibility to the adoptive parents; and

(ix) has lost or broken his ties with his family of origin; and

(x) was adopted, but the adoption is not one of convenience arranged to facilitate his admission to the United Kingdom; and

(xi) (where an application is made for limited leave to remain with a view to settlement) has limited leave to enter or remain in the United Kingdom; and

(xii) if seeking leave to enter, holds a valid United Kingdom entry clearance for entry in this capacity.

Limited leave to enter or remain in the United Kingdom with a view to settlement as the adopted child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement

315. A person seeking limited leave to enter the United Kingdom with a view to settlement as the adopted child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement may be admitted for a period not exceeding 12 months provided he is able, on arrival, to produce to the Immigration Officer a valid United Kingdom entry clearance for entry in this capacity. A person seeking limited leave to remain in the United Kingdom with a view to settlement as the adopted child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement may be granted limited leave for a period not exceeding 12 months provided the Secretary of State is satisfied that each of the requirements of paragraph 314 (i)-(xi) is met.

Refusal of limited leave to enter or remain in the United Kingdom with a view to settlement as the adopted child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement

316. Limited leave to enter the United Kingdom with a view to settlement as the adopted child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom with a view to settlement as the adopted child of a parent or parents given limited leave to enter or remain in the United Kingdom with a view to settlement is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 314 (i)-(xi) is met.

Requirements for limited leave to enter the United Kingdom with a view to settlement as a child for adoption

316A. The requirements to be satisfied in the case of a child seeking limited leave to enter the United Kingdom for the purpose of being adopted (which, for the avoidance of doubt, does not include a de facto adoption) in the United Kingdom are that he:

(i) is seeking limited leave to enter to accompany or join a person or persons who wish to adopt him in the United Kingdom (the "prospective parent(s)"), in one of the following circumstances:

(a) both prospective parents are present and settled in the United Kingdom; or

(b) both prospective parents are being admitted for settlement on the same occasion that the child is seeking admission; or

(c) one prospective parent is present and settled in the United Kingdom and the other is being admitted for settlement on the same occasion that the child is seeking admission; or

(d) one prospective parent is present and settled in the United Kingdom and the other is being given limited leave to enter or remain in the United Kingdom with a view to settlement on the same occasion that the child is seeking admission, or has previously been given such leave; or

(e) one prospective parent is being admitted for settlement on the same occasion that the other is being granted limited leave to enter with a view to settlement, which is also on the same occasion that the child is seeking admission; or

(f) one prospective parent is present and settled in the United Kingdom or is being admitted for settlement on the same occasion that the child is seeking admission, and has had sole responsibility for the child's upbringing; or

(g) one prospective parent is present and settled in the United Kingdom or is being admitted for settlement on the same occasion that the child is seeking admission, and there are serious and compelling family or other considerations which would make the child's exclusion undesirable, and suitable arrangements have been made for the child's care; and

(ii) is under the age of 18; and

(iii) is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and

(iv) can, and will, be maintained and accommodated adequately without recourse to public funds in accommodation which the prospective parent or parents own or occupy exclusively; and

(v) will have the same rights and obligations as any other child of the marriage or civil partnership; and

(vi) is being adopted due to the inability of the original parent(s) or current carer(s) (or those looking after him immediately prior to him being physically transferred to his prospective parent or parents) to care for him, and there has been a genuine transfer of parental responsibility to the prospective parent or parents; and

(vii) has lost or broken or intends to lose or break his ties with his family of origin; and

(viii) will be adopted in the United Kingdom by his prospective parent or parents in accordance with the law relating to adoption in the United Kingdom, but the proposed adoption is not one of convenience arranged to facilitate his admission to the United Kingdom.

Limited leave to enter the United Kingdom with a view to settlement as a child for adoption

316B. A person seeking limited leave to enter the United Kingdom with a view to settlement as a child for adoption may be admitted for a period not exceeding 24 months provided he is able, on arrival, to produce to the Immigration Officer a valid United Kingdom entry clearance for entry in this capacity.

Refusal of limited leave to enter the United Kingdom with a view to settlement as a child for adoption

316C. Limited leave to enter the United Kingdom with a view to settlement as a child for adoption is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for limited leave to enter the United Kingdom with a view to settlement as a child for adoption under the Hague Convention

316D The requirements to be satisfied in the case of a child seeking limited leave to enter the United Kingdom for the purpose of being adopted in the United Kingdom under the Hague Convention are that he:

(i) is seeking limited leave to enter to accompany one or two people each of whom are habitually resident in the United Kingdom and who wish to adopt him under the Hague Convention ("the prospective parents");

(ii) is the subject of an agreement made under Article 17(c) of the Hague Convention; and

(iii) has been entrusted to the prospective parents by the competent administrative authority of the country from which he is coming to the United Kingdom for adoption under the Hague Convention; and

(iv) is under the age of 18; and

(v)* can, and will, be maintained and accommodated adequately without recourse to public funds in accommodation which the prospective parent or parents own or occupy exclusively; and

(vi)* holds a valid United Kingdom entry clearance for entry in this capacity.

Limited leave to enter the United Kingdom with a view to settlement as a child for adoption under the Hague Convention

316E A person seeking limited leave to enter the United Kingdom with a view to settlement as a child for adoption under the Hague Convention may be admitted for a period not exceeding 24 months provided he is able, on arrival, to produce to the Immigration Officer a valid United Kingdom entry clearance for entry in this capacity.

Refusal of limited leave to enter the United Kingdom with a view to settlement as a child for adoption under the Hague Convention

316F Limited leave to enter the United Kingdom with a view to settlement as a child for adoption under the Hague Convention is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Parents, grandparents and other dependent relatives of persons present and settled in the United Kingdom

Requirements for indefinite leave to enter or remain in the United Kingdom as the parent, grandparent or other dependent relative of a person present and settled in the United Kingdom

317. The requirements to be met by a person seeking indefinite leave to enter or remain in the United Kingdom as the parent, grandparent or other dependent relative of a person present and settled in the United Kingdom are that the person:

(i) is related to a person present and settled in the United Kingdom in one of the following ways:

(a) parent or grandparent who is divorced, widowed, single or separated aged 65 years or over; or

(b) parents or grandparents travelling together of whom at least one is aged 65 or over; or

(c) a parent or grandparent aged 65 or over who has entered into a second relationship of marriage or civil partnership but cannot look to the spouse, civil partner or children of that second relationship for financial support; and where the person settled in the United Kingdom is able and willing to maintain the parent or grandparent and any spouse or civil partner or child of the second relationship who would be admissible as a dependant; or

(d) parent or grandparent under the age of 65 if living alone outside the United Kingdom in the most exceptional compassionate circumstances; or

(e) parents or grandparents travelling together who are both under the age of 65 if living in the most exceptional compassionate circumstances; or

(f) the son, daughter, sister, brother, uncle or aunt over the age of 18 if living alone outside the United Kingdom in the most exceptional compassionate circumstances; and

(ii) is joining or accompanying a person who is present and settled in the United Kingdom or who is on the same occasion being admitted for settlement; and

(iii) is financially wholly or mainly dependent on the relative present and settled in the United Kingdom; and

(iv) can, and will, be accommodated adequately, together with any dependants, without recourse to public funds, in accommodation which the sponsor owns or occupies exclusively; and

(iva) can, and will, be maintained adequately, together with any dependants, without recourse to public funds; and

(v) has no other close relatives in his own country to whom he could turn for financial support; and

(vi) if seeking leave to enter, holds a valid United Kingdom entry clearance for entry in this capacity; and

(vii) does not fall for refusal under the general grounds for refusal.

Indefinite leave to enter or remain as the parent, grandparent or other dependent relative of a person present and settled in the United Kingdom

318. Indefinite leave to enter the United Kingdom as the parent, grandparent or other dependent relative of a person present and settled in the United Kingdom may be granted provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Indefinite leave to remain in the United Kingdom as the parent, grandparent or other dependent relative of a person present and settled in the United Kingdom may be granted

provided the Secretary of State is satisfied that each of the requirements of paragraph 317 (i)-(v) is met.

Refusal of indefinite leave to enter or remain in the United Kingdom as the parent, grandparent or other dependent relative of a person present and settled in the United Kingdom

319. Indefinite leave to enter the United Kingdom as the parent, grandparent or other dependent relative of a person settled in the United Kingdom is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Indefinite leave to remain in the United Kingdom as the parent, grandparent or other dependent relative of a person present and settled in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 317 (i)-(v) is met.

Family members of relevant points-based system migrants

Partners of relevant points-based system migrants

319AA. In paragraphs 319A to 319K and Appendix E, 'Relevant Points Based System Migrant' means a migrant granted to leave as a Tier 1 Migrant, a Tier 2 Migrant, a Tier 4 (General) Student or a Tier 5 (Temporary Worker) Migrant.

319A. Purpose

This route is for the spouse, civil partner, unmarried or same-sex partner of a Relevant Points Based System Migrant (Partner of a Relevant Points Based System Migrant). Paragraphs 277 to 280 of these Rules apply to spouses or civil partners of Relevant Points Based System Migrant; paragraph 277 of these Rules applies to civil partners of Relevant Points Based System Migrant; and paragraph 295AA of these Rules applies to unmarried and same-sex partners of Relevant Points Based System Migrant

319B. Entry to the UK

(a) Subject to paragraph (b), all migrants wishing to enter as the Partner of a relevant Points Based System Migrant must have a valid entry clearance for entry under this route. If they do not have a valid entry clearance, entry will be refused.

(b) A Migrant arriving in the UK and wishing to enter as a partner of a Tier 5 (Temporary Worker) Migrant, who does not have a valid entry clearance will not be refused entry if the following conditions are met:

(i) the migrant wishing to enter as partner is not a visa national,

(ii) the migrant wishing to enter as a Partner is accompanying an applicant who at the same time is being granted leave to enter under paragraph 245ZN(b), and

(iii) the migrant wishing to enter as a Partner meets the requirements of entry clearance in paragraph 319C.

319C. Requirements for entry clearance or leave to remain

To qualify for entry clearance or leave to remain as the Partner of a Relevant Points Based System Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, entry clearance or leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and if applying for leave to remain, must not be an illegal entrant.

(b) The applicant must be the spouse or civil partner, unmarried or same-sex partner of a person who:

(i) has valid leave to enter or remain as a Relevant Points Based System Migrant, or
(ii) is, at the same time, being granted entry clearance or leave to remain as a Relevant Points Based System Migrant, or

(iii) has indefinite leave to remain as a Relevant Points Based System Migrant, or is at the same time being granted indefinite leave to remain as a Relevant Points Based System Migrant, where the applicant is applying for further leave to remain, or has been refused indefinite leave to remain solely because the applicant has not met the requirements of paragraph 319E(g), and was last granted leave:

(1) as the partner of that same Relevant Points Based System Migrant: or

(2) as the spouse or civil partner, unmarried or same-sex partner of that person at a time when that person had leave under another category of these Rules; or

(iv) has become a British Citizen where prior to that they held indefinite leave to Remain as a Relevant Points Based System Migrant and where the applicant is applying for further leave to remain and was last granted leave:

(1) as the partner of that same Relevant Points Based System Migrant, or

(2) as the spouse or civil partner, unmarried or same-sex partner of that person at a time when that person had leave under another category of these Rules.

(c) An applicant who is the unmarried or same-sex partner of a Relevant Points Based System Migrant must also meet the following requirements:

(i) any previous marriage or civil partnership or similar relationship by the applicant or the Relevant Points Based System Migrant with another person must have permanently broken down,

(ii) the applicant and the Relevant Points Based System Migrant must not be so closely related that they would be prohibited from marrying each other in the UK, and

(iii) the applicant and the Relevant Points Based System Migrant must have been living together in a relationship similar to marriage or civil partnership for a period of at least 2 years.

(d) The marriage or civil partnership, or relationship similar to marriage or civil partnership, must be subsisting at the time the application is made.

(e) The applicant and the Relevant Points Based System Migrant must intend to live with the other as their spouse or civil partner, unmarried or same-sex partner throughout the applicants stay in the UK.

(f) The applicant must not intend to stay in the UK beyond any period of leave granted to the Relevant Points Based System Migrant .

(g) Unless the Relevant Points Based System Migrant is a Tier 1 (Investor) Migrant or a Tier 1 (Exceptional Talent) Migrant, there must be a sufficient level of funds available to the applicant, as set out in Appendix E.

(h) An applicant who is applying for leave to remain must not have last been granted:

(i) entry clearance or leave as a visitor, unless the Relevant Points Based System Migrant has, or is being granted, leave to remain as a Tier 5 (Temporary Worker) Migrant in the creative and sporting subcategory on the basis of having met the requirement at paragraph 245ZQ(b)(ii);

(ii) temporary admission; or

(iii) temporary release.

(i) Where the relevant Points Based System Migrant is applying for, or has been granted, entry clearance, leave to enter, or leave to remain in the United Kingdom as a Tier 4 (General) Student either:

(i) the relevant Points Based System Migrant must be a government sponsored student who is applying for, or who has been granted, entry clearance or leave to remain to undertake a course of study longer than six months;

(ii) the relevant Points Based System Migrant must:

(1) be applying for, or have been granted entry clearance or leave to remain in order to undertake a course of study at post-graduate level that is 12 months or longer in duration; and

(2) be sponsored by a sponsor who is a Recognised Body or a body in receipt of funding as a higher education institution from either:

(a) the Department for Employment and Learning in Northern Ireland;

(b) the Higher Education Funding Council for England;

(c) the Higher Education Funding Council for Wales; or

(d) the Scottish Funding Council;

(iii) the relevant Points Based System Migrant must be applying for, or have been granted leave to remain as a Tier 4 (General) Student on the doctorate extension scheme; or

(iv) the following conditions must be met:

(1) the relevant Points Based System Migrant must be applying for entry clearance, leave to enter, or leave to remain, to undertake a course of study that is longer than six months and either:

(a) have entry clearance, leave to enter, or leave to remain as a Tier 4 (General) Student or as a student to undertake a course of study longer than six months; or

(b) have last had entry clearance, leave to enter, or leave to remain within the three months preceding the application as a Tier 4 (General) Student or as a student to undertake a course of study longer than six months; and

(2) the Partner must either:

(a) have entry clearance, leave to enter, or leave to remain as the Partner of a Tier 4 (General) Student or a student with entry clearance, leave to enter, or leave to remain, to undertake a course of study longer than six months; or

(b) have last had entry clearance, leave to enter, or leave to remain within the three months preceding the application as the Partner of a Tier 4 (General) Student or as a student to undertake a course of study longer than six months; and

(3) the relevant Points Based System Migrant and the Partner must be applying at the same time.

(j) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days will be disregarded.

319D. Period and conditions of grant

(a) (i) Entry clearance or limited leave to remain will be granted for a period which expires on the same day as the leave granted to the Relevant Points Based System Migrant, or
(ii) If the Relevant Points-Based System Migrant has indefinite leave to remain as a Relevant Points Based System Migrant, or is, at the same time being granted indefinite leave to remain as a Relevant Points Based System Migrant, or where the Relevant Points-Based System Migrant has since become a British Citizen, leave to remain will be granted to the applicant for a period of 3 years.

(b) Entry clearance and leave to remain under this route will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required under paragraph 326 of these Rules,

(iii) no Employment as a Doctor or Dentist in Training, unless the applicant:

(1) has obtained a primary degree in medicine or dentistry at bachelor's level or above from a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based System, and provides evidence of this degree; or

(2) is applying for leave to remain and has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a Doctor in Training, has been employed during that leave as a Doctor in Training, and provides a letter from the Postgraduate Deanery or NHS Trust employing them which confirms that they have been working in a post or programme that has been approved by the General Medical Council as a training programme or post; or

(3) is applying for leave to remain and has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a Dentist in Training, has been employed during that leave as a Dentist in Training, and provides a letter from the Postgraduate Deanery or NHS Trust employing them which confirms that they have been working in a post or programme that has been approved by the Joint Committee for Postgraduate Training in Dentistry as a training programme or post.

(iv) if the Relevant Points Based System Migrant is a Tier 4 (General) Student and the Partner meets the requirements of paragraphs 319C(i)(iv)(1),(2) and (3) and:

(1) the Relevant Points Based System Migrant is a Tier 4 (General) Student applying for leave for less than 12 months, no employment, or

(2) the Relevant Points Based System Migrant is a Tier 4 (General) Student who is following a course of below degree level study, no employment.

(v) no employment as a professional sportsperson (including as a sports coach).

319E. Requirements for indefinite leave to remain

To qualify for indefinite leave to remain as the Partner of a Relevant Points Based System Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, indefinite leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(b) The applicant must be the spouse or civil partner, unmarried or same-sex partner of a person who:

(i) has indefinite leave to remain as a Relevant Points Based System Migrant; or

(ii) is, at the same time being granted indefinite leave to remain as a Relevant Points Based System Migrant, or

(iii) has become a British Citizen where prior to that they held indefinite leave to remain as a Relevant Points Based System Migrant.

(c) The applicant must have, or have last been granted, leave as the partner of the Relevant Points Based System Migrant who:

(i) has indefinite leave to remain as a Relevant Points Based System Migrant; or

(ii) is, at the same time being granted indefinite leave to remain as a Relevant Points Based System Migrant, or

(iii) has become a British Citizen where prior to that they held indefinite leave to remain as a Relevant Points Based System Migrant.

(d) The applicant and the Relevant Points Based System Migrant must have been living together in the UK in a marriage or civil partnership, or in a relationship similar to marriage or civil partnership, for at least the period specified in (i) or (ii):

(i) If the applicant was granted leave as:

(a) the Partner of that Relevant Points Based System Migrant, or

(b) the spouse or civil partner, unmarried or same-sex partner of that person at a time when that person had leave under another category of these Rules
under the Rules in place before 9 July 2012, and since then has had continuous leave as the Partner of that Relevant Points based System Migrant, the specified period is 2 years

(ii) If (i) does not apply, the specified period is a continuous period of 5 years, during which the applicant must:

(a) have been in a relationship with the same Relevant Points Based System Migrant for this entire period,

(b) have spent the most recent part of the 5 year period with leave as the Partner of that Relevant Points Based System Migrant, and during that part of the period have met all of the requirements of paragraph 319C(a) to (e), and

(c) have spent the remainder of the 5 year period, where applicable, with leave as the spouse or civil partner, unmarried or same-sex partner of that person at a time when that person had leave under another category of these Rules.

(e) The marriage or civil partnership, or relationship similar to marriage or civil partnership, must be subsisting at the time the application is made.

(f) The applicant and the Relevant Points Based System Migrant must intend to live permanently with the other as their spouse or civil partner, unmarried or same-sex partner.

(g) The applicant has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL.

(h) DELETED

(i) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days will be disregarded.

Children of relevant points-based system migrants

319F. Purpose

This route is for the children of a Relevant Points Based System Migrant who are under the age of 18 when they apply to enter under this route. Paragraph 296 of these Rules applies to children of a Relevant Points Based System Migrants.

319G. Entry to the UK

(a) Subject to paragraph (b), all migrants wishing to enter as the Child of a relevant Points Based System Migrant must have a valid entry clearance for entry under this route. If they do not have a valid entry clearance, entry will be refused.

(b) A Migrant arriving in the UK and wishing to enter as a child of a Tier 5 (Temporary Worker) Migrant, who does not have a valid entry clearance will not be refused entry if the following conditions are met:

(i) the migrant wishing to enter as a child is not a visa national,

(ii) the migrant wishing to enter as a child is accompanying an applicant who at the same time is being granted leave to enter under paragraph 245ZN(b), and

(iii) the migrant wishing to enter as a Child meets the requirements of entry clearance in paragraph 319H.

319H. Requirements for entry clearance or leave to remain

To qualify for entry clearance or leave to remain under this route, an applicant must meet the requirements listed below. If the applicant meets these requirements, entry clearance or leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and if applying for leave to remain, must not be an illegal entrant.

(b) The applicant must be the child of a parent who has, or is at the same time being granted, valid entry clearance, leave to enter or remain, or indefinite leave to remain, as:

(i) a Relevant Points Based System Migrant, or

(ii) the partner of a Relevant Points Based System Migrant.

or who has obtained British citizenship having previously held indefinite leave to remain as above.

(c) The applicant must be under the age of 18 on the date the application is made, or if over 18 and applying for leave to remain, must have, or have last been granted, leave as the child of a **Relevant Points Based System Migrant** or as the child of the parent who had leave under another category of these Rules and who has since been granted, or, is at the same time being granted, leave to remain as a Relevant Points Based System Migrant.

(d) The applicant must not be married or in a civil partnership, must not have formed an independent family unit, and must not be leading an independent life and, if he is over the age of 16 on the date the application is made, he must provide the specified documents and information in paragraph 319H-SD to show that this requirement is met.

(e) The applicant must not intend to stay in the UK beyond any period of leave granted to the Relevant Points Based System Migrant parent.

(f) Both of the applicant's parents must either be lawfully present in the UK, or being granted entry clearance or leave to remain at the same time as the applicant or one parent must be lawfully present in the UK and the other is being granted entry clearance or leave to remain at the same time as the applicant, unless:

(i) The Relevant Points Based System Migrant is the applicant's sole surviving parent, or

(ii) The Relevant Points Based System Migrant parent has and has had sole responsibility for the applicant's upbringing, or

(iii) there are serious or compelling family or other considerations which would make it desirable not to refuse the application and suitable arrangements have been made in the UK for the applicant's care.

(g) Unless the Relevant Points Based System Migrant is a Tier 1 (Investor) Migrant or a Tier 1 (Exceptional Talent) Migrant, there must be a sufficient level of funds available to the applicant, as set out in Appendix E.

(h) An applicant who is applying for leave to remain must not have last been granted:

(i) entry clearance or leave as a visitor, unless the Relevant Points Based System Migrant has, or is being granted, leave to remain as a Tier 5 (Temporary Worker) Migrant in the creative and sporting subcategory on the basis of having met the requirement at paragraph 245ZQ(b)(ii);

(ii) temporary admission; or

(iii) temporary release.

(i) Where the relevant Points Based System Migrant is applying for, or has been granted, entry clearance, leave to enter, or leave to remain in the United Kingdom as a Tier 4 (General) Student either:

(i) the relevant Points Based System Migrant must be a government sponsored student who is applying for, or who has been granted, entry clearance or leave to remain to undertake a course of study longer than six months;

(ii) the relevant Points Based System Migrant must:

(1) be applying for, or have been granted entry clearance or leave to remain in order to undertake a course of study at post-graduate level that is 12 months or longer in duration; and

(2) be sponsored by a sponsor who is a Recognised Body or a body in receipt of funding as a higher education institution from either:

(a) the Department for Employment and Learning in Northern Ireland;

(b) the Higher Education Funding Council for England;

(c) the Higher Education Funding Council for Wales; or

(d) the Scottish Funding Council;

(iii) the relevant Points Based System Migrant must be applying for, or have been granted leave to remain as a Tier 4 (General) Student on the doctorate extension scheme; or

(iv) the following conditions must be met:

(1) the relevant Points Based System Migrant must be applying for entry clearance, leave to enter, or leave to remain, to undertake a course of study that is longer than six months and either:

(a) have entry clearance, leave to enter, or leave to remain as a Tier 4 (General) Student or as a student to undertake a course of study longer than six months; or

(b) have last had entry clearance, leave to enter, or leave to remain within the three months preceding the application as a Tier 4 (General) Student or as a student to undertake a course of study longer than six months; and

(2) the Child must either:

(a) have entry clearance, leave to enter, or leave to remain as the Child of a Tier 4 (General) Student or a student with entry clearance, leave to enter, or leave to remain, to undertake a course of study longer than six months; or

(b) have last had entry clearance, leave to enter, or leave to remain within the three months preceding the application as the Child of a Tier 4 (General) Student or as a student to undertake a course of study longer than six months; and

(3) the relevant Points Based System Migrant and the Child must be applying at the same time.

(j) A Child whose parent is a Relevant Points Based System Migrant, who is a Tier 4 General) Student or Student, and who does not otherwise meet the requirements of paragraph 319H(i):

(1) must have been born during the Relevant Points Based System Migrant's most recent grant of entry clearance, leave to enter or leave to remain as a Tier 4 (General) Student or Student with leave for a course of more than six months duration; or

(2) where the Relevant Points Based System Migrant's most recent grant of entry clearance, leave to enter or leave to remain was to re-sit examinations or repeat a module of a course, must either have been born during a period of leave granted for the purposes of re-sitting examinations or repeating a module of a course or during the Relevant Points Based System Migrant's grant of leave for a course of more than six months, where that course is the same as the one for which the most recent grant of leave was to re-sit examinations or repeat a module; or

(3) must have been born no more than three months after the expiry of that most recent grant of leave; and

(4) must be applying for entry clearance.

(k) If the applicant is a child born in the UK to a Relevant Points Based System migrant and their partner, the applicant must provide a full UK birth certificate showing the names of both parents.

(l) All arrangements for the child's care and accommodation in the UK must comply with relevant UK legislation and regulations.

(m) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days will be disregarded.

319H-SD Specified documents and information

Applicants who are over the age of 16 on the date the application is made must provide the following specified documents and information:

(a) The applicant must provide two items from the list below confirming his residential address:

(i) bank statements,

(ii) credit card bills,

(iii) driving licence,

(iv) NHS Registration document,

(v) letter from his current school, college or university, on official headed paper and bearing the official stamp of that organisation, and issued by an authorised official of that organisation.

(b) The documents submitted must be from two separate sources and dated no more than one calendar month before the date of the application.

(c) If the applicant pays rent or board, he must provide details of how much this amounts to each calendar month.

(d) If the applicant is residing separately from the Relevant Points Based System Migrant, he must provide:

(i) reasons for residing away from the family home. Where this is due to academic endeavours he must provide confirmation from his university or college confirming his enrolment and attendance on the specific course, on official headed paper and bearing the official stamp of that organisation, and issued by an authorised official of that organisation,

(ii) the following evidence that he has been supported financially by his parents whilst residing away from the family home:

(1) bank statements for the applicant covering the three months before the date of the application clearly showing the origin of the deposits; and

(2) bank statements for the applicant's parent covering the three months before the date of the application also showing corroborating payments out of their account.

319I. Period and conditions of grant

(a) Entry clearance and leave to remain will be granted for:

(i) a period which expires on the same day as the leave granted to the parent whose leave expires first, or

(ii) Where both parents have, or are at the same time being granted, indefinite leave to remain, or have since become British citizens, leave to remain will be granted to the applicant for a period of 3 years.

(b) Entry clearance and leave to remain under this route will be subject to the following conditions:

(i) no recourse to public funds,

(ii) registration with the police, if this is required under paragraph 326 of these Rules, and

(iii) if the Relevant Points Based System Migrant is a Tier 4 (General) Student and the Child meets the requirements of paragraphs 319H(i)(iv)(1), (2) and (3) or 319H(j) and:

(1) the Relevant Points Based System Migrant is a Tier 4 (General) Student applying for leave for less than 12 months, no employment, or

(2) the Relevant Points Based System Migrant is a Tier 4 (General) Student who is following a course of below degree level study, no employment.

319J. Requirements for indefinite leave to remain

To qualify for indefinite leave to remain under this route, an applicant must meet the requirements listed below. If the applicant meets these requirements, indefinite leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(b) The applicant must be the child of a parent who has, or is at the same time being granted, indefinite leave to remain as:

(i) a Relevant Points Based System Migrant, or

(ii) the partner of a Relevant Points Based System Migrant.

(c) The applicant must have, or have last been granted, leave as the child of or have been born in the United Kingdom to, the Points Based System Migrant, or the partner of a Points Based System migrant who is being granted indefinite leave to remain.

(d) The applicant must not be married or in a civil partnership, must not have formed an independent family unit, and must not be leading an independent life, and if he is over the age of 16 on the date the application is made, he must provide the specified documents and information in paragraph 319H-SD to show that this requirement is met.

(e) Both of an applicant's parents must either be lawfully settled in the UK, or being granted indefinite leave to remain at the same time as the applicant, unless:

(i) The Points Based System Migrant is the applicant's sole surviving parent, or

(ii) The Points Based System Migrant parent has and has had sole responsibility for the applicant's upbringing, or

(iii) there are serious and compelling family or other considerations which would make it desirable not to refuse the application and suitable arrangements have been made for the applicant's care, or

(iv) One parent is, at the same time, being granted indefinite leave to remain as a Relevant Points Based System Migrant, the other parent is lawfully present in the UK or being granted leave at the same time as the applicant, and the applicant was granted leave as the child of a Relevant Points Based System Migrant under the Rules in place before 9 July 2012.

(f) The applicant has demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with Appendix KoLL, unless he is under the age of 18 at the date on which the application is made.

(g) If the applicant is a child born in the UK to a Relevant Points Based System migrant and their partner, the applicant must provide a full UK birth certificate showing the names of both parents.

(h) All arrangements for the child's care and accommodation in the UK must comply with relevant UK legislation and regulations.

(i) The applicant must not be in the UK in breach of immigration laws except that any period of overstaying for a period of 28 days will be disregarded.

Please note in the printed version of CM5829 these points appear in error numbered as an alternative version of 316D (iii) and (iv).

Other family members of persons with limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection.

Requirements for leave to enter the United Kingdom as the spouse or civil partner of a person with limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection.

319L. The requirements to be met by a person seeking leave to enter the United Kingdom as the spouse or civil partner of a person with limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection, are that:

(i) (a) the applicant is married to or the civil partner of a person who has limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection granted such status under the immigration rules and the parties are married or have formed a civil partnership after the person granted asylum or humanitarian protection left the country of his former habitual residence in order to seek asylum or humanitarian protection; and

(b) the applicant provides an original English language test certificate in speaking and listening from an English language test provider approved by the Secretary of State for these purposes, which clearly shows the applicant's name and the qualification obtained (which must meet or exceed level A1 of the Common European Framework of Reference) unless:

(i) the applicant is aged 65 or over at the date he makes his application; or

(ii) the Secretary of State or Entry Clearance Officer considers that the applicant has a physical or mental condition that would prevent him from meeting the requirement; or

(iii) the Secretary of State or entry Clearance officer considers there are exceptional compassionate circumstances that would prevent the applicant from meeting the requirement; or

(iv) the applicant is a national of one of the following countries: Antigua and Barbuda; Australia; the Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; USA; or

(v) the applicant has obtained an academic qualification(not a professional or vocational qualification), which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Masters degree or PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados;

Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA; and provides the specified documents; or

(vi) the applicant has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Masters degree or PhD in the UK, and

(1) provides the specified evidence to show he has the qualification, and

(2) UK NARIC has confirmed that the degree was taught or researched in English, or

(vii) has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Masters degree or PhD in the UK, and provides the specified evidence to show:

(1) he has the qualification, and

(2) that the qualification was taught or researched in English; and

(ii) the parties to the marriage or civil partnership have met; and

(iii) each of the parties intends to live permanently with the other as his or her spouse or civil partner and the marriage or civil partnership is subsisting; and

(iv) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(v) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(vi) the applicant holds a valid United Kingdom entry clearance for entry in this capacity.

319M. Leave to enter the United Kingdom as the spouse or civil partner of a refugee or beneficiary of humanitarian protection may be granted for 63 months provided the Immigration Officer is satisfied that each of the requirements of paragraph 319l (i) - (vi) are met.

319N. Leave to enter the United Kingdom as the spouse or civil partner of a refugee or beneficiary of humanitarian protection is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 319L(i) - (vi) are met.

Requirements for leave to enter the United Kingdom as the unmarried or same-sex partner of a person with limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection.

319O. The requirements to be met by a person seeking leave to enter the United Kingdom as the unmarried or same-sex partner of a person with limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection, are that:

(i)

(a) the applicant is the unmarried or same-sex partner of a person who has limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection granted such status under the immigration rules, and the parties have been living together in a relationship akin to either a marriage or civil partnership subsisting for two years or more after the person granted asylum or humanitarian protection left the country of his former habitual residence in order to seek asylum or humanitarian protection; and

(b) the applicant provides an original English language test certificate in speaking and listening from an English language test provider approved by the Secretary of State for these purposes, which clearly shows the applicant's name and the qualification obtained (which must meet or exceed level A1 of the Common European Framework of Reference) unless:

(i) the applicant is aged 65 or over at the time he makes his application;

(ii) the Secretary of State or entry Clearance officer considers that the applicant has a physical or mental condition that would prevent him from meeting the requirement;

(iii) the Secretary of State or Entry Clearance Officer considers there are exceptional compassionate circumstances that would prevent the applicant from meeting the requirement;

(iv) the applicant is a national of one of the following countries: Antigua and Barbuda; Australia; the Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; USA;

(v) the applicant has obtained an academic qualification(not a professional or vocational qualification), which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Masters degree or PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA; and provides the specified documents; or

(vi) the applicant has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Masters degree or PhD in the UK, and

(1) provides the specified evidence to show he has the qualification, and

(2) UK NARIC has confirmed that the degree was taught or researched in English, or

(vii) has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Masters degree or PhD in the UK, and provides the specified evidence to show:

(1) he has the qualification, and

(2) that the qualification was taught or researched in English; and

(ii) any previous marriage or civil partnership (or similar relationship) by either partner has permanently broken down; and

(iii) the parties are not involved in a consanguineous relationship with one another; and

(iv) there will be adequate accommodation for the parties and any dependants without recourse to public funds in accommodation which they own or occupy exclusively; and

(v) the parties will be able to maintain themselves and any dependants adequately without recourse to public funds; and

(vi) the parties intend to live together permanently; and

(vii) the applicant holds a valid United Kingdom entry clearance for entry in this capacity.

319P. Leave to enter the United Kingdom as the unmarried or same-sex partner of a refugee or beneficiary of humanitarian protection may be granted for 63 months provided the Immigration Officer is satisfied that each of the requirements of paragraph 319O (i) - (vii) are met.

319Q. Leave to enter the United Kingdom as the unmarried or same-sex partner of a refugee or beneficiary of humanitatrian protection is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 319O (i) - (vii) are met.

Requirements for leave to enter the United Kingdom as the child of a parent or parents given limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection

319R. The requirements to be met by a person seeking leave to enter the United Kingdom as the child of a parent or parents given limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection, are that the applicant:

(i) is the child of a parent or parents granted limited leave to enter or remain as a refugee or beneficiary of humanitarian protection granted as such under the immigration rules; and

(ii) is under the age of 18, and

(iii) is not leading an independent life, is unmarried, is not in a civil partnership, and has not formed an independent family unit; and

(iv) was conceived after the person granted asylum or humanitarian protection left the country of his habitual residence in order to seek asylum in the UK; and

(v) can, and will, be accommodated adequately by the parent or parents the child is seeking to join without recourse to public funds in accommodation which the parent or parents the child is seeking to join, own or occupy exclusively; and

(vi) can, and will, be maintained adequately by the parent or parents the child is seeking to join, without recourse to public funds; and

(vii) if seeking leave to enter, holds a valid United Kingdom entry clearance for entry in this capacity.

319S. limited leave to enter the United Kingdom as the child of a refugee or beneficiary of humanitarian protection may be granted for 63 months provided the Immigration Officer is satisfied that each of the requirements in paragraph 319R (i)-(vii) are met.

319T. Limited leave to enter the United Kingdom as the child of a refugee or beneficiary humanitarian protection is to be refused if the Immigration Officer is not satisfied that each of the requirements in paragraph 319R (i) - (vii) are met.

Requirements for indefinite leave to remain in the United Kingdom as the spouse or civil partner, unmarried or same - sex partner or child of a refugee or beneficiary of humanitatrian protection present and settled in the United Kingdom

319U. To qualify for indefinite leave to remain in the UK, an applicant must meet the requirements set out in paragraph 287 if the applicant is a spouse or civil partner, paragraph 295G if they are an unmarried or same-sex partner, or 298 if the applicant is a child and the sponsor must be present and settled in the United Kingdom at the time the application is made. if an applicant meets the requirements as set out in the relevant paragraphs, indefinite leave to remain will be granted. if the applicant does not meet these requirements, the application will be refused.

Parents, grandparents and other dependent relatives of persons with limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection

Requirements for leave to enter or remain in the United Kingdom as the parent, grandparent or other dependent relative of a person with limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection

319V. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the parent, grandparent or other dependent relative of a person with limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection are that the person:

(i) is related to a refugee or beneficiary of humanitarian protection with limited leave to enter or remain in the United Kingdom in one of the following ways:

(a) parent or grandparent who is divorced, widowed, single or separated aged 65 years or over; or

(b) parents or grandparents travelling together of whom at least one is aged 65 or over; or

(c) a parent or grandparent aged 65 or over who has entered into a second relationship of marriage or civil partnership but cannot look to the spouse, civil partner or children of that second relationship for financial support; and where the person with limited leave to enter or remain in the United Kingdom is able and

willing to maintain the parent or grandparent and any spouse or civil partner or child of the second relationship who would be admissible as a dependant; or

(d) a parent or grandparent under the age of 65 if living alone outside the United Kingdom in the most exceptional compassionate circumstances; or

(e) parents or grandparents travelling together who are both under the age of 65 if living in the most exceptional compassionate circumstances; or

(f) the son, daughter, sister, brother, uncle or aunt over the age of 18 if living alone outside the United Kingdom in the most exceptional compassionate circumstances; and

(ii) is joining a refugee or beneficiary of humanitarian protection with limited leave to enter or remain in the United Kingdom; and

(iii) is financially wholly or mainly dependent on the relative who has limited leave to enter or remain as a refugee or beneficiary of humanitarian protection in the United Kingdom; and

(iv) can, and will, be accommodated adequately, together with any dependants, without recourse to public funds, in accommodation which the sponsor owns or occupies exclusively; and

(v) can, and will, be maintained adequately, together with any dependants, without recourse to public funds; and

(vi) has no other close relatives in his own country to whom he could turn for financial support; and

(vii) if seeking leave to enter, holds a valid United Kingdom entry clearance for entry in this capacity, or, if seeking leave to remain, holds valid leave to remain in another capacity.

319VA. Limited leave to enter the United Kingdom as the parent, grandparent or other dependent relative of a refugee or beneficiary of humanitarian protection with limited leave to enter or remain in the United Kingdom may be granted for 5 years provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom as the parent, grandparent or other dependent relative of a refugee or beneficiary of humanitarian protection with limited leave to enter or remain in the United Kingdom may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 319V (i)-(vii) is met.

319VB. Limited leave to enter the United Kingdom as the parent, grandparent or other dependent relative of a refugee or beneficiary of humanitarian protection with limited leave to enter or remain in the United Kingdom is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom as the parent, grandparent or other dependent relative of a refugee or beneficiary of humanitarian protection with limited leave to enter or remain in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 319V (i)-(vii) is met.

Requirements for indefinite leave to remain in the United Kingdom as the parent, grandparent or other dependent relative of a refugee or beneficiary of humanitarian protection who is present and settled in the United Kingdom or of a former refugee or beneficiary humanitarian protection, who is now a British Citizen.

319W. The requirements for indefinite leave to remain in the United Kingdom as the parent, grandparent or other dependent relative of a refugee or beneficiary of humanitarian protection who is now present and settled in the United Kingdom or who is now a British Citizen are that:

(i) the applicant has limited leave to enter or remain in the United Kingdom in accordance with paragraph 319V as a dependent relative of a refugee or beneficiary of humanitarian protection with limited leave to enter or remain in the United Kingdom; and

(ii) the sponsor the applicant was admitted to join is now present and settled in the United Kingdom, or is now a British Citizen; and

(iii) the applicant is financially wholly or mainly dependent on the relative who is present and settled in the United Kingdom; and

(iv) the applicant can, and will, be accommodated adequately, together with any dependants, without recourse to public funds, in accommodation which the sponsor owns or occupies exclusively; and

(v) the applicant can, and will, be maintained adequately, together with any dependants, without recourse to public funds; and

(vi) the applicant has no other close relatives in their country of former habitual residence to whom he could turn for financial support; and

(vii) does not fall for refusal under the general grounds for refusals.

319WA. Indefinite leave to remain in the United Kingdom as the parent, grandparent or other dependent relative of a refugee or beneficiary of humanitarian protection who is present and settled in the United Kingdom, or who is now a British Citizen may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 319W (i)-(vii) is met.

319WB. Indefinite leave to remain in the United Kingdom as the parent, grandparent or other dependent relative of a person present and settled in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 319W (i)-(vii) is met.

Requirements for leave to enter or remain in the United Kingdom as the child of a relative with limited leave to enter or remain in the United Kingdom as a refugee or beneficiary of humanitarian protection.

319X. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the child of a relative with limited leave to remain as a refugee or beneficiary of humanitarian protection in the United Kingdom are that:

(i) the applicant is seeking leave to enter or remain to join a relative with limited leave to enter or remain as a refugee or person with humanitarian protection; and:

(ii) the relative has limited leave in the United Kingdom as a refugee or beneficiary of humanitarian protection and there are serious and compelling family or other considerations which make exclusion of the child undesirable and suitable arrangements have been made for the child's care; and

(iii) the relative is not the parent of the child who is seeking leave to enter or remain in the United Kingdom; and

(iv) the applicant is under the age of 18; and

(v) the applicant is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and

(vi) the applicant can, and will, be accommodated adequately by the relative the child is seeking to join without recourse to public funds in accommodation which the relative in the United Kingdom owns or occupies exclusively; and

(vii) the applicant can, and will, be maintained adequately by the relative in the United Kingdom without recourse to public funds; and

(viii) if seeking leave to enter, the applicant holds a valid United Kingdom entry clearance for entry in this capacity or, if seeking leave to remain, holds valid leave to remain in this or another capacity.

319XA. Limited leave to enter the United Kingdom as the child of a relative with limited leave to enter or remain as a refugee or beneficiary of humanitarian protection in the United Kingdom may be granted for 5 years provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom as the child of a relative with limited leave to enter or remain as a refugee or beneficiary of humanitarian protection in the United Kingdom may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 319X (i)-(viii) is met.

319XB. Limited leave to enter the United Kingdom as the child of a relative with limited leave to enter or remain as a refugee or beneficiary of humanitarian protection in the United Kingdom is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom as the child of a relative with limited leave to enter or remain as a refugee or beneficiary of humanitarian protection in the United Kingdom is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 319X (i)-(viii) is met.

Requirements for indefinite leave to remain in the United Kingdom as the child of a relative who is present and settled in the United Kingdom or as a former refugee or beneficiary of humanitarian protection who is now a British Citizen

319Y. To qualify for indefinite leave to remain as the child of a relative who is present and settled in the United Kingdom, an applicant must meet the requirements set out in paragraph 298.

Back to top

Immigration Rules
Part 9

General grounds for the refusal of entry clearance, leave to enter or variation of leave to enter or remain in the United Kingdom

Refusal of entry clearance or leave to enter the United Kingdom

A320. Paragraphs 320 (except subparagraph (3), (10) and (11)) and 322 do not apply to an application for entry clearance, leave to enter or leave to remain as a Family Member under Appendix FM, and Part 9 (except for paragraph 322(1)) does not apply to an application for leave to remain on the grounds of private life under paragraphs 276ADE-276DH.

B320(1). Subject to sub-paragraph (2), paragraphs 320 (except sub-paragraphs (3), (7B),(10) and (11)) and 322 (except sub-paragraphs (2) and (3)) do not apply to an application for entry clearance, leave to enter or leave to remain under Appendix Armed Forces.

(2) As well as the sub-paragraphs mentioned above, sub-paragraph (13) of paragraph 320 also applies to applications for entry clearance, leave to enter or leave to remain under Part 9 or 10 of Appendix Armed Forces.

320. In addition to the grounds of refusal of entry clearance or leave to enter set out in Parts 2-8 of these Rules, and subject to paragraph 321 below, the following grounds for the refusal of entry clearance or leave to enter apply:

Grounds on which entry clearance or leave to enter the United Kingdom is to be refused

(1) the fact that entry is being sought for a purpose not covered by these Rules;

(2) the fact that the person seeking entry to the United Kingdom:

(a) is currently the subject of a deportation order; or

(b) has been convicted of an offence for which they have been sentenced to a period of imprisonment of at least 4 years; or

(c) has been convicted of an offence for which they have been sentenced to a period of imprisonment of at least 12 months but less than 4 years, unless a period of 10 years has passed since the end of the sentence; or

(d) has been convicted of an offence for which they have been sentenced to a period of imprisonment of less than 12 months, unless a period of 5 years has passed since the end of the sentence.

Where this paragraph applies, unless refusal would be contrary to the Human Rights Convention or the Convention and Protocol Relating to the Status of Refugees, it will only be in

exceptional circumstances that the public interest in maintaining refusal will be outweighed by compelling factors.

(3) failure by the person seeking entry to the United Kingdom to produce to the Immigration Officer a valid national passport or other document satisfactorily establishing his identity and nationality;

(4) failure to satisfy the Immigration Officer, in the case of a person arriving in the United Kingdom or seeking entry through the Channel Tunnel with the intention of entering any other part of the common travel area, that he is acceptable to the immigration authorities there;

(5) failure, in the case of a visa national, to produce to the Immigration Officer a passport or other identity document endorsed with a valid and current United Kingdom entry clearance issued for the purpose for which entry is sought;

(6) where the Secretary of State has personally directed that the exclusion of a person from the United Kingdom is conducive to the public good;

(7) save in relation to a person settled in the United Kingdom or where the Immigration Officer is satisfied that there are strong compassionate reasons justifying admission, confirmation from the Medical Inspector that, for medical reasons, it is undesirable to admit a person seeking leave to enter the United Kingdom.

(7A) where false representations have been made or false documents or information have been submitted (whether or not material to the application, and whether or not to the applicant's knowledge), or material facts have not been disclosed, in relation to the application *or* in order to obtain documents from the Secretary of State or a third party required in support of the application.

(7B) where the applicant has previously breached the UK's immigration laws (and was 18 or over at the time of his most recent breach)by:

(a) Overstaying;

(b) breaching a condition attached to his leave;

(c) being an Illegal Entrant;

(d) using Deception in an application for entry clearance, leave to enter or remain, or in order to obtain documents from the Secretary of State or a third party required in support of the application (whether successful or not);

unless the applicant:

(i) Overstayed for 90 days or less and left the UK voluntarily, not at the expense (directly or indirectly) of the Secretary of State;

(ii) used Deception in an application for entry clearance more than 10 years ago;

(iii) left the UK voluntarily, not at the expense (directly or indirectly) of the Secretary of State, more than 12 months ago;

(iv) left the UK voluntarily, at the expense (directly or indirectly) of the Secretary of State, more than 2 years ago; and the date the person left the UK was no more than 6 months

after the date on which the person was given notice of the removal decision, or no more than 6 months after the date on which the person no longer had a pending appeal or administrative review; whichever is the later;

(v) left the UK voluntarily, at the expense (directly or indirectly) of the Secretary of State, more than 5 years ago;

(vi) was removed or deported from the UK more than 10 years ago or;

(vii) left or was removed from the UK as a condition of a caution issued in accordance with section 22 of the Criminal Justice Act 2003 more than 5 years ago.

Where more than one breach of the UK's immigration laws has occurred, only the breach which leads to the longest period of absence from the UK will be relevant under this paragraph.

(7D) failure, without providing a reasonable explanation, to comply with a request made on behalf of the Entry Clearance Officer to attend for interview.

Grounds on which entry clearance or leave to enter the United Kingdom should normally be refused

(8) failure by a person arriving in the United Kingdom to furnish the Immigration Officer with such information as may be required for the purpose of deciding whether he requires leave to enter and, if so, whether and on what terms leave should be given;

(8A) where the person seeking leave is outside the United Kingdom, failure by him to supply any information, documents, copy documents or medical report requested by an Immigration Officer;

(9) failure by a person seeking leave to enter as a returning resident to satisfy the Immigration Officer that he meets the requirements of paragraph 18 of these Rules, or that he seeks leave to enter for the same purpose as that for which his earlier leave was granted;

(10) production by the person seeking leave to enter the United Kingdom of a national passport or travel document issued by a territorial entity or authority which is not recognised by Her Majesty's Government as a state or is not dealt with as a government by them, or which does not accept valid United Kingdom passports for the purpose of its own immigration control; or a passport or travel document which does not comply with international passport practice;

(11) where the applicant has previously contrived in a significant way to frustrate the intentions of the Rules by:

(i) overstaying; or

(ii) breaching a condition attached to his leave; or

(iii) being an illegal entrant; or

(iv) using deception in an application for entry clearance, leave to enter or remain or in order to obtain documents from the Secretary of State or a third party required in support of the application (whether successful or not); and

there are other aggravating circumstances, such as absconding, not meeting temporary admission/reporting restrictions or bail conditions, using an assumed identity or multiple identities, switching nationality, making frivolous applications or not complying with the re-documentation process.

(12) DELETED

(13) failure, except by a person eligible for admission to the United Kingdom for settlement, to satisfy the Immigration Officer that he will be admitted to another country after a stay in the United Kingdom;

(14) refusal by a sponsor of a person seeking leave to enter the United Kingdom to give, if requested to do so, an undertaking in writing to be responsible for that person's maintenance and accommodation for the period of any leave granted;

(16) failure, in the case of a child under the age of 18 years seeking leave to enter the United Kingdom otherwise than in conjunction with an application made by his parent(s) or legal guardian to provide the Immigration Officer, if required to do so, with written consent to the application from his parent(s) or legal guardian; save that the requirement as to written consent does not apply in the case of a child seeking admission to the United Kingdom as an asylum seeker;

(17) save in relation to a person settled in the United Kingdom, refusal to undergo a medical examination when required to do so by the Immigration Officer;

(18) DELETED

(18A) within the 12 months prior to the date on which the application is decided, the person has been convicted of or admitted an offence for which they received a non-custodial sentence or other out of court disposal that is recorded on their criminal record;

(18B) in the view of the Secretary of State:

(a) the person's offending has caused serious harm; or

(b) the person is a persistent offender who shows a particular disregard for the law.

(19) The immigration officer deems the exclusion of the person from the United Kingdom to be conducive to the public good. For example, because the person's conduct (including convictions which do not fall within paragraph 320(2)), character, associations, or other reasons, make it undesirable to grant them leave to enter.

(20) failure by a person seeking entry into the United Kingdom to comply with a requirement relating to the provision of physical data to which he is subject by regulations made under section 126 of the Nationality, Immigration and Asylum Act 2002.

(21) DELETED

(22) where one or more relevant NHS body has notified the Secretary of State that the person seeking entry or leave to enter has failed to pay a charge or charges with a total value of at least £1000 in accordance with the relevant NHS regulations on charges to overseas visitors.

Refusal of leave to enter in relation to a person in possession of an entry clearance

321. A person seeking leave to enter the United Kingdom who holds an entry clearance which was duly issued to him and is still current may be refused leave to enter only where the Immigration Officer is satisfied that:

(i) False representations were made or false documents or information were submitted (whether or not material to the application, and whether or not to the holder's knowledge), or material facts were not disclosed, in relation to the application for entry clearance; or in order to obtain documents from the Secretary of State or a third party required in support of the application.

(ii) a change of circumstances since it was issued has removed the basis of the holder's claim to admission, except where the change of circumstances amounts solely to the person becoming over age for entry in one of the categories contained in paragraphs 296-316 of these Rules since the issue of the entry clearance; or

(iii) on grounds which would have led to a refusal under paragraphs 320(2), 320(6), 320(18A), 320(18B) or 320(19) (except where this sub-paragraph applies in respect of an entry clearance issued under Appendix Armed Forces it is to be read as if for "paragraphs 320(2), 320(6), 320(18A), 320(18B) or 320(19)" it said "paragraph 8(a), (b), (c) or (g) and paragraph 9(d)")

Grounds on which leave to enter or remain which is in force is to be cancelled at port or while the holder is outside the United Kingdom

321A. The following grounds for the cancellation of a person's leave to enter or remain which is in force on his arrival in, or whilst he is outside, the United Kingdom apply;

(1) there has been such a change in the circumstances of that person's case since the leave was given, that it should be cancelled; or

(2) false representations were made or false documents were submitted (whether or not material to the application, and whether or not to the holder's knowledge), or material facts were not disclosed, in relation to the application for leave; or in order to obtain documents from the Secretary of State or a third party required in support of the application or,

(3) save in relation to a person settled in the United Kingdom or where the Immigration Officer or the Secretary of State is satisfied that there are strong compassionate reasons justifying admission, where it is apparent that, for medical reasons, it is undesirable to admit that person to the United Kingdom; or

(4) where the Secretary of State has personally directed that the exclusion of that person from the United Kingdom is conducive to the public good; or

(4A) Grounds which would have led to a refusal under paragraphs 320(2), 320(6), 320(18A), 320(18B) or 320(19) if the person concerned were making a new application for leave to enter or remain (except where this sub-paragraph applies in respect of leave to enter or remain granted under Appendix Armed Forces it is to be read as if for paragraphs 320(2), 320(6), 320(18A), 320(18B) or 320(19)" it said "paragraph 8(a), (b), (c) or (g) and paragraph 9(d)"); or

(5) The Immigration Officer or the Secretary of State deems the exclusion of the person from the United Kingdom to be conducive to the public good. For example, because the person's conduct (including convictions which do not fall within paragraph 320(2)), character, associations, or other reasons, make it undesirable to grant them leave to enter the United Kingdom; or

(6) where that person is outside the United Kingdom, failure by that person to supply any information, documents, copy documents or medical report requested by an Immigration Officer or the Secretary of State.

Refusal of leave to remain, variation of leave to enter or remain or curtailment of leave

322. In addition to the grounds for refusal of extension of stay set out in Parts 2-8 of these Rules, the following provisions apply in relation to the refusal of an application for leave to remain, variation of leave to enter or remain or, where appropriate, the curtailment of leave: Grounds on which leave to remain and variation of leave to enter or remain in the United Kingdom are to be refused

(1) the fact that variation of leave to enter or remain is being sought for a purpose not covered by these Rules.

(1A) where false representations have been made or false documents or information have been submitted (whether or not material to the application, and whether or not to the applicant's knowledge), or material facts have not been disclosed, in relation to the application or in order to obtain documents from the Secretary of State or a third party required in support of the application.

(1B) the applicant is, at the date of application, the subject of a deportation order or a decision to make a deportation order;

(1C) where the person is seeking indefinite leave to enter or remain:

> (i) they have been convicted of an offence for which they have been sentenced to imprisonment for at least 4 years; or
>
> (ii) they have been convicted of an offence for which they have been sentenced to imprisonment for at least 12 months but less than 4 years, unless a period of 15 years has passed since the end of the sentence; or
>
> (iii) they have been convicted of an offence for which they have been sentenced to imprisonment for less than 12 months, unless a period of 7 years has passed since the end of the sentence; or
>
> (iv) they have, within the 24 months prior to the date on which the application is decided, been convicted of or admitted an offence for which they have received a non-custodial sentence or other out of court disposal that is recorded on their criminal record.

(1D) DELETED.

Grounds on which leave to remain and variation of leave to enter or remain in the United Kingdom should normally be refused

(2) the making of false representations or the failure to disclose any material fact for the purpose of obtaining leave to enter or a previous variation of leave or in order to obtain documents from the Secretary of State or a third party required in support of the application for leave to enter or a previous variation of leave.

(2A) the making of false representations or the failure to disclose any material fact for the purpose of obtaining a document from the Secretary of State that indicates the person has a right to reside in the United Kingdom.
(3) failure to comply with any conditions attached to the grant of leave to enter or remain;

(4) failure by the person concerned to maintain or accommodate himself and any dependants without recourse to public funds;

(5) the undesirability of permitting the person concerned to remain in the United Kingdom in the light of his conduct (including convictions which do not fall within paragraph 322(1C), character or associations
or the fact that he represents a threat to national security;

(5A) it is undesirable to permit the person concerned to enter or remain in the United Kingdom because, in the view of the Secretary of State:

(a) their offending has caused serious harm; or

(b) they are a persistent offender who shows a particular disregard for the law;

(6) refusal by a sponsor of the person concerned to give, if requested to do so, an undertaking in writing to be responsible for his maintenance and accommodation in the United Kingdom or failure to honour such an undertaking once given;

(7) failure by the person concerned to honour any declaration or undertaking given orally or in writing as to the intended duration and/or purpose of his stay;

(8) failure, except by a person who qualifies for settlement in the United Kingdom or by the spouse or civil partner of a person settled in the United Kingdom, to satisfy the Secretary of State that he will be returnable to another country if allowed to remain in the United Kingdom for a further period;

(9) failure by an applicant to produce within a reasonable time information, documents or other evidence required by the Secretary of State to establish his claim to remain under these Rules;

(10) failure, without providing a reasonable explanation, to comply with a request made on behalf of the Secretary of State to attend for interview;

(11) failure, in the case of a child under the age of 18 years seeking a variation of his leave to enter or remain in the United Kingdom otherwise than in conjunction with an application by his parent(s) or legal guardian, to provide the Secretary of State, if required to do so, with written consent to the application from his parent(s) or legal guardian; save that the requirement as to written consent does not apply in the case of a child who has been admitted to the United Kingdom as an asylum seeker.

(12) where one or more relevant NHS body has notified the Secretary of State that the person seeking leave to remain or a variation of leave to enter or remain has failed to pay a charge or charges with a total value of at least £1000 in accordance with the relevant NHS regulations on charges to overseas visitors.

Grounds on which leave to enter or remain may be curtailed

323. A person's leave to enter or remain may be curtailed:

(i) on any of the grounds set out in paragraph 322(2)-(5A) above (except where this paragraph applies in respect of a person granted leave under Appendix Armed Forces "paragraph 322(2)-(5A) above" is to read as if it said "paragraph 322(2) and (3) above and paragraph 8(e) and (g) of Appendix Armed Forces"); or

(ia) if he uses deception in seeking (whether successfully or not) leave to remain or a variation of leave to remain; or

(ii) if he ceases to meet the requirements of the Rules under which his leave to enter or remain was granted; or

(iii) if he is the dependant, or is seeking leave to remain as the dependant, of an asylum applicant whose claim has been refused and whose leave has been curtailed under section 7 of the1993 Act, and he does not qualify for leave to remain in his own right, or

(iv) on any of the grounds set out in paragraph 339A (i)-(vi) and paragraph 339G (i)-(vi), or

(v) where a person has, within the first 6 months of being granted leave to enter, committed an offence for which they are subsequently sentenced to a period of imprisonment, or

(vi) if he was granted his current period of leave as the dependent of a person (“P”) and P’s leave to enter or remain is being, or has been, curtailed.

Curtailment of leave in relation to a Tier 2 Migrant, a Tier 5 Migrant or a Tier 4 Migrant

323A. In addition to the grounds specified in paragraph 323, the leave to enter or remain of a Tier 2 Migrant, a Tier 4 Migrant or a Tier 5 Migrant:

(a) is to be curtailed if:

(i) in the case of a Tier 2 Migrant or a Tier 5 Migrant:

(1) the migrant fails to commence, or

(2) the migrant ceases, or will cease, before the end date recorded on the Certificate of Sponsorship Checking Service,

the employment, volunteering, training or job shadowing (as the case may be) that the migrant has been sponsored to do.

(ii) in the case of a Tier 4 Migrant:

(1) the migrant fails to commence studying with the Sponsor, or

(2) the Sponsor has excluded or withdrawn the migrant, or the migrant has withdrawn, from the course of studies, or

(2A) the migrant's course of study has ceased, or will cease, before the end date recorded on the Certificate of Sponsorship Checking Service, or

(3) the Sponsor withdraws their sponsorship of a migrant on the doctorate extension scheme, or

(4) the Sponsor withdraws their sponsorship of a migrant who, having completed a pre-sessional course as provided in paragraph 120(b) (i) of Appendix A, does not have a knowledge of English equivalent to level B2 of the Council of Europe's Common European Framework for Language Learning in all four components (reading, writing, speaking and listening) or above.

(b) may be curtailed if:

(i) the migrant's Sponsor ceases to have a sponsor licence (for whatever reason); or

(ii) the migrant's Sponsor transfers the business for which the migrant works, or at which the migrant is studying, to another person; and

(1) that person does not have a sponsor licence; and

(2) fails to apply for a sponsor licence within 28 days of the date of the transfer of the business; or

(3) applies for a sponsor licence but is refused; or

(4) makes a successful application for a sponsor licence, but the Sponsor licence granted is not in a category that would allow the Sponsor to issue a Certificate of Sponsorship or Confirmation of Acceptance for Studies to the migrant;

(iii) in the case of a Tier 2 Migrant or a Tier 5 Migrant, if the employment that the Certificate of Sponsorship Checking Service records that the migrant is being sponsored to do undergoes a prohibited change as specified in paragraph 323AA;

(iv) paragraph (a) above applies but:

(1) the migrant is under the age of 18;

(2) the migrant has a dependant child under the age of 18;

(3) leave is to be varied such that when the variation takes effect the migrant will have leave to enter or remain and the migrant has less than 60 days extant leave remaining;

(4) the migrant has been granted leave to enter or remain with another Sponsor or under another immigration category; or

(5) the migrant has a pending application for leave to remain, or variation of leave, with the UK Border Agency, or has a pending appeal under Section 82 of the Nationality, Immigration and Asylum Act 2002, or has a pending administrative review.

323AA Prohibited changes to employment for Tier 2 Migrants and Tier 5 Migrants

The following are prohibited changes, unless a further application for leave to remain is granted which expressly permits the changes:

(a) The migrant is absent from work without pay for one calendar month or more in total (whether over a single period or more than one period), during anycalendar year (1 January to 31 December), unless the absence from work is due solely to:

(i) maternity leave,

(ii) paternity leave,

(iii) adoption leave, or

(iv) long term sick leave of one calendar month or more during any one period.

(b) The employment changes such that the migrant is working for a different employer or Sponsor, unless:

(i) the migrant is a Tier 5 (Temporary Worker) Migrant in the Government Authorised Exchange sub-category and the change of employer is authorised by the Sponsor and under the terms of the work, volunteering or job shadowing that the Certificate of Sponsorship Checking Service records that the migrant is being sponsored to do,

(ii) the migrant is working for a different Sponsor under arrangements covered by the Transfer of Undertakings (Protection of Employment) Regulations 2006 or similar protection to continue in the same job, or

(iii) the migrant is a Tier 2 (Sportsperson) Migrant or a Tier 5 (Temporary Worker) Migrant in the creative and sporting sub-category and the following conditions are met:

(1) The migrant's sponsor is a sports club;

(2) The migrant is sponsored as a player only and is being temporarily loaned as a player to another sports club;

(3) Player loans are specifically permitted in rules set down by the relevant sports governing body listed in Appendix M;

(4) The migrant's sponsor has made arrangements with the loan club to enable the sponsor to continue to meet its sponsor duties; and

(5) The migrant will return to working for the sponsor at the end of the loan.

(c) The employment changes to a job in a different Standard Occupational Classification (SOC) code to that recorded by the Certificate of Sponsorship Checking Service.

(d) If the migrant is a Tier 2 (Intra-Company Transfer) Migrant or a Tier 2 (General) Migrant, the employment changes to a different job in the same Standard Occupational Classification code to that recorded by the Certificate of Sponsorship Checking Service, and the gross annual salary (including such allowances as are specified as acceptable for this purpose in Appendix A) is below the appropriate salary rate for that new job as specified in the Codes of Practice in Appendix J.

(e) If the migrant was required to be Sponsored for a job at a minimum National Qualification Framework level in the application which led to his last grant of entry clearance or leave to remain, the employment changes to a job which the Codes of Practice in Appendix J record as being at a lower level.

(f) If the migrant is a Tier 2 (General) Migrant and scored points from the shortage occupation provisions of Appendix A, the employment changes to a job which does not appear in the Shortage Occupation List in Appendix K.

(g) Except where (h) applies, the gross annual salary (including such allowances as are specified as acceptable for this purpose in Appendix A) reduces below:

(i) any minimum salary threshold specified in Appendix A of these Rules, where the applicant was subject to or relied on that threshold in the application which led to his current grant of entry clearance or leave to remain, or

(ii) the appropriate salary rate for the job as specified in the Codes of Practice in Appendix J, or

(iii) in cases where there is no applicable threshold in Appendix A and no applicable salary rate in Appendix J, the salary recorded by the Certificate of Sponsorship Checking Service.

(h) Other reductions in salary are permitted if the reduction coincides with a period of:

(i) maternity leave,

(ii) paternity leave,

(iii) adoption leave,

(iv) long term sick leave of one calendar month or more,

(v) working for the sponsor's organisation while the migrant is not physically present in the UK, if the migrant is a Tier 2 (Intra-Company Transfer) Migrant, or

(vi) undertaking professional examinations before commencing work for the sponsor, where such examinations are a regulatory requirement of the job the

migrant is being sponsored to do, and providing the migrant continues to be sponsored during that period

Curtailment of leave in relation to a Tier 1 (Exceptional Talent) Migrant

323B. In addition to the grounds specified in paragraph 323, the leave to enter or remain of a Tier 1 (Exceptional Talent) Migrant may be curtailed if the Designated Competent Body that endorsed the application which led to the migrant's current grant of leave withdraws its endorsement of the migrant.

Curtailment of leave in relation to a Tier 1 (Graduate Entrepreneur) Migrant

323C. In addition to the grounds specified in paragraph 323, the leave to enter or remain of a Tier 1 (Graduate Entrepreneur) Migrant may be curtailed if the endorsing body that endorsed the application which led to the migrant's current grant of leave:

(a) loses its status as an endorsing institution for Tier 1 (Graduate Entrepreneur) Migrants,

(b) loses its status as a Highly Trusted Sponsor under Tier 4 of the Points-Based System (for whatever reason),

(c) ceases to be an A-rated Sponsor under Tier 2 or Tier 5 of the Points-Based System because its Tier 2 or Tier 5 Sponsor licence is downgraded or revoked by the UK Border Agency, or

(d) withdraws its endorsement of the migrant.

Crew members

324. A person who has been given leave to enter to join a ship, aircraft, hovercraft, hydrofoil or international train service as a member of its crew, or a crew member who has been given leave to enter for hospital treatment, repatriation or transfer to another ship, aircraft, hovercraft, hydrofoil or international train service in the United Kingdom, is to be refused leave to remain unless an extension of stay is necessary to fulfil the purpose for which he was given leave to enter or unless he meets the requirements for an extension of stay as a spouse or civil partner in paragraph 284.

Back to top

Immigration Rules
Part 10

Registration with the police

325. For the purposes of paragraph 326, a "relevant foreign national" is a person aged 16 or over who is:

(i) a national or citizen of a country or territory listed in Appendix 2 to these Rules;

(ii) a stateless person; or

(iii) a person holding a non-national travel document.

326. (1) Subject to sub-paragraph (2) below, a condition requiring registration with the police should normally be imposed on any relevant foreign national who is:

(i) given limited leave to enter the United Kingdom for longer than six months; or

(ii) given limited leave to remain which has the effect of allowing him to remain in the United Kingdom for longer than six months, reckoned from the date of his arrival (whether or not such a condition was imposed when he arrived).

(2) Such a condition should not normally be imposed where the leave is given:

(i) as a seasonal agricultural worker;

(ii) as a Tier 5 (Temporary Worker) Migrant, provided the Certificate of Sponsorship Checking System reference for which points were awarded records that the applicant is being sponsored as an overseas goverment employee or a private servant is a diplomatic household;

(iii) as a Tier 2 (Minister of Religion) Migrant;

(iv) on the basis of marriage to or civil partnership with a person settled in the United Kingdom or as the unmarried or same-sex partner of a person settled in the United Kingdom

(v) as a person exercising access rights to a child resident in the United Kingdom;

(vi) as the parent of a child at school; or

(vii) following the grant of asylum.

(3) Such a condition should also be imposed on any foreign national given limited leave to enter the United Kingdom where, exceptionally, the Immigration Officer considers it necessary to ensure that he complies with the terms of the leave.

Back to top

Immigration Rules
Part 11

Asylum

326A. Procedure

The procedures set out in these Rules shall apply to the consideration of asylum and humanitarian protection.

326B. Where the Secretary of State is considering a claim for asylum or humanitarian protection under this Part, she will consider any Article 8 elements of that claim in line with the provisions of Appendix FM (family life) which are relevant to those elements and in line with paragraphs 276ADE to 276DH (private life) of these Rules unless the person is someone to whom Part 13 of these Rules applies.

Definition of asylum applicant

327. Under the Rules an asylum applicant is a person who either;

(a) makes a request to be recognised as a refugee under the Geneva Convention on the basis that it would be contrary to the United Kingdom's obligations under the Geneva Convention for him to be removed from or required to leave the United Kingdom, or

(b) otherwise makes a request for international protection. "Application for asylum" shall be construed accordingly.

327A. Every person has the right to make an application for asylum on his own behalf.

Applications for asylum

328. All asylum applications will be determined by the Secretary of State in accordance with the Geneva Convention. Every asylum application made by a person at a port or airport in the United Kingdom will be referred by the Immigration Officer for determination by the Secretary of State in accordance with these Rules.

328A. The Secretary of State shall ensure that authorities which are likely to be addressed by someone who wishes to make an application for asylum are able to advise that person how and where such an application may be made.

329. Until an asylum application has been determined by the Secretary of State or the Secretary of State has issued a certificate under Part 2, 3, 4 or 5 of Schedule 3 to the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 no action will be taken to require the departure of the asylum applicant or his dependants from the United Kingdom.

330. If the Secretary of State decides to grant asylum and the person has not yet been given leave to enter, the Immigration Officer will grant limited leave to enter.

331. If a person seeking leave to enter is refused asylum or their application for asylum is withdrawn or treated as withdrawn under paragraph 333C of these Rules, the Immigration Officer will consider whether or not he is in a position to decide to give or refuse leave to enter without interviewing the person further. If the Immigration Officer decides that a further interview is not required he may serve the notice giving or refusing leave to enter by post. If the Immigration Officer decides that a further interview is required, he will then resume his examination to determine whether or not to grant the person leave to enter under any other provision of these Rules. If the person fails at any time to comply with a requirement to report to an Immigration Officer for examination, the Immigration Officer may direct that the person's examination shall be treated as concluded at that time. The Immigration Officer will then consider any outstanding applications for entry on the basis of any evidence before him.

332. If a person who has been refused leave to enter applies for asylum and that application is refused or withdrawn or treated as withdrawn under paragraph 333C of these Rules, leave to enter will again be refused unless the applicant qualifies for admission under any other provision of these Rules.

333. Written notice of decisions on applications for asylum shall be given in reasonable time. Where the applicant is legally represented, notice may instead be given to the representative. Where the applicant has no legal representative and free legal assistance is not available, he shall be informed of the decision on the application for asylum and, if the application is rejected, how to challenge the decision, in a language that he may reasonably be supposed to understand.

333A. The Secretary of State shall ensure that a decision is taken by him on each application for asylum as soon as possible, without prejudice to an adequate and complete examination.

Where a decision on an application for asylum cannot be taken within six months of the date it was recorded, the Secretary of State shall either:

(a) inform the applicant of the delay; or

(b) if the applicant has made a specific written request for it, provide information on the timeframe within which the decision on his application is to be expected. The provision of such information shall not oblige the Secretary of State to take a decision within the stipulated time-frame.

333B. Applicants for asylum shall be allowed an effective opportunity to consult, at their own expense or at public expense in accordance with provision made for this by the Legal Services

Commission or otherwise, a person who is authorised under Part V of the Immigration and Asylum Act 1999 to give immigration advice. This paragraph shall also apply where the Secretary of State is considering revoking a person's refugee status in accordance with these Rules.

Withdrawal of applications

333C. If an application for asylum is withdrawn either explicitly or implicitly, consideration of it may be discontinued. An application will be treated as explicitly withdrawn if the applicant signs the relevant form provided by the Secretary of State. An application may be treated as impliedly withdrawn if an applicant fails to attend the personal interview as provided in paragraph 339NA of these Rules unless the applicant demonstrates within a reasonable time that that failure was due to circumstances beyond his or her control. The Secretary of State will indicate on the applicant's asylum file that the application for asylum has been withdrawn and consideration of it has been discontinued.

Grant of asylum

334. An asylum applicant will be granted asylum in the United Kingdom if the Secretary of State is satisfied that:

(i) he is in the United Kingdom or has arrived at a port of entry in the United Kingdom;

(ii) he is a refugee, as defined in regulation 2 of The Refugee or Person in Need of International Protection (Qualification) Regulations 2006;

(iii) there are no reasonable grounds for regarding him as a danger to the security of the United Kingdom;

(iv) he does not, having been convicted by a final judgment of a particularly serious crime, he does not constitute danger to the community of the United Kingdom; and

(v) refusing his application would result in him being required to go (whether immediately or after the time limited by any existing leave to enter or remain) in breach of the Geneva Convention, to a country in which his life or freedom would threatened on account of his race, religion, nationality, political opinion or membership of a particular social group.

335. If the Secretary of State decides to grant asylum to a person who has been given leave to enter (whether or not the leave has expired) or to a person who has entered without leave, the Secretary of State will vary the existing leave or grant limited leave to remain.

Refusal of asylum

336. An application which does not meet the criteria set out in paragraph 334 will be refused. Where an application for asylum is refused, the reasons in fact and law shall be stated in the decision and information provided in writing on how to challenge the decision.

337. DELETED

338. When a person in the United Kingdom is notified that asylum has been refused he may, if he is liable to removal as an illegal entrant , removal under section 10 of the Immigration and Asylum Act 1999 or to deportation, at the same time be notified of removal directions, served with a notice of intention to make a deportation order, or served with a deportation order, as appropriate.

339. DELETED

Revocation or refusal to renew a grant of asylum

339A. A person's grant of asylum under paragraph 334 will be revoked or not renewed if the Secretary of State is satisfied that:

(i) he has voluntarily re-availed himself of the protection of the country of nationality;

(ii) having lost his nationality, he has voluntarily re-acquired it; or

(iii) he has acquired a new nationality, and enjoys the protection of the country of his new nationality;

(iv) he has voluntarily re-established himself in the country which he left or outside which he remained owing to a fear of persecution;

(v) he can no longer, because the circumstances in connection with which he has been recognised as a refugee have ceased to exist, continue to refuse to avail himself of the protection of the country of nationality;

(vi) being a stateless person with no nationality, he is able, because the circumstances in connection with which he has been recognised a refugee have ceased to exist, to return to the country of former habitual residence;

(vii) he should have been or is excluded from being a refugee in accordance with regulation 7 of The Refugee or Person in Need of International Protection (Qualification) Regulations 2006;

(viii) his misrepresentation or omission or facts, including the use of false documents, were decisive for the grant of asylum;

(ix) there are reasonable grounds for regarding him as a danger to the security of the United Kingdom; or

(x) having been convicted by a final judgment of a particularly serious crime he constitutes danger to the community of the United Kingdom.

In considering (v) and (vi), the Secretary of State shall have regard to whether the change of circumstances is of such a significant and non-temporary nature that the refugee's fear of persecution can no longer be regarded as well-founded.

Where an application for asylum was made on or after the 21st October 2004, the Secretary of State will revoke or refuse to renew a person's grant of asylum where he is satisfied that at least one of the provisions in sub-paragraph (i)-(vi) apply.

339B. When a person's grant of asylum is revoked or not renewed any limited leave which they have may be curtailed.

339BA. Where the Secretary of State is considering revoking refugee status in accordance with these Rules, the person concerned shall be informed in writing that the Secretary of State is reconsidering his qualification for refugee status and the reasons for the reconsideration. That person shall be given the opportunity to submit, in a personal interview or in a written statement, reasons as to why his refugee status should not be revoked. If there is a personal interview, it shall be subject to the safeguards set out in these Rules. However, where a person acquires British citizenship status, his refugee status is automatically revoked in accordance with paragraph 339A (iii) upon acquisition of that status without the need to follow the procedure set out above.

Grant of humanitarian protection

339C. A person will be granted humanitarian protection in the United Kingdom if the Secretary of State is satisfied that:

(i) he is in the United Kingdom or has arrived at a port of entry in the United Kingdom;

(ii) he does not qualify as a refugee as defined in regulation 2 of The Refugee or Person in Need of International Protection (Qualification) Regulations 2006;

(iii) substantial grounds have been shown for believing that the person concerned, if he returned to the country of return, would face a real risk of suffering serious harm and is unable, or, owing to such risk, unwilling to avail himself of the protection of that country; and

(iv) he is not excluded from a grant of humanitarian protection.

Serious harm consists of:

(i) the death penalty or execution;

(ii) unlawful killing;

(iii) torture or inhuman or degrading treatment or punishment of a person in the country of return; or

(iv) serious and individual threat to a civilian's life or person by reason of indiscriminate violence in situations of international or internal armed conflict.

Exclusion from humanitarian protection

339D. A person is excluded from a grant of humanitarian protection under paragraph 339C (iv) where the Secretary of State is satisfied that:

(i) there are serious reasons for considering that he has committed a crime against peace, a war crime, a crime against humanity, or any other serious crime or instigated or otherwise participated in such crimes;

(ii) there are serious reasons for considering that he is guilty of acts contrary to the purposes and principles of the United Nations or has committed, prepared or instigated such acts or encouraged or induced others to commit, prepare or instigate instigated such acts;

(iii) there are serious reasons for considering that he constitutes a danger to the community or to the security of the United Kingdom; or

(iv) prior to his admission to the United Kingdom the person committed a crime outside the scope of (i) and (ii) that would be punishable by imprisonment were it committed in the United Kingdom and the person left his country of origin solely in order to avoid sanctions resulting from the crime.

339E. If the Secretary of State decides to grant humanitarian protection and the person has not yet been given leave to enter, the Secretary of State or an Immigration Officer will grant limited leave to enter. If the Secretary of State decides to grant humanitarian protection to a person who has been given limited leave to enter (whether or not that leave has expired) or a person who has entered without leave, the Secretary of State will vary the existing leave or grant limited leave to remain.

Refusal of humanitarian protection

339F. Where the criteria set out in paragraph 339C is not met humanitarian protection will be refused.

Revocation of humanitarian protection

339G. A person's humanitarian protection granted under paragraph 339C will be revoked or not renewed if the Secretary of State is satisfied that at least one of the following applies:

(i) the circumstances which led to the grant of humanitarian protection have ceased to exist or have changed to such a degree that such protection is no longer required;

(ii) the person granted humanitarian protection should have been or is excluded from humanitarian protection because there are serious reasons for considering that he has committed a crime against peace, a war crime, a crime against humanity, or any other serious crime or instigated or otherwise participated in such crimes;

(iii) the person granted humanitarian protection should have been or is excluded from humanitarian protection because there are serious reasons for considering that he is guilty of acts contrary to the purposes and principles of the United Nations or has committed, prepared or instigated such acts or encouraged or induced others to commit, prepare or instigate such acts;

(iv) the person granted humanitarian protection should have been or is excluded from humanitarian protection because there are serious reasons for considering that he constitutes a danger to the community or to the security of the United Kingdom;

(v) the person granted humanitarian protection misrepresented or omitted facts, including the use of false documents, which were decisive to the grant of humanitarian protection; or

(vi) the person granted humanitarian protection should have been or is excluded from humanitarian protection because prior to his admission to the United Kingdom the person committed a crime outside the scope of (ii) and (iii) that would be punishable by imprisonment had it been committed in the United Kingdom and the person left his country of origin solely in order to avoid sanctions resulting from the crime.

In applying (i) the Secretary of State shall have regard to whether the change of circumstances is of such a significant and non-temporary nature that the person no longer faces a real risk of serious harm;

339H. When a person's humanitarian protection is revoked or not renewed any limited leave which they have may be curtailed.

Consideration of applications

339HA. The Secretary of State shall ensure that the personnel examining applications for asylum and taking decisions on his behalf have the knowledge with respect to relevant standards applicable in the field of asylum and refugee law.

339I. When the Secretary of State considers a person's asylum claim, eligibility for a grant of humanitarian protection or human rights claim it is the duty of the person to submit to the Secretary of State as soon as possible all material factors needed to substantiate the asylum claim or establish that he is a person eligible for humanitarian protection or substantiate the human rights claim, which the Secretary of State shall assess in cooperation with the person.

The material factors include:

(i) the person's statement on the reasons for making an asylum claim or on eligibility for a grant of humanitarian protection or for making a human rights claim;

(ii) all documentation at the person's disposal regarding the person's age, background (including background details of relevant relatives), identity, nationality(ies), country(ies) and place(s) of previous residence, previous asylum applications, travel routes; and

(iii) identity and travel documents.

339IA. For the purposes of examining individual applications for asylum

(i) information provided in support of an application and the fact that an application has been made shall not be disclosed to the alleged actor(s) of persecution of the applicant, and

(ii) information shall not be obtained from the alleged actor(s) of persecution that would result in their being directly informed that an application for asylum has been made by the applicant in question and would jeopardise the physical integrity of the applicant and his dependants, or the liberty and security of his family members still living in the country of origin.

This paragraph shall also apply where the Secretary of State is considering revoking a person's refugee status in accordance with these Rules.

339J. The assessment by the Secretary of State of an asylum claim, eligibility for a grant of humanitarian protection or a human rights claim will be carried out on an individual, objective and impartial basis. This will include taking into account in particular:

(i) all relevant facts as they relate to the country of origin or country of return at the time of taking a decision on the grant; including laws and regulations of the country of origin or country of return and the manner in which they are applied;

(ii) relevant statements and documentation presented by the person including information on whether the person has been or may be subject to persecution or serious harm;

(iii) the individual position and personal circumstances of the person, including factors such as background, gender and age, so as to assess whether, on the basis of the person's personal circumstances, the acts to which the person has been or could be exposed would amount to persecution or serious harm;

(iv) whether the person's activities since leaving the country of origin or country of return were engaged in for the sole or main purpose of creating the necessary conditions for making an asylum claim or establishing that he is a person eligible for humanitarian protection or a human rights claim, so as to assess whether these activities will expose the person to persecution or serious harm if he returned to that country; and

(v) whether the person could reasonably be expected to avail himself of the protection of another country where he could assert citizenship.

339JA. Reliable and up-to-date information shall be obtained from various sources as to the general situation prevailing in the countries of origin of applicants for asylum and, where necessary, in countries through which they have transited. Such information shall be made available to the personnel responsible for examining applications and taking decisions and may be provided to them in the form of a consolidated country information report.

This paragraph shall also apply where the Secretary of State is considering revoking a person's refugee status in accordance with these Rules.

339K. The fact that a person has already been subject to persecution or serious harm, or to direct threats of such persecution or such harm, will be regarded as a serious indication of the person's well-founded fear of persecution or real risk of suffering serious harm, unless there are good reasons to consider that such persecution or serious harm will not be repeated.

339L. It is the duty of the person to substantiate the asylum claim or establish that he is a person eligible humanitarian protection or substantiate his human rights claim. Where aspects of the person's statements are not supported by documentary or other evidence, those aspects will not need confirmation when all of the following conditions are met:

(i) the person has made a genuine effort to substantiate his asylum claim or establish that he is a person eligible humanitarian protection or substantiate his human rights claim;

(ii) all material factors at the person's disposal have been submitted, and a satisfactory explanation regarding any lack of other relevant material has been given;

(iii) the person's statements are found to be coherent and plausible and do not run counter to available specific and general information relevant to the person's case;

(iv) the person has made an asylum claim or sought to establish that he is a person eligible for humanitarian protection or made a human rights claim at the earliest possible time, unless the person can demonstrate good reason for not having done so; and

(v) the general credibility of the person has been established.

339M. The Secretary of State may consider that a person has not substantiated his asylum claim or established that he is a person eligible for humanitarian protection or substantiated his human rights claim, and thereby reject his application for asylum, determine that he is not eligible for humanitarian protection or reject his human rights claim, if he fails, without reasonable explanation, to make a prompt and full disclosure of material facts, either orally or in writing, or otherwise to assist the Secretary of State in establishing the facts of the case; this includes, for example, failure to report to a designated place to be fingerprinted, failure to complete an asylum questionnaire or failure to comply with a requirement to report to an immigration officer for examination.

339MA. Applications for asylum shall be neither rejected nor excluded from examination on the sole ground that they have not been made as soon as possible.

339N. In determining whether the general credibility of the person has been established the Secretary of State will apply the provisions in s.8 of the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004.

Personal interview

339NA. Before a decision is taken on the application for asylum, the applicant shall be given the opportunity of a personal interview on his application for asylum with a representative of the Secretary of State who is legally competent to conduct such an interview.

The personal interview may be omitted where:

(i) the Secretary of State is able to take a positive decision on the basis of evidence available;

(ii) the Secretary of State has already had a meeting with the applicant for the purpose of assisting him with completing his application and submitting the essential information regarding the application;

(iii) the applicant, in submitting his application and presenting the facts, has only raised issues that are not relevant or of minimal relevance to the examination of whether he is a refugee, as defined in regulation 2 of the Refugee or Person in Need of International Protection (Qualification) Regulations 2006;

(iv) the applicant has made inconsistent, contradictory, improbable or insufficient representations which make his claim clearly unconvincing in relation to his having been the object of persecution;

(v) the applicant has submitted a subsequent application which does not raise any relevant new elements with respect to his particular circumstances or to the situation in his country of origin;

(vi) the applicant is making an application merely in order to delay or frustrate the enforcement of an earlier or imminent decision which would result in his removal; and

(vii) it is not reasonably practicable, in particular where the Secretary of State is of the opinion that the applicant is unfit or unable to be interviewed owing to enduring circumstances beyond his control.

The omission of a personal interview shall not prevent the Secretary of State from taking a decision on the application.

Where the personal interview is omitted, the applicant and dependants shall be given a reasonable opportunity to submit further information.

339NB. (i) The personal interview mentioned in paragraph 339NA above shall normally take place without the presence of the applicant's family members unless the Secretary of State considers it necessary for an appropriate examination to have other family members present.

(ii) The personal interview shall take place under conditions which ensure appropriate confidentiality.

339NC (i) A written report shall be made of every personal interview containing at least the essential information regarding the asylum application as presented by the applicant in accordance with paragraph 339I of these Rules.

(ii) The Secretary of State shall ensure that the applicant has timely access to the report of the personal interview and that access is possible as soon as necessary for allowing an appeal to be prepared and lodged in due time.

339ND The Secretary of State shall provide at public expense an interpreter for the purpose of allowing the applicant to submit his case, wherever necessary. The Secretary of State shall select an interpreter who can ensure appropriate communication between the applicant and the representative of the Secretary of State who conducts the interview.

Internal relocation

339O (i) The Secretary of State will not make:

(a) a grant of asylum if in part of the country of origin a person would not have a well founded fear of being persecuted, and the person can reasonably be expected to stay in that part of the country;
or

(b) a grant of humanitarian protection if in part of the country of return a person would not face a real risk of suffering serious harm, and the person can reasonably be expected to stay in that part of the country.

(ii) In examining whether a part of the country of origin or country of return meets the requirements in (i) the Secretary of State, when making his decision on whether to grant asylum or humanitarian protection, will have regard to the general circumstances prevailing in that part of the country and to the personal circumstances of the person.

(iii) (i) applies notwithstanding technical obstacles to return to the country of origin or country of return

Sur place claims

339P. A person may have a well-founded fear of being persecuted or a real risk of suffering serious harm based on events which have taken place since the person left the country of origin or country of return and/or activates which have been engaged in by a person since he left he country of origin or country of return, in particular where it is established that the activities relied

upon constitute the expression and continuation of convictions or orientations held in the country of origin or country of return.

Residence Permits

339Q(i) The Secretary of State will issue to a person granted asylum in the United Kingdom a United Kingdom Residence Permit (UKRP) as soon as possible after the grant of asylum. The UKRP will be valid for five years and renewable, unless compelling reasons of national security or public order otherwise require or where there are reasonable grounds for considering that the applicant is a danger to the security of the UK or having been convicted by a final judgment of a particularly serious crime, the applicant constitutes a danger to the community of the UK.

(ii) The Secretary of State will issue to a person granted humanitarian protection in the United Kingdom a UKRP as soon as possible after the grant of humanitarian protection. The UKRP will be valid for five years and renewable, unless compelling reasons of national security or public order otherwise require or where there are reasonable grounds for considering that the person granted humanitarian protection is a danger to the security of the UK or having been convicted by a final judgment of a serious crime, this person constitutes a danger to the community of the UK.

(iii) The Secretary of State will issue a UKRP to a family member of a person granted asylum or humanitarian protection where the family member does not qualify for such status. A UKRP will be granted for a period of five years. The UKRP is renewable on the terms set out in (i) and (ii) respectively. "Family member" for the purposes of this sub-paragraph refers only to those who are treated as dependants for the purposes of paragraph 349.

(iv) The Secretary of State may revoke or refuse to renew a person's UKRP where their grant of asylum or humanitarian protection is revoked under the provisions in the immigration rules.

Requirements for indefinite leave to remain for persons granted asylum or humanitarian protection

339R. The requirements for indefinite leave to remain for a person granted asylum or humanitarian protection, or their dependants granted asylum or humanitarian protection in line with the main applicant, are that:

> (i) the applicant has held a UK Residence Permit (UKRP) issued under paragraph 339Q for a continuous period of five years in the UK; and
>
> (ii) the applicant's UKRP has not been revoked or not renewed under paragraphs 339A or 339G of the immigration rules; and
>
> (iii) the applicant has not:

a. been convicted of an offence for which they have been sentenced to imprisonment for at least 4 years; or

b. been convicted of an offence for which they have been sentenced to imprisonment for at least 12 months but less than 4 years, unless a period of 15 years has passed since the end of the sentence; or

c. been convicted of an offence for which they have been sentenced to imprisonment for less than 12 months, unless a period of 7 years has passed since the end of the sentence; or

d. been convicted of an offence for which they have received a non-custodial sentence or other out of court disposal that is recorded on their criminal record, unless a period of 24 months has passed since they received their sentence; or

e. in the view of the Secretary of State persistently offended and shown a particular disregard for the law, unless a period of seven years has passed since the most recent sentence was received.

Indefinite leave to remain for a person granted asylum or humanitarian protection

339S. Indefinite leave to remain for a person granted asylum or humanitarian protection will be granted where each of the requirements in paragraph 339R is met.

Refusal of indefinite leave to remain for a person granted asylum or humanitarian protection

339T. (i) Indefinite leave to remain for a person granted asylum or humanitarian protection is to be refused if any of the requirements of paragraph 339R is not met.

(ii) An applicant refused indefinite leave to remain under paragraph 339T(i) may apply to have their UK Residence Permit extended in accordance with paragraph 339Q.

Consideration of asylum applications and human rights claims

340. DELETED

341. DELETED

342. The actions of anyone acting as an agent of the asylum applicant or human rights claimant may also be taken into account in regard to the matters set out in paragraphs 340 and 341.

343. DELETED

344. DELETED

Travel documents

344A(i). After having received a complete application for a travel document, the Secretary of State will issue to a person granted asylum in the United Kingdom and their family members travel documents, in the form set out in the Schedule to the Geneva Convention, for the purpose of travel outside the United Kingdom, unless compelling reasons of national security or public order otherwise require.

(ii) After having received a complete application for a travel document, the Secretary of State will issue travel documents to a person granted humanitarian protection in the United Kingdom where that person is unable to obtain a national passport or other identity documents which enable him to travel, unless compelling reasons of national security or public order otherwise require.

(iii) Where the person referred to in (ii) can obtain a national passport or identity documents but has not done so, the Secretary of State will issue that person with a travel document where he can show that he has made reasonable attempts to obtain a national passport or identity document and there are serious humanitarian reasons for travel.

Access to Employment

344B. The Secretary of State will not impose conditions restricting the employment or occupation in the United Kingdom of a person granted asylum or humanitarian protection.

Information

344C. A person who is granted asylum or humanitarian protection will be provided with access to information in a language that they may reasonably be supposed to understand which sets out the rights and obligations relating to that status. The Secretary of State will provide the information as soon as possible after the grant of asylum or humanitarian protection.

Third country cases

345. (1) In a case where the Secretary of State is satisfied that the conditions set out in Paragraphs 4 and 5(1), 9 and 10(1), 14 and 15(1) or 17 of Schedule 3 to the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 are fulfilled, he will normally decline to examine the asylum application substantively and issue a certificate under Part 2, 3, 4 or 5 of

Schedule 3 to the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 as appropriate.

(2) The Secretary of State shall not issue a certificate under Part 2, 3, 4 or 5 of Schedule 3 to the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 unless:

(i) the asylum applicant has not arrived in the United Kingdom directly from the country in which he claims to fear persecution and has had an opportunity at the border or within the third country or territory to make contact with the authorities of that third country or territory in order to seek their protection; or

(ii) there is other clear evidence of his admissibility to a third country or territory.

Provided that he is satisfied that a case meets these criteria, the Secretary of State is under no obligation to consult the authorities of the third country or territory before the removal of an asylum applicant to that country or territory.

345(2A) Where a certificate is issued under Part 2, 3, 4 or 5 of Schedule 3 to the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 the asylum applicant shall:

(i) be informed in a language that he may reasonably be expected to understand regarding his removal to a safe third country;

(ii) be provided with a document informing the authorities of the safe third country, in the language of that country, that the asylum application has not been examined in substance by the authorities in the United Kingdom;

(iii) sub-paragraph 345(2A)(ii) shall not apply if removal takes place with reference to the arrangements set out in Regulation (EC) No. 343/2003 (the Dublin Regulation) or Regulation (EC) No. 604/2013; and

iv) if an asylum applicant removed under this paragraph is not admitted to the safe third country (not being a country to which the Dublin Regulation applies as specified in paragraph 345(2A)(iii)), subject to determining and resolving the reasons for his nonadmission, the asylum applicant shall be admitted to the asylum procedure in the United Kingdom.

(3) Where a certificate is issued under Part 2, 3, 4 or 5 of Schedule 3 to the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 in relation to the asylum claim and the person is seeking leave to enter the Immigration Officer will consider whether or not he is in a position to decide to give or refuse leave to enter without interviewing the person further. If the Immigration Officer decides that a further interview is not required he may serve the notice giving or refusing leave to enter by post. If the Immigration Officer decides that a further interview is required, he will then resume his examination to determine whether or not to grant the person leave to enter under any other provision of these Rules. If the person fails at any time to comply with a requirement to report to an Immigration Officer for examination, the Immigration Officer may direct that the person's examination shall be treated as concluded at

that time. The Immigration Officer will then consider any outstanding applications for entry on the basis of any evidence before him.

(4) Where a certificate is issued under Part 2, 3, 4 or 5 of Schedule 3 to the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 the person may, if liable to removal as an illegal entrant, or removal under section 10 of the Immigration and Asylum Act 1999 or to deportation, at the same time be notified of removal directions, served with a notice of intention to make a deportation order, or served with a deportation order, as appropriate.

Previously rejected applications

346. DELETED

347. DELETED

Rights of appeal

348. DELETED

Dependants

349. A spouse, civil partner, unmarried or same-sex partner, or minor child accompanying a principal applicant may be included in his application for asylum as his dependant, provided, in the case of an adult dependant with legal capacity, the dependant consents to being treated as such at the time the application is lodged. A spouse, civil partner, unmarried or same-sex partner or minor child may also claim asylum in his own right. If the principal applicant is granted asylum or humanitarian protection and leave to enter or remain any spouse, civil partner, unmarried or same-sex partner or minor child will be granted leave to enter or remain for the same duration. The case of any dependant who claims asylum in his own right will be also considered individually in accordance with paragraph 334 above. An applicant under this paragraph, including an accompanied child, may be interviewed where he makes a claim as a dependant or in his own right.

If the spouse, civil partner, unmarried or same-sex partner, or minor child in question has a claim in his own right, that claim should be made at the earliest opportunity. Any failure to do so will be taken into account and may damage credibility if no reasonable explanation for it is given. Where an asylum or humanitarian protection application is unsuccessful, at the same time that asylum or humanitarian protection is refused the applicant may be notified of removal directions or served with a notice of the Secretary of State's intention to deport him, as appropriate. In this paragraph and paragraphs 350-352 a child means a person who is under 18 years of age or who, in the absence of documentary evidence establishing age, appears to be

under that age. An unmarried or same sex partner for the purposes of this paragraph, is a person who has been living together with the principal applicant in a subsisting relationship akin to marriage or a civil partnership for two years or more.

Unaccompanied children

350. Unaccompanied children may also apply for asylum and, in view of their potential vulnerability, particular priority and care is to be given to the handling of their cases.

351. A person of any age may qualify for refugee status under the Convention and the criteria in paragraph 334 apply to all cases. However, account should be taken of the applicant's maturity and in assessing the claim of a child more weight should be given to objective indications of risk than to the child's state of mind and understanding of his situation. An asylum application made on behalf of a child should not be refused solely because the child is too young to understand his situation or to have formed a well founded fear of persecution. Close attention should be given to the welfare of the child at all times.

352. Any child over the age of 12 who has claimed asylum in his own right shall be interviewed about the substance of his claim unless the child is unfit or unable to be interviewed. When an interview takes place it shall be conducted in the presence of a parent, guardian, representative or another adult independent of the Secretary of State who has responsibility for the child. The interviewer shall have specialist training in the interviewing of children and have particular regard to the possibility that a child will feel inhibited or alarmed. The child shall be allowed to express himself in his own way and at his own speed. If he appears tired or distressed, the interview will be suspended. The interviewer should then consider whether it would be appropriate for the interview to be resumed the same day or on another day.

352ZA. The Secretary of State shall as soon as possible after an unaccompanied child makes an application for asylum take measures to ensure that a representative represents and/or assists the unaccompanied child with respect to the examination of the application and ensure that the representative is given the opportunity to inform the unaccompanied child about the meaning and possible consequences of the interview and, where appropriate, how to prepare himself for the interview. The representative shall have the right to be present at the interview and ask questions and make comments in the interview, within the framework set by the interviewer.

352ZB. The decision on the application for asylum shall be taken by a person who is trained to deal with asylum claims from children.

Requirements for limited leave to remain as an unaccompanied asylum seeking child.

352ZC The requirements to be met in order for a grant of limited leave to remain to be made in relation to an unaccompanied asylum seeking child under paragraph 352ZE are:

a) the applicant is an unaccompanied asylum seeking child under the age of 17 ½ years throughout the duration of leave to be granted in this capacity;

b) the applicant must have applied for asylum and been refused Refugee Leave and Humanitarian Protection;

c) there are no adequate reception arrangements in the country to which they would be returned if leave to remain was not granted;

d) the applicant must not be excluded from a grant of asylum under Regulation 7 of the Refugee or Person in Need of International Protection (Qualification) Regulations 2006 or excluded from a grant of Humanitarian Protection under paragraph 339D or both;

e) there are no reasonable grounds for regarding the applicant as a danger to the security of the United Kingdom;

f) the applicant has not been convicted by a final judgment of a particularly serious crime, and the applicant does not constitute a danger to the community of the United Kingdom; and

g) the applicant is not, at the date of their application, the subject of a deportation order or a decision to make a deportation order.

352ZD An unaccompanied asylum seeking child is a person who:

a) is under 18 years of age when the asylum application is submitted.

b) is applying for asylum in their own right; and

c) is separated from both parents and is not being cared for by an adult who in law or by custom has responsibility to do so.

352ZE. Limited leave to remain should be granted for a period of 30 months or until the child is 17 ½ years of age whichever is shorter, provided that the Secretary of State is satisfied that the requirements in paragraph 352ZC are met.

352ZF. Limited leave granted under this provision will cease if

a) any one or more of the requirements listed in paragraph 352ZC cease to be met, or

b) a misrepresentation or omission of facts, including the use of false documents, were decisive for the grant of leave under 352ZE.

352A. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the spouse civil partner of a refugee are that:

(i) the applicant is married to or the civil partner of a person who is currently a refugee granted status as such under the immigration rules in the United Kingdom ; and

(ii) the marriage or civil partnership did not take place after the person granted asylum left the country of his former habitual residence in order to seek asylum; an

(iii) the applicant would not be excluded from protection by virtue of article 1F of the United Nations Convention and Protocol relating to the Status of Refugees if he were to seek asylum in his own right; and

(iv) each of the parties intends to live permanently with the other as his or her spouse civil partner and the marriage is subsisting; and

(v) if seeking leave to enter, the applicant holds a valid United Kingdom entry clearance for entry in this capacity.

352AA. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the unmarried or the same-sex partner of a refugee are that:

(i) the applicant is the unmarried or same-sex partner of a person who is currently a refugee granted status as such under the immigration rules in the United Kingdom and was granted that status in the UK on or after 9th October 2006; and

(ii) the parties have been living together in a relationship akin to either a marriage or a civil partnership which has subsisted for two years or more; and

(iii) the relationship existed before the person granted asylum left the country of his former habitual residence in order to seek asylum; and

(iv) the applicant would not be excluded from protection by virtue of paragraph 334(iii) or

(v) of these Rules or article 1F of the Geneva Convention if he were to seek asylum in his own right; and

(vi) each of the parties intends to live permanently with the other as his or her unmarried or same-sex partner and the relationship is subsisting; and

(vii) if seeking leave to enter, the applicant holds a valid United Kingdom entry clearance for entry in this capacity.

(viii) the parties are not involved in a consanguineous relationship with one another; and

352B. Limited leave to enter the United Kingdom as the spouse civil partner of a refugee may be granted provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom as the spouse of a refugee may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 352A (i) - (v) are met.

352BA Limited leave to enter the United Kingdom as the unmarried or same-sex partner of a refugee may be granted provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom as the unmarried or same sex partner of a refugee may be granted provided the

Secretary of State is satisfied that each of the requirements of paragraph 352AA (i) - (vii) are met.

352C. Limited leave to enter the United Kingdom as the spouse civil partner of a refugee is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Limited leave to remain as the spouse civil partner of a refugee is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 352A (i) - (v) are met.

352CA Limited leave to enter the United Kingdom as the unmarried or same-sex partner of a refugee is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Limited leave to remain as the unmarried or same sex partner of a refugee is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 352AA (i) - (vi) are met.

352D. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom in order to join or remain with the parent who is currently a refugee granted status as such under the immigration rules in the United Kingdom are that the applicant:

(i) is the child of a parent who is currently a refugee granted status as such under the immigration rules in the United Kingdom; and

(ii) is under the age of 18, and

(iii) is not leading an independent life, is unmarried and is not a civil partner, and has not formed an independent family unit; and

(iv) was part of the family unit of the person granted asylum at the time that the person granted asylum left the country of his habitual residence in order to seek asylum; and

(v) would not be excluded from protection by virtue of article 1F of the United Nations Convention and Protocol relating to the Status of Refugees if he were to seek asylum in his own right; and

(vi) if seeking leave to enter, holds a valid United Kingdom entry clearance for entry in this capacity.

352E. Limited leave to enter the United Kingdom as the child of a refugee may be granted provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom as the child of a refugee may be granted provided the Secretary of State is satisfied that each of the requirements of paragraph 352D (i) - (v) are met.

352F. Limited leave to enter the United Kingdom as the child of a refugee is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Limited leave to remain as the child of a refugee is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 352D (i) - (v) are met.

352FA. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the spouse or civil partner of a person who is currently a beneficiary of humanitarian protection granted under the immigration rules in the United Kingdom and was granted that status on or after 30 August 2005 are that:

(i) the applicant is married to or the civil partner of a person who is currently a beneficiary of humanitarian protection granted under the immigration rules and was granted that status on or after 30 August 2005; and

(ii) the marriage or civil partnership did not take place after the person granted humanitarian protection left the country of his former habitual residence in order to seek asylum in the UK; and

(iii) the applicant would not be excluded from a grant of humanitarian protection for any of the reasons in paragraph 339D; and

(iv) each of the parties intend to live permanently with the other as his or her spouse or civil partner and the marriage or civil partnership is subsisting; and

(v) if seeking leave to enter, the applicant holds a valid United Kingdom entry clearance for entry in this capacity.

352FB. Limited leave to enter the United Kingdom as the spouse or civil partner of a person granted humanitarian protection may be granted provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom as the spouse or civil partner of a person granted humanitarian protection may be granted provided the Secretary of State is satisfied that each of the requirements in sub paragraphs 352FA(i) - (iv) are met.

352FC. Limited leave to enter the United Kingdom as the spouse or civil partner of a person granted humanitarian protection is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Limited leave to remain as the spouse or civil partner of a person granted humanitarian protection is to be refused if the Secretary of State is not satisfied that each of the requirements in sub paragraphs 352FA (i) - (iv) are met.

352FD. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the unmarried or same-sex partner of a person who is currently a beneficiary of humanitarian protection granted under the immigration rules in the United Kingdom are that:

(i) the applicant is the unmarried or same-sex partner of a person who is currently a beneficiary of humanitarian protection granted under the immigration rules and was granted that status on or after 9th October 2006; and

(ii) the parties have been living together in a relationship akin to either a marriage or a civil partnership which has subsisted for two years or more; and

(iii) the relationship existed before the person granted humanitarian protection left the country of his former habitual residence in order to seek asylum; and

(iv) the applicant would not be excluded from a grant of humanitarian protection for any of the reasons in paragraph 339D; and

(v) each of the parties intends to live permanently with the other as his or her unmarried or same-sex partner and the relationship is subsisting; and

(vi) the parties are not involved in a consanguineous relationship with one another; and

(vii) if seeking leave to enter, the applicant holds a valid United Kingdom entry clearance for entry in this capacity.

352FE. Limited leave to enter the United Kingdom as the unmarried or same-sex partner of a person granted humanitarian protection may be granted provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom as the unmarried or same sex partner of a person granted humanitarian protection may be granted provided the Secretary of State is satisfied that each of the requirements in subparagraphs 352FD (i) - (vi) are met.

352FF. Limited leave to enter the United Kingdom as the unmarried or same-sex partner of a person granted humanitarian protection is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Limited leave to remain as the unmarried or same sex partner of a person granted humanitarian protection is to be refused if the Secretary of State is not satisfied that each of the requirements in sub paragraphs 352FD(i) - (vi) are met.

352FG. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom in order to join or remain with their parent who is currently a beneficiary of humanitarian protection granted under the immigration rules in the United Kingdom and was granted that status on or after 30 August 2005 are that the applicant:

(i) is the child of a parent who is currently a beneficiary of humanitarian protection granted under the immigration rules in the United Kingdom and was granted that status on or after 30 August 2005; and

(ii) is under the age of 18, and

(iii) is not leading an independent life, is unmarried or is not in a civil partnership, and has not formed an independent family unit; and

(iv) was part of the family unit of the person granted humanitarian protection at the time that the person granted humanitarian protection left the country of his habitual residence in order to seek asylum in the UK; and

(v) would not be excluded from a grant of humanitarian protection for any of the reasons in paragraph 339D; and

(vi) if seeking leave to enter, holds a valid United Kingdom entry clearance for entry in this capacity.

352FH. Limited leave to enter the United Kingdom as the child of a person granted humanitarian protection may be granted provided a valid United Kingdom entry clearance for entry in this capacity is produced to the Immigration Officer on arrival. Limited leave to remain in the United Kingdom as the child of a person granted humanitarian protection may be granted provided the Secretary of State is satisfied that each of the requirements in sub paragraphs 352FG (i) -(v) are met.

352FI. Limited leave to enter the United Kingdom as the child of a person granted humanitarian protection is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival. Limited leave to remain as the child of a person granted humanitarian protection is to be refused if the Secretary of State is not satisfied that each of the requirements in sub paragraphs 352FG (i) -(v) are met.

352FJ. Nothing in paragraphs 352A-352FI shall allow a person to be granted leave to enter or remain in the United Kingdom as the spouse or civil partner, unmarried or same sex partner or child of a refugee, or of a person granted humanitarian protection under the immigration rules in the United Kingdom on or after 30 August 2005, if the refugee or, as the case may be, person granted humanitarian protection, is a British Citizen.

Interpretation

352G. For the purposes of this Part:

(a) "Geneva Convention" means the United Nations Convention and Protocol relating to the Status of Refugees;

(b) "Country of return" means a country or territory listed in paragraph 8(c) of Schedule 2 of the Immigration Act 1971;

(c) "Country of origin" means the country or countries of nationality or, for a stateless person, or former habitual residence.

Back to top

Immigration Rules
Part 11A

Temporary Protection

Definition of Temporary Protection Directive

354. For the purposes of paragraphs 355 to 356B, "Temporary Protection Directive" means Council Directive 2001/55/EC of 20 July 2001 regarding the giving of temporary protection by Member States in the event of a mass influx of displaced persons.

Grant of temporary protection

355. An applicant for temporary protection will be granted temporary protection if the Secretary of State is satisfied that:

(i) the applicant is in the United Kingdom or has arrived at a port of entry in the United Kingdom; and

(ii) the applicant is a person entitled to temporary protection as defined by, and in accordance with, the Temporary Protection Directive; and

(iii) the applicant does not hold an extant grant of temporary protection entitling him to reside in another Member State of the European Union. This requirement is subject to the provisions relating to dependants set out in paragraphs 356 to 356B and to any agreement to the contrary with the Member State in question; and

(iv) the applicant is not excluded from temporary protection under the provisions in paragraph 355A.

355A. An applicant or a dependant may be excluded from temporary protection if:

(i) there are serious reasons for considering that:

(a) he has committed a crime against peace, a war crime, or a crime against humanity, as defined in the international instruments drawn up to make provision in respect of such crimes; or

(b) he has committed a serious non-political crime outside the United Kingdom prior to his application for temporary protection; or

(c) he has committed acts contrary to the purposes and principles of the United Nations, or

(ii) there are reasonable grounds for regarding the applicant as a danger to the security of the United Kingdom or, having been convicted by a final judgment of a particularly serious crime, to be a danger to the community of the United Kingdom.

Consideration under this paragraph shall be based solely on the personal conduct of the applicant concerned. Exclusion decisions or measures shall be based on the principle of proportionality.

355B. If temporary protection is granted to a person who has been given leave to enter or remain (whether or not the leave has expired) or to a person who has entered without leave, the Secretary of State will vary the existing leave or grant limited leave to remain.

355C. A person to whom temporary protection is granted will be granted limited leave to enter or remain, which is not to be subject to a condition prohibiting employment, for a period not exceeding 12 months. On the expiry of this period, he will be entitled to apply for an extension of this limited leave for successive periods of 6 months thereafter.

355D. A person to whom temporary protection is granted will be permitted to return to the United Kingdom from another Member State of the European Union during the period of a mass influx of displaced persons as established by the Council of the European Union pursuant to Article 5 of the Temporary Protection Directive.

355E. A person to whom temporary protection is granted will be provided with a document in a language likely to be understood by him in which the provisions relating to temporary protection and which are relevant to him are set out. A person with temporary protection will also be provided with a document setting out his temporary protection status.

355F. The Secretary of State will establish and maintain a register of those granted temporary protection. The register will record the name, nationality, date and place of birth and marital status of those granted temporary protection and their family relationship to any other person who has been granted temporary protection.

355G. If a person who makes an asylum application is also eligible for temporary protection, the Secretary of State may decide not to consider the asylum application until the applicant ceases to be entitled to temporary protection.

Dependants

356. In this part:

"dependant" means a family member or a close relative.

"family member" means:

(i) the spouse or civil partner of an applicant for, or a person who has been granted, temporary protection; or

(ii) the unmarried or same-sex partner of an applicant for, or a person who has been granted, temporary protection where the parties have been living together in a relationship akin to marriage which has subsisted for 2 years or more; or

(iii) the minor child (who is unmarried and not a civil partner); of an applicant for, or a person who has been granted, temporary protection or his spouse,

who lived with the principal applicant as part of the family unit in the country of origin immediately prior to the mass influx.

"close relative" means:

(i) the adult child (who is unmarried and not a civil partner), parent or grandparent of an applicant for, or person who has been granted, temporary protection; or

(ii) sibling (who is unmarried and not a civil partner or the uncle or aunt of an applicant for, or person who has been granted, temporary protection, who lived with the principal applicant as part of the family unit in the country of origin immediately prior to the mass influx and was wholly or mainly dependent upon the principal applicant at that time, and would face extreme hardship if reunification with the principal applicant did not take place.

356A. A dependant may apply for temporary protection. Where the dependant falls within paragraph 356 and does not fall to be excluded under paragraph 355A, he will be granted temporary protection for the same duration and under the same conditions as the principal applicant.

356B. When considering any application by a dependant child, the Secretary of State shall take into consideration the best interests of that child.

Back to top

Immigration Rules
Part 11B

Asylum

Reception Conditions for non-EU asylum applicants

357. Part 11B only applies to asylum applicants (within the meaning of these Rules) who are not nationals of a member State.

Information to be provided to asylum applicants

357A. The Secretary of State shall inform asylum applicants in a language they may reasonably be supposed to understand and within a reasonable time after their claim for asylum has been recorded of the procedure to be followed, their rights and obligations during the procedure, and the possible consequences of non-compliance and non-co-operation. They shall be informed of the likely timeframe for consideration of the application and the means at their disposal for submitting all relevant information.

358. The Secretary of State shall inform asylum applicants within a reasonable time not exceeding fifteen days after their claim for asylum has been recorded of the benefits and services that they may be eligible to receive and of the rules and procedures with which they must comply relating to them. The Secretary of State shall also provide information on non-governmental organisations and persons that provide legal assistance to asylum applicants and which may be able to help asylum applicants or provide information on available benefits and services.

358A The Secretary of State shall ensure that the information referred to in paragraph 358 is available in writing and, to the extent possible, will provide the information in a language that asylum applicants may reasonably be supposed to understand. Where appropriate, the Secretary of State may also arrange for this information to be supplied orally.

Information to be provided by asylum applicants

358B An asylum applicant must notify the Secretary of State of his current address and of any change to his address or residential status. If not notified beforehand, any change must be notified to the Secretary of State without delay after it occurs.

The United Nations High Commissioner for Refugees

358C. A representative of the United Nations High Commissioner for Refugees (UNHCR) or an organisation working in the United Kingdom on behalf of the UNHCR pursuant to an agreement with the government shall:

(a) have access to applicants for asylum, including those in detention;

(b) have access to information on individual applications for asylum, on the course of the procedure and on the decisions taken on applications for asylum, provided that the applicant for asylum agrees thereto;

(c) be entitled to present his views, in the exercise of his supervisory responsibilities under Article 35 of the Geneva Convention, to the Secretary of State regarding individual applications for asylum at any stage of the procedure.

This paragraph shall also apply where the Secretary of State is considering revoking a person's refugee status in accordance with these Rules.

Documentation

359 The Secretary of State shall ensure that, within three working days of recording an asylum application, a document is made available to that asylum applicant, issued in his own name, certifying his status as an asylum applicant or testifying that he is allowed to remain in the United Kingdom while his asylum application is pending. For the avoidance of doubt, in cases where the Secretary of State declines to examine an application it will no longer be pending for the purposes of this rule.

359A The obligation in paragraph 359 above shall not apply where the asylum applicant is detained under the Immigration Acts, the Immigration and Asylum Act 1999 or the Nationality, Immigration and Asylum Act 2002.

359B A document issued to an asylum applicant under paragraph 359 does not constitute evidence of the asylum applicant's identity.

359C In specific cases the Secretary of State or an Immigration Officer may provide an asylum applicant with evidence equivalent to that provided under rule 359. This might be, for example, in circumstances in which it is only possible or desirable to issue a time-limited document.

Right to request permission to take up employment

360 An asylum applicant may apply to the Secretary of State for permission to take up employment if a decision at first instance has not been taken on the applicant's asylum application within one year of the date on which it was recorded. The Secretary of State shall only consider such an application if, in the Secretary of State’s opinion, any delay in reaching a decision at first instance cannot be attributed to the applicant.

360A If permission to take up employment is granted under paragraph 360, that permission will be subject to the following restrictions:

(i) employment may only be taken up in a post which is, at the time an offer of employment is accepted, included on the list of shortage occupations published by the United Kingdom Border Agency (as that list is amended from time to time);

(ii) no work in a self-employed capacity; and

(iii) no engagement in setting up a business.

360B If an asylum applicant is granted permission to take up employment under paragraph 360 this shall only be until such time as his asylum application has been finally determined.

360C Where an individual makes further submissions which raise asylum grounds and which fall to be considered under paragraph 353 of these Rules, that individual may apply to the Secretary of State for permission to take up employment if a decision pursuant to paragraph 353 of these Rules has not been taken on the further submissions within one year of the date on which they were recorded. The Secretary of State shall only consider such an application if, in the Secretary of State's opinion, any delay in reaching a decision pursuant to paragraph 353 of these Rules cannot be attributed to the individual.

360D If permission to take up employment is granted under paragraph 360C, that permission will be subject to the following restrictions:

(i) employment may only be taken up in a post which is, at the time an offer of employment is accepted, included on the list of shortage occupations published by the United Kingdom Border Agency (as that list is amended from time to time);

(ii) no work in a self-employed capacity; and

(iii) no engagement in setting up a business.

360E Where permission to take up employment is granted pursuant to paragraph 360C, this shall only be until such time as:

(i) a decision has been taken pursuant to paragraph 353 that the further submissions do not amount to a fresh claim; or

(ii) where the further submissions are considered to amount to a fresh claim for asylum pursuant to paragraph 353, all rights of appeal from the immigration decision made in consequence of the rejection of the further submissions have been exhausted.

Interpretation

361 For the purposes of this Part -

(a) 'working day' means any day other than a Saturday or Sunday, a bank holiday, Christmas day or Good Friday;

(b) 'member State' has the same meaning as in Schedule 1 to the European Communities Act 1972.

Back to top

Immigration Rules
Part 12

Procedure and rights of appeal

Fresh Claims

353. When a human rights or asylum claim has been refused or withdrawn or treated as withdrawn under paragraph 333C of these Rules and any appeal relating to that claim is no longer pending, the decision maker will consider any further submissions and, if rejected, will then determine whether they amount to a fresh claim. The submissions will amount to a fresh claim if they are significantly different from the material that has previously been considered. The submissions will only be significantly different if the content:

(i) had not already been considered; and

(ii) taken together with the previously considered material, created a realistic prospect of success, notwithstanding its rejection.

This paragraph does not apply to claims made overseas.

353A. Consideration of further submissions shall be subject to the procedures set out in these Rules. An applicant who has made further submissions shall not be removed before the Secretary of State has considered the submissions under paragraph 353 or otherwise.

Exceptional Circumstances

353B. Where further submissions have been made and the decision maker has established whether or not they amount to a fresh claim under paragraph 353 of these Rules, or in cases with no outstanding further submissions whose appeal rights have been exhausted and which are subject to a review, the decision maker will also have regard to the migrant's:

(i) character, conduct and associations including any criminal record and the nature of any offence of which the migrant concerned has been convicted;

(ii) compliance with any conditions attached to any previous grant of leave to enter or remain and compliance with any conditions of temporary admission or immigration bail where applicable;

(iii) length of time spent in the United Kingdom spent for reasons beyond the migrant's control after the human rights or asylum claim has been submitted or refused; in deciding whether there are exceptional circumstances which mean that removal from the United Kingdom is no longer appropriate.

This paragraph does not apply to submissions made overseas.

This paragraph does not apply where the person is liable to deportation.

Back to top

Immigration Rules
Part 13

Deportation

A deportation order

A362. Where Article 8 is raised in the context of deportation under Part 13 of these Rules, the claim under Article 8 will only succeed where the requirements of these rules as at 28 July 2014 are met, regardless of when the notice of intention to deport or the deportation order, as appropriate, was served.

362. A deportation order requires the subject to leave the United Kingdom and authorises his detention until he is removed. It also prohibits him from re-entering the country for as long as it is in force and invalidates any leave to enter or remain in the United Kingdom given him before the Order is made or while it is in force.

363. The circumstances in which a person is liable to deportation include:

(i) where the Secretary of State deems the person's deportation to be conducive to the public good;

(ii) where the person is the spouse or civil partner or child under 18 of a person ordered to be deported; and

(iii) where a court recommends deportation in the case of a person over the age of 17 who has been convicted of an offence punishable with imprisonment.

363A. Prior to 2 October 2000, a person would have been liable to deportation in certain circumstances in which he is now liable to administrative removal. However, such a person remains liable to deportation, rather than administrative removal where:

(i) a decision to make a deportation order against him was taken before 2 October 2000; or

(ii) the person has made a valid application under the Immigration (Regularisation Period for Overstayers) Regulations 2000.

Deportation of family members

364. DELETED

364A. DELETED

365. deportation order has been made. The Secretary of State will not normally decide to deport the spouse or civil partner of a deportee under section 5 of the Immigration Act 1971 where:

(i) he has qualified for settlement in his own right; or

(ii) he has been living apart from the deportee.

366. The Secretary of State will not normally decide to deport the child of a deportee “under section 5 of the Immigration Act 1971 where:

(i) he and his mother or father are living apart from the deportee; or

(ii) he has left home and established himself on an independent basis; or

(iii) he married or formed a civil partnership before deportation came into prospect.

367.DELETED

368. DELETED

Right of appeal against destination

369. DELETED

Restricted right of appeal against deportation in cases of breach of limited leave

370. DELETED

Exemption to the restricted right of appeal

371. DELETED

372. DELETED

A deportation order made on the recommendation of a Court

373. DELETED

Where deportation is deemed to be conducive to the public good

374. DELETED

375. DELETED

Hearing of appeals

376. DELETED

377. DELETED

378. DELETED

Persons who have claimed asylum

379. DELETED

379A. DELETED

380. DELETED

Procedure

381. When a decision to make a deportation order has been taken (otherwise than on the recommendation of a court) a notice will be given to the person concerned informing him of the decision.

382. Following the issue of such a notice the Secretary of State may authorise detention or make an order restricting a person as to residence, employment or occupation and requiring him to report to the police, pending the making of a deportation order.

383. DELETED

384. DELETED

Arrangements for removal

385. A person against whom a deportation order has been made will normally be removed from the United Kingdom. The power is to be exercised so as to secure the person's return to the country of which he is a national, or which has most recently provided him with a travel document, unless he can show that another country will receive him. In considering any departure from the normal arrangements, regard will be had to the public interest generally, and to any additional expense that may fall on public funds.

386. DELETED

Supervised departure

387. DELETED

Returned deportees

388. Where a person returns to the UK when a deportation order is in force against him, he may be deported under the original order. The Secretary of State will consider every such case in the light of all the relevant circumstances before deciding whether to enforce the order.

Returned family members

389. Persons deported in the circumstances set out in paragraphs 365-368 above (deportation of family members) may be able to seek re-admission to the United Kingdom under the Immigration Rules where:

(i) a child reaches 18 (when he ceases to be subject to the deportation order); or

(ii) in the case of a spouse or civil partner, the marriage or civil partnership comes to an end.

Revocation of deportation order

390. An application for revocation of a deportation order will be considered in the light of all the circumstances including the following:

(i) the grounds on which the order was made;

(ii) any representations made in support of revocation;

(iii) the interests of the community, including the maintenance of an effective immigration control;

(iv) the interests of the applicant, including any compassionate circumstances.

390A. Where paragraph 398 applies the Secretary of State will consider whether paragraph 399 or 399A applies and, if it does not, it will only be in exceptional circumstances that the public interest in maintaining the deportation order will be outweighed by other factors.

391. In the case of a person who has been deported following conviction for a criminal offence, the continuation of a deportation order against that person will be the proper course:

(a) in the case of a conviction for an offence for which the person was sentenced to a period of imprisonment of less than 4 years, unless 10 years have elapsed since the making of the deportation order when, if an application for revocation is received, consideration will be given on a case by case basis to whether the deportation order should be maintained, or

(b) in the case of a conviction for an offence for which the person was sentenced to a period of imprisonment of at least 4 years, at any time,

Unless, in either case, the continuation would be contrary to the Human Rights Convention or the Convention and Protocol Relating to the Status of Refugees, or there are other exceptional circumstances that mean the continuation is outweighed by compelling factors.

391A. In other cases, revocation of the order will not normally be authorised unless the situation has been materially altered, either by a change of circumstances since the order was made, or by fresh information coming to light which was not before the appellate authorities or the Secretary of State. The passage of time since the person was deported may also in itself amount to such a change of circumstances as to warrant revocation of the order.

392. Revocation of a deportation order does not entitle the person concerned to re-enter the United Kingdom; it renders him eligible to apply for admission under the Immigration Rules. Application for revocation of the order may be made to the Entry Clearance Officer or direct to the Home Office.

Rights of appeal in relation to a decision not to revoke a deportation order

393. DELETED

394. DELETED

395. DELETED

396. Where a person is liable to deportation the presumption shall be that the public interest requires deportation. It is in the public interest to deport where the Secretary of State must make a deportation order in accordance with section 32 of the UK Borders Act 2007.

397. A deportation order will not be made if the person's removal pursuant to the order would be contrary to the UK's obligations under the Refugee Convention or the Human Rights Convention. Where deportation would not be contrary to these obligations, it will only be in exceptional circumstances that the public interest in deportation is outweighed.

Deportation and Article 8

A398. These rules apply where:

(a) a foreign criminal liable to deportation claims that his deportation would be contrary to the United Kingdom’s obligations under Article 8 of the Human Rights Convention;

(b) a foreign criminal applies for a deportation order made against him to be revoked.

398. Where a person claims that their deportation would be contrary to the UK's obligations under Article 8 of the Human Rights Convention, and

(a) the deportation of the person from the UK is conducive to the public good and in the public interest because they have been convicted of an offence for which they have been sentenced to a period of imprisonment of at least 4 years;
(b) the deportation of the person from the UK is conducive to the public good and in the public interest because they have been convicted of an offence for which they have been sentenced to a period of imprisonment of less than 4 years but at least 12
months; or
(c) the deportation of the person from the UK is conducive to the public good and in the public interest because, in the view of the Secretary of State, their offending has caused serious harm or they are a persistent offender who shows a particular disregard for the law,

the Secretary of State in assessing that claim will consider whether paragraph 399 or 399A applies and, if it does not, the public interest in deportation will only be outweighed by other factors where there are very compelling circumstances over and above those described in paragraphs 399 and 399A.

399. This paragraph applies where paragraph 398 (b) or (c) applies if –

(a) the person has a genuine and subsisting parental relationship with a child under the age of 18 years who is in the UK, and

(i) the child is a British Citizen; or
(ii) the child has lived in the UK continuously for at least the 7 years immediately preceding the date of the immigration decision; and in either case
(a) it would be unduly harsh for the child to live in the country to which the person is to be deported; and
(b) it would be unduly harsh for the child to remain in the UK without the person who is to be deported; or

(b) the person has a genuine and subsisting relationship with a partner who is in the UK and is a British Citizen or settled in the UK, and

(i) the relationship was formed at a time when the person (deportee) was in the UK lawfully and their immigration status was not precarious; and

(ii) it would be unduly harsh for that partner to live in the country to which the person is to be deported, because of compelling circumstances over and above those described in paragraph EX.2. of Appendix FM; and

(iii) it would be unduly harsh for that partner to remain in the UK without the person who is to be deported.

399A. This paragraph applies where paragraph 398(b) or (c) applies if –
(a) the person has been lawfully resident in the UK for most of his life; and

(b) he is socially and culturally integrated in the UK; and

(c) there would be very significant obstacles to his integration into the country to which it is proposed he is deported.

399B. Where an Article 8 claim from a foreign criminal is successful:

(a) in the case of a person who is in the UK unlawfully or whose leave to enter or remain has been cancelled by a deportation order, limited leave may be granted for periods not exceeding 30 months and subject to such conditions as the Secretary of State considers appropriate;

(b) in the case of a person who has not been served with a deportation order, any limited leave to enter or remain may be curtailed to a period not exceeding 30 months and conditions may be varied to such conditions as the Secretary of State considers appropriate;

(c) indefinite leave to enter or remain may be revoked under section 76 of the 2002 Act and limited leave to enter or remain granted for a period not exceeding 30 months subject to such conditions as the Secretary of State considers appropriate;

(d) revocation of a deportation order does not confer entry clearance or leave to enter or remain or re-instate any previous leave.

399C. Where a foreign criminal who has previously been granted a period of limited leave under this Part applies for further limited leave or indefinite leave to remain his deportation remains conducive to the public good and in the public interest notwithstanding the previous grant of leave.

399D. Where a foreign criminal has been deported and enters the United Kingdom in breach of a deportation order enforcement of the deportation order is in the public interest and will be implemented unless there are very exceptional circumstances.

400. Where a person claims that their removal under paragraphs 8 to 10 of Schedule 2 to the Immigration Act 1971, section 10 of the Immigration and Asylum Act 1999 or section 47 of the Immigration, Asylum and Nationality Act 2006 would be contrary to the UK's obligations under Article 8 of the Human Rights Convention, the Secretary of State may require an application under paragraph 276ADE(1) (private life) or under paragraphs R-LTRP.1.1.(a), (b) and (d), R-LTRPT.1.1.(a), (b) and (d) and EX.1. of Appendix FM (family life as a partner or parent) of these rules. Where an application is not required, in assessing that claim the Secretary of State or an immigration officer will, subject to paragraph 353, consider that claim against the requirements to be met (except the requirement to make a valid application) under paragraph 276ADE(1) (private life) or paragraphs R-LTRP.1.1.(a), (b) and (d), R-LTRPT.1.1.(a), (b) and (d) and EX.1. of Appendix FM (family life as a partner or parent) of these rules as appropriate and if appropriate the removal decision will be cancelled.

Back to top

Immigration Rules
Part 14

Stateless persons

Definition of a stateless person

401. For the purposes of this Part a stateless person is a person who:

(a) satisfies the requirements of Article 1(1) of the 1954 United Nations Convention relating to the Status of Stateless Persons, as a person who is not considered as a national by any State under the operation of its law;

(b) is in the United Kingdom; and

(c) is not excluded from recognition as a Stateless person under paragraph 402.

Exclusion from recognition as a stateless person

402. A person is excluded from recognition as a stateless person if there are serious reasons for considering that they:

(a) are at present receiving from organs or agencies of the United Nations, other than the United Nations High Commissioner for Refugees, protection or assistance, so long as they are receiving such protection or assistance;

(b) are recognised by the competent authorities of the country of their former habitual residence as having the rights and obligations which are attached to the possession of the nationality of that country;

(c) have committed a crime against peace, a war crime, or a crime against humanity, as defined in the international instruments drawn up to make provisions in respect of such crimes;

(d) have committed a serious non-political crime outside the UK prior to their arrival in the UK;

(e) have been guilty of acts contrary to the purposes and principles of the United Nations.

Requirements for limited leave to remain as a stateless person

403. The requirements for leave to remain in the United Kingdom as a stateless person are that the applicant:

(a) has made a valid application to the Secretary of State for limited leave to remain as a stateless person;

(b) is recognised as a stateless person by the Secretary of State in accordance with paragraph 401;

(c) is not admissible to their country of former habitual residence or any other country; and

(d) has obtained and submitted all reasonably available evidence to enable the Secretary of State to determine whether they are stateless.

Refusal of limited leave to remain as a stateless person

404. An applicant will be refused leave to remain in the United Kingdom as stateless person if:

(a) they do not meet the requirements of paragraph 403;

(b) there are reasonable grounds for considering that they are:

(i) a danger to the security of the United Kingdom;

(ii) a danger to the public order of the United Kingdom; or

(c) their application would fall to be refused under any of the grounds set out in paragraph 322 of these Rules.

Grant of limited leave to remain to a stateless person

405. Where an applicant meets the requirements of paragraph 403 they may be granted limited leave to remain in the United Kingdom for a period not exceeding 30 months.

Curtailment of limited leave to remain as a stateless person

406. Limited leave to remain as a stateless person under paragraph 405 may be curtailed where the stateless person is a danger to the security or public order of the United Kingdom or where leave would be curtailed pursuant to paragraph 323 of these Rules.

Requirements for indefinite leave to remain as a stateless person

407. The requirements for indefinite leave to remain as a stateless person are that the applicant:

(a) has made a valid application to the Secretary of State for indefinite leave to remain as a stateless person;

(b) was last granted limited leave to remain as a stateless person inaccordance with paragraph 405;

(c) has spent a continuous period of five years in the United Kingdom with lawful leave, except that any period of overstaying for a period of 28 days or less will be disregarded;

(d) continues to meet the requirements of paragraph 403.

Grant of indefinite leave remain as a stateless person

408. Where an applicant meets the requirements of paragraph 407 they may be granted indefinite leave to remain.

Refusal of indefinite leave to remain as a stateless person

409. An applicant will be refused indefinite leave to remain if:

(a) the applicant does not meet the requirements of paragraph 407;

(b) there are reasonable grounds for considering that the applicant is:

(i) a danger to the security of the United Kingdom;

(ii) a danger to the public order of the United Kingdom; or

(c) the application would fall to be refused under any of the grounds set out in paragraph 322 of these Rules.

Requirements for limited leave to enter or remain as the family member of a stateless person

410. For the purposes of this Part a family member of a stateless person means their:

(a) spouse;

(b) civil partner;

(c) unmarried or same sex partner with whom they have lived together in a subsisting relationship akin to marriage or a civil partnership for two years or more;

(d) child under 18 years of age who:

(i) is not leading an independent life;

(ii) is not married or a civil partner; and

(iii) has not formed an independent family unit.

411. The requirements for leave to enter or remain in the United Kingdom as the family member of a stateless person are that the applicant:

(a) has made a valid application to the Secretary of State for leave to enter or remain as the family member of a stateless person;

(b) is the family member of a person granted leave to remain under paragraphs 405 or 408;

(c) if seeking leave to enter, holds a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter or remain as the family member of a stateless person

412. A family member will be refused leave to enter or remain if:

(a) they do not meet the requirements of paragraph 411;

(b) there are reasonable grounds for considering that:

(i) they are a danger to the security of the United Kingdom;

(ii) they are a danger to the public order of the United Kingdom; or

(c) their application would fall to be refused under any of the grounds set out in paragraph 320, 321 or 322 of these Rules.

Grant of leave to enter or remain as the family member of a stateless person

413. A person who meets the requirements of paragraph 411 may be granted leave to enter or remain for a period not exceeding 30 months.

Curtailment of limited leave to enter or remain as the family member of a stateless person

414. Limited leave to remain as the family member of a stateless person under paragraph 413 may be curtailed where the family member is a danger to the security or public order of the United Kingdom or where leave would be curtailed pursuant to paragraph 323 of these Rules.

Requirements for indefinite leave to remain as the family member of a statelessperson

415. The requirements for indefinite leave to remain as the family member of a stateless person are that the applicant:

(a) has made a valid application to the Secretary of State for indefinite leave to remain as the family member of a stateless person;

(b) was last granted limited leave to remain as a family member of a stateless person in accordance with paragraph 413; and

(i) is still a family member of a stateless person; or

(ii) is over 18 and was last granted leave as the family member of a stateless person; and

(a) is not leading an independent life;

(b) is not married or a civil partner; and

(c) has not formed an independent family unit.

(c) has spent a continuous period of five years with lawful leave in the United Kingdom, except that any period of overstaying for a period of 28 days or less will be disregarded.

Refusal of indefinite leave to remain as the family member of a stateless person

416. An applicant will be refused indefinite leave to remain as a family member of a stateless person if:

(a) they do not meet the requirements of paragraph 415;

(b) there are reasonable grounds for considering that:

(i) they are a danger to the security of the United Kingdom;

(ii) they are a danger to the public order of the United Kingdom; or

(c) the application would fall to be refused under any of the grounds set out in paragraph 322 of these Rules.

Back to top

Immigration Rules
Appendix 1

Visa requirements for the United Kingdom

1. Subject to paragraph 2 below, the following persons need a visa for the United Kingdom:

(a) Nationals or citizens of the following countries or territorial entities:

- Afghanistan
- Albania
- Algeria
- Angola
- Armenia
- Azerbaijan
- Bahrain (except those referred to in sub-paragraph 2(w) of this Appendix)
- Bangladesh
- Belarus
- Benin
- Bhutan
- Bolivia
- Bosnia Herzegovina
- Burkina Faso
- Burma
- Burundi
- Cambodia
- Cameroon
- Cape Verde
- Central African Republic
- Chad
- People's Republic of China (except those referred to in sub-paragraphs 2(d) and (e) of this Appendix)
- Colombia

- Comoros
- Congo
- Cuba
- Democratic Republic of the Congo
- Djibouti
- Dominican Republic
- Ecuador
- Egypt
- Equatorial Guinea
- Eritrea
- Ethiopia
- Fiji
- Gabon
- Gambia
- Georgia
- Ghana
- Guinea
- Guinea Bissau
- Guyana
- Haiti
- India
- Indonesia
- Iran
- Iraq
- Ivory Coast
- Jamaica
- Jordan
- Kazakhstan
- Kenya
- Korea (North)

- Kuwait (except those referred to in sub-paragraph 2(r) of this Appendix)
- Kyrgyzstan
- Laos
- Lebanon
- Lesotho
- Liberia
- Libya
- Macedonia
- Madagascar
- Malawi
- Mali
- Mauritania
- Moldova
- Mongolia
- Morocco
- Mozambique
- Nepal
- Niger
- Nigeria
- Oman (except those referred to in sub-paragraphs 2(j) and (u) of this Appendix)
- Pakistan
- Peru
- Philippines
- Qatar (except those referred to in sub-paragraph 2(k) and (u) of this Appendix)
- Russia
- Rwanda
- Sao Tome e Principe
- Saudi Arabia
- Senegal
- Serbia

- Sierra Leone
- Somalia
- South Africa
- South Sudan
- Sri Lanka
- Sudan
- Surinam
- Swaziland
- Syria
- Taiwan (except those referred to in sub-paragraph 2(h) of this Appendix)
- Tajikistan
- Tanzania
- Thailand
- Togo
- Tunisia
- Turkey (except those referred to in sub-paragraph 2(q) of this Appendix)
- Turkmenistan
- Uganda
- Ukraine
- United Arab Emirates (except those referred to in sub-paragraph 2(l) and (u) of this Appendix)
- Uzbekistan
- Venezuela
- Vietnam
- Yemen
- Zambia
- Zimbabwe
- The territories formerly comprising the socialist Federal Republic of Yugoslavia

(b) Persons who hold passports or travel documents issued by the former Soviet Union or by the former Socialist Federal Republic of Yugoslavia.

(c) Stateless persons.

(d) Persons travelling on any document other than a national passport, regardless of whether the document is issued by, or evidences nationality of, a state not listed in paragraph (a), except where that document has been issued by the UK.

2. The following persons do not need a visa for the United Kingdom:

(a) those who qualify for admission to the United Kingdom as returning residents in accordance with paragraph 18;

(b) those who seek leave to enter the United Kingdom within the period of their earlier leave and for the same purpose as that for which that leave was granted, unless it

(i) was for a period of six months or less; or

(ii) was extended by statutory instrument or by section 3C of the Immigration Act 1971 (inserted by section 3 of the Immigration and Asylum Act 1999);

(c) DELETED

(d) those nationals or citizens of the People's Republic of China holding passports issued by Hong Kong Special Administrative Region;

(e) those nationals or citizens of the People's Republic of China holding passports issued by Macao Special Administrative Region;

(f) those who arrive in the United Kingdom with leave to enter which is in force but which was given before arrival, so long as those in question arrive within the period of their earlier leave and for the same purpose as that for which leave was granted, unless that leave -

(i) was for a period of six months or less, or

(ii) was extended by statutory instrument or by section 3C of the Immigration Act 1971 (inserted by section 3 of the Immigration and Asylum Act 1999);

(g) DELETED

(h) those nationals or citizens of Taiwan who hold a passport by Taiwan that includes the number of the identification card issued by the competent authority in Taiwan in it.

(i) DELETED

(j) those nationals or citizens of Oman, who hold diplomatic and special passports issued by oman when travelling to the UK for the purpose of a general visit in accordance with paragraph 41,

(k) those nationals or citizens of Qatar who hold diplomatic and special passports issued by Qatar when travelling to the UK for the purpose of a general visit in accordance with paragraph 41,

(l) those nationals or citizens of the United arab emirates who hold diplomatic and special passports issued by the United arab emirates when travelling to the UK for the purpose of a general visit in accordance with paragraph 41.

(m) DELETED.

(n) DELETED.

(o) DELETED.

(p) DELETED.

(q) those nationals or citizens of Turkey, who hold diplomatic passports issued by Turkey when travelling to the UK for the purpose of a general visit in accordance with paragraph 41.

(r) those nationals of Kuwait who hold diplomatic and special passports issued by Kuwait when travelling to the UK for the purpose of a general visit in accordance with paragraph 41.

(s) for the period beginning with 4 March 2014 and ending with 3 August 2014, nationals or citizens of the countries or territorial entities listed in paragraph 1 who hold a XX (20th) Commonwealth Games Identity and Accreditation Card issued by the Organising Committee of the Commonwealth Games (Glasgow 2014 Ltd) save for those who are accredited under (and whose card indicates accreditation under) category code WKF or S,

(t) for the period beginning with 4 August 2014 and ending with 3 September 2014 nationals or citizens of the countries or territorial entities listed in paragraph 1 who hold a Commonwealth Games Identity and Accreditation Card issued by Glasgow 2014 Ltd unless

> (i) the holder is accredited under (and the card indicates accreditation under) category code WKF or S; or
>
> (ii) the holder had not had leave to enter, leave to remain or entry clearance under paragraph 56ZC or 56ZF at any time during the period beginning with 4 March 2014 and ending with 3 August 2014

(u) those passport holders of Oman, Qatar or the United Arab Emirates who hold and use an Electronic Visa Waiver (EVW) Document in accordance with paragraphs 3 to 9. Where the passport holder does not hold and use an EVW Document in accordance with paragraphs 3 to 9, the passport holder is a visa national and requires entry clearance.

(v) persons who hold Service, Temporary Service and Diplomatic passports issued by the Holy See.

(w) those nationals or citizens of Bahrain who hold diplomatic and special passports issued by Bahrain when travelling to the UK for the purpose of a general visit in accordance with paragraph 41.

Exception where the applicant holds an Electronic Visa Waiver Document (Oman, Qatar and United Arab Emirates passport holders only)

3. To obtain an Electronic Visa Waiver ("EVW") Document, a person (the "holder") or their agent must provide the required biographic and travel information at the Visa4UK website established by the United Kingdom Government at http://www.visa4uk.fco.gov.uk/home/evw. The EVW Document must also specify:

(a) the flight, train or ship on which the holder intends to arrive in the United Kingdom, including the port of departure and arrival, and the scheduled date and time of departure and arrival, unless (b) or (c) applies;

(b) where the holder is seeking to arrive in the UK by entering a control zone in France or Belgium or supplementary control zone in France, the train or ship on which the holder intends to arrive in the United Kingdom, including:

(i) the railway station or port where the holder enters the control zone or supplementary control zone and from which the holder intends to depart for the United Kingdom, and

(ii) the railway station or port at which the holder intends to leave the train or ship after arrival in the United Kingdom, and

(iii) the scheduled date and time of departure from, and of arrival at, the specified railway stations or ports; or

(c) where the holder intends to cross the land border from the Republic of Ireland to the United Kingdom by train, car or any other means, the place at which it is intended to cross and the intended date and time of arrival in the United Kingdom.

When the EVW Document is issued it must be printed in a legible form and in English.

4. An EVW Document is only valid if issued at least 48 hours before the holder departs on a flight, train or ship to the United Kingdom or crosses the United Kingdom land border from the Republic of Ireland by train, car or any other means. An EVW Document may not be issued more than 3 months before the date of the holder's scheduled departure to the United Kingdom as specified on the EVW Document or, where the holder intends to cross the land border with the Republic of Ireland, before the intended date of the holder's arrival in the United Kingdom as specified on the EVW Document.

5. An EVW Document relates to one person and may only be used for one application for leave to enter the United Kingdom or, where applicable, one crossing of the land

border from the Republic of Ireland. A child must have a separate EVW Document.

6. The holder must present the EVW Document to an Immigration Officer on request upon the holder's arrival in the United Kingdom or, where the holder is seeking to arrive in the United Kingdom by entering a control zone in France or Belgium or a supplementary control zone in France, upon arrival in that zone. The EVW Document must be surrendered to an Immigration Officer upon request.

7. The holder will be a visa national, and so will require entry clearance, if the biographic details on the EVW Document do not match those on the valid national passport also presented by the holder to the Immigration Officer.

8. The holder will be a visa national, and so will require entry clearance, unless:

(a) the holder travels on the flight, train or ship specified on the EVW Document; or

(b) save where paragraphs (c) or (d) apply, the holder travels on a different flight, train or ship which departs from the same port and arrives at the same United Kingdom port as specified on the EVW Document, and which departs after the departure time specified on the EVW Document but arrives in the United Kingdom no more than 8 hours after the arrival time specified on the EVW Document; or

(c) where the holder is seeking to arrive in the United Kingdom by entering a control zone in France or Belgium or a supplementary control zone in France, the holder travels on a different ship or train which departs from the same railway station or port and arrives in the same United Kingdom railway station or port as specified on the EVW Document, and which departs after, but no more than 8 hours after, the departure time specified on the EVW Document; or

(d) where the holder is seeking to arrive in the United Kingdom by crossing the land border from the Republic of Ireland, the holder crosses the border at the time specified on the EVW Document or no more than 8 hours after the time specified on the EVW Document.

9. For the purposes of paragraphs 3, 6 and 8, "control zone" means a control zone defined by Article 2(1) and Schedule 1 to the Channel Tunnel (International Arrangements) Order 1993 (SI 1993/1813) and Article 2 of the Nationality Immigration and Asylum Act 2002 (Juxtaposed Controls) Order 2003 (SI 2003/2818), and "supplementary control zone" means a supplementary control zone defined by Article 2(1) and Schedule 1 to the Channel Tunnel (International Agreements) Order 1993 (SI 1993/1813).

Back to top

Immigration Rules
Appendix 2

Countries or territories whose nationals or citizens are relevant foreign nationals for the purposes of Part 10 of these Rules

Registration with the police

- Afghanistan
- Algeria
- Argentina
- Armenia
- Azerbaijan
- Bahrain
- Belarus
- Bolivia
- Brazil
- China
- Colombia
- Cuba
- Egypt
- Georgia
- Iran
- Iraq
- Israel
- Jordan
- Kazakhstan
- Kuwait
- Kyrgyzstan
- Lebanon
- Libya
- Moldova
- Morocco
- North Korea
- Oman
- Palestine
- Peru
- Qatar
- Russia
- Saudi Arabia
- Sudan
- Syria
- Tajikistan
- Tunisia
- Turkey
- Turkmenistan
- United Arab Emirates
- Ukraine

- Uzbekistan
- Yemen

Back to top

Immigration Rules
Appendix 6

Disciplines for which an Academic Technology Approval Scheme certificate from the Counter-Proliferation Department of the Foreign and Commonwealth Office is required for the purposes of paragraphs 245ZV and 245ZX of these Rules

1. Doctorate or Masters by research:

Subjects allied to Medicine:

JACs codes beginning

B1 - Anatomy, Physiology and Pathology

B2 - Pharmacology, Toxicology and Pharmacy

B9 - Others in subjects allied to Medicine

Biological Sciences:

JACs codes beginning

C1 - Biology

C2 - Botany

C4 - Genetics

C5 - Microbiology

C7 - Molecular Biology, Biophysics and Biochemistry

C9 - Others in Biological Sciences

Veterinary Sciences, Agriculture and related subjects:

JACs codes beginning

D3 - Animal Science

D9 - Others in Veterinary Sciences, Agriculture and related subjects

Physical Sciences:

JACs codes beginning

F1 - Chemistry

F2 - Materials Science

F3 - Physics

F5 - Astronomy

F8 - Physical and Terrestrial Geographical and Environmental Sciences
F9 - Others in Physical Sciences

Mathematical and Computer Sciences:

JACs codes beginning

G1 - Mathematics
G2 - Operational Research
G4 - Computer Science
G7 - Artificial Intelligence
G9 - Others in Mathematical and Computing Sciences

Engineering:

JACs codes beginning

H1 - General Engineering
H2 - Civil Engineering
H3 - Mechanical Engineering
H4 - Aerospace Engineering
H5 - Naval Architecture
H6 - Electronic and Electrical Engineering
H7 - Production and Manufacturing Engineering
H8 - Chemical, Process and Energy Engineering
H9 - Others in Engineering

Technologies:

JACs codes beginning

J2 - Metallurgy
J4 - Polymers and Textiles
J5 - Materials Technology not otherwise specified
J7 - Industrial Biotechnology
J9 - Others in Technology

2. Taught Masters:

F2 - Materials Science
F3 - Physics (including Nuclear Physics)
H3 - Mechanical Engineering
H4 - Aerospace Engineering
J5 - Materials Technology/Materials Science not otherwise specified

For courses commencing on or after 1 January 2012

1. Doctorate or Masters by Research:

JACs codes beginning:

G0 - Mathematical and Computer Sciences
I1 - Computer Science
I4 - Artificial Intelligence
I9 - Others in Computer Science

2. Taught Masters:

H8 - Chemical, Process and Energy Engineering

Back to top

Immigration Rules
Appendix 7

Statement of Written Terms and Conditions of employment required in paragraphs 159A(v), 159D(iv) and 159EA(iii)

Statement of the terms and conditions of employment of an overseas domestic worker in a private household in the United Kingdom

This form must be completed and signed by the employer, signed by the overseas domestic worker and submitted with the entry clearance application or with the leave to remain application as required by paragraphs 159A(v), 159D(iv) and 159EA(iii) of the Immigration Rules.

Please complete this form in capitals

Name of employee:

Name of employer:

1. Job Title:

2. Duties/Responsibilities:

3. Date of start of employment in the UK:

4. Employer's address in the UK:

5. Employee's address in the UK (if different from 4 please explain):

6. Employee's place of work in the UK (if different from 4 please explain):

7. Rate of Pay per week/month:

Note: By signing this document, the employer is declaring that the employee will be paid in accordance with the National Minimum Wage Act 1998 and any Regulations made under it for the duration of the employment.

8. Hours of work per day/week:

Free periods per day:
Free periods per week:

9. Details of sleeping accommodation:

10. Details of Holiday entitlement:

11. Ending the employment:

Employee must give ..... weeks notice if he/she decides to leave his/her job.

Employee is entitled to ..... weeks notice if the employer decides to dismiss him/her.

Employee is employed on a fixed-term contract until (date) [if applicable].

Signed ..... Date ..... (Employer)

I confirm that the above reflects my conditions of employment:

Signed ..... Date ..... (Employee)

Back to top

Immigration Rules
Appendix A

Attributes

This is a consolidated version of the current Immigration Rules

Attributes for Tier 1 (Exceptional Talent) Migrants

1. An applicant applying for entry clearance, leave to remain or indefinite leave to remain as a Tier 1 (Exceptional Talent) Migrant must score 75 points for attributes.

2. Available points are shown in Table 1.

3. Notes to accompany the table are shown below the table.

Table 1

Applications for entry clearance and leave to remain where the applicant does not have, or has not last had, leave as a Tier 1 Exceptional Talent) Migrant

Criterion	Points
Endorsed by Designated Competent Body according to that Body's criteria as set out in Appendix L.	75

All other applications for entry clearance and leave to remain and applications for indefinite leave to remain

Criterion	Points
(i) During his most recent period of leave as a Tier 1 (Exceptional Talent) Migrant, the applicant has earned money in the UK as a result of employment or self-employment in his expert field as previously endorsed by a Designated Competent Body; and (ii) That Designated Competent Body has not withdrawn its endorsement of the applicant.	75

Notes

Tier 1 (Exceptional Talent) Limit

4. (a) The Secretary of State shall be entitled to limit the total number of Tier 1 (Exceptional Talent) endorsements Designated Competent Bodies may make in support of successful applications, for entry clearance and leave to remain in a particular period, to be referred to as the Tier 1 (Exceptional Talent) Limit.

(b) The Tier 1 (Exceptional Talent) Limit is 1,000 endorsements in total per year (beginning on 6 April and ending on 5 April) which will be allocated to the Designated Competent Bodies as follows:

(i) 250 endorsements to The Arts Council for the purpose of endorsing applicants with exceptional talent in the fields of arts and culture;

(ii) 250 endorsements to The Royal Society for the purpose of endorsing applicants with exceptional talent in the fields of natural sciences and medical science research;

(iii) 150 endorsements to The Royal Academy of Engineering for the purpose of endorsing applicants with exceptional talent in the field of engineering

(iv) 150 endorsements to The British Academy for the purpose of endorsing applicants with exceptional talent in the fields of humanities and social sciences; and

(v) 200 endorsements to Tech City UK for the purpose of endorsing applicants with exceptional talent in the field of digital technology.

(c) The Tier 1 (Exceptional Talent) Limit will be operated according to the practice set out in paragraph 5 below.

(d) If a Designated Competent Body chooses to transfer part of its unused allocation of endorsements to another Designated Competent Body by mutual agreement of both bodies and the Secretary of State, the allocations of both bodies will be adjusted accordingly and the adjusted allocations will be published on the visas and immigration pages of the gov.uk website.

5. (a) Before an applicant applies for entry clearance or leave to remain (unless he has, or last had, leave as a Tier 1 (Exceptional Talent) Migrant), he must make an application for a Designated Competent Body endorsement, and this application must:

(i) be made to the UK Border Agency using the specified form,

(ii) state which Designated Competent Body he wishes to endorse his application, and

(iii) provide the specified evidence set out in Appendix L.

(b) A number of endorsements will be made available for each Designated Competent Body, as follows:

(i) From 6 April to 30 September each year, half that body's allocated endorsements under paragraph 4 above.

(ii) From 1 October to 5 April each year, that body's remaining unused allocated endorsements under paragraph 4 above.

(c) Unused endorsements will not be carried over from one year to the next.

(d) If a Designated Competent Body endorses an application for an endorsement, the applicant subsequently uses that endorsement to make an application for entry clearance or leave to remain which is refused, and that refusal is not subsequently overturned, the used endorsement will be returned to the number of endorsements available for the relevant Designated Competent Body, providing the end of the period (6 April to 5 April) to which it relates has not yet passed.

(e) An application for a Designated Competent Body endorsement will be refused if the Designated Competent Body has reached or exceeded the number of endorsements available to it.

(f) The number of endorsements available for each Designated Competent Body to endorse Tier 1 (Exceptional Talent) applicants in a particular period, will be reduced by one for each Croatian national that body endorses in that period for the purposes of applying to be deemed a highly skilled person under the Accession of Croatia (Immigration and Worker Authorisation) Regulations 2013.

Endorsement by the relevant Designated Competent Body

6. Points will only be awarded in an application for entry clearance or leave to remain (except where the applicant has, or last had, leave as a Tier 1 (Exceptional Talent) Migrant) for an endorsement from the relevant Designated Competent Body if:

(a) the applicant provides a valid approval letter from the UK Border Agency for a Designated Competent Body endorsement, which was granted to him no more than three months before the date of the application for entry clearance or leave to remain, and

(b) the endorsement has not been withdrawn by the relevant Designated Competent Body at the time the application is considered by the UK Border Agency.

Money earned in the UK

6A. Points will only be awarded for money earned in the UK if the applicant provides the following specified documents:

(a) If the applicant is a salaried employee, the specified documents are at least one of the following:

(i) payslips confirming his earnings, which must be either:

(1) original formal payslips issued by the employer and showing the employer's name, or

(2) accompanied by a letter from the applicant's employer, on company headed paper and signed by a senior official, confirming the payslips are authentic;

or

(ii) personal bank statements on official bank stationery, showing the payments made to the applicant; or

(iii) electronic bank statements, which either:

(1) are accompanied by a supporting letter from the bank on company headed paper confirming that the documents are authentic, or

(2) bear the official stamp of the issuing bank on every page of the document;

or

(iv) an official tax document produced by HM Revenue & Customs or the applicant's employer, which shows earnings on which tax has been paid or will be paid in a tax year, and is either:

(1) a document produced by HM Revenue & Customs that shows details of declarable taxable income on which tax has been paid or will be paid in a tax year, such as a tax refund letter or tax demand,

(2) a P60 document produced by an employer as an official return to HM Revenue & Customs, showing details of earnings on which tax has been paid in a tax year, or

(3) a document produced by a person, business, or company as an official return to HM Revenue & Customs, showing details of earnings on which tax has been paid or will be paid in a tax year, and which has been approved, registered, or stamped by HM Revenue & Customs;

or

(v) Dividend vouchers, confirming the gross and net dividend paid by a company to the applicant, normally from its profits. The applicant must provide a separate dividend voucher or payment advice slip for each dividend payment.

(b) If the applicant has worked in a self-employed capacity, the specified documents are at least one of the following:

(i) A letter from the applicant's accountant (who must be either a fully qualified chartered accountant or a certified accountant who is a member of a registered body in the UK), on headed paper, which shows a breakdown of the gross and net earnings. The letter should give a breakdown of salary, dividends, profits, tax

credits and dates of net payments earned. If the applicant's earnings are a share of the net profit of the company, the letter should also explain this; or

(ii) Company or business accounts that meet statutory requirements and clearly show:

(1) the net profit of the company or business made over the earnings period to be assessed,

(2) both a profit and loss account (or income and expenditure account if the organisation is not trading for profit), and

(3) a balance sheet signed by a director;

or

(iii) If the applicant has worked as a sponsored researcher, a letter on official headed paper to the applicant from the institution providing the funding, which confirms:

(1) the applicant's name,

(2) the name of the sponsoring institution providing the funding,

(3) the name of the host institution where the applicant's sponsored research is based,

(4) the title of the post, and

(5) details of the funding provided.

(c) All applicants must also provide at least one of the following specified documents:

(i) A contract of service or work between the applicant and a UK employer or UK institution which indicates the field of work he has undertaken; or

(ii) A letter from a UK employer or UK institution on its official headed paper, confirming that the applicant has earned money in his expert field.

Attributes for Tier 1 (General) Migrants

7. An applicant applying for leave to remain or indefinite leave to remain as a Tier 1 (General) Migrant must score 75 points for attributes, if the applicant has, or has had, leave as a Highly Skilled Migrant, as a Writer, Composer or Artist, Self-employed Lawyer, or as a Tier 1 (General) Migrant under the rules in place before 19 July 2010, and has not been granted leave in any categories other than these under the rules in place since 19 July 2010.

8. An applicant applying for leave to remain or indefinite leave to remain as a Tier 1 (General) Migrant who does not fall within the scope of paragraph 7 above or paragraph 9 below must score 80 points for attributes.

9. An applicant applying for indefinite leave to remain as a Tier 1 (General) Migrant is not required to score points for attributes if he:

(a) received a Highly Skilled Migrant Programme approval letter issued on the basis of an application made before 7 November 2006,

(b) was subsequently granted entry clearance or leave to remain on the basis of that letter, and

(c) has not since been granted entry clearance or leave to remain in any category other than as a Highly Skilled Migrant or Tier 1 (General) Migrant.

10. Available points are shown in Table 2 and Table 3 below. only one set of points will be awarded per column in each table. For example, points will only be awarded for one qualification.

11. Notes to accompany Table 2 and Table 3 appear below Table 3.

Table 2 - Applications for leave to remain and indefinite leave to remain where the applicant has, or has had, leave as a Highly Skilled Migrant, as a Writer, Composer or Artist, Self-employed Lawyer, or as a Tier 1 (General) Migrant under the rules in place before 6 April 2010, and has not been granted leave in any categories other than these since 6 April 2010

Qualification	Points	Previous earnings	Points	UK experience	Points	Age (at date of application for first grant)	Points
Bachelor's degree (see paragraph 13 below)	30	£16,000-£17,999.99 (see paragraph 18 below)	5	If £16,000 or more of the previous earnings for which points are claimed were earned in the UK	5	Under 28 years of age	20
Master's degree	35	£18,000-£19,999.99 (see paragraph 18 below)	10	If £16,000 or more of the previous earnings for which points are claimed were earned in the UK		28 or 29 years of age	10

PhD	50	£20,000-£22,999.99	15			30 or 31 years of age	5
		£23,000-£25,999.99	20				
		£26,000-£28,999.99	25				
		£29,000-£31,999.99	30				
		£32,000-£34,999.99	35				
		£35,000-£39,999.99	40				
		£40,000 or more	45				

Table 3 - All other applications for leave to remain and indefinite leave to remain

Qualification	Points	Previous earnings	Points	UK experience	Points	Age (at date of application for first grant)	Points
Bachelor's degree	30		5	If £25,000 or more of the previous earnings for which points are claimed were earned in the UK	5	Under 30 years of age	20

Master's degree	35	£30,000-£34,999.99	15			30 to 34 years of age	10
PhD	45	£35,000-£39,999.99	20			35 to 39 years of age	5
		£40,000-£49,999.99	25				
		£50,000-£54,999.99	30				
		£55,000-£64,999.99	35				
		£65,000-£74,999.99	40				
		£75,000-£149,999.99	45				
		£150,000 or more	80				

Notes

12. Qualifications and/or earnings will not be taken into account if the applicant was in breach of the UK's immigration laws at the time those qualifications were studied for or those earnings were made.

Qualifications: notes

13. An applicant will be awarded no points for a Bachelor's degree if:

(a) his last grant of entry clearance was as a Tier 1 (General) Migrant under the rules in place between 31 March 2009 and 5 April 2010, or

(b) (i) he has had leave to remain as a Tier 1 (General) Migrant under the rules in place between 31 March 2009 and 5 April 2010, and

(ii) his previous entry clearance, leave to enter or leave to remain before that leave was not as a Highly skilled Migrant, as a Writer, Composer or artist, as a self-employed lawyer, or as a Tier 1 (General) Migrant.

14. The specified documents in paragraph 14-SD must be provided as evidence of the qualification, unless the applicant has, or was last granted, leave as a Highly skilled Migrant or a Tier 1 (General) Migrant and previously scored points for the same qualification in respect of which points are being claimed in this application.

14-SD. (a) The specified documents in paragraph 14 are:

(i) The original certificate of award of the qualification, which clearly shows the:

(1) applicant's name,
(2) title of the award,
(3) date of the award, and
(4) name of the awarding institution,

or

(ii) if:

(1) the applicant is awaiting graduation having successfully completed his degree, or
(2) the applicant no longer has the certificate and the institution who issued the certificate is unable to produce a replacement,

an original academic reference from the institution that is awarding the degree together with an original academic transcript, unless (d) applies.

(b) The academic reference referred to in (a)(ii) must be on the official headed paper of the institution and clearly show the:

(1) applicant's name,
(2) title of award,
(3) date of award, confirming that it has been or will be awarded, and
(4) either the date that the certificate will be issued (if the applicant has not yet graduated) or confirmation that the institution is unable to re-issue the original certificate or award.

(c) The academic transcript referred to in (a)(ii) must be on the institution's official paper and must show the:

(1) applicant's name,
(2) name of the academic institution,
(3) course title, and
(4) confirmation of the award.

(d) If the applicant cannot provide his original certificate for one of the reasons given in (a)(ii) and is claiming points for a qualification with a significant research bias, such as a doctorates,

an academic transcript is not required, providing the applicant provides an academic reference which includes all the information detailed in (b) above.

(e) Where an applicant cannot find details of his academic qualification on the points based calculator on the visas and immigration pages of the gov.uk website, he must, in addition to the document or documents in (a), provide an original letter or certificate from UK NARIC confirming the equivalency of the level of his qualification.

(f) Where an applicant cannot find details of his professional or vocational qualification on the points based calculator, he must, in addition to the document or documents in (a), provide an original letter from the appropriate UK professional body confirming the equivalence to UK academic levels of his qualification, which clearly shows:

(1) the name of the qualification, including the country and awarding body, and

(2) confirmation of which UK academic level this qualification is equivalent to.

15. Points will only be awarded for an academic qualification if an applicant's qualification is deemed by the national academic recognition information Centre for the United Kingdom (UK NARIC) to meet or exceed the recognised standard of a Bachelor?s or Master's degree or a PhD, as appropriate, in the UK.

16. Points will also be awarded for vocational and professional qualifications that are deemed by UK NARIC or the appropriate UK professional body to be equivalent to a Bachelor's or Master's degree or a PhD in the UK.

17. If the applicant has, or was last granted, leave as a Tier 1 (General) Migrant or a Highly skilled Migrant and the qualification for which points are now claimed was, in the applicant's last successful application for leave or for a Highly Skilled Migrant Programme approval letter, assessed to be of a higher level than now indicated by UK NARIC, the higher score of points will be awarded in this application too.

Previous earnings: notes

18. An applicant will be awarded no points for previous earnings of less than £20,000 if:

(a) his last grant of entry clearance was as a Tier 1 (General) Migrant under the rules in place between 31 March 2009 and 5 April 2010, or

(b) (i) he has had leave to remain as a Tier 1 (General) Migrant under the rules in place between 31 March 2009 and 5 April 2010, and

(ii) his previous entry clearance, leave to enter or leave to remain before that leave was not as a Highly Skilled Migrant, as a Writer, Composer or artist, as a self-employed lawyer, or as a Tier 1 (General) Migrant.

19. (a) In all cases, the applicant must provide at least two different types of the specified documents in paragraph 19-SD(a) from two or more separate sources as evidence for each source of previous earnings.

(b) If the applicant is claiming points for self-employed earnings made in the UK, he must also provide the specified documents in paragraph 19-SD(b) to show that:

(i) he is registered as self-employed,

(ii) he was registered as self-employed during the period(s) of self-employment used to claim points, and

(iii) he was paying Class 2 National Insurance contributions during the period(s) of self-employment used to claim points.

(c) Each piece of supporting evidence must support all the other evidence and, where appropriate, be accompanied by any information or explanation of the documents submitted, including further documents such as a letter of explanation from the applicant's accountant, so that together the documents clearly prove the earnings claimed.

(d) Full contact details must be provided for each supporting document for verification purposes.

(e) Where an applicant is providing bank statements as evidence, the bank statements provided must:

(i) be on official bank stationery, and must show each of the payments that the applicant is claiming, or

(ii) electronic bank statements, which either:

(1) are accompanied by a supporting letter from the bank on company headed paper confirming that the documents are authentic, or

(2) bear the official stamp of the issuing bank on every page of the statement.

(f) Where an applicant is providing official tax documents as evidence, the documents must be:

(i) a document produced by a tax authority that shows details of declarable taxable income on which tax has been paid or will be paid in a tax year (for example a tax refund letter or tax demand),

(ii) a document produced by an employer as an official return to a tax authority, showing details of earnings on which tax has been paid in a tax year (for example a P60 in the United Kingdom), or

(iii) a document produced by a person, business, or company as an official return to a tax authority, showing details of earnings on which tax has been paid or will be paid in a tax year, and which has been approved, registered, or stamped by the tax authority.

(g)

(i) Where an applicant is providing evidence from an accountant or accountancy firm, the accountant must be either a fully qualified chartered accountant or a certified accountant who is a member of a registered body.

(ii) If the earnings were for work done while the applicant was in the UK, such evidence must come from an accountant or accountancy firm in the UK who is a member of one of the following recognised supervisory bodies:

(1) The Institute of Chartered Accountants in England and Wales (ICAEW),
(2) The Institute of Chartered Accountants in Scotland (ICAS),
(3) The Institute of Chartered Accountants in Ireland (ICAI),
(4) The Association of Chartered Certified Accountants (ACCA),
(5) The Chartered Institute of Public Finance and Accountancy (CIPFA),
(6) The Institute of Financial Accountants (IFA),
(7) The Chartered Institute of Management Accountants (CIMA), or

(8) The Association of International Accountants (AIA).

(iii) If the earnings were made while the applicant was not in the UK, the evidence must come from an accountant or accountancy firm which meets the requirements in (ii) or appears on the list of full members given on the website of the International Federation of Accountants.

(h) If the applicant has exchanged some of his UK employment rights for shares as an employee-owner, the value of those shares will not be included when calculating the applicant's previous earnings.

(i) The Secretary of State must be satisfied that the earnings are from genuine employment. If the Secretary of State is not satisfied, points for those earnings will not be awarded.

(j) In making the assessment in paragraph 19(i), the Secretary of State will assess on the balance of probabilities and may take into account the following factors:

(i) the evidence the applicant has submitted;

(ii) whether the money appears to have been earned through genuine employment, rather than being borrowed, gifted, or otherwise shown in the applicant's financial transactions or records without being earned;

(iii) whether the business from which the earnings are claimed can be shown to exist and be lawfully and genuinely trading;

(iv) verification of previous earnings claims with declarations made in respect of the applicant to other Government Departments, including declarations made in respect of earnings claimed by the applicant in previous applications;

(v) the applicant's previous educational and business experience (or lack thereof) in relation to the claimed business activity;

(vi) the applicant's immigration history and previous activity in the UK;

(vii) where the nature of the applicant's employment or business requires him to have mandatory accreditation, registration or insurance, whether that accreditation, registration or insurance has been obtained;

(viii) any payments made by the applicant to other parties; and

(ix) any other relevant information.

(k) To support the assessment in paragraph 19(i), the Secretary of State may:

(i) request additional information and evidence, and refuse the application if the information or evidence is not provided. Any requested documents must be received by the Secretary of State at the address specified in the request within 28 calendar days of the date the request is sent, and

(ii) request the applicant attends an interview, and refuse the application if the applicant fails to comply with any such request without providing a reasonable explanation.

(l) The Secretary of State may decide not to carry out the assessment in paragraph 19(i) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.

19-SD. (a) The specified documents in paragraph 19(a) are:

(i) Payslips covering the whole period claimed, which must be either:

(1) original formal payslips issued by the employer and showing the employer's name, or

(2) accompanied by a letter from the applicant's employer, on the employer's headed paper and signed by a senior official, confirming the payslips are authentic;

(ii) Personal bank statements showing the payments made to the applicant;

(iii) A letter from the applicant's employer(s) during the period claimed (or in the case of winnings, the relevant awarding body), on company headed paper, which:

(1) is dated after the period for which earnings are being claimed, and

(2) clearly confirms the applicant's gross and net earnings during the period claimed, and the date and amount of each payment;

(iv) Official tax document produced by the relevant tax authority or employer, showing earnings on which tax has been paid or will be paid in a tax year;

(v) Dividend vouchers which show the amount of money paid by the company to the applicant, normally from its profits, and which confirm both the gross and net dividend paid. The applicant must provide a separate dividend voucher or payment advice slip for each dividend payment, to cover the whole period claimed;

(vi) If the applicant is claiming points for self-employed earnings, a letter from his accountant on headed paper, confirming that the applicant received the exact amount he is claiming, or the net profit to which he is entitled. This is a letter from the applicant's accountant on headed paper confirming the gross and net pay for the period claimed. The letter should give a breakdown of salary, dividends, profits, tax credits and dates of net payments earned. If the applicant's earnings are a share of the net profit of the company, the letter should also explain this;

(vii) Invoice explanations or payment summaries from the applicant's accountant, which include a breakdown of the gross salary, tax deductions and dividend payments made to the applicant, and which enable the UK Border Agency to check that the total gross salary and dividend payments correspond with the net payments into the applicant's personal bank account.

(viii) Company or business accounts that meet statutory requirements and clearly show:

(1) the net profit of the company or business made over the earnings period to be assessed,

(2) both a profit and loss account (or income and expenditure account if the organisation is not trading for profit), and

(3) a balance sheet signed by a director;

(ix) Business bank statements showing the payments made to the applicant;

(x) If the applicant provides a combination of bank statements and a letter or invoice summary from his accountant, he must also provide any invoices generated during the period for which earnings are being claimed.

(b) The specified documents in paragraph 19(b) are:

(i) If the applicant's National Insurance is paid by bill, the original bill from the billing period immediately before the application.

(ii) If the applicant's National Insurance is paid by direct debit, the most recent bank statement issued before the application, showing the direct debit payment of National Insurance to HM Revenue & Customs.

(iii) If the applicant has low earnings, an original small earnings exception certificate issued by HM Revenue & Customs for the most recent return date.

(iv) If the applicant has not yet received the documents in (i) to (iii), the original, dated welcome letter from HM Revenue & Customs containing the applicant's unique taxpayer reference number.

Period for assessment

20. Applicants should indicate in the application form for which 12-month period their earnings should be assessed.

21. (a) for all applicants the period for assessment of earnings must:

(i) consist of no more than 12 months which must run consecutively, and

(ii) fall within the 15 months immediately preceding the application.

(b) if the applicant:

(i) has been on maternity or adoption leave at some point within the 12 months preceding the application, and

(ii) has provided the specified documents, or where due to exceptional circumstances the specified documents in paragraph 21-SD are not available, has provided alternative documents which show that the circumstances provided for in (i) apply,

the applicant may choose for a period of no more than 12 months spent on maternity or adoption leave to be disregarded when calculating both the 12-month and 15-month period.

21-SD. (a) Where paragraph 21(b)(ii) states that specified documents must be provided, the applicant must provide:

(i) The document in (b) below, if it has been issued, and

(ii) If the document in (b) has been issued and is provided, the documents in either (c)(i) or (c)(ii) below, or

(iii) If the document in (b) has not been issued, the documents in both (c)(i) and (ii) below, or

(iv) If the applicant is unable to satisfy (ii) or (iii) above:

(1) the documents in either (b) or (c)(i) or (c)(ii),

(2) a satisfactory explanation as to why the other types of document cannot be provided, and

(3) one of the types of documents in (d) below.

The specified documents are:

(b) The original full birth certificate or original full certificate of adoption (as appropriate), containing the names of parents or adoptive parents of the child for whom the period of maternity or adoption-related absence was taken;

(c) (i) An original letter from the applicant's employer, on the company headed paper, which confirms the start and end dates of the period of maternity or adoption-related absence;

(ii) Original payslips or other payment or remittance documents, on the official letter-headed paper of the issuing authority, and covering the entire period for which the

maternity or adoption-related absence is being claimed and showing the statutory maternity or adoption payments to the applicant;

(d) One of the following documents, from an official source and which is independently verifiable:

(i) official adoption papers issued by the relevant authority;

(ii) any relevant medical documents

(iii) a relevant extract from a register of birth accompanied by an original letter from the issuing authority.

22. if the applicant has not indicated a period for assessment of earnings, or has indicated a period which does not meet the conditions in paragraph 21 above, their earnings will be assessed against the 12-month period immediately preceding their application, assuming the specified documents in paragraph 19-SD above have been provided. Where the specified documents in paragraph 19-SD above have not been provided, points will not be awarded for previous earnings.

Earnings

23. Earnings include, but are not limited to:

(a) salaries (includes full-time, part-time and bonuses),

(b) earnings derived through self-employment,

(c) earnings derived through business activities,

(d) statutory and contractual maternity pay, statutory and contractual adoption pay,

(e) allowances (such as accommodation, schooling or car allowances) which form part of an applicant's remuneration package and are specified in the applicant's payslips,

(f) dividends paid by a company in which the applicant is active in the day-to-day management, or where the applicant receives the dividend as part or all of their remuneration package,

(g) property rental income, where this constitutes part of the applicant's business, and

(h) payments in lieu of notice.

24. Where the earnings take the form of a salary or wages, they will be assessed before tax (i.e. gross salary).

25. Where the earnings are the profits of a business derived through self-employment or other business activities:

(a) the earnings that will be assessed are the profits of the business before tax. Where the applicant only has a share of the business, the earnings that will be assessed are the profits of the business before tax to which the applicant is entitled, and

(b) the applicant must be registered as self-employed in the UK, and must provide the specified evidence.

26. Earnings do not include unearned sources of income, such as:

(a) allowances (such as accommodation, schooling or car allowances) which are paid as reimbursement for monies the applicant has previously paid,

(b) any other allowances, unless part of the applicant's remuneration package and specified in the applicant's payslips,

(c) dividends, unless paid by a company in which the applicant is active in the day-to-day management, or unless the applicant receives the dividend as part or all of their remuneration package,

(d) property rental income, unless this constitutes part of the applicant's business,

(e) interest on savings and investments,

(f) funds received through inheritance,

(g) employer pension contributions or monies paid to the applicant as a pension,

(h) expenses where the payment constitutes a reimbursement for monies the applicant has previously outlaid,

(i) redundancy payment,

(j) sponsorship for periods of study,

(k) state benefits, or

(l) prize money or competition winnings, other than where they are directly related to the applicant's main profession or occupation.

Converting foreign currencies

27. Earnings in a foreign currency will be converted to pound sterling (£) using the closing spot exchange rate for the last day of the period for which the applicant has claimed earnings in that currency.

28. If the applicant's earnings fall either side of a period of maternity or adoption leave, earnings in a foreign currency will be converted to pounds sterling (£) using the closing spot exchange rate which exists:

(a) for the earnings earned before maternity or adoption leave, on the last day of the period before maternity leave, and

(b) for the earnings earned after maternity or adoption leave, on the last day of the period after maternity leave.

29. The spot exchange rate which will be used is that which appears on www.oanda.com*

30. Where the previous earnings claimed are in different currencies, any foreign currencies will be converted before being added together, and then added to any UK earnings, to give a total amount.

UK experience: notes

31. Previous earnings will not be taken into account for the purpose of awarding points for UK experience if the applicant was not physically present in the UK at the time those earnings were made.

32. Previous earnings will not be taken into account for the purpose of awarding points for UK experience if the applicant was physically present in the Isle of Man or the Channel Islands at the time those earnings were made.

Age: notes

33. if the applicant was first granted leave in the categories of Highly Skilled Migrant, Writer, Composer or Artist, Self-employed Lawyer or Tier 1 (General) Migrant and has not been granted leave in any category other than those listed here since the first grant of leave, points will be awarded based on the applicant's age at the date of the application for that first grant of leave. if the applicant has been granted leave since his first grant of leave in a category not listed in this paragraph, points will be awarded based on his age at the date of application for a grant of leave in a category listed in this paragraph where leave has not been granted in any category not listed in this paragraph between that grant of leave and the current application.

34. The specified documents in paragraph 34-SD must be provided as evidence of age.

34-SD. The specified documents in paragraph 34 are:

(i) The applicant's Biometric Residence Permit, which contains the date of approval of the last grant of leave and the age of the applicant; or

(ii) The applicant's current valid original passport or travel document containing the last entry clearance granted to the applicant.

Attributes for Tier 1 (Entrepreneur) Migrants

35. An applicant applying for entry clearance, leave to remain or indefinite leave to remain as a Tier 1 (Entrepreneur) Migrant must score 75 points for attributes.

36. Subject to paragraph 37, available points for applications for entry clearance or leave to remain are shown in Table 4.

36A. An applicant who is applying for leave to remain and has, or was last granted, entry clearance, leave to enter or leave to remain as:

(i) a Tier 4 Migrant,
(ii) a Student,
(iii) a Student Nurse,
(iv) a Student Re-sitting an Examination, or
(v) a Student Writing Up a Thesis,

will only be awarded points under the provisions in (b)(ii) or (b)(iii) in Table 4.

36B. An applicant who is applying for leave to remain and has, or was last granted, entry clearance, leave to enter or leave to remain as a Tier 1 (Post-Study Work) Migrant will only be awarded points under the provisions in (b)(ii), (b)(iii) or (d) in Table 4.

37. Available points are shown in Table 5 for an applicant who:

(a) has had entry clearance, leave to enter or leave to remain as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator in the 12 months immediately before the date of application, or

(b) is applying for leave to remain and has, or was last granted, entry clearance, leave to enter or leave to remain as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator.

38. Available points for applications for indefinite leave to remain are shown in Table 6.

39. (a) Notes to accompany Table 4 appear below Table 4.

(b) Notes to accompany Tables 4, 5 and 6 appear below Table 6.

40. In all cases, an applicant cannot use the same funds to score points for attributes under this Appendix and to score points for maintenance funds for himself or his dependants under Appendices C or E.

Table 4: Applications for entry clearance or leave to remain referred to in paragraph 36

Investment and business activity	Points
(a) The applicant has access to not less than £200,000, or (b) The applicant has access to not less than £50,000 from: (i) one or more registered venture capitalist firms regulated by the Financial	25

Conduct Authority (FCA), (ii) one or more UK Entrepreneurial seed funding competitions which is listed as endorsed on the UK Trade & Investment website, or (iii) one or more UK Government Departments, or Devolved Government Departments in Scotland, Wales or Northern Ireland, and made available by the Department(s) for the specific purpose of establishing or expanding a UK business, or (c) The applicant: (i) is applying for leave to remain, (ii) has, or was last granted, leave as a Tier 1 (Graduate Entrepreneur) Migrant, and (iii) has access to not less than £50,000, or (d) The applicant: (i) is applying for leave to remain, (ii) has, or was lasted granted, leave as a Tier 1 (Post-Study Work) Migrant, (iii) since before 11 July 2014 and up to the date of his application, has been continuously engaged in business activity which was not, or did not amount to, activity pursuant to a contract of service with a business other than his own and, during such period, has been continuously: (1) registered with HM Revenue & Customs as self-employed, or (2) registered with Companies House as a director of a new or an existing business. Directors who are on the list of disqualified directors provided by Companies House will not be awarded points, (iv) since before 11 July 2014 and up to the date of his application, has continuously been working in an occupation which appears on the list of occupations skilled to National Qualifications Framework level 4 or above, as stated in the Codes of Practice in Appendix J, and provides the specified evidence in paragraph 41-SD. "Working" in this context means that the core service his business provides to its customers or clients involves the business delivering a service in an occupation at this level. It excludes any work involved in administration, marketing or website functions for the business, and (v) has access to not less than £50,000.	
The money is held in one or more regulated financial institutions	25

The money is disposable in the UK If the applicant is applying for leave to remain, the money must be held in the UK.	25

Investment: notes

41. An applicant will only be considered to have access to funds if:

(a) The specified documents in paragraph 41-SD are provided to show cash money to the amount required (this must not be in the form of assets and, where multiple documents are provided, they must show the total amount required is available on the same date);

(b) The specified documents in paragraph 41-SD are provided to show that the applicant has permission to use the money to invest in a business in the UK;

(c) The money is either held in a UK regulated financial institution or is transferable to the UK; and

(d) The money will remain available to the applicant until such time as it is spent for the purposes of the applicant's business or businesses. The Secretary of State reserves the right to request further evidence or otherwise verify that the money will remain available, and to refuse the application if this evidence is not provided or it is unable to satisfactorily verify.

41-SD. The specified documents in Table 4 and paragraph 41, and associated definitions, are as follows:

(a) Where this paragraph refers to funding being available, unless stated otherwise, this means funding available to:

(i) the applicant;

(ii) the entrepreneurial team, if the applicant is applying under the provisions in paragraph 52 of this Appendix; or

(iii) the applicant's business.

(b) Where sub-paragraph (a)(iii) above applies and this paragraph refers to the applicant's business, the business must be a company and the applicant must be registered as a director of that business in the UK, and provide a Companies House document showing the address of the registered office in the UK, or head office in the UK if it has no registered office, and the applicant's name, as it appears on the application form, as a director.

(c) The specified documents to show evidence of the funding available to invest, whether from the applicant's own funds or from one or more third parties, are one or more of the following specified documents:

(i) A letter from each financial institution holding the funds, to confirm the amount of money available. Each letter must:

(1) be an original document and not a copy,

(2) be on the institution's headed paper,

(3) have been issued by an authorised official of that institution,

(4) have been produced within the three months immediately before the date of application,

(5) confirm that the institution is regulated by the appropriate body,

(6) state the applicant's name, and his team partner's name where relevant,

(7) show the account number and,

(8) state the date of the document,

(9) confirm the amount of money available from the applicant's own funds (if applicable) that are held in that institution,

(10) for money available from any third party (if applicable) that is held in that institution, confirm that the third party has informed the institution of the amount of money it intends to make available, and that the institution is not aware of the third party having promised to make that money available to any other person,

(11) confirm the name of each third party and their contact details, including their full address including postal code, and where available landline phone number and any email address, and

(12) confirm that if the money is not in an institution regulated by the Financial Conduct Authority (FCA) and the Prudential Regulation Authority (PRA), the money can be transferred into the UK; or

(ii) For money held in the UK only, a recent personal bank or building society statement from each UK financial institution holding the funds, which confirms the amount of money available. Each statement must satisfy the following requirements:

(1) the statements must be original documents and not copies;

(2) the bank or building society holding the money must be based in the UK and regulated by the Financial Conduct
Authority (FCA) and the Prudential Regulation Authority (PRA);

(3) the money must be in cash in the account, not Individual Savings Accounts or assets such as stocks and shares;

(4) the account must be in the applicant's own name only (or both names for an entrepreneurial team or where it is a joint account with the applicant's spouse, civil partner or partner as set out in paragraph 53 below), not in the name of a business or third party;

(5) each statement must be on the institution's official stationery showing the institution's name and logo, and confirm the applicant's name (and, where relevant, the applicant's entrepreneurial team partner's name), the account number and the date of the statement;

(6) each statement must have been issued by an authorised official of that institution and produced within the three months immediately before the date of the application; and

(7) if the statements are printouts of electronic statements, they must either be accompanied by a supporting letter from the bank, on the bank's headed paper, confirming the authenticity of the statements, or bear the official stamp of the bank in question on each page of the statement; or

(iii) For £50,000 from a Venture Capital firm, Seed Funding Competition or UK Government Department only, a recent letter from an accountant, who is a member of a recognised UK supervisory body, or other authorised official in the case of a UK Government Department, confirming the amount of money made available. Each letter must:

(1) be an original document and not a copy,

(2) be on the institution's official headed paper,

(3) have been issued by an accountant engaged by the Venture Capital firm, Seed Funding Competition or UK Government Department or other official of the UK Government Department authorised to provide the information,

(4) have been produced within the three months immediately before the date of the application,

(5) state the applicant's name, and his team partner's name where relevant, or the name of the applicant's business,

(6) state the date of the document,

(7) confirm the amount of money available to the applicant, the entrepreneurial team or the applicant's business from the Venture Capital firm, Seed funding competition or UK Government Department, and

(8) confirm the name of the Venture Capital firm, Seed funding competition or UK Government Department and the contact details of an official of that

organisation, including their full address, postal code and, where available, landline phone number and any email address,

(d) If the applicant is applying using money from a third party, he must provide all of the following specified documents, in addition to the specified documents in (c) above:

(i) An original written declaration from every third party that they have made the money available to invest in a business in the United Kingdom, containing:

(1) the names of the third party and the applicant (and his team partner's name where relevant), or the name of the applicant's business,

(2) the date of the declaration,

(3) the applicant's signature and the signature of the third party (and the signature of the applicant's team partner where relevant),

(4) the amount of money available in pounds sterling,

(5) the relationship(s) of the third party to the applicant,

(6) if the third party is a venture capitalist firm, confirmation of whether this body is registered with the Financial Conduct Authority (FCA) and its entry in the register includes a permission to arrange, deal in or manage investments, or to manage alternative investment funds,

(7) if the third party is a UK Seed Funding Competition, confirmation that the applicant, the entrepreneurial team or the applicant's business has been awarded money and that the competition is listed as endorsed on the UK Trade & Investment website, together with the amount of the award and naming the applicant, the entrepreneurial team or the applicant's business as a winner,

(8) if the third party is a UK Government Department, confirmation that it has made money available for the specific purpose of establishing or expanding a UK business, and the amount,

(9) if the third party is another business in which the applicant is self-employed or a director, evidence of the applicant's status within that business and that the applicant is the sole controller of that business's finances, or, where the applicant is not the sole controller, the letter must be signed by another authorised official of that business who is not the applicant, and

(10) confirmation that the money will remain available until such time as it is transferred to the applicant, the entrepreneurial team or the applicant's business.

and

(ii) A letter from a legal representative who is independent from the third party or third parties, confirming the validity of signatures on each third-party declaration provided, which confirms that the declaration(s) from the third party or parties contains the signatures of the people stated. It can be a single letter covering all third-party permissions, or several letters from several legal representatives. It must be an original letter and not a copy, and it must be from a legal representative permitted to practise in the country where the third party or the money is. The letter must clearly show the following:

(1) the name of the legal representative confirming the details,

(2) the registration or authority of the legal representative to practise legally in the country in which the permission or permissions was or were given,

(3) the date of the confirmation letter,

(4) the applicant's name (and the name of the applicant's team partner's name where relevant) and, where (b) applies, that the applicant is a director of the business named in each third-party declaration,

(5) the third party's name (which cannot be the legal representative themselves or their client),

(6) that the declaration from the third party is signed and valid, and

(7) if the third party is not a Venture Capitalist Firm, Seed Funding Competition or UK Government Department, the number of the third party or their authorised representative's identity document (such as a passport or national identity card), the place of issue and dates of issue and expiry.

(e) If the applicant is applying under the provisions in (d) in Table 4, he must also provide:

(i) his job title,

(ii) the Standard Occupational Classification (SOC) code of the occupation that the applicant has been working in since before 11 July 2014 up to the date of his application, which must appear on the list of occupations skilled to National Qualifications Framework level 4 or above, as stated in the Codes of Practice in Appendix J,

(iii) one or more of the following specified documents covering (either together or individually) a continuous period commencing before 11 July 2014 up to no earlier than three months before the date of his application:

(1) advertising or marketing material, including printouts of online advertising, that has been published locally or nationally, showing the applicant's name (and the name of the business if applicable) together with

the business activity or, where his business is trading online, confirmation of his ownership of the domain name of the business's website,

(2) article(s) or online links to article(s) in a newspaper or other publication showing the applicant's name (and the name of the business if applicable) together with the business activity,

(3) information from a trade fair, at which the applicant has had a stand or given a presentation to market his business, showing the applicant's name (and the name of the business if applicable) together with the business activity, or

(4) personal registration with a UK trade body linked to the applicant's occupation; and

(iv) one or more of the following documents showing trading, which must cover (either together or individually) a continuous period commencing before 11 July 2014 up to no earlier than three months before the date of his application:

(1) one or more contracts for service. If a contract is not an original the applicant must sign each page. Each contract must show:

(_a) the applicant's name and the name of the business,

(_b) the service provided by the applicant's business;

(_c) the name of the other party or parties involved in the contract and their contact details, including their full address, postal code and, where available, landline phone number and any email address; and

(_d) the duration of the contract; or

(2) one or more original letters from UK-regulated financial institutions with which the applicant has a business bank account, on the institution's headed paper, confirming the dates the business was trading during the period referred to at (iv) above; and

(v)

(1) if claiming points for being self-employed, the following specified documents to show the applicant's compliance with National Insurance requirements:

(_a) the original bills covering the continuous billing period during which the applicant claims to have been self-employed, if his Class 2 National Insurance is paid by bill;

(_b) bank statements covering the continuous period during which the applicant claims to have been self-employed, showing the direct

debit payment of Class 2 National Insurance to HM Revenue & Customs;

(_c) all original small earnings exception certificates issued to the applicant by HM Revenue & Customs covering the continuous tax period during which the applicant claims to have been self-employed, if he has low earnings; or

(_d) if applying before 31 January 2015, the original, dated welcome letter from HM Revenue & Customs containing the applicant's unique taxpayer reference number, if he has not yet become liable for paying National Insurance, or has not yet received the documents in (_c);

or

(2)

(_a) if claiming points for being a director of a UK company at the time of his application, a printout of a Current Appointment Report from Companies House, dated no earlier than three months before the date of the application, listing the applicant as a director of a company that is actively trading and not dormant, or struck-off, or dissolved or in liquidation, and showing the date of his appointment as a director of that company; and

(_b) if claiming points for being a director of a UK company other than the company referred to in (_a) above, at any time before the date of his application, a printout from Companies House of the applicant’s appointments history, showing that the applicant has held directorships continuously during the period in which he claims to have been a director;

and the evidence at (1) and (2) above must cover (either together or individually) a continuous period commencing before 11 July 2014 up to no earlier than three months before the date of his application, unless the applicant is claiming points for being self-employed at the time of his application and the evidence consists of documents issued by HM Revenue & Customs referred to at (v)(1)(_a), (_c) or (_d) above, in which case the applicant must submit the most recent document issued before the date of his application;

and

(vi) if the applicant is currently a director, the following evidence that his business has business premises in the UK and is subject to UK taxation:

(1) a printout of a Companies House document showing the address of the registered office in the UK, or head office in the UK if it has no registered

office, and the applicant's name, as it appears on the application form, as a director; and

(2) documentation from HM Revenue & Customs which confirms that the business is registered for corporation tax;

and

(vii) the following evidence that the business has a UK bank account of which the applicant is a signatory:

(1) if the applicant is currently self employed, a personal bank statement showing transactions for his business (which must be currently active), or a business bank statement, or a letter from the UK bank in question, on its headed paper, confirming that he has a business and acts through that bank for the purposes of that business, or

(2) if the applicant is currently a director, a company bank statement showing that the company has a UK account, or a letter from the UK bank in question, on its headed paper, confirming that the company has a bank account and the applicant is a signatory of that account,

and the evidence at (vi) and (vii)(2) above must relate to a company that is actively trading and not dormant, or struck-off, or dissolved or in liquidation.

42. Subject to paragraphs 36A and 36B above, points will only be awarded to an applicant to whom Table 4, paragraph (b) applies if the total sum of those funds derives from one or more of the sources listed in (b)(i) to (iii) in Table 4.

43. A regulated financial institution is one, which is regulated by the appropriate regulatory body for the country in which the financial institution operates.

44. Money is disposable in the UK if all of the money is held in a UK based financial institution or if the money is freely transferable to the UK and convertible to sterling. Funds in a foreign currency will be converted to pounds sterling (£) using the spot exchange rate which appeared on www.oanda.com* on the date on which the application was made.

45. If the applicant has invested the money referred to in Table 4 in the UK before the date of the application, points will be awarded for funds available as if the applicant had not yet invested the funds, providing:

(a) the investment was made no more than 12 months (or 24 months if the applicant was last granted leave as a Tier 1 (Graduate Entrepreneur) Migrant) before the date of the application; and

(b) all of the specified documents required in paragraphs 46-SD (a) to (g) are provided to show:

(i) the amount of money invested; and

(ii) that the applicant has established a business in the UK, in which the money was invested.

45A. No points will be awarded where the specified documents show that the funds are held in a financial institution listed in Appendix P as being an institution with which the UK Border Agency is unable to make satisfactory verification checks.

Table 5: Applications for entry clearance or leave to remain referred to in paragraph 37

Investment and business activity	Points
The applicant has invested, or had invested on his behalf, not less than £200,000 (or £50,000 if, in his last grant of leave, he was awarded points for funds of £50,000) in cash directly into one or more businesses in the UK.	25
The applicant has: (a) registered with HM revenue and Customs as self-employed, or (b) registered with Companies House as a director of a new or an existing business. Directors who are on the list of disqualified directors provided by Companies House will not be awarded points. Where the applicant's last grant of entry clearance, leave to enter or leave to remain was as a Tier 1 (Entrepreneur) Migrant, the above condition must have been met within 6 months of his entry to the UK (if he was granted entry clearance as a Tier 1 (Entrepreneur) Migrant and there is evidence to establish his date of arrival to the UK), or, in any other case, the date of the grant of leave to remain.	20
On a date no earlier than three months prior to the date of application, the applicant was: (a) registered with HM revenue and Customs as self-employed, or (b) registered with Companies House as a director of a new or an existing business. Directors who are on the list of disqualified directors provided by Companies House will not be awarded points.	15
The applicant has: (a) established a new business or businesses that has or have created the equivalent of at least two new full time jobs for persons settled in the UK, or (b) taken over or invested in an existing business or businesses and his services or investment have resulted in a net increase in the employment provided by the business or businesses for persons settled in the UK by creating the equivalent of at least two new full time jobs. Where the applicant's last grant of entry clearance or leave to enter or remain was	20

as a Tier 1 (Entrepreneur) Migrant, the jobs must have existed for at least 12 months of the period for which the previous leave was granted.	

Table 6: Applications for indefinite leave to remain as referred to in paragraph 38

Row	Investment and business activity	Points
1	The applicant has invested, or had invested on his behalf, not less than £200,000 (or £50,000 if, in his last grant of leave, he was awarded points for funds of £50,000) in cash directly into one or more businesses in the UK. The applicant will not need to provide evidence of this investment if he was awarded points for it, as set out in Table 5, in his previous grant of entry clearance or leave to remain as a Tier 1 (Entrepreneur) Migrant.	20
2	On a date no earlier than three months prior to the date of application, the applicant was: (a) registered with HM Revenue and Customs as self-employed, or (b) registered with Companies House as a director of a new or an existing business. Directors who are on the list of disqualified directors provided by Companies House will not be awarded points.	20
3	The applicant has: (a) established a new UK business or businesses that has or have created the equivalent of X new full time jobs for persons settled in the UK, or (b) taken over or invested in an existing UK business or businesses and his services or investment have resulted in a net increase in the employment provided by the business or businesses for persons settled in the UK by creating the equivalent of X new full time jobs where X is at least 2. Where the applicant's last grant of entry clearance or leave to enter or remain was as a Tier 1 (Entrepreneur) Migrant, the jobs must have existed for at least 12 months during that last grant of leave.	20
4	The applicant has spent the specified continuous period lawfully in the UK, with absences from the UK of no more than 180 days in any 12 calendar months during that period. The specified period must have been spent with leave as a Tier 1 (Entrepreneur) Migrant, as a Businessperson and/or as an Innovator, of which the most recent period must have been spent with leave as a Tier (1)	35

	(Entrepreneur) Migrant. The specified continuous period is: (a) 3 years if the number of new full time jobs, X, referred to in row 3 above is at least 10, or (b) 3 years if the applicant has: (i) established a new UK business that has had an income from business activity of at least £5 million during a 3 year period in which the applicant has had leave as a Tier 1 (Entrepreneur) Migrant, or (ii) taken over or invested in an existing UK business and his services or investment have resulted in a net increase in income from business activity to that business of £5 million during a 3 year period in which the applicant has had leave as a Tier 1 (Entrepreneur) Migrant, when compared to the immediately preceding 3 year period, or (c) 5 years in all other cases. Time spent with valid leave in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man in a category equivalent to the categories set out above may be included in the continuous period of lawful residence, provided the most recent period of leave was as a Tier 1 (Entrepreneur) Migrant in the UK. In any such case, the applicant must have absences from the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man (as the case may be) of no more than 180 days in any 12 calendar months during the specified continuous period.	

Investment and business activity: notes

46. Documentary evidence must be provided in all cases. The specified documents in paragraph 46-SD must be provided as evidence of any investment and business activity that took place when the applicant had leave as a Tier 1 (Entrepreneur) Migrant or a Tier 1 (Post-Study Work) Migrant, and any investment made no more than 12 months (or 24 months if the applicant was last granted leave as a Tier 1 (Graduate Entrepreneur) Migrant) before the date of the application for which the applicant is claiming points.

46-SD. The specified documents in paragraphs 45 and 46 are as follows:

(a) The applicant must provide all the appropriate specified documents needed to establish the amount of money he has invested from the following list:

(i) If the applicant's business is a registered company that is required to produce audited accounts, the audited accounts must be provided;

(ii) If the applicant's business is not required to produce audited accounts, unaudited accounts and an accounts compilation report must be provided from an accountant who is a member of a UK Recognised Supervisory Body (as defined in the Companies Act 2006);

(iii) If the applicant has made the investment in the form of a director's loan, it must be shown in the relevant set of accounts provided, and the applicant must also provide a legal agreement, between the applicant (in the name that appears on his application) and the company, showing:

(1) the terms of the loan,
(2) any interest that is payable,
(3) the period of the loan, and
(4) that the loan is unsecured and subordinated in favour of third-party creditors.

(iv) If the applicant is claiming points for investing £50,000 from a Venture Capital firm, Seed Funding Competition or UK Government Department, and has not been awarded points in a previous application for having those funds available, he must provide a letter as specified in paragraph 41-SD(c)(iii) (except that the letter does not need to have been produced within the three months immediately before the date of the application) as evidence of the source of those funds.

(b) Audited or unaudited accounts must show the investment in money made directly by the applicant, in his own name or on his behalf (and showing his name). If he has invested by way of share capital the business accounts must show the shareholders, the amount and value of the shares (on the date of purchase) in the applicant's name as it appears on his application. If the value of the applicant's share capital is not shown in the accounts, then share certificates must be submitted as documentary evidence. The accounts must clearly show the name of the accountant, the date the accounts were produced, and how much the applicant has invested in the business. The accounts must be prepared and signed off in accordance with statutory requirements,

(c) The applicant must provide the following specified documents to show that he has established a UK business:

(i) Evidence that the business has business premises in the United Kingdom:

(1) If the applicant is self employed, his registration with HM Revenue and Customs to show that the business is based in the UK, or

(2) If the applicant is a director, printout of a Companies House document showing the address of the registered office in the UK, or head office in the

UK if it has no registered office, and the applicant's name, as it appears on the application form, as a director,

and

(ii) Evidence that the business has a UK bank account of which the applicant is a signatory:

(1) If the applicant is self employed, a personal bank statement showing transactions for his business, or a business bank statement, or a letter from a UK-regulated financial institution, on the institution’s headed paper, confirming that he has a business and acts through that bank for the purposes of that business, or

(2) If the applicant is a director, a company bank statement showing that the company has a UK account, or a letter from a UK-regulated financial institution, on the institution’s headed paper, confirming that the company has a bank account and the applicant is a signatory of that account,

and

(iii) Evidence that the business is subject to UK taxation:

(1) If the applicant is self-employed, he must be registered as self-employed for National Insurance assessment and provide either the welcome letter from HM Revenue & Customs, the Small Earnings Exception certificate, a copy of the National Insurance bill from HM Revenue & Customs, or the applicant's bank statement showing that National Insurance is taken by HM Revenue & Customs by direct debit, or

(2) If the applicant is a director of a business, the business must be registered for corporation tax and the applicant must provide documentation from HM Revenue & Customs which confirms this.

(d) If the applicant has bought property that includes residential accommodation the value of this part of the property will not be counted towards the amount of the business investment. The applicant must provide an estimate of the value of the living accommodation if it is part of the premises also used for the business, from a surveyor who is a member of the Royal Institution of Chartered Surveyors. This valuation must be produced in the three months prior to the date of application.

(e) If some of the money has been invested into a business in the UK, the balance of funds must be held in a regulated financial institution and disposable in the UK, and the applicant must provide the specified documents required in paragraph 41-SD for the previous investment of money together with the specified documents required in paragraph 41-SD required for his access to the balance of sufficient funds.

(f) Where Table 5 applies and the applicant's last grant of entry clearance, leave to enter or leave to remain was as a Tier 1 (Entrepreneur) Migrant, he must provide the following specified documents as evidence of his registration as self-employed or as a director within the 6 months after the specified date in the relevant table:

(i) If the applicant was self-employed, he must provide one of the following:

(1) an original, dated welcome letter from HM Revenue & Customs containing the applicant's unique taxpayer reference number, dated no more than 8 months from the specified date in the relevant table,

(2) an original Exception Certificate from HM Revenue & Customs, dated no more than 8 months from the specified date in the relevant table,

(3) an original National Insurance bill from the HM Revenue & Customs dated during the 6 months after the specified date in the relevant table, or

(4) a bank statement dated in the 6 months after the specified date in the relevant table, showing the direct debit payment of National Insurance to HM Revenue & Customs.

(ii) If the applicant was a director of a new or existing company, he must provide a Current Appointment Report from Companies House, listing the applicant as the Director of the company and the date of his appointment, which must be no more than 8 months after the specified date in the relevant table.

(g) The applicant must provide the following specified documents as evidence of his current registration as self-employed or as a director:

(i) If the applicant is claiming points for being currently self-employed, he must provide the following specified documents to show that he is paying Class 2 National Insurance contributions:

(1) the original bill from the billing period immediately before the application, if his Class 2 National Insurance is paid by bill,

(2) the most recent bank statement issued before the application, showing the direct debit payment of National Insurance to HM Revenue & Customs, if his National Insurance is paid by direct debit,

(3) an original small earnings exception certificate issued by HM Revenue & Customs for the most recent return date, if he has low earnings, or

(4) the original, dated welcome letter from HM Revenue & Customs containing the applicant's unique taxpayer reference number, if he has not yet received the documents in (1) to (3).

(ii) If the applicant is claiming points for currently being a director of a UK company, he must provide a printout of a Current Appointment Report from Companies House, dated no earlier than three months before the date of the

application, listing the applicant as a director of the company, and confirming the date of his appointment. The company must be actively trading and not struck-off, or dissolved or in liquidation on the date that the printout was produced.

(h) If the applicant is required to score points for creating the net increase in employment in Table 5 or Table 6, he must provide the following information and specified documents:

(i) A HM Revenue & Customs Employee Payment Record, showing details of the earnings for the settled worker for each week that he worked for the applicant, and signed and dated by the applicant;

(ii) If the date of the start of the employment is not shown in the Employee Payment Record, an original HM Revenue & Customs form P45 or form P46 (also called a Full Payment Submission) for the settled worker, showing the starting date of the employment;

(iii) If the employer is taking part in the Real Time Initiative pilot, printouts of the Full Payment Submission, sent to HM Revenue & Customs, which include the start date of the settled worker and are initialled by the applicant;

(iv) Duplicate payslips or wage slips for each settled worker for whom points are being claimed, covering the full period of the employment for which points are being claimed;

(v) Confirmation of the hourly rate for each settled worker used to claim points, including any changes in the hourly rate and the dates of the changes, enabling calculation of the hours of work created for each settled worker;

(vi) Documents which show that the employment was created for settled workers, such as the passport pages from a UK passport that contain the employee's personal details, and the page containing the UK Government stamp or endorsement, if appropriate, or the worker's full birth certificate, showing the name of at least one parent;

(vii) If the applicant was a director of a company, the information from the Companies House Current Appointment Report to confirm that he was a Director of the company that employed the settled worker at the time that he was employed;

(viii) If the applicant was self-employed, the specified documents in (c) above showing the dates that the applicant became self-employed, the names on the Employee Payment Record and bank account, and the address of the business;

(ix) If the applicant took over or joined a business that employed workers before he joined it, he must also provide one of the following types of payroll documentation:

(1) a duplicate HM Revenue & Customs Full Payment Submission for the year before the jobs were created and the year that the jobs were created, showing the net increase in employment, and signed and dated by the applicant (If the posts were created too recently for a Full Payment Submission to have been produced, the applicant must provide a draft copy), or

(2) a printout of the information sent to HM Revenue & Customs, initialled by the applicant, if the employer is taking part in the Real Time Initiative pilot;

(x) If the applicant took over or joined a business that employed workers before he joined it, he must also provide an original accountant's letter verifying the net increase in employment and confirming the number of posts. The accountant must be a member of the Institute of Chartered Accountants in England and Wales, the Institute of Chartered Accountants in Scotland, the Institute of Chartered Accountants in Ireland, the Association of Chartered Certified Accountants, or the Association of Authorised Public Accountants. The letter must contain:

(1) the name and contact details of the business,
(2) the applicant's status in the business,
(3) the number of posts created in the business and the hours worked,
(4) the dates of the employment created,
(5) the registration or permission of the accountant to operate in the United Kingdom,
(6) the date that the accountant created the letter on the applicant's behalf, and
(7) that the accountant will confirm the content of the letter to the UK Border Agency on request.

47. For the purposes of tables 4, 5 and 6, “investment and business activity” does not include investment in any residential accommodation, property development or property management, and must not be in the form of a director's loan unless it is unsecured and subordinated in favour of the business. “Property development or property management” in this context means any development of property owned by the applicant or his business to increase the value of the property with a view to earning a return either through rent or a future sale or both, or management of property (whether or not it is owned by the applicant or his business) for the purposes of renting it out or resale.

48. Points will only be awarded in respect of a UK business or businesses.

(a) A business will be considered to be a UK business if:

(i) it is trading within the UK economy, and

(ii) it has a registered office in the UK, except where the applicant is registered with HM revenue & Customs as self-employed and does not have a business office, and

(iii) it has a UK bank account, and

(iv) it is subject to UK taxation.

(b) Multinational companies that are registered as UK companies with either a registered office or head office in the UK are considered to be UK businesses for the purposes of Tables 4, 5 and 6.

(c) Subject to (d) below, a business will only be considered to be a “new” business for the purposes of Tables 5 and 6 if it was established no earlier than 12 months before the start of a period throughout which the applicant has had continuous leave as a Tier 1 (Entrepreneur) Migrant, and which includes the applicant’s last grant of leave. (For these purposes continuous leave will not be considered to have been broken if any of the circumstances set out in paragraphs 245AAA(a)(i) to (iii) of these Rules apply.)

(d) If the applicant held entry clearance or leave to remain as a Tier 1 (Graduate Entrepreneur) Migrant no more than 28 days before the application which led to the start of the period of continuous leave as a Tier 1 (Entrepreneur) Migrant referred to in (c) above, a business will only be considered to be a “new” business for the purposes of Tables 5 and 6 if it was established no earlier than 24 months before the start of the period in (c).

49. A full time job is one involving at least 30 hours of work a week. Two or more part time jobs that add up to 30 hours a week will count as one full time job but one full time job of more than 30 hours work a week will not count as more than one full time job.

50. Where the applicant's last grant of entry clearance or leave was as a Tier (Entrepreneur) Migrant, the jobs must have existed for a total of at least 12 months during the period in which the migrant had leave in that category. This need not consist of 12 consecutive months and the jobs need not exist at the date of application, provided they existed for at least 12 months during the period in which the migrant had leave as a Tier 1 (Entrepreneur) Migrant.

51. The jobs must comply with all relevant UK legislation including, but not limited to, the national Minimum Wage and the Working Time Directive.

Entrepreneurial teams: Notes

52. Two applicants, and no more than two applicants, may claim points for the same investment and business activity in Tables 4, 5 or 6 providing the following requirements are met.

Requirements:

(a) The applicants have equal level of control over the funds and/or the business or businesses in question;

(b) The applicants are both shown by name in each other's applications and in the specified evidence required in the relevant table; and

(c) Neither applicant has previously been granted leave as a Tier 1 (Entrepreneur) Migrant on the basis of investment and/or business activity linked in this way with any applicant other than each other if the same funds are being relied on as in a previous application.

53. (a) No points will be awarded for funds that are made available to any individual other than the applicant, except:

(i) under the terms of paragraph 52 above; or

(ii) where the money is held in a joint account with the applicant's spouse, civil partner or partner (defined as a person who has been living together with the applicant in a relationship akin to a marriage or civil partnership for at least two years prior to the date of application), and that spouse or partner is not (or is not applying to be) another Tier 1 (Entrepreneur) Migrant.

(b) No points will be awarded for investment and business activity shared with another Tier 1 (Entrepreneur) applicant, except under the terms of paragraph 52 above.

(c) If the applicant is not the sole partner or director in the business, he must state:

(i) the names of the other partners or directors,

(ii) whether any of the other partners or directors are also Tier 1 (Entrepreneur) Migrants, and

(iii) if so:

(1) the dates they became partners or directors,

(2) whether they are applying under the provisions in paragraph 52 above, and

(3) if they have made (or are making at the same time) an application in which they claimed points for creating jobs, the names of the jobholders in question.

Attributes for Tier 1 (Investor) Migrants

54. An applicant applying for entry clearance, leave to remain or indefinite leave to remain as a Tier 1 (Investor) Migrant must score 75 points for attributes.

55. Except where paragraph 56 applies, available points for applications for entry clearance or leave to remain are shown in Table 7.

56. (a) Available points for entry clearance or leave to remain are shown in Table 8A for an applicant who:

(i) has had entry clearance, leave to enter or leave to remain as a Tier 1 (Investor) Migrant, which was granted under the Rules in place from 6 November 2014, in the 12 months immediately before the date of application, or

(ii) is applying for leave to remain and has, or was last granted, entry clearance, leave to enter or leave to remain as a Tier 1 (Investor) Migrant, which was granted under the Rules in place from 6 November 2014.

(b) Available points for entry clearance or leave to remain are shown in Table 8B for an applicant who:

(i) has had entry clearance, leave to enter or leave to remain as a Tier 1 (Investor) Migrant, under the Rules in place before 6 November 2014, or as an Investor, in the 12 months immediately before the date of application;, or

(ii) is applying for leave to remain and has, or was last granted, entry clearance, leave to enter or leave to remain as a Tier 1 (Investor) Migrant, under the Rules in place before 6 November 2014, or as an Investor.

57. (a) Available points for applications for indefinite leave to remain are shown in Table 9A for an applicant who was last granted as a Tier 1 (Investor) Migrant under the Rules in place from 6 November 2014, and was awarded points as set out in Table 7 or Table 8A of Appendix A to these Rules in that last grant.

(b) Available points for applications for indefinite leave to remain are shown in Table 9B for an applicant who was last granted as a Tier 1 (Investor) Migrant under the Rules in place before 6 November 2014, or was awarded points as set out in Table 8B of Appendix A in his last grant.58. Notes to accompany Tables 7 to Table 9B appear below Table 9B.

Table 7: applications for entry clearance or leave to remain referred to in paragraph 55

Assets	Points
The applicant has money of his own under his control held in a regulated financial institution and disposable in the UK amounting to not less than £2 million.	75

Table 8A: Applications for entry clearance or leave to remain from applicants who initially applied to enter the category from 6 November 2014 as referred to in paragraph 56(a)

Money and investment	Points
The applicant has invested not less than £2 million in the UK by way of UK Government bonds, share capital or loan capital in active and trading UK registered companies, subject to the restrictions set out in paragraph 65 below. The investment referred to above was made: (1) within 3 months of the applicant's entry to the UK, if he was granted entry clearance as a Tier 1 (Investor) Migrant and there is evidence to establish his date of entry to the UK, unless there are exceptionally compelling reasons for the delay in investing, or (2) where there is no evidence to establish his date of entry in the UK or where the applicant was granted entry clearance in a category other than Tier 1 (Investor) Migrant, within 3 months of the date of the grant of entry clearance or leave to remain as a Tier 1 (Investor) Migrant, unless there are exceptionally compelling reasons for the delay in investing, or (3) where the investment was made prior to the application which led to the first grant of leave as a Tier 1 (Investor) Migrant, no earlier than 12 months before the date of such application, and in each case the level of investment has been at least maintained for the whole of the remaining period of that leave. "Compelling reasons for the delay in investing" must be unforeseeable and outside of the applicant's control. Delays caused by the applicant failing to take timely action will not be accepted. Where possible, the applicant must have taken reasonable steps to mitigate such delay.	75

Table 8B: Applications for entry clearance or leave to remain from applicants who initially applied to enter the category before 6 November 2014 as referred to in paragraph 56(b)

Money and investment	Points
The applicant: (a) has money of his own under his control in the UK amounting to not less than £1 million, or (b) (i) owns personal assets which, taking into account any liabilities to which they are subject, have a value of not less than £2 million, and (ii) has money under his control and disposable in the UK amounting to not less than £1 million which has been loaned to him by a UK regulated financial institution.	30

The applicant has invested not less than £750,000 of his capital in the UK by way of UK Government bonds, share capital or loan capital in active and trading UK registered companies, subject to the restrictions set out in paragraph 65 below and has invested the remaining balance of £1,000,000 in the UK by the purchase of assets or by maintaining the money on deposit in a UK regulated financial institution.	30
(i) The investment referred to above was made: (1) within 3 months of the applicant's entry to the UK, if he was granted entry clearance as a Tier 1 (Investor) Migrant and there is evidence to establish his date of entry to the UK, unless there are exceptionally compelling reasons for the delay in investing, or (2) where there is no evidence to establish the date of his entry in the UK or where the applicant was granted entry clearance in a category other than Tier 1 (Investor) Migrant, within 3 months of the date of the grant of entry clearance or leave to remain as a Tier 1 (Investor) Migrant, unless there are exceptionally compelling reasons for the delay in investing, or (3) where the investment was made prior to the application which led to the first grant of leave as a Tier 1 (Investor) Migrant, no earlier than 12 months before the date of such application, and in each case the investment has been at least maintained for the whole of the remaining period of that leave; or (ii) The migrant has, or was last granted, entry clearance, leave to enter or leave to remain as an Investor. "Compelling reasons for the delay in investing" must be unforeseeable and outside of the applicant's control. Delays caused by the applicant failing to take timely action will not be accepted. Where possible, the applicant must have taken reasonable steps to mitigate such delay.	15

Table 9A: Applications for indefinite leave to remain from applicants who initially applied to enter the category from 6 November 2014 as referred to in paragraph 57(a)

Row	Money and investment	Points

1	The applicant has invested money of his own under his control amounting to at least: (a) £10 million; or (b) £5 million; or (c) £2 million in the UK by way of UK Government bonds, share capital or loan capital in active and trading UK registered companies, subject to the restrictions set out in paragraph 65 below.	40
2	The applicant has spent the specified continuous period lawfully in the UK, with absences from the UK of no more than 180 days in any 12 calendar months during that period. The specified continuous period must have been spent with leave as a Tier 1 (Investor) Migrant. The specified continuous period is: (a) 2 years if the applicant scores points from row 1(a) above; (b) 3 years if the applicant scores points from row 1(b) above; or (c) 5 years if the applicant scores points from row 1(c) above. Time spent with valid leave in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man in a category equivalent to the categories set out above may be included in the continuous period of lawful residence, provided the most recent period of leave was as a Tier 1 (Investor) Migrant in the UK. In any such case, the applicant must have absences from the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man (as the case may be) of no more than 180 days in any 12 calendar months during the specified continuous period.	20
3	The investment referred to above was made no earlier than 12 months before the date of the application which led to the first grant of leave as a Tier 1 (Investor) Migrant. The level of investment has been at least maintained throughout the relevant specified continuous period referred to in row 2, other than in the first 3 months of that period, and the applicant has provided the specified documents to show that this requirement has been met. When calculating the specified continuous period, the first day of that period will be taken to be the later of: (a) the date the applicant first entered the UK as a Tier 1 (Investor) Migrant (or	15

	the date entry clearance was granted as a Tier 1 (Investor) Migrant), or the date the applicant first entered the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man with leave in a category equivalent to Tier 1 (Investor) if this is earlier, or (b) the date 3 months before the full specified amount was invested in the UK, or before the full required amount in an equivalent category was invested in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man.	

Table 9B: Applications for indefinite leave to remain from applicants who initially applied to enter the category before 6 November 2014 as referred to in paragraph 57(b)

Row	Assets and investment	Points
1	The applicant: (a) (i) has money of his own under his control in the UK amounting to not less than £10 million; or (ii) (1) owns personal assets which, taking into account any liabilities to which they are subject, have a value of not less than £20 million; and (2) has money under his control and disposable in the UK amounting to not less than £10 million which has been loaned to him by a UK regulated financial institution, or (b) (i) has money of his own under his control in the UK amounting to not less than £5 million; or (ii) (1) owns personal assets which, taking into account any liabilities to which they are subject, have a value of not less than £10 million; and (2) has money under his control and disposable in the UK amounting to not less than £5 million which has been loaned to him by a UK regulated financial institution; or (c) (i) has money of his own under his control in the UK amounting to not less than £1 million; or (ii) (1) owns personal assets which, taking into account any liabilities to which they are subject, have a value of not less than £2 million; and (2) has money under his control and disposable in the UK amounting to not less than £1 million which has been loaned to him by a UK regulated financial institution.	20

2	The applicant has invested not less than 75% of the specified invested amount of his capital in the UK by way of UK Government bonds, share capital or loan capital in active and trading UK registered companies, subject to the restrictions set out in paragraph 65 below, and has invested the remaining balance of the specified invested amount in the UK by the purchase of assets or by maintaining the money on deposit in a UK regulated financial institution. The specified invested amount is: (a) £10,000,000 if the applicant scores points from row 1(a) above, (b) £5,000,000 if the applicant scores points from row 1(b) above, or (c) £1,000,000 if the applicant scores points from row 1(c) above.	20
3	The applicant has spent the specified continuous period lawfully in the UK, with absences from the UK of no more than 180 days in any 12 calendar months during that period. The specified continuous period must have been spent with leave as a Tier 1 (Investor) Migrant and/or as an Investor, of which the most recent period must have been spent with leave as a Tier 1 (Investor) Migrant. The specified continuous period is: (a) 2 years if the applicant scores points from row 1(a) above, (b) 3 years if the applicant scores points from row 1(b) above, or (c) 5 years if the applicant scores points from row 1(c) above. Time spent with valid leave in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man in a category equivalent to the categories set out above may be included in the continuous period of lawful residence, provided the most recent period of leave was as a Tier 1 (Investor) Migrant in the UK. In any such case, the applicant must have absences from the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man (as the case may be) of no more than 180 days in any 12 calendar months during the specified continuous period.	20
4	The investment referred to above was made no earlier than 12 months before the date of the application which led to the first grant of leave as a Tier 1 (Investor) Migrant. The level of investment has been at least maintained throughout the time spent with leave as a Tier 1 (Investor) Migrant in the UK in the relevant specified continuous period referred to in row 3, other than in the first 3 months of that period.	15

	In relation to time spent with leave as a Tier 1 (Investor) Migrant in the UK, the applicant has provided specified documents to show that this requirement has been met. When calculating the specified continuous period, the first day of that period will be taken to be the later of: (a) the date the applicant first entered the UK as a Tier 1 (Investor) Migrant (or the date entry clearance was granted as a Tier 1 (Investor) Migrant), or the date the applicant first entered the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man with leave in a category equivalent to Tier 1 (Investor) if this is earlier, or (b) the date 3 months before the full specified amount was invested in the UK, or before the full required amount in an equivalent category was invested in the Bailiwick of Guernsey, the Bailiwick of Jersey or the Isle of Man.	

Money and assets: notes

59. DELETED.

60. Money is disposable in the UK if all of the money is held in a UK based financial institution or if the money is freely transferable to the UK and convertible to sterling. funds in a foreign currency will be converted to pounds sterling (£) using the spot exchange rate which appeared on www.oanda.com* on the date on which the application was made.

61. "Money of his own", "personal assets" and 'his capital' include money or assets belonging to the applicant's spouse, civil partner or unmarried or same-sex partner, provided that:

(a) the applicant's spouse, civil partner or unmarried or same-sex partner meets the requirements of paragraphs 319C(c) and (d) of these rules, and the specified documents in paragraph 61-SD are provided, and

(b) specified documents in paragraph 61-SD are provided to show that the money or assets are under the applicant's control and that he is free to invest them.

61A. In Tables 7 to 9B, "money of his own under his control" and "money under his control" exclude money that a loan has been secured against, where another party would have a claim on the money if loan repayments were not met, except where:

(i) the applicant made an application before 13 December 2012 which is undecided or which led to a grant of entry clearance or leave to remain as an Investor or a Tier 1 (Investor) migrant,
(ii) the applicant has not been granted entry clearance, leave to enter or leave to remain in any other category since the grant referred to in (i), and
(iii) the money is under the applicant’s control, except for the fact that the loan referred to in paragraph (b) in Table 8B or row 1 of Table 9B has been secured against it.

61-SD. The specified documents in paragraph 61, as evidence of the relationship and to show that the money or assets are under the applicant's control and that he is free to invest them, are as follows:

(a) The applicant must provide:

(i) The original certificate of marriage or civil partnership, to confirm the relationship, which includes the name of the applicant and the husband, wife or civil partner, or

(ii) At least three of the following types of specified documents to demonstrate a relationship similar in nature to marriage or civil partnership, including unmarried and same-sex relationships, covering a full two-year period immediately before the date of the application:

(1) a bank statement or letter from a bank confirming a joint bank account held in both names,
(2) an official document such as a mortgage agreement showing a joint mortgage,
(3) official documents such as deeds of ownership or a mortgage agreement showing a joint investment, such as in property or business,
(4) a joint rent (tenancy) agreement,
(5) any other official correspondence linking both partners to the same address, such as example bills for council tax or utilities,
(6) a life insurance policy naming the other partner as beneficiary,
(7) birth certificates of any children of the relationship, showing both partners as parents, or
(8) any other evidence that adequately demonstrates the couple's long-term commitment to one another.

(b) The applicant must provide an original declaration from the applicant's husband, wife, civil partner, or unmarried or same-sex partner that he will permit all joint or personal money used to claim points for the application to be under the control of the applicant in the UK, known as a gift of beneficial ownership of the money while retaining the legal title, which clearly shows:

(1) the names of husband, wife, civil partner, or unmarried or same-sex partner and the applicant,
(2) the date of the declaration,
(3) the signatures of the husband, wife, civil partner, or unmarried or same-sex partner and applicant,
(4) the amount of money available, and
(5) a statement that the husband, wife, civil partner, or unmarried or same-sex partner agrees that the applicant has sole control over the money.

(c) The applicant must provide a letter, from a legal adviser who is permitted to practise in the country where the declaration was made, confirming that the declaration is valid and which clearly shows:

(1) the name of the legal adviser confirming that the declaration is valid,
(2) the registration or authority of the legal adviser to practise legally in the country in which the document was drawn up,
(3) the date of the confirmation of the declaration,
(4) the names of the applicant and husband, wife, civil partner, or unmarried or same-sex partner, and
(5) that the declaration is signed and valid according to the laws of the country in which it was made.

62. "Regulated financial institution" is defined in paragraph 43, Appendix A.

63. In the case of an application where Table 7 applies, where the money referred to in Table 7 has already been invested in the UK before the date of application, points will only be awarded if it was invested in the UK no more than 12 months before the date of application.

Source of money: notes

64. In the case of an application where Table 7 applies, points will only be awarded if the applicant:

(a) has had the money referred to in Table 7 for a consecutive 90-day period of time, ending no earlier than one calendar month before the date of application, and provides the specified documents in paragraph 64-SD; or

(b) provides the additional specified documents in paragraph 64A-SD of the source of the money.

64-SD. The specified document requirements in paragraph 64(a), as evidence of having held the money for the specified 90-day period, are as follows:

(a) The applicant must provide:

(i) A portfolio report produced by a UK regulated financial institution, or a breakdown of investments in an original letter produced by a UK regulated financial institution, on the official letter-headed paper of the institution, issued by an authorised official of that institution. The portfolio report or letter must cover the three consecutive months before the date of application. The report must be no more than one calendar month old at the time of application. The portfolio report or letter must confirm all the following:

(1) the amount of the money held in the investments,
(2) the beneficial owner of the funds,
(3) the date of the investment period covered,

(4) that the institution is a UK regulated financial institution, with the details of the registration shown on the documentation, and
(5) that the money can be transferred into the UK should the application be successful, if it is held abroad, or that the money has already been invested in the UK in the form of UK Government bonds, share capital or loan capital in active and trading UK registered companies, and the dates of these investments;

(ii) If the applicant manages his own investments, or has a portfolio manager who does not operate in the UK and is not therefore regulated by the Financial Conduct Authority (FCA) (and the Prudential Regulation Authority (PRA) where applicable), he must provide one or more of the documents from the list below, as relevant to their type of investments, covering the three consecutive months in the period immediately before the date of application:

(1) certified copies of bond documents showing the value of the bonds, the date of purchase and the owner;
(2) share documents showing the value of the shares, the date of purchase and the owner,
(3) the latest audited annual accounts of the organisation in which the investment has been made, clearly showing the amount of money held in the investments, the name of the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner), and the date of investment, or, if no accounts have been produced, a certificate from an accountant showing the amount of money held in the investments, and
(4) original trust fund documents from a legal adviser showing the amount of money in the fund, the date that the money is available and the beneficial owner, and including the name and contact details of the legal adviser and at least one of the trustees;

(iii) Original personal bank statements on the official bank stationery from a bank that is regulated by the official regulatory body for the country in which the institution operates and the funds are located, showing the amount of money available in the name of the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner), covering the three full consecutive months before the date of application. The most recent statement must be no more than one calendar month old at the date of application. Electronic bank statements must be accompanied by a supporting letter from the bank on the institution's official headed paper, issued by an authorising official of that institution, confirming the content and that the document is genuine;

(iv) If the applicant cannot provide bank statements, an original letter from a bank that is regulated by the official regulatory body for the country in which the institution operates and the funds are located, on the institution's official headed

paper, issued by an authorised official of that institution, stating that the account has held the required amount of money on the day the letter was produced and for the three full consecutive months immediately before the date of the letter. The letter must be dated no more than one calendar month before the date of application. The letter must confirm:

(1) the name of the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner), and that the money is available in their name(s),
(2) that the bank is regulated by the official regulatory body for the country in which the institution operates and the funds are located,
(3) the dates of the period covered, including both the day the letter was produced and three full consecutive months immediately before the date of the letter, and
(4) the balance of the account to cover the amount claimed as a credit balance on the date of the letter and the three full consecutive months before the date of the letter;

(v) If the funds are not held in the UK, the applicant must provide an original letter from a bank or financial institution that is regulated by the official regulatory body for the country in which the institution operates and the funds are located, on the institution's official headed paper, issued by an authorised official of that institution, which confirms:

(1) the name of the beneficial owner, which should be the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner),
(2) the date of the letter,
(3) the amount of money to be transferred,
(4) that the money can be transferred to the UK if the application is successful, and
(5) that the institution will confirm the content of the letter to the UK Border Agency on request.

(b) If specified documents are provided from accountants, the accountant must:

(i) if based in the UK, be a member of the Institute of Chartered Accountants in England and Wales, the Institute of Chartered Accountants in Scotland, the Institute of Chartered Accountants in Ireland, the Association of Chartered Certified Accountants, or the Association of Authorised Public Accountants, or

(ii) if not based in the UK, be a member of an equivalent, appropriate supervisory or regulatory body in the country in which they operate.

64A-SD. Where paragraph 64(b) states that specified documents are required as evidence that the money is under the applicant's control and that he is free to invest it, the applicant must provide all the specified documents from the following list, with contact details that enable verification:

(a) Original documents in the form of:

(i) Money given to the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner) within the three months immediately before the application must be shown in an irrevocable memorandum of gift, which clearly shows:

(1) the name and signature of the person receiving the gift,
(2) the name and signature of the person giving the gift,
(3) the date of the memorandum,
(4) the amount of money being given,
(5) a statement that the legal ownership of the gift is transferred and that the document is the memorandum of transfer,
(6) a clear description of the gift, and
(7) a statement that the gift is irrevocable;

(ii) If a memorandum of gift in (i) is provided, it must be accompanied by an original confirmation letter from a legal adviser permitted to practise in the country where the gift was made, which clearly shows:

(1) the name of the legal adviser who is confirming the details,
(2) the registration or authority of the legal adviser to practise legally in the country in which the gift was made,
(3) the date of the confirmation of the memorandum,
(4) the names of the person giving the gift and the person receiving it,
(5) the amount of money given,
(6) the date that the money was transferred to the applicant, or to the husband, wife, civil partner, or unmarried partner or same-sex partner of the applicant,
(7) that the memorandum is signed and valid,
(8) that the gift is irrevocable, and
(9) that the memorandum is binding according to the laws of the country in which it was made;

(iii) Deeds of sale of assets such as business or property, if the applicant has generated these funds within the three months immediately before the date of application, which meet the relevant legal requirements of the country of sale and clearly show:

(1) the name of the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner),

(2) the amount of money raised, and
(3) the date of the sale;

(iv) If a deed of sale in (iii) is provided, it must be accompanied by an original confirmation letter from a legal adviser permitted to practise in the country where the sale was made, which clearly shows:

(1) the name of the legal adviser confirming the details,
(2) the registration or authority of the legal adviser to practise legally in the country in which the sale was made,
(3) the date of the sale,
(4) the date of production of the letter confirming the sale,
(5) the details of what was sold and the amount of money received from the sale,
(6) the name of the person receiving the money from the sale,
(7) the date that the money was transferred, and
(8) that the sale was valid according to the laws of the country in which it was made;

(v) If the funds are currently held in the applicant's business (or the business of the applicant and/or the applicant's husband, wife, civil partner, or unmarried or same-sex partner), the applicant must provide business accounts, which:

(1) are profit and loss accounts (or income and expenditure accounts if the organisation is not trading for profit),
(2) are prepared and signed off in accordance with statutory requirements, and
(3) clearly show the amount of money available for investment;

(vi) If business accounts in (v) are provided, they must be accompanied by an original letter from a legal adviser who is permitted to practise in the country where business was operating, confirming that the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner) can lawfully extract the money from the business, which clearly shows:

(1) the name of the legal adviser who is confirming the details,
(2) the registration or authority of the legal adviser to practise legally in the country in which the business is operating,
(3) the date on which the details are confirmed, and
(4) that the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner) can lawfully extract the money from the business in question;

(vii) If the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same sex partner) has been the beneficiary of a will within the three months

before making the application, and has received money as a result, the applicant must provide a notarised copy of the will. If the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner) has received possessions or assets, rather than money, then the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner) may not use estimates of the value of the items as evidence of funds for investment. The notarised copy of the will must clearly show:

(1) the date of the will,
(2) the beneficiary of the will (this should be the applicant or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner),
(3) the amount of money that the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner) has inherited, and
(4) the names of any executors, plus any codicils (additions) to the will that affect the amount of money that was received;

(viii) If a notarised copy of a will in (vii) is provided, it must be accompanied by an original confirmation letter from a legal adviser who is permitted to practise in the country where will was made, confirming the validity of the will, which clearly shows:

(1) the name of the legal adviser confirming the details,
(2) the registration or authority of the legal adviser to practise legally in the country in which the will was made,
(3) the date of the document produced by the legal adviser confirming the will,
(4) the date that the applicant received the money as a result of the settlement of the will,
(5) the names of the person making the will and the beneficiary,
(6) confirmation of the amount of money received by the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner).
(7) that the will is signed and valid, and
(8) that the will is valid according to the laws of the country in which it was made;

(ix) If the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner) has obtained money as a result of a divorce settlement within the three months immediately before the date of application, the applicant must provide a notarised copy of a financial agreement following a divorce. If the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner) has received possessions or assets, rather than money, estimates of the value of the items will not be accepted as evidence of money for investment.

(x) If a divorce settlement in (ix) is provided, it must be accompanied by an original confirmation letter from a legal adviser who is permitted to practise in the country where the divorce took place, which clearly shows:

(1) the name of the legal adviser confirming the details,
(2) the registration or authority of the legal adviser to practise legally in the country in which the divorce took place,
(3) the date of the document produced by the legal adviser confirming the divorce settlement,
(4) the date that the applicant received the money as a result of the settlement,
(5) the names of the persons who are divorced,
(6) confirmation of the amount of money received by the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner,
(7) that the divorce settlement is complete and valid, and
(8) that the divorce settlement is valid according to the laws of the country in which it was made;

(xi) If the applicant is relying on a financial award or winnings as a source of funds, he must provide an original letter from the organisation issuing the financial award or winnings, which clearly shows:

(1) the name of the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner),
(2) the date of the award,
(3) the amount of money won,
(4) the winnings are genuine, and
(5) the contact details for the organisation issuing the award or winnings;

(xii) If a letter showing a financial award or winnings in (xi) is provided, it must be accompanied by an original confirmation letter from a legal adviser who is permitted to practise in the country where the award was made, which clearly shows:

(1) the name of the legal adviser confirming the details,
(2) the registration or authority of the legal adviser to practise legally in the country in which the award was made,
(3) the date of the letter of confirmation,
(4) the date of the award,
(5) the name of the recipient of the award,
(6) the amount of the winnings,
(7) the source of the winnings, and
(8) the date that the money was transferred to the applicant, or husband, wife, civil partner, or unmarried or same-sex partner;

(xiii) If the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner) has received money from a source not listed above, the applicant must provide relevant original documentation as evidence of the source of the money, together with independent supporting evidence, which both clearly confirm:

(1) the amount of money received,
(2) the date that the money was received,
(3) the source of the money, and
(4) that the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner) was the legal recipient of the money.

Source of additional money (Table 9A and Table 9B): notes

64B-SD. In the case of an application where Table 9A, row 1 (a) or (b), or Table 9B, row 1 (a)(i) or (b)(i) applies, points will only be awarded if the applicant:

(a) (i) has had the additional money (or the additional assets in respect of an application to which either row 1 (a)(i) or (b)(i) of Table 9B applies) that he was not awarded points for in his previous grant of leave for a consecutive 90-day period of time, ending on the date(s) this additional capital was invested (as set out in row 1 of Table 9A or row 2 of Table 9B), and

(ii) provides the specified documents in paragraph 64-SD (or the additional assets in respect of an application to which either row 1 (a)(i) or (b)(i) of Table 9B applies), with the difference that references to "date of application" in that paragraph are taken to read "date of investment"; or

(b) provides the additional specified documents in paragraph 64A-SD of the source of the additional money (with the difference that references to "date of application" in that paragraph are taken to read "date of investment").

64C-SD. In the case of an application where Table 9B, row 1 (a)(ii) or (b)(ii) applies, points will only be awarded if the applicant provides an original letter of confirmation from each UK regulated financial institution the applicant has taken out a loan with to obtain the additional funds that he was not awarded points for in his previous grant of leave. The letter must have been issued by an authorised official, on the official letter-headed paper of the institution(s), and confirm:

(i) the amount of money that the institution(s) has loaned to the applicant,

(ii) the date(s) the loan(s) was taken out by the applicant, which must be no later than the date(s) this additional capital was invested (as set out in Table 9B, row 2),

(iii) that the institution is a UK regulated financial institution for the purpose of granting loans,

(iv) that the applicant has personal assets with a net value of at least £2 million, £10 million or £20 million (as appropriate), and

(v) that the institution(s) will confirm the content of the letter to the Home Office on request.

Qualifying investments (Table 8A to Table 9B): notes

65. Investment excludes investment by the applicant by way of:

(a) an offshore company or trust, or investments that are held in offshore custody except that investments held in offshore custody shall not be excluded where the applicant made an application before 13 December 2012 which is undecided or which led to a grant of entry clearance or leave to remain as an Investor or a Tier 1 (Investor) migrant and has not since been granted entry clearance, leave to enter or leave to remain in any other category,

(b) Open-ended investment companies, investment trust companies or pooled investment vehicles,

(c) Companies mainly engaged in property investment, property management or property development,

(d) Deposits with a bank, building society or other enterprise whose normal course of business includes the acceptance of deposits,

(e) ISAs, premium bonds and saving certificates issued by the National Savings and Investment Agency (NS&I), for an applicant who has, or last had leave as a Tier 1 (Investor) Migrant, or

(f) Leveraged investment funds, except where the leverage in question is the security against the loan referred to in paragraph (b) in Table 8B or row 1 of Table 9B (as appropriate), and paragraph 61A(i)-(iii) apply.

65A. "Active and trading UK registered companies" means companies which:

(a) have a registered office or head office in the UK;

(b) have a UK bank account showing current business transactions; and

(c) are subject to UK taxation.

65B. No points will be awarded where the specified documents show that the funds are held in a financial institution listed in Appendix P as being an institution with which the UK Border Agency is unable to make satisfactory verification checks.

65C. (a) In the case of an application where Table 8A or Table 9A applies, points for maintaining the level of investment for the specified continuous period of leave will only be awarded:

(i) if the applicant has maintained a portfolio of qualifying investments for which he paid a total purchase price of at least £2 million (or £5 million or £10 million, as appropriate) throughout such period; and

(ii) if the applicant sells any part of the portfolio of qualifying investments during the specified continuous period of leave such that the price he paid for the remaining portfolio falls below the purchase price referred to in (i) above, the shortfall is fully corrected within the same reporting period by the purchase of further qualifying investments.

(b) In the case of an application where Table 8B or Table 9B applies, points for maintaining the level of investment for the relevant period of leave will only be awarded if:

(i) the applicant has maintained a portfolio of qualifying investments with a market value of at least £750,000 (or £3,750,000 or £7,500,000 as appropriate);

(ii) any fall in the market value of the portfolio below the amount in (i) is corrected by the next reporting period by the purchase of further qualifying investments with a market value equal to the amount of any such fall; and

(iii) the applicant has maintained a total level of investment (including the qualifying investments at (i) and (ii) above) of £1,000,000.

65-SD. The following specified documents must be provided as evidence of investment:

(a) The applicant must provide a portfolio of investments certified as correct by a UK regulated financial institution, which must:

(i) Cover the required period, beginning no later than the end of the 3 month timescale specified in the relevant table;

(ii) Continue to the last reporting date of the most recent billing period of the year directly before the date of the application;

(iii) Include the value of the investments;

(iv) Show that any shortfall in investments below the specified investment amount was made up by the next reporting period as required by paragraph 65C (a) or (b) as applicable;

(v) Show the dates that the investments were made;

(vi) Show the destination of the investments;

(vii) Include, for investments made as loan funds to companies, audited accounts or unaudited accounts with an accounts compilation report for the investments made, giving the full details of the applicant's investment. The accountant must be a member of the Institute of Chartered Accountants in England and Wales, the Institute of Chartered Accountants in Scotland, the Institute of Chartered

Accountants in Ireland, the Association of Chartered Certified Accountants, or the Association of Authorised Public Accountants;

(viii) Show the name and contact details of the financial institution that has certified the portfolio as correct, and confirmation that this institution is regulated by the Financial Conduct Authority (FCA) (and the Prudential Regulation Authority (PRA) where applicable);

(ix) Show that the investments were made in the applicant's name and/or that of his spouse, civil partner, unmarried or same-sex partner and not in the name of an offshore company or trust even if this is wholly owned by the applicant;

(x) include the date that the portfolio was certified by the financial institution; and

(xi) state that the institution will confirm the content of the letter to the Home Office on request.

(b) Where the applicant is applying under Table 8B or Table 9B, previously had leave as an Investor and is unable to provide the evidence listed above because he manages his own investments, or because he has a portfolio manager who does not operate in the UK and is therefore not regulated by the Financial Conduct Authority (FCA) (and the Prudential Regulation Authority (PRA) where applicable), the applicant must provide the following specified documents showing his holdings used to claim points, as relevant to the type of investment:

(i) Certified copies of bond documents showing the value of the bonds, the date of purchase and the owner;

(ii) Share documents showing the value of the shares, the date of purchase and the owner;

(iii) The latest audited annual accounts of the organisation in which the investment has been made, which have been prepared and signed off in accordance with statutory requirements, and clearly show:

(1) the amount of money held in the investments,
(2) the name of the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner), and
(3) the date of investment.

(iv) If the organisation in (iii) is not required to produce accounts, the applicant must provide a certificate showing the amount of money held in the investments, from an accountant who is a member of the Institute of Chartered Accountants in England and Wales, the Institute of Chartered Accountants in Scotland, the Institute of Chartered Accountants in Ireland, the Association of Chartered Certified Accountants, or the Association of Authorised Public Accountants.

(c) Where the applicant is applying under Table 8B or Table 9B and has invested at least 75% of the specified investment amount but less than 100%, he must provide one or more of the following specified documents as evidence of the balance of the funds required to bring his total investment in the UK up to the specified investment amount:

(i) Documents confirming the purchase of assets in the UK, showing the assets purchased, the value of these assets and the dates of purchase. When using property only the unmortgaged portion of the applicant's own home can be considered and the valuation must be provided on a report issued by a surveyor (who is a member of the Royal Institution of Chartered Surveyors) in the six months prior to the date of application;

(ii) If the applicant maintained money on deposit in the UK, a statement or statements of account on the official stationery of the institution that holds the funds. These statements must be in the name of the applicant (or applicant and/or the husband, wife, civil partner, or unmarried or same-sex partner of the applicant) and confirm the dates and amount of money held. The applicant must ensure that the institution will confirm the content of the statement to the Home Office on request;

(iii) An original letter from the financial institution that holds the cash on deposit, on the institution's official headed paper, issued by an authorised official of that institution, which confirms the dates and amount of money held and that the institution will confirm the content of the letter to the UK Border Agency on request.

(d) If the applicant wishes the start of the 3 month timescale specified in Table 8A, Table 8B, Table 9A or Table 9B to be taken as the date he entered the UK, he must provide evidence which proves this date, such as a stamp in the applicant's passport, or an aircraft boarding card.

(e) Evidence of the investment having been maintained, from the date that the funds were invested for the full period of remaining leave, will be determined using the portfolio provided in (a).

Attributes for Tier 1 (Graduate Entrepreneur) Migrants

66. An applicant applying for entry clearance or leave to remain as a Tier 1 (Graduate Entrepreneur) Migrant must score 75 points for attributes.

67. Available points are shown in Table 10.

68. Notes to accompany the table appear below the table.

Table 10

Criterion	Points
(a) The applicant has been endorsed by a UK Higher Education Institution which: (i) has Highly Trusted Sponsor status under Tier 4 of the Points-Based System, (ii) is an A-rated Sponsor under Tier 2 of the Points-Based System if a Tier 2 licence is held, (iii) is an A-rated Sponsor under Tier 5 of the Points-Based System if a Tier 5 licence is held, (iv) has degree-awarding powers, and (v) has established processes and competence for identifying, nurturing and developing entrepreneurs among its undergraduate and postgraduate population; or (b) The applicant has been endorsed by UK Trade and Investment.	
The applicant has been awarded a degree qualification (not a qualification of equivalent level which is not a degree) which meets or exceeds the recognised standard of a Bachelor's degree in the UK. For overseas qualifications, the standard must be confirmed by UK NARIC.	25
The endorsement must confirm that the endorsing body has assessed the applicant and considers that: a) the applicant has a genuine and credible business idea, and (b) the applicant will spend the majority of his working time on developing business ventures, and (c) if the applicant is applying for leave to remain and his last grant of leave was as a Tier 1 (Graduate Entrepreneur), he has made satisfactory progress in developing his business since that leave was granted.	25

Notes Tier 1 (Graduate Entrepreneur) Limit

69. (a) The Secretary of State shall be entitled to limit the total number of Tier 1 (Graduate Entrepreneur) endorsements qualifying endorsing bodies may make in support of successful applications in a particular period, to be referred to as the Tier 1 (Graduate Entrepreneur) Limit.

(b) The Tier 1 (Graduate Entrepreneur) Limit is 2,000 places per year (beginning on 6 April and ending on 5 April), which will be allocated as follows:

(i) 1, 900 places will be allocated to qualifying Higher Education Institutions as set out in (c) below; and
(ii) 100 places will be allocated to UK Trade and Investment.

(c) Places for qualifying Higher Education Institutions will be allocated as follows:

(i) The UK Border Agency will, on an annual basis, invite all UK Higher Education Institutions which meet the requirements in (a)(i) to (iv) in the first row of Table 10 to take part as endorsing institutions, with responses required by 5 April for the year beginning the next day.

(ii) The endorsements will be allocated between all invited Higher Education Institutions

who confirm that:

(1) They wish to take part, and

(2) They meet the requirement in (a)(v) in the first row of Table 10 above.

(iii) Each qualifying body in (ii) will be allocated the smallest of:

(1) The number of endorsements it has requested,

(2) Its equal share of the number of endorsements available (If the result is not an integer it will be rounded down to the next lowest integer), or

(3) 20 endorsements.

(iv) If the result of (i) to (iii) is that there are fewer than 1,850 endorsements allocated to qualifying Higher Education Institutions for the year, the Home Office will invite all UK Higher Education Institutions which meet the requirements in (a)(i) to (iv) in the first row of Table 10 to request the remaining endorsements for the year ending 5 April, with responses required by 30 September.

(v) The remaining endorsements will be allocated between all invited Higher Education Institutions who meet the criteria in (ii), regardless of whether they were previously allocated endorsements for the year.

(vi) If all requests can be met without exceeding the number of remaining places available, each Higher Education Institution in (v) will be allocated the number of endorsements it has requested.

(vii) If all requests cannot be met without exceeding the number of remaining places available, each Higher Education Institution in (v) will be allocated the smaller of:

(1) The number of endorsements it has requested, or

(2) Its equal share of the remaining number of endorsements available (If the result is not an integer it will be rounded down to the next lowest integer).

(viii) If the result of (iv) to (vii) is that there are still remaining places in the Tier 1 (Graduate Entrepreneur) Limit for the year, those places will not be allocated.

(d) If:

(i) an applicant does not make a valid application within 3 months of the date of his endorsement, or

(ii) an application is refused, and that refusal is not subsequently overturned,

the endorsement used in that application will be cancelled and the relevant endorsing body's unused allocation of endorsements will be increased by one, providing the end of the period (6 April to 5 April) to which it relates has not yet passed.

(e) The Tier 1 (Graduate Entrepreneur) limit will not apply to applications for leave to remain where the applicant has, or last had, leave to remain as a Tier 1 (Graduate Entrepreneur).

(f) Endorsements which have not been used by endorsing bodies cannot be carried over from one year (beginning on 6 April and ending on 5 April) to the next.

Endorsement

70. Points will only be awarded for an endorsement if:

(a) the endorsement was issued to the applicant no more than 3 months before the date of application,

(b) the endorsement has not been withdrawn by the relevant endorsing body at the time the application is considered by the entry clearance officer or the Secretary of State, and

(c) the applicant provides an original endorsement from the relevant endorsing body, which shows:

(i) the endorsement reference number,
(ii) the date of issue (including a statement on how long the letter is valid for),
(iii) the applicant's name,
(iv) the applicant's date of birth,
(v) the applicant's nationality,
(vi) the applicant's current passport number,
(vii) details of any dependants of the applicant who are already in the UK or who the applicant intends to bring to the UK,
(viii) the name of the endorsing body,
(ix) the name and contact details of the authorising official of the endorsing body,

(x) the name, level and date of award of the applicant's qualification, this was shown in a previous successful Tier 1 (Graduate Entrepreneur) application,
(xi) the applicant's intended business sector or business intention,
(xii) what has led the endorsing body to endorse the application, and
(xiii) if the applicant is applying for leave to remain and was last granted leave as a Tier 1 (Graduate Entrepreneur) Migrant, confirmation that the endorsing body is satisfied that he has made satisfactory progress.

Qualifications

71. Points will be awarded for a degree qualification if the endorsement:

(a) is by the UK Higher Education Institution which awarded the qualification; and

(b) contains the specified details of the qualification, as set out in paragraph 70(c).

72. (a) In cases other than those in paragraph 71, points will only be awarded for a degree qualification if the applicant provides the following specified documents:

(i) The original certificate of award of the qualification, which clearly shows the:

(1) applicant’s name,
(2) title of the award,
(3) date of the award, and
(4) name of the awarding institution,
or

(ii) if:

(1) the applicant is awaiting graduation having successfully completed his degree, or

(2) the applicant no longer has the certificate and the institution who issued the certificate is unable to produce a replacement, an original academic reference from the institution that is awarding, or has awarded, the degree together with an original academic transcript, unless (d) applies.

(b) The academic reference referred to in (a)(ii) must be on the official headed paper of the institution and clearly show the:

(1) applicant’s name,
(2) title of award,
(3) date of award, confirming that it has been or will be awarded, and
(4) either the date that the certificate will be issued (if the applicant has not yet graduated) or confirmation that the institution is unable to re-issue the original certificate or award.

(c) The academic transcript referred to in (a)(ii) must be on the institution's official paper and must show the:

(1) applicant's name,
(2) name of the academic institution,
(3) course title, and
(4) confirmation of the award.

(d) If the applicant cannot provide his original certificate for one of the reasons given in (a)(ii) and is claiming points for a qualification with a significant research bias, such as a doctorate, an academic transcript is not required, providing the applicant provides an academic reference which includes all the information detailed in (b) above.

(e) Where the degree is an overseas qualification and an applicant cannot find details of it on the points based calculator on the visas and immigration pages of the gov.uk website, he must, in addition to the document or documents in (a), provide an original letter or certificate from UK NARIC confirming the equivalency of the level of his qualification.

Attributes for Tier 2 (Intra-Company Transfer) Migrants

73. An applicant applying for entry or leave to remain as a Tier 2 (Intra-Company Transfer) Migrant must score 50 points for attributes.

73A. Available points for entry clearance or leave to remain are shown in Table 11.

73B. Notes to accompany Table 11 appear below the table.

Table 11

Criterion	Points
Certificate of Sponsorship	30
Appropriate salary	20

Notes

Certificate of Sponsorship

74. In order to obtain points for a Certificate of Sponsorship, the applicant must provide a valid Certificate of Sponsorship reference number.

74A. A Certificate of Sponsorship reference number will only be considered to be valid if:

(a) the number supplied links to a Certificate of Sponsorship Checking Service entry that names the applicant as the migrant and confirms that the Sponsor is Sponsoring him as a Tier 2 (Intra-Company Transfer) Migrant and specifies the sub-category of Tier 2 (Intra-Company Transfer) under which he is applying,

(b) the Sponsor assigned the Certificate of Sponsorship reference number to the migrant no more than 3 months before the application for entry clearance or leave to remain is made,

(c) the application for entry clearance or leave to remain is made no more than 3 months before the start of the employment as stated on the Certificate of Sponsorship,

(d) The migrant must not previously have applied for entry clearance, leave to enter or leave to remain using the same Certificate of Sponsorship reference number, if that application was either approved or refused (not rejected as an invalid application declared void or withdrawn),

(e) that reference number must not have been withdrawn or cancelled by the Sponsor or by the UK Border Agency since it was assigned, including where it has been cancelled by the UK Border Agency due to having been used in a previous application, and

(f) the Sponsor is an A-rated Sponsor, unless the application is for leave to remain and the applicant has, or was last granted, leave as a Tier 2 (Intra-Company) Migrant or a Qualifying Work Permit Holder.

74B. No points will be awarded for a Certificate of Sponsorship unless:

(a) the job that the Certificate of Sponsorship Checking Service entry records that the person is being sponsored to do appears on:

(i) the list of occupations skilled to National Qualifications Framework level 6 or above, as stated in the codes of practice in Appendix J, or

(ii) one of the following creative sector occupations skilled to National Qualifications Framework level 4 or above:

(1) 3411 Artists,
(2) 3412 Authors, writers and translators,
(3) 3413 Actors, entertainers and presenters,
(4) 3414 Dancers and choreographers, or
(5) 3422 Product, clothing and related designers,
or

(b) (i) the applicant is applying for leave to remain,

(ii) the applicant previously had leave as a Tier 2 (Intra-Company Transfer) Migrant under the Rules in place between 6 April 2011 and 13 June 2012, and has not since been granted leave to remain in any other route, or entry clearance or leave to enter in any route, and

(iii) the job that the Certificate of Sponsorship Checking Service entry records that the person is being sponsored to do appears on the list of occupations skilled to National

Qualifications Framework level 4 or above, as stated in the codes of practice in Appendix J

(c) (i) the applicant is applying for leave to remain as a Tier 2 (Intra-Company Transfer) Migrant in the Long Term Staff sub-category,

(ii) the applicant previously had leave as:

(1) a Tier 2 (Intra-Company Transfer) Migrant under the rules in place before 6 April 2011, or

(2) a Qualifying Work Permit Holder,

and has not since been granted leave to remain in any other route, or entry clearance or leave to enter in any route, and

(iii) the job that the Certificate of Sponsorship Checking Service entry records that the person is being sponsored to do appears on the list of occupations skilled to National Qualifications Framework level 3 or above, as stated in the codes of practice in Appendix J, or the applicant is a Senior Care Worker or an Established Entertainer as defined in paragraph 6 of these Rules, or

(d) (i) the applicant was last granted entry clearance or leave as a Tier 2 (Intra-Company Transfer) Migrant,

(ii) the applicant is applying for leave to remain to work in the same occupation for the same Sponsor as in the application which led to his previous grant of leave,

(iii) the Certificate of Sponsorship used in support of the applicant's previous application was assigned by the Sponsor before 6 April 2013, and

(iv) the occupation fails to meet the required skill level in (a) to (c) above solely due to reclassification from the SOC 2000 system to the SOC 2010 system.

74C. (a) if the applicant is applying as a Tier 2 (Intra-Company Transfer) Migrant in either the Short Term Staff or Long Term Staff sub-categories, no points will be awarded for a Certificate of Sponsorship unless:

(i) the Certificate of Sponsorship Checking Service entry confirms that the applicant has been working for the Sponsor for at least 12 months as specified in paragraphs (b) and (c) below, and

(ii) the applicant provides, if requested to do so, the specified documents as set out in paragraph 74C-SD(a) below, unless he was last granted leave to work for the same Sponsor in the same sub-category as he is currently applying under. The application may be granted without these specified documents, but the Home Office reserves the right to request the specified documents, and to refuse applications if these documents are not received at the address specified in the request within 7 working days of the date of the request.

(b) Throughout the 12 months referred to in paragraph (a)(i) above, the applicant must have been working for the Sponsor:

(i) outside the UK, or

(ii) in the UK, provided he had leave to work for the Sponsor as:

(1) a Tier 2 (Intra-Company Transfer) Migrant in either of the Short Term Staff or Long Term Staff sub-categories,

(2) a Tier 2 (Intra-Company Transfer) Migrant in the established staff sub-category under the rules in place before 6 April 2011,

(3) a Tier 2 (Intra-Company Transfer) Migrant under the rules in place before 6 April 2010,

(4) a Qualifying Work Permit Holder (provided that the work permit was granted because the holder was the subject of an Intra-Company Transfer), and/or

(5) a representative of an Overseas Business, and

(c) The specified period referred to in paragraph (a)(i) above is:

(i) a continuous period of 12 months immediately prior to the date of application, or

(ii) an aggregated period of at least 12 months within the 24 month period immediately before the date of application, if at some point within the 12 months preceding the date of application, the applicant has been:

(1) on maternity, paternity or adoption leave,

(2) on long-term sick leave lasting one month or longer, or

(3) working for the Sponsor in the UK as a Tier 2 (Intra-Company Transfer) Migrant in either of the Graduate Trainee or Skills Transfer sub-categories,

and if requested to provide the specified documents set out in paragraph 74C-SD(a) below, also provides, at the same time, the specified documents as set out in paragraph 74C-SD(c) below, or

(iii) an aggregated period of at least 12 months during the time the applicant has been continuously working for the Sponsor, if at some point within the 12 months preceding the date of application, the applicant has been working in the UK for the Sponsor lawfully under any other category of these Rules not listed in paragraph (b)(ii) above.

74C-SD(a) The specified documents in paragraph 74C(a) are:

(i) Original formal payslips issued by the employer and showing the employer’s name covering the full specified period (The most recent payslip must be dated no earlier than 31 days before the date of the application);

(ii) Other payslips covering the full specified period (The most recent payslip must be dated no earlier than 31 days before the date of the application), accompanied by a letter

from the Sponsor, on company headed paper and signed by a senior official, confirming the authenticity of the payslips;

(iii) Personal bank or building society statements covering the full specified period, which clearly show:

(1) the applicant's name,
(2) the account number,
(3) the date of the statement (The most recent statement must be dated no earlier than 31 days before the date of the application),
(4) the financial institution's name and logo, and
(5) transactions by the Sponsor covering the full specified period; or

(iv) A building society pass book, which clearly shows:

(1) the applicant's name,
(2) the account number,
(3) the financial institution's name and logo, and
(4) transactions by the Sponsor covering the full specified period.

(b) If the applicant provides the bank or building society statements in (a)(iii):

(i) The statements must:

(1) be printed on paper bearing the bank or building society's letterhead,
(2) bear the official stamp of the bank on every page, or
(3) be accompanied by a supporting letter from the issuing bank or building society, on company headed paper, confirming the authenticity of the statements provided;

(ii) The statements must not be mini-statements obtained from an Automated Teller Machine.

(c) The specified documents as evidence of periods of maternity, paternity or adoption leave, as required in paragraph 74C(b), are:

(i) The original full birth certificate or original full certificate of adoption (as appropriate) containing the names of the parents or adoptive parents of the child for whom the leave was taken, if this is available; and

(ii) At least one (or both, if the document in (i) is unavailable) of the following, if they are available:

(1) An original letter from the applicant and his sponsor, on company headed paper, confirming the start and end dates of the applicant's leave,

(2) One of the types of documents set out in (a) above, covering the entire period of leave, and showing the maternity, paternity or adoption payments.

and

(iii) If the applicant cannot provide two of the types of specified document in (i) and (ii), at least one of the types of specified documents in either (i) or (ii), a full explanation of why the other documents cannot be provided, and at least one of the following specified documents, from an official source and which is independently verifiable:

(1) official adoption papers issued by the relevant authority,
(2) any relevant medical documents, or
(3) a relevant extract from a register of birth which is accompanied by an original letter from the issuing authority.

(d) The specified documents as evidence of periods of long term sick leave, as required in paragraph 74C(b), are:

(i) An original letter from the applicant's Sponsor, on company headed paper, confirming the start and end dates of the applicant's leave, if this is available;

(ii) One of the types of documents set out in (a) above, covering the entire period of leave, and showing the statutory sick pay and/or sick pay from health insurance, if these documents are available; and

(iii) If the applicant cannot provide the specified documents in both (i) and (ii), the specified documents in either (i) or (ii), a full explanation of why the other documents cannot be provided, and any relevant medical documents, from an official source and which are independently verifiable.

74D. if the applicant is applying as a Tier 2 (Intra-Company Transfer) Migrant in the Graduate Trainee sub-category, no points will be awarded for a Certificate of Sponsorship unless:

(a) the job that the Certificate of Sponsorship Checking Service entry records that the person is being Sponsored to do is part of a structured graduate training programme, with clearly defined progression towards a managerial or specialist role within the organisation,

(b) the Sponsor has assigned Certificates of Sponsorship to 5 applicants or fewer, including the applicant in question, under the Graduate Trainee sub-category in the current year, beginning 6 April and ending 5 April each year, and

(c) the Certificate of Sponsorship Checking Service entry confirms that the applicant has been working for the Sponsor outside the UK for a continuous period of 3 months immediately prior to the date of application and, if requested to do so, the applicant provides the specified documents in paragraph 74C-SD(a) above to prove this. The application may be granted without these specified documents, but the UK Border Agency reserves the right to request the specified documents, and to refuse applications if these documents are not received at the address specified in the request within 7 working days of the date of the request.

74E. If the applicant is applying as a Tier 2 (Intra-Company Transfer) Migrant in the Skills Transfer subcategory, no points will be awarded for a Certificate of Sponsorship unless the job that the Certificate of Sponsorship Checking Service entry records that the person is being Sponsored to do is for the sole purpose of transferring skills to or from the Sponsor's UK work

environment. The appointment must be additional to staffing requirements that is the role in the UK would not exist but for the need for skills transfer.

74F. An applicant cannot score points for a Certificate of Sponsorship from Table 11 if the job that the Certificate of Sponsorship Checking Service entry records that he is being Sponsored to do is as a sports person or a Minister of Religion.

74G. No points will be awarded for a Certificate of Sponsorship if the job that the Certificate of Sponsorship Checking Service entry records that the applicant is being sponsored to do amounts to:

(a) the hire of the applicant to a third party who is not the sponsor to fill a position with that party, whether temporary or permanent, or

(b) contract work to undertake an ongoing routine role or to provide an ongoing routine service for a third party who is not the sponsor,

regardless of the nature or length of any arrangement between the sponsor and the third party.

74H. No points will be awarded for a Certificate of Sponsorship if the Entry Clearance Officer or the Secretary of State has reasonable grounds to believe, notwithstanding that the applicant has provided the evidence required under the relevant provisions of Appendix A, that:

(a) the job as recorded by the Certificate of Sponsorship Checking Service is not a genuine vacancy, if the applicant is applying as a Tier 2 (Intra-Company Transfer) Migrant in either of the Short Term Staff or Long Term Staff subcategories, or

(b) the applicant is not appropriately qualified to do the job in question.

74I. To support the assessment in paragraph 74H, the Entry Clearance Officer or the Secretary of State may request additional information and evidence from the applicant or the Sponsor, and refuse the application if the information or evidence is not provided. Any requested documents must be received by the Entry Clearance Officer or the Secretary of State at the address specified in the request within 28 calendar days of the date the request is sent.

Appropriate salary

75. The points awarded for appropriate salary will be based on the applicant's gross annual salary to be paid by the Sponsor, subject to the following conditions:

(i) Points will be awarded based on basic pay (excluding overtime);

(ii) Allowances will be included in the salary for the awarding of points where they are part of the guaranteed salary package and:

(1) would be paid to a local settled worker in similar circumstances, or

(2) are paid to cover the additional cost of living in the UK;

(iii) Where allowances are made available solely for the purpose of accommodation, they will only be included up to a value of:

(1) 40% of the total salary package for which points are being awarded, if the applicant is applying in either the Short Term Staff, Graduate Trainee or Skills Transfer sub-categories, or

(2) 30% of the total salary package for which points are being awarded, if the applicant is applying in the Long Term Staff sub-category;

(iv) Other allowances and benefits, such as bonus or incentive pay, employer pension contributions, and allowances to cover business expenses, including (but not limited to) travel to and from the sending country, will not be included;

(v) If the applicant has exchanged some of his UK employment rights for shares as an employee-owner, the value of those shares will not be included.

75A. No points will be awarded if the salary referred to in paragraph 75 above is less than £41,000 per year where the applicant is applying in the Long Term Staff sub-category, unless the applicant is applying for leave to remain and previously had leave as:

(i) a Qualifying Work Permit Holder, or

(ii) a Tier 2 (Intra-Company Transfer) Migrant under the rules in place before 6 April 2011,

and has not been granted entry clearance in this or any other route since that grant of leave.

75B. No points will be awarded if the salary referred to in paragraph 75 above is less than £24,500 per year where the applicant is applying in the Short Term Staff, Graduate Trainee or Skills Transfer sub-categories, unless the applicant is applying for leave to remain and has, or last had entry clearance, leave to enter or leave to remain as a Tier 2 (Intra-Company Transfer) Migrant under the rules in place before 6 April 2011.

75C. No points will be awarded if the salary referred to in paragraph 75 above is less than the appropriate rate for the job as stated in the codes of practice in Appendix J, unless the applicant is an established entertainer as defined in paragraph 6 of these Rules.

75D. Where the applicant is paid hourly, the appropriate salary consideration will be based on earnings up to a maximum of 48 hours a week, even if the applicant works for longer than this. For example, an applicant who works 60 hours a week for £8 per hour be considered to have a salary of £19,968 (8x48x52) and not £25,960 (8x60x52), and will therefore not be awarded points for appropriate salary.

75E. No points will be awarded for appropriate salary if the applicant does not provide a valid Certificate of Sponsorship reference number with his application.

Attributes for Tier 2 (General) Migrants

76. An applicant applying for entry or leave to remain as a Tier 2 (General) Migrant must score 50 points for attributes.

76A. Available points for entry clearance or leave to remain are shown in Table 11A.

76B. Notes to accompany Table 11A appear below the table.

Table 11A

Certificate of Sponsorship	Points	Appropriate salary	Points
Job offer passes Resident Labour Market Test	30	Appropriate salary	20
Resident Labour Market Test exemption applies	30		
Continuing to work in the same occupation for the same Sponsor	30		

Notes

Certificate of Sponsorship

77. Points may only be scored for one entry in the Certificate of Sponsorship column.

77A. In order to obtain points for a Certificate of Sponsorship, the applicant must provide a valid Certificate of Sponsorship reference number.

77B. The only Certificates of Sponsorship to be allocated to Sponsors for applicants to be Sponsored as Tier 2 (General) Migrants are:

(a) Certificates of Sponsorship to be assigned to applicants as a Tier 2 (General) Migrant, as allocated to Sponsors under the Tier 2 (General) limit, which is set out in paragraphs 80 to 84A below.

(b) Certificates of Sponsorship to be assigned to specified applicants for leave to remain as a Tier 2 (General) Migrant, as set out in paragraph 77D of Appendix A,

(c) Certificates of Sponsorship to be assigned to an applicant to do a job for which the gross annual salary (including such allowances as are specified as acceptable for this purpose in paragraph 79 of this Appendix) is £153,500 (or £152,100, if the recruitment took place before 6 April 2014) or higher,

and

77C. A Certificate of Sponsorship reference number will only be considered to be valid if:

(a) the number supplied links to a Certificate of Sponsorship Checking Service entry that names the applicant as the migrant and confirms that the Sponsor is Sponsoring him as a Tier 2 (General) Migrant,

(b) the Sponsor assigned that reference number to the migrant no more than 3 months after the Sponsor was allocated the Certificate of Sponsorship, if the Certificate of Sponsorship was allocated to the Sponsor under the Tier 2 (General) limit,

(c) the Sponsor assigned that reference number to the migrant no more than 3 months before the application for entry clearance or leave to remain is made,

(d) the application for entry clearance or leave to remain is made no more than 3 months before the start of the employment as stated on the Certificate of Sponsorship,

(e) The migrant must not previously have applied for entry clearance, leave to enter or leave to remain using the same Certificate of Sponsorship reference number, if that application was either approved or refused (not rejected as an invalid application, declared void or withdrawn),

(f) that reference number must not have been withdrawn or cancelled by the Sponsor or by the UK Border Agency since it was assigned, including where it has been cancelled by the UK Border Agency due to having been used in a previous application, and

(g) the Sponsor is an A-rated Sponsor, unless:

(1) the application is for leave to remain, and

(2) the applicant has, or was last granted, leave as a Tier 2 (General) Migrant, a Jewish Agency Employee, a Member of the Operational Ground Staff of an Overseas-owned Airline, a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation, or a Qualifying Work Permit Holder, and

(3) the applicant is applying to work for the same employer named on the Certificate of Sponsorship or Work Permit document which led to his last grant of leave or, in the case of an applicant whose last grant of leave was as a Jewish Agency Employee, a Member of the Operational Ground Staff of an Overseas-owned Airline, a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation, the same employer for whom the applicant was working or stated he was intending to work when last granted leave.

77D. No points will be awarded for a Certificate of Sponsorship unless:

(a) in the case of a Certificate of Sponsorship which was allocated to the Sponsor under the Tier 2 (General) limit, the number supplied links to a Certificate of Sponsorship Checking Service entry which contains the same job and at least the same salary details as stated in the Sponsor's application for that Certificate of Sponsorship,

(b) in the case of a Certificate of Sponsorship which was not allocated to the Sponsor under the Tier 2 (General) limit:

(i) the applicant:

(1) is applying for leave to remain, and

(2) does not have, or was not last granted entry clearance, leave to enter or leave to remain as the partner of a Relevant Points Based System Migrant,

or

(ii) the number supplied links to a Certificate of Sponsorship Checking Service entry which shows that the applicant's gross annual salary (including such allowances as are specified as acceptable for this purpose in paragraph 79 of this appendix) to be paid by the Sponsor is £153,500(or £152,100 if the recruitment took place before 6 April 2013) or higher.

77E. No points will be awarded for a Certificate of Sponsorship unless:

(a) the job that the Certificate of Sponsorship Checking Service entry records that the person is being sponsored to do appears on:

(i) the list of occupations skilled to National Qualifications Framework level 6 or above, as stated in the codes of practice in Appendix J, or

(ii) one of the following creative sector occupations skilled to National Qualifications Framework level 4 or above:

(1) 3411 Artists,
(2) 3412 Authors, writers and translators,
(3) 3413 Actors, entertainers and presenters,
(4) 3414 Dancers and choreographers, or
(5) 3422 Product, clothing and related designers,

or

(b) the job that the Certificate of Sponsorship Checking Service entry records that the person is being sponsored to do is skilled to National Qualifications Framework level 4 or above, and appears on the shortage occupation list in Appendix K,

or

(c) (i) the applicant is applying for leave to remain,

(ii) the applicant previously had leave as a Tier 2 (General) Migrant or a Qualifying Work Permit Holder, and has not since been granted leave to remain in any other route, or entry clearance or leave to enter in any route,

(iii) at the time a Certificate of Sponsorship or Work Permit which led to a grant of leave in (ii) was issued, the job referred to in that Certificate of Sponsorship or Work Permit appeared on the shortage occupation list in Appendix K, and

(iv) the job that the Certificate of Sponsorship Checking service entry records that the person is being sponsored to do in his current application is the same as the job referred to in (iii), for either the same or a different employer,

or

(d) (i) the applicant is applying for leave to remain,

(ii) the applicant previously had leave as a Tier 2 (General) Migrant under the Rules in place between 6 April 2011 and 13 June 2012, and has not since been granted leave to remain in any other route, or entry clearance or leave to enter in any route, and

(iii) the job that the Certificate of Sponsorship Checking Service entry records that the person is being sponsored to do appears on the list of occupations skilled to National Qualifications Framework level 4 or above, as stated in the codes of practice in Appendix J,
or

(e) (i) the applicant is applying for leave to remain,

(ii) the applicant previously had leave as:

(1) a Tier 2 (General) Migrant under the rules in place before 6 April 2011,

(2) a Qualifying Work Permit Holder,

(3) a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation,

(4) a Member of the Operational Ground Staff of an Overseas-owned Airline

(5) a Jewish Agency Employee,

and has not since been granted leave to remain in any other route, or entry clearance or leave to enter in any route, and

(iii) the job that the Certificate of Sponsorship Checking Service entry records that the person is being sponsored to do appears on the list of occupations skilled to National Qualifications Framework level 3 or above, as stated in the codes of practice in Appendix J, or the applicant is a Senior Care Worker or an Established Entertainer as defined in paragraph 6 of these Rules.

(f) (i) the applicant was last granted as a Tier 2 (General) Migrant,

(ii) the applicant is applying for leave to remain to work in the same occupation for the same Sponsor as in the application which led to his previous grant of leave,

(iii) the Certificate of Sponsorship used in support of the applicant's previous application was assigned by the Sponsor before 6 April 2013, and

(iv) the occupation fails to meet the required skill level in (a) to (e) above solely due to reclassification from the SOC 2000 system to the SOC 2010 system.

77F. An applicant cannot score points for a Certificate of Sponsorship from Table 11A if the job that the Certificate of Sponsorship Checking Service entry records that he is being sponsored to do is as a sports person or a Minister of Religion.

77G. No points will be awarded for a Certificate of Sponsorship if the job that the Certificate of Sponsorship Checking Service entry records that the applicant is being sponsored to do amounts to:

(a) the hire of the applicant to a third party who is not the sponsor to fill a position with that party, whether temporary or permanent, or

(b) contract work to undertake an ongoing routine role or to provide an ongoing routine service for a third party who is not the sponsor,

regardless of the nature or length of any arrangement between the sponsor and the third party.

77H. No points will be awarded for a Certificate of Sponsorship if the Entry Clearance Officer or the Secretary of State has reasonable grounds to believe, notwithstanding that the applicant has provided the evidence required under the relevant provisions of Appendix A, that:

(a) the job as recorded by the Certificate of Sponsorship Checking Service is not a genuine vacancy,

(b) the applicant is not appropriately qualified or registered to do the job in question (or will not be, by the time they begin the job), or

(c) the stated requirements of the job as recorded by the Certificate of Sponsorship Checking Service and in any advertisements for the job are inappropriate for the job on offer and / or have been tailored to exclude resident workers from being recruited.

77I. To support the assessment in paragraph 77H(b), if the applicant is not yet appropriately qualified or registered to do the job in question, he must provide evidence with his application showing that he can reasonably be expected to obtain the appropriate qualifications or registrations by the time he begins the job, for example, a letter from the relevant body providing written confirmation that the applicant has registered to sit the relevant examinations.

77J. To support the assessment in paragraph 77H(a)-(c), the Entry Clearance Officer or the Secretary of State may request additional information and evidence from the applicant or the Sponsor, and refuse the application if the information or evidence is not provided. Any requested documents must be received by the Entry Clearance Officer or the Secretary of State at the address specified in the request within 28 calendar days of the date the request is sent.

Job offer passes Resident Labour Market Test

78. Points will only be awarded for a job offer that passes the Resident Labour Market Test if:

(a) the Sponsor has advertised (or had advertised on its behalf) the job as set out in Tables 11B and 11C below; and

(b) The advertisements have stated:

(i) the job title,

(ii) the main duties and responsibilities of the job (job description),

(iii) the location of the job,

(iv) an indication of the salary package or salary range or terms on offer,

(v) the skills, qualifications and experience required for the job, and

(vi) the closing date for applications, unless it is part of the Sponsor's rolling recruitment programme, in which case the advertisement should show the period of the recruitment programme;

and

(c) The advertisements were published in English (or Welsh if the job is based in Wales); and

(d) The Sponsor can show that no suitable settled worker is available to fill the job unless the job is in a PhD-level occupation listed in Appendix J. Settled workers will not be considered unsuitable on the basis that they lack qualifications, experience or skills (including language skills) that were not specifically requested in the job advertisement; and

(e) The Certificate of Sponsorship Checking Service entry contains full details of when and where the job was advertised, and any advertisement reference numbers, including the Universal Jobmatch (or other Jobcentre Plus online service) or JobCentre Online vacancy reference number where relevant.

Table 11B: Advertising methods and duration which satisfy the Resident Labour Market Test

Type of job	**Methods of advertising / recruitment**	**Duration / timing of advertising**
New graduate jobs or internships	• University milkround visits to at least 3 UK universities (or all UK universities which provide the relevant course, whichever is the lower number), • At least one of the following websites: - www.jobs.ac.uk, - www.milkround.com, - www.prospects.ac.uk, or	At least 28 days within the **4 years** immediately before the Sponsor assigned the Certificate of Sponsorship to the applicant

	- www.targetjobs.co.uk and • At least one other medium listed in Table 11C	
Pupillages for trainee barristers	• At least two media (or one medium if the job was advertised before 6 April 2013) listed in Table 11C	At least 28 days within the **2 years** immediately before the Sponsor assigned the Certificate of Sponsorship to the applicant
Jobs in PhD-level occupations as listed in Appendix J	• At least two media (or one medium if the job was advertised before 6 April 2013) listed in Table 11C	At least 28 days within the **1 year** immediately before the Sponsor assigned the Certificate of Sponsorship to the applicant
Jobs where the appropriate salary, as determined by paragraphs 79 to 79D of Appendix A, is at least £71,600 per year (or £71,000 per year if the job was advertised before 6 April 2014) or there is a stock exchange disclosure requirement	• At least two media (or one medium if the job was advertised before 6 April 2013) listed in Table 11C	At least 28 days within the **6 months** immediately before the Sponsor assigned the Certificate of Sponsorship to the applicant
Creative sector jobs covered by Table 9 of Appendix J	• As set out in Table 9 of Appendix J	As set out in Table 9 of Appendix J
Orchestral musicians	• Universal Jobmatch (or other Jobcentre Plus online service) for jobs based in	At least 28 days within the **2 years** immediately before the

	England, Scotland or Wales, or JobCentre Online for jobs based in Northern Ireland, and • At least one other medium listed in Table 11C	Sponsor assigned the Certificate of Sponsorship to the applicant
Positions in the NHS where the Resident Labour Market Test includes advertising on NHS Jobs between 19 November 2012 and 6 April 2015	• NHS Jobs	At least 28 days within the **6 months** immediately before the Sponsor assigned the Certificate of Sponsorship to the applicant
All other jobs	• Universal Jobmatch (or other Jobcentre Plus online service) for jobs based in England, Scotland or Wales, or JobCentre Online for jobs based in Northern Ireland, and • At least one other medium listed in Table 11C	At least 28 days within the **6 months** immediately before the Sponsor assigned the Certificate of Sponsorship to the applicant

Table 11C: Advertising media which satisfy the Resident Labour Market Test

Type of medium	**Criteria for suitable media**
Newspaper	Must be: • marketed throughout the UK or throughout the whole of the devolved nation in which the job is located, and • published at least once a week
Professional journal	Must be:

	• available nationally through retail outlets or through subscription, • published at least once a month, and • related to the nature of the job i.e. a relevant trade journal, official journal of a professional occupational body, or subject-specific publication
Website	Must be one of the following: • Universal Jobmatch (or other Jobcentre Plus online service), for jobs based in England, Scotland or Wales, • JobCentre Online, for jobs based in Northern Ireland, • an online version of a newspaper or professional journal which would satisfy the criteria above, • the website of a prominent professional or recruitment organisation, which does not charge a fee to jobseekers to view job advertisements or to apply for jobs via those advertisements, or • if the Sponsor is a multinational organisation or has over 250 permanent employees in the UK, the Sponsor's own website

Resident Labour Market Test exemption applies

Shortage occupation

78A. In order for a Resident Labour Market Test exemption to apply for a job offer in a shortage occupation:

(a) the job must, at the time the Certificate of Sponsorship was assigned to the applicant, have appeared on the shortage occupation list in Appendix K,

(b) in all cases, contracted working hours must be for at least 30 hours a week, and

(c) in all cases, if the UK Border Agency list of shortage occupations indicates that the job appears on the 'Scotland only' shortage occupation list, the job offer must be for employment in which the applicant will be working at a location in Scotland.

Post-Study Work

78B. In order for a Resident Labour Market Test exemption to apply for post-study work:

(a) the applicant must be applying for leave to remain,

(b) the applicant must have, or have last been granted, entry clearance, leave to enter or leave to remain as:

(1) a Tier 1 (Graduate Entrepreneur) Migrant,

(2) a Tier 1 (Post-Study Work) Migrant,

(3) a Participant in the International Graduates Scheme (or its predecessor, the Science and Engineering Graduates Scheme),

(4) a Participant in the Fresh Talent: Working in Scotland Scheme,

(5) a Tier 4 Migrant,

(6) a Student,

(7) a Student Nurse,

(8) a Student Re-Sitting an Examination,

(9) a Person Writing Up a Thesis,

(10) an Overseas Qualified Nurse or Midwife,

(11) a Postgraduate Doctor or Dentist, or

(12) a Student Union Sabbatical Officer,

and

(c) Where (b)(5) to (12) apply, the applicant must meet the requirements of paragraph 245HD(d) of these Rules.

Other exemptions

78C. In order for another Resident Labour Market Test exemption to apply, either:

(a) the Certificate of Sponsorship Checking Service entry must show that the applicant's gross annual salary (including such allowances as are specified as acceptable for this purpose in paragraph 79 of this appendix) to be paid by the Sponsor is £153,500 (or £152,100, if the recruitment took place before 6 April 2014) or higher; or

(b) the job offer must be in a supernumerary research position where the applicant has been issued a non-transferable scientific research Award or Fellowship by an external organisation which is not the Sponsor, meaning that the role is over and above the Sponsor's normal requirements and if the applicant was not there, the role would not be filled by anyone else; or

(c) the job offer must be to continue working as a Doctor or Dentist in training, under the same NHS Training Number which was assigned to the applicant for previous lawful employment as a Doctor or Dentist in Training in the UK; or

(d) the job offer must be as a Doctor in Speciality Training where the applicant's salary and the costs of his training are being met by the government of another country under an agreement with that country and the United Kingdom Government; or

(e) the job offer must be to resume a post in a Higher Education Institution, working for the same Sponsor as in a previous grant of entry clearance or leave to remain as a Tier 2 (General) Migrant, where the break in employment is due solely to a period of academic leave;

and the Certificate of Sponsorship Checking Service entry must provide full details of why an exemption applies.

Continuing to work in the same occupation for the same Sponsor

78D. In order for the applicant to be awarded points for continuing to work in the same occupation for the same Sponsor:

(a) the applicant must be applying for leave to remain,

(b) the applicant must have, or have last been granted, entry clearance or leave to remain as:

(i) a Tier 2 (General) Migrant,

(ii) a Qualifying Work Permit Holder,

(iii) a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation,

(iv) a Member of the Operational Ground Staff of an Overseas-owned Airline or

(v) a Jewish Agency Employee,

(b) the Sponsor must be the same employer:

(i) as the Sponsor on the previous application that was granted, in the case of an applicant whose last grant of leave was as a Tier 2 (General) Migrant,

(ii) that the work permit was issued to, in the case of an applicant whose last grant of leave was as a Qualifying Work Permit Holder,

(iii) for whom the applicant was working or stated he was intending to work when last granted leave, in the case of an applicant whose last grant of leave was a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation, a Member of the Operational Ground Staff of an Overseas-owned Airline, or a Jewish Agency Employee.

(c) the job that the Certificate of Sponsorship Checking Service entry records the applicant as having been engaged to do must be the same occupation:

(i) in respect of which the Certificate of Sponsorship that led to the previous grant was issued, in the case of an applicant whose last grant of leave was as a Tier 2 (General) Migrant,

(ii) in respect of which the previous work permit was issued, in the case of an applicant whose last grant of leave was as a Qualifying Permit Holder, or

(iii) that the applicant was doing, or intended to do, when he received his last grant of leave, in the case of an applicant whose last grant of leave was a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation, a Member of the Operational Ground Staff of an Overseas-owned Airline, or a Jewish Agency Employee,

Appropriate salary

79. The points awarded for appropriate salary will be based on the applicant's gross annual salary to be paid by the Sponsor, subject to the following conditions:

(i) Points will be awarded based on basic pay (excluding overtime);

(ii) Allowances, such as London weighting, will be included in the salary for the awarding of points where they are part of the guaranteed salary package and would be paid to a local settled worker in similar circumstances;

(iii) Other allowances and benefits, such as bonus or incentive pay, employer pension contributions, travel and subsistence (including travel to and from the applicant's home country), will not be included.

(iv) If the applicant has exchanged some of his UK employment rights for shares as an employee-owner, the value of those shares will not be included.

79A. No points will be awarded if the salary referred to in paragraph 79 above is less than £20,500 per year, unless:

(a) the applicant:

(i) is applying for leave to remain and

(ii) previously had leave as:

(1) a Qualifying Work Permit Holder,

(2) a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation,

(3) a Member of the operational Ground Staff of an Overseas-owned Airline

(4) a Jewish Agency Employee, or

(5) a Tier 2 (General) Migrant under the Rules in place before 6 April 2011; and

(iii) has not been granted entry clearance in this or any other route since that grant of leave; or

(b) the Certificate of Sponsorship checking service entry records the applicant:

(i) obtained a Nursing and Midwifery Council permission before 30 March 2015 to undertake the Overseas Nursing Programme or the Adaptation to Midwifery Programme;

(ii) is being sponsored as a nurse or midwife in a supervised practice placement approved by the Nursing and Midwifery Council;

(iii) will continue to be sponsored as a nurse or midwife by the Sponsor after achieving Nursing and Midwifery Council registration;, and

(iv) will be paid at least £20,500 per year once that registration is achieved,

and the applicant provides evidence of the above, if requested to do so.

79B. No points will be awarded for appropriate salary if the salary referred to in paragraph 79 above is less than the appropriate rate for the job as stated in the codes of practice in Appendix J, unless the applicant is an established entertainer as defined in paragraph 6 of these Rules.

79C. Where the applicant is paid hourly, the appropriate salary consideration will be based on earnings up to a maximum of 48 hours a week, even if the applicant works for longer than this. for example, an applicant who works 60 hours a week for £8 per hour be considered to have a salary of £19,968 (8x48x52) and not £25,960 (8x60x52), and will therefore not be awarded points for appropriate salary.

79D. No points will be awarded for appropriate salary if the applicant does not provide a valid Certificate of Sponsorship reference number with his application.

Tier 2 (General) limit

Overview

80. The Secretary of State shall be entitled to limit the number of Certificates of Sponsorship available to be allocated to Sponsors in any specific period under the Tier 2 (General) limit referred to in paragraph 77B(a) above;

80A. The Tier 2 (General) limit is 20,700 Certificates of Sponsorship in each year (beginning on 6 April and ending on 5 April).

80B. The process by which Certificates of Sponsorship shall be allocated to Sponsors under the Tier 2 (General) limit is set out in paragraphs 80C to 84a and Tables 11D below.

80C. A Sponsor must apply to the Secretary of State for a Certificate of Sponsorship.

80D. Available points for an application for a Certificate of Sponsorship are shown in Table 11D. No application will be

granted unless it scores a minimum of 30 points under the heading "Type of Job" and a minimum of 2 points under the heading "Salary on Offer".

80E. Notes to accompany Table 11D appear below the table.

Table 11D

Applications for Certificates of Sponsorship under the Tier 2 (General) limit

Type of job	Points	Salary on offer	Points
Shortage Occupation	75	£20,500 - £20,999.99	2
PhD-level occupation code and job passes Resident Labour Market Test	50	£21,000 - £21,999.99	3
Job passes Resident Labour Market Test or an exemption applies as set out in paragraphs 78B or 78C	30	£22,000 - £22,999.99	4
		£23,000 - £23,999.99	5
		£24,000 - £24,999.99	6
		£25,000 - £25,999.99	7
		£26,000 - £26,999.99	8
		£27,000 - £27,999.99	9
		£28,000 - £31,999.99	10
		£32,000 - £45,999.99	15
		£46,000 -	20

		£74,999.99	
		£75,000 - £99,999.99	25
		£100,000 - £153,499.99	30

Notes

81.Points may only be scored for one entry in each column.

81A. No points will be awarded under the heading "Type of Job" unless the job described in the Sponsor's application for a Certificate of Sponsorship:

(a) appears on:

(i) the list of occupations skilled to National Qualifications Framework level 6 or above, as stated in the codes of practice in Appendix J, or

(ii) one of the following creative sector occupations skilled to National Qualifications Framework level 4 or above:

(1) 3411 Artists,
(2) 3412 Authors, writers and translators,
(3) 3413 Actors, entertainers and presenters,
(4) 3414 Dancers and choreographers, or
(5) 3422 Product, clothing and related designers,
or

(b) is skilled to National Qualifications Framework level 4 or above, and appears on the shortage occupation list in Appendix K.

81B. In order for the Sponsor's application to be awarded points for a job in a shortage occupation, the job must, at the time the application for a Certificate of Sponsorship is decided, appear on the the shortage occupation list in Appendix K, and contracted working hours must be for at least 30 hours a week. Furthermore, if the shortage occupation list in Appendix K,indicates that the job appears on the 'Scotland only' shortage occupation list, the job must be for employment in Scotland.

81C. In order for the Sponsor's application to be awarded points for a job in a PhD-level occupation code, the job must be in an occupation code which appears on the list of PhD-level occupation codes as stated in the codes of practice in Appendix J. The Sponsor's application must also meet the requirements of paragraph 81D.

81D. In order for the Sponsor's application to be awarded points for a job that passes the resident labour market test or an exemption applies, the Sponsor must certify that it has met the requirements of that test, as defined in guidance published by the UK Border Agency, in respect of the job, or that one of the exemptions set out in paragraphs 78B or 78C of this Appendix applies.

81E. The points awarded under the heading "Salary on Offer" will be based on the gross annual salary on offer to be paid by the Sponsor, as stated in the Sponsor's application, subject to the following conditions:

(i) Points will be awarded based on basic pay (excluding overtime);

(ii) Allowances, such as London weighting, will be included in the salary for the awarding of points where they are part of the guaranteed salary package and would be paid to a local settled worker in similar circumstances;

(iii) Other allowances and benefits, such as bonus or incentive pay, travel and subsistence (including travel to and from the applicant's home country), will not be included.

81F. No points will be awarded for the salary on offer if the salary referred to in paragraph 81e above is less than the appropriate rate for the job as stated in the codes of practice for Tier 2 Sponsors published by the UK Border Agency.

81G. Where the salary on offer will be paid hourly, the salary on offer will be calculated on the basis of earnings up to a maximum of 48 hours a week, even if the jobholder works for longer than this.

81H. No points will be awarded for a Certificate of Sponsorship if the Secretary of State has reasonable grounds to believe that:

(a) the job described in the application is not a genuine vacancy, or

(b) the stated requirements of the job described in the application and in any advertisements for the job are inappropriate for the job on offer and / or have been tailored to exclude resident workers from being recruited.

81I. To support the assessment in paragraph 81H, the Secretary of State may request additional information and evidence from the Sponsor. This request will follow the procedure for verification checks as set out in paragraph 82C.

Monthly allocations

82. The Tier 2 (General) limit will be divided into monthly allocations.

82A. (i) There will be a monthly allocation specifying the number of Certificates of Sponsorship available to be allocated in respect of applications for Certificates of Sponsorship received during each previous month.

(ii) The monthly application and allocation periods begin on the 6th date of each calendar month and end on the 5th date of the next calendar month.

(iii) The provisional monthly allocation, subject to the processes set out in paragraphs 83 to 84a below, is 1,725 Certificates of Sponsorship each month.

82B. Applications by Sponsors for Certificates of Sponsorship each month will be accepted for consideration against each monthly allocation in the following month.

82C. (i) An application that would fall to be considered as having been received in a particular month may be deferred for consideration as if it had been received in the following month if the Secretary of State considers that the information stated in the application requires verification checks, and may be refused if the information cannot be verified or is confirmed as false.

(ii) If the verification checks are prolonged due to the failure of the Sponsor to co-operate with the verification process such that the application cannot be considered as if it had been received in the next month, the application will be refused.

82D. These provisional monthly allocations may be adjusted according to the processes set out in paragraphs 83 to 84A below.

83. In paragraphs 83A to 84A below:

(a) “number of applications” means the number of applications by Sponsors for a Certificate of Sponsorship under the Tier 2 (General) limit in a single monthly application period.

(b) “monthly allocation” means 1,725 Certificates of Sponsorship, adjusted according to the processes set out in these paragraphs following the assigning of Certificates of Sponsorship under the Tier 2 (General) limit, or to Croatian nationals as set out in (c) below, in the previous monthly period.

(c) (i) Subject to (ii) and (iii) below, each monthly allocation will be reduced by the number of Certificates of Sponsorship assigned by Tier 2 (General) Sponsors to Croatian nationals in the previous monthly allocation period.

(ii) Paragraph (i) does not apply to the first monthly allocation under the Tier 2 (General) limit for 6 April to 5 April each year, to which the application period of 6 March to 5 April relates, or to Certificates of Sponsorship assigned by Tier 2 (General) Sponsors to Croatian nationals before 1 July 2013.

83A. Subject to paragraph 83e below, if the number of applications is equal to or less than the monthly allocation:

(a) All applications by Sponsors which score 32 points or more from the points available in Table 11D above will be granted, and

(b) If the number of applications granted under (a) above is less than the monthly allocation, the next monthly allocation will be increased by a number equivalent to the Certificates of Sponsorship remaining for allocation in the undersubscribed current month.

83B. Subject to paragraph 83e below, if the number of applications is greater than the monthly allocation:

(a) The minimum points level at which applications for Certificates of Sponsorship will be granted will be calculated as follows:

(i) if the number of applications scoring 32 points or more is no more than 100 greater than the monthly allocation, all applications which score 32 points or more will be granted.

(ii) if the number of applications scoring 32 points or more is more than 100 greater than the monthly allocation, X (being both the number of points scored in Table 11D above and the minimum number of points required for an application to be granted) will be increased by 1 point incrementally until the number of applications scoring X points is:

(1) less than or equal to the monthly allocation; or

(2) no more than 100 greater than the monthly allocation;

whichever results in the higher value of X, at which stage all applications which score X points or more will be granted.

(b) if the number of applications granted under (a) above is less than the monthly allocation, the number remaining under the monthly allocation will be added to the next monthly allocation.

(c) if the number of applications granted under (a) above is more than the monthly allocation, the number by which the monthly allocation is exceeded will be subtracted from the next monthly allocation.

83C. If a Sponsor is allocated one or more Certificates of Sponsorship under the Tier 2 (General) limit which it then elects not to assign to a migrant it may return them to the Secretary of State and the Secretary of State will subsequently add such Certificates of Sponsorship to the following monthly allocation.

83D. If:

(i) a Sponsor is allocated one or more Certificates of Sponsorship under the Tier 2 (General) limit; and

(ii) the application(s) by the Sponsor scored points from Table 11D for a job in a shortage occupation; and

(iii) the Sponsor has not assigned the Certificate(s) of Sponsorship to a migrant(s); and

(iv) the job(s) in question no longer appear on the list of shortage occupations published by the UK Border Agency,

the Certificate(s) of Sponsorship in question will be cancelled and the Secretary of State will subsequently add such Certificates of Sponsorship to the following monthly allocation.

83E. With regard to the final monthly allocation under the Tier 2 (General) limit for 6 April to 5 April each year, to which the application period of 6 February to 5 March relates:

(i) Paragraphs 83a(b), 83B(b) and 83B(c) do not apply to this monthly allocation, such that no adjustments will be made to the next monthly allocation, and

(ii) References to 'more than 100 greater than the monthly allocation' in paragraphs 83B(a)(ii) to (iii) are amended to 'greater than the monthly allocation', such that the total Tier 2 (General) limit in the period 6 April to 5 April each year will not be exceeded.

84. The Secretary of State is entitled (but not required) to grant an application for a Certificate of Sponsorship under the Tier 2 (General) limit exceptionally outside of the processes set out in paragraphs 82a to 83B above if:

(a) the application is considered by the Secretary of State to require urgent treatment when considered in line with the Tier 2 (Sponsor) guidance published on the visas and immigration pages of the gov.uk website , and

(b) the application scores enough points from Table 11D above that it would have met the requirements to be granted under the previous monthly allocation.

84A. For each Certificate of Sponsorship application granted under the urgent treatment process set out in paragraph 84 above:

(i) the current monthly allocation for granting Certificates of Sponsorship further to requests for urgent treatment will be reduced by one, if the current monthly allocation has not yet been reached; or

(ii) In all other cases, the subsequent monthly allocation for granting Certificates of Sponsorship further to requests for urgent treatment will be reduced by one.

Attributes for Tier 2 (Ministers of Religion) Migrants

85. An applicant applying for entry clearance or leave to remain as a Tier 2 (Ministers of Religion) Migrant must score 50 points for attributes.

86. Available points are shown in Table 12 below.

87. Notes to accompany Table 12 appear below that table.

Table 12

Criterion	Points

Certificate of Sponsorship	50

Notes

88. In order to obtain points for sponsorship. the applicant will need to provide a valid Certificate of Sponsorship reference number in this category.

89. A Certificate of Sponsorship reference number will only be considered to be valid for the purposes of this sub-category if:

(a) the number supplied links to a Certificate of Sponsorship Checking Service entry that names the applicant as the Migrant and confirms that the sponsor is sponsoring him as a Tier 2 (Minister of Religion) Migrant, and

(b) the Sponsor is an A-rated Sponsor, unless:

(1) the application is for leave to remain, and

(2) the applicant has, or was last granted, leave as a Tier 2 (Minister of Religion) Migrant, a Minister of Religion, Missionary or Member of a Religious Order, and

(3) the applicant is applying to work for the same employer named on the Certificate of Sponsorship which led to his last grant of leave or, in the case of an applicant whose last grant of leave was as a Minister of Religion, Missionary or Member of a Religious Order, the same employer for whom the applicant was working or stated he was intending to work when last granted leave.

90. The sponsor must have assigned the Certificate of Sponsorship reference number to the migrant no more than 3 months before the application is made and the reference number must not have been cancelled by the Sponsor or by the United Kingdom Border Agency since then.

91. The migrant must not previously have applied for entry clearance, leave to enter or leave to remain using the same Certificate of Sponsorship reference number, if that application was either approved or refused (not rejected as an invalid application, declared void or withdrawn).

92. in addition, the Certificate of Sponsorship Checking Service entry must:

(a) confirm that the applicant is being sponsored to perform religious duties, which:

(i) must be work which is within the Sponsor’s organisation, or directed by the Sponsor’s organisation,
(ii) may include preaching, pastoral work and non pastoral work,
(iii) must not involve mainly non-pastoral duties, such as school teaching, media production, domestic work, or administrative or clerical work, unless the role is a senior position in the Sponsor's organisation, and

(b) provide an outline of the duties in (a),

(c) if the Sponsor's organisation is a religious order, confirm that the applicant is a member of that order,

(d) confirm that the applicant will receive pay and conditions at least equal to those given to settled workers in the same role, that the remuneration complies with or is exempt from National Minimum Wage regulations, and provide details of the remuneration,

(e) confirm that the requirements of the resident labour market test, as set out in paragraph 92A below, in respect of the job, have been complied with, unless the applicant is applying for leave to remain and the Sponsor is the same Sponsor as in his last grant of leave,

(f) confirm that the migrant:

(i) is qualified to do the job in respect of which he is seeking leave as a Tier 2 (Minister of Religion) Migrant,
(ii) intends to base himself in the UK, and
(iii) will comply with the conditions of his leave, if his application is successful, and

(g) confirm that the Sponsor will maintain or accommodate the migrant.

92A. To confirm that the Resident Labour Market Test has been passed or the role is exempt from the test, and for points to be awarded, the Certificate of Sponsorship Checking Service entry must confirm:

(a) That the role is supernumerary, such that it is over and above the Sponsor's normal staffing requirements and if the person filling the role was not there, it would not need to be filled by anyone else, with a full explanation of why it is supernumerary; or

(b) That the role involves living mainly within and being a member of a religious order, which must be a lineage of communities or of people who live in some way set apart from society in accordance with their specific religious devotion, for example an order of nuns or monks; or

(c) That the Sponsor holds national records of all available individuals, details of those records and confirmation that the records show that no suitable settled worker is available to fill the role; or

(d) That a national recruitment search was undertaken, including the following details:

(i) Where the role was advertised, which must be at least one of the following:

(1) a national form of media appropriate to the Sponsor's religion or denomination,

(2) the Sponsor's own website, if that is how the Sponsor usually reaches out to its community on a national scale, that is where it normally advertises vacant positions, and the pages containing the advertisement are free to view without paying a subscription fee or making a donation, or

(3) Jobcentre Plus (or in Northern Ireland, JobCentre Online) or in the employment section of a national newspaper, if there is no suitable national form of media appropriate to the Sponsor's religion or denomination;

(ii) any reference numbers of the advertisements;

(iii) the period the role was advertised for, which must include at least 28 days during the 6 month period immediately before the date the Sponsor assigned the Certificate of Sponsorship to the applicant; and

(iv) confirmation that no suitable settled workers are available to be recruited for the role;

or the applicant must be applying for leave to remain and the Sponsor must be the same Sponsor as in his last grant of leave.

Attributes for Tier 2 (Sportsperson) Migrants

93. An applicant applying for entry clearance or leave to remain as a Tier 2 (Sportsperson) Migrant must score 50 points for attributes.

94. Available points are shown in Table 13 below

95. Notes to accompany Table 13 appear below that table.

Criterion	Points
Certificate of Sponsorship	50

Notes

96. In order to obtain points for sponsorship, the applicant will need to provide a valid Certificate of Sponsorship reference number for sponsorship in this subcategory.

97. A Certificate of Sponsorship reference number will only be considered to be valid for the purposes of this sub-category if:

(a) the number supplied links to a Certificate of Sponsorship Checking Service entry that names the applicant as the Migrant and confirms that the sponsor is sponsoring him as a Tier 2 (Sportsperson) Migrant, and

(b) the Sponsor is an A-rated Sponsor, unless:

(1) the application is for leave to remain, and

(2) the applicant has, or was last granted, leave as a Tier 2 (Sportsperson) Migrant or a Qualifying Work Permit Holder, and

(3) the applicant is applying to work for the same employer named on the Certificate of Sponsorship or Work Permit document which led to his last grant of leave.

98. The Sponsor must have assigned the Certificate of Sponsorship reference number to the migrant no more than 3 months before the application is made and the reference number must not have been cancelled by the Sponsor or by the United Kingdom Border Agency since then.

99. The migrant must not previously have applied for entry clearance, leave to enter or leave to remain using the same Certificate of Sponsorship reference number, if that application was either approved or refused (not rejected as an invalid application, declared void or withdrawn).

100. in addition the Certificate of Sponsorship Checking Service entry must confirm that the migrant:

(a) is qualified to do the job in question

(b) has been endorsed by the Governing Body for his Sport (that is, the organisation which is specified in Appendix M as being the Governing Body for the sport in question),

(c) The endorsement referred to in (b) above must confirm that the player or coach is internationally established at the highest level whose employment will make a significant contribution to the development of his sport at the highest level in the UK, and that the post could not be filled by a suitable settled worker,

(d) intends to base himself in the UK, and

(e) will comply with the conditions of his leave, if his application is successful.

Attributes for Tier 5 (Youth Mobility Scheme) Temporary Migrants

101. An applicant applying for entry clearance as a Tier 5 (Youth Mobility Scheme) Temporary Migrant must score 40 points for attributes

102. Available points are shown in Table 14 below.

103. Notes to accompany Table 14 below.

Table 14

Criterion	Points
Citizen of a country or rightful holder of a passport issued by a territory listed in Appendix G or Is a British Overseas Citizen, British Territories Overseas Citizen or British National (Overseas.)	30

Will be 18 or over when his entry clearance becomes valid for use and was under the age of 31 on the date his application was made.	10

Notes

104. The applicant must provide a valid passport as evidence of all of the above.

Attributes for Tier 5 (Temporary Worker) Migrants

105. An applicant applying for entry clearance or leave enter or remain as a Tier 5 (Temporary Worker) Migrant must score 30 points for attributes.

106. Available points are shown in Table 15 below.

107. Notes to accompany Table 15 appear below in that table.

Table 15

Criterion	Points awarded
Holds a Tier 5 (Temporary Worker) Certificate of Sponsorship	30

Notes

108. In order to meet the 'holds a Certificate of Sponsorship' requirement, the applicant will provide a valid Certificate of Sponsorship reference number for sponsorship in this category.

109. A Certificate of Sponsorship reference number will only be considered to be valid if the number supplied links to a Certificate of Sponsorship Checking Service reference that names the applicant as the migrant and confirms that the Sponsor is sponsoring him as a Tier 5 (Temporary Worker) Migrant in the subcategory indicated by the migrant in his application for entry clearance or leave.

109A. A Certificate of Sponsorship reference number will only be considered to be valid if:

(a) the Sponsor assigned the reference number to the migrant no more than 3 months before the application for entry clearance or leave to remain is made, unless the migrant is applying for leave to enter and has previously been granted leave to enter using the same Certificate of Sponsorship reference number,

(b) the application for entry clearance or leave to remain is made no more than 3 months before the start date of the employment as stated on the Certificate of Sponsorship,

(c) that reference number must not have been cancelled by the Sponsor or by the United Kingdom Border Agency since it was assigned, and

(d) the Sponsor is an A-rated sponsor, unless the application is for leave to remain and the applicant has, or was last granted, leave as a Tier 5 Migrant, an Overseas Government Employee or a Qualifying Work Permit Holder.

110. The migrant must not previously have applied for entry clearance or leave to remain using the same Certificate of Sponsorship reference number, if that application was either approved or refused (not rejected as an invalid application, declared void or withdrawn).

111. In addition, a Certificate of Sponsorship reference number will only be considered to be valid:

(a) where the Certificate of Sponsorship Checking Service entry shows that the Certificate of Sponsorship has been issued in the Creative and Sporting subcategory to enable the applicant to work as a sportsperson, if:

> (i) The Certificate of Sponsorship Checking Service entry shows that the applicant has been endorsed by the Governing Body for his sport (that is, the organisation which is specified in Appendix M as being the Governing Body for the sport in question), and
>
> (ii) The endorsement referred to in (i) above confirms that the player or coach is internationally established at the highest level and/or will make a significant contribution to the development of his sport at the highest level in the UK, and that the post could not be filled by a suitable settled worker.

(b) where the Certificate of Sponsorship Checking Service entry shows that the Certificate of Sponsorship has been issued in the Creative and Sporting subcategory to enable the applicant to work as a creative worker, if the entry confirms that:

> (i) where a relevant creative sector Codes of Practice exists in Appendix J, the Sponsor has complied with that Code of Practice; or
>
> (ii) where no relevant creative sector Codes of Practice exists in Appendix J, the Sponsor has otherwise taken into account the needs of the resident labour market in that field, and the work could not be carried out by a suitable settled worker.

(c) where the Certificate of Sponsorship Checking Service entry shows that the Certificate of Sponsorship has been issued in the Charity Workers subcategory, if the work the applicant is being sponsored to do is:

> (i) voluntary fieldwork directly related to the purpose of the charity which is sponsoring him,
>
> (ii) not paid (except reasonable expenses outlined in section 44 of the National Minimum Wage Act), and
>
> (iii) not a permanent position.

(d) where the Certificate of Sponsorship Checking Service entry shows that the Certificate of Sponsorship has been issued in the Religious Workers subcategory, if the entry confirms:

(i) that the applicant is being sponsored to perform religious duties, which:

(1) must be work which is within the Sponsor's organisation, or directed by the Sponsor's organisation,

(2) may include preaching, pastoral work and non pastoral work, and

(ii) an outline of the duties in (i),

(iii) if the Sponsor's organisation is a religious order, that the applicant is a member of that order;

(iv) that the applicant will receive pay and conditions at least equal to those given to settled workers in the same role,

(v) that the remuneration complies with or is exempt from National Minimum Wage regulations, and provides details of the remuneration,

(vi) details of how the resident labour market test has been complied with or why the role is exempt from the test, as set out in paragraph 92A of this Appendix.

(e) where the Certificate of Sponsorship Checking Service entry shows that the Certificate of Sponsorship has been issued in the Government Authorised Exchange subcategory, if the entry confirms that the work, volunteering or job shadowing the applicant is being sponsored to do:

(i) meets the requirements of the individual exchange scheme, as set out in Appendix N,

(ii) does not fill a vacancy in the workforce,

(iii) is skilled to National Qualifications Framework level 3, as stated in the codes of practice in Appendix J, unless the applicant is being sponsored under an individual exchange scheme set up as part of the European Commission's Lifelong Learning Programme,

(iv) conforms with all relevant UK and EU legislation, such as the National Minimum Wage Act and the Working Time Directive.

(f) where the Certificate of Sponsorship Checking Service entry shows that the Certificate of Sponsorship has been issued in the International Agreement subcategory and the applicant is applying for entry clearance or leave to enter or remain for the purpose of work as a Contractual Service Supplier, or Independent Professional if either:

(i) the work is pursuant to a contract to supply services to the sponsor in the United Kingdom by an overseas undertaking established on the territory of a party to the General Agreement on Trade in Services or a similar trade agreement which has been concluded between the EU and another party or parties and which is in force, and which has no commercial presence in the European Union; and

(ii) the service which that undertaking is contracted to supply to the sponsor in the United Kingdom is a service falling within the scope of the sectors specified in the relevant commitments in respect of Contractual Service Suppliers or Independent Professionals as set out in the agreements mentioned at (i) above; and

(iii) the sponsor has, through an open tendering procedure or other procedure which guarantees the bona fide character of the contract, awarded a services contract for a period not exceeding 12 months to the applicant's employer; and

(iv) the sponsor will be the final consumer of the services provided under that contract; and

(v) the applicant is a national of the coutnry in which the overseas undertaking is established; and

(vi) where the applicant is a Contractual Service Supplier, he possesses:

(1) a university degree or a technical qualification demonstrating knowledge of an equivalent level, and provides the original certificate of that qualification, except where (4) applies;

(2) where they are required by any relevant law, regulations or requirements in force in the United Kingdom in order to exercise the activity in question, professional qualifications;

(3) 3 years' professional experience in the sector concerned, except where (4) applies; and

(4) (_a) in the case of advertising and translation services, relevant qualifications and 3 years' professional experience, and provides the original certificate of those qualifications;

(_b) in the case of management consulting services and services related to management consulting (managers and senior consultants), a university degree and 3 years professional experience, and provides the original certificate of that qualification;

(_c) in the case of technical testing and analysis services, a university degree or technical qualifications demonstrating technical knowledge and 3 years professional experience, and provides the original certificate of that qualification;

(_d) in the case of fashion model services and entertainment services other than audiovisual services, 3 years' relevant experience;

(_e) in the case of chef de cuisine services, an advanced technical qualification and 6 years' relevant experience at the level of chef de cuisine, and provides the original certificate of that qualification; and

(vii) where the applicant is a Contractual Service Supplier, he has been employed, and provides the specified documents in paragraph 111-SD to show that he has been employed, by the service supplier for a period of at least one year immediately prior to the date of application; or

(viii) where the applicant is an Independent Professional, he possesses:

(1) a university degree or a technical qualification demonstrating knowledge of an equivalent level, and provide the original certificate of that qualification,

(2) where they are required by any relevant law, regulations or requirements in force in the United Kingdom in order to exercise the activity in question, professional qualifications; and

(3) at least six years professional experience in the sector concerned; or

(ix) the applicant is applying for leave to remain and holds a Certificate of Sponsorship issued in the International Agreement sub-category by the same sponsor, and for the purpose of the same contract to supply services, as was the case when the applicant was last granted entry clearance, leave to enter or remain.

(g) where the Certificate of Sponsorship Checking Service entry shows that the Certificate of Sponsorship has been issued in the International Agreement subcategory and the applicant is coming for a purpose other than work as a Contractual Service Supplier, or Independent Profession if the entry confirms that applicant is being sponsored:

(i) as an employee of an overseas government, or

(ii) as an employee of an international organisation established by international treaty signed by the UK or European Union, or

(iii) as a private servant in a diplomatic household under the provisions of the Vienna Convention on Diplomatic Relations, 1961, or in the household of an employee of an international organisation recognised by Her Majesty's Government, who enjoys certain privileges or immunity under UK or international law, and confirms the name of the individual who is employing them.

111-SD (a) Where paragraph 111(f)(vii) refers to specified documents, those specified documents are:

(i) original formal payslips issued by the employer and showing the employer’s name; or

(ii) payslips accompanied by a letter from the applicant's employer, on the employer’s headed paper and signed by a senior official, confirming the payslips are authentic; or

(iii) Personal bank or building society statements covering the full specified period, which clearly show:

(1) the applicant's name,
(2) the account number,

(3) the date of the statement (The most recent statement must be dated no earlier than 31 days before the date of the application),
(4) the financial institution's name and logo, and
(5) transactions by the service supplier covering the full specified period;

or

(iv) A building society pass book, which clearly shows:

(1) the applicant's name,
(2) the account number,
(3) the financial institution's name and logo, and
(4) transactions by the service supplier covering the full specified period.

(b) If the applicant provides the bank or building society statements in (a)(iii):

(i) The statements must:

(1) be printed on paper bearing the bank or building society's letterhead,
(2) bear the official stamp of the bank on every page, or
(3) be accompanied by a supporting letter from the issuing bank or building society, on company headed paper, confirming the authenticity of the statements provided;

(ii) The statements must not be mini-statements obtained from an Automated Teller Machine.

112. Points will not be awarded for a Tier 5 (Temporary Worker) Certificate of Sponsorship where the claimed basis for its issuance are the provisions under Mode 4 of the General Agreement on Trade in Services relating to intra-corporate transfers.

Attributes for Tier 4 (General) Students

113. An applicant applying for entry clearance or leave to remain as a Tier 4 (General) Student must score 30 points for attributes.

114. Available points are shown in Table 16 below.

115. Notes to accompany Table 16 appear below that table.

Table 16

Criterion	Points awarded
Confirmation of Acceptance for Studies	30

Notes

115A. In order to obtain points for a Confirmation of Acceptance for Studies, the applicant must provide a valid Confirmation of Acceptance for Studies reference number.

Tier 4 Interim Limit

115B. The Secretary of State shall be entitled to limit the number of Confirmations of Acceptance for Studies allocated to any specific Sponsor in any one period.

115C. The limit on the number of Confirmations of Acceptance for Studies allocated to specific Sponsors shall be known as the Tier 4 Interim Limit.

115CA. The interim limit implemented by HC1888 and effective in relation to Tier 4 between 6 April 2012 and 31 December 2012 shall be known as the Former Interim Limit.

115D. The Tier 4 Interim Limit will apply from 1 January 2013 to 30 June 2013 (inclusive) (the "Tier 4 Interim Limit Period").

115E. The Tier 4 Interim Limit will be applied to any Tier 4 Sponsor who

(i) is still subject to the former interim limit on 31 December 2012 and has applied for but not yet achieved HTS status and a valid and satisfactory full institutional inspection, review or audit from one of the following bodies:

(a) the Bridge Schools Inspectorate; or
(b) the Education and Training Inspectorate; or
(c) Estyn; or
(d) Education Scotland; or
(e) the Independent Schools Inspectorate; or
(f) Ofsted; or
(g) the Quality Assurance Agency for Higher Education; or
(h) The Schools Inspection Service; or is not:

(ii) the Foundation Programme Office;(iii) the Yorkshire and Humber Strategic Health Authority;
(iv) an overseas higher education institution which has Highly Trusted Sponsor Status.

115F. A Tier 4 Sponsor who does not satisfy the requirements of paragraph 115E and is therefore subject to the Tier 4 Interim Limit is known as a Limited Sponsor.

115FA. No Confirmations of Acceptance for Studies will be allocated to a Limited Sponsor where:

(i) The Limited Sponsor did not apply for inspection, review or audit by the appropriate specified body by the relevant deadline, as listed below:

Specified body	Deadline
Quality Assurance Agency	9 September 2011
Independent Schools Inspectorate	9 September 2011
Bridge Schools Inspectorate	7 October 2011
School Inspection Service	7 October 2011
Education Scotland	11 November 2011
Education and Training Inspectorate N.I.	30 April 2012

or

(ii) The Limited Sponsor applied by the deadline specified in (i) above, and failed to meet the required standard to obtain a full institutional audit, inspection or review, except for where The Limited Sponsor requires a second institutional audit, inspection or review within 6 months of the initial audit, inspection or review as determined by the relevant body listed above; or

(iii) The Limited Sponsor applied for Highly Trusted Sponsor status on two occasions and has not been granted Highly Trusted Sponsor status.

115FB. A Limited Sponsor that is allocated no Confirmations of Acceptance for Studies further to paragraph 115FA is known as a Legacy Sponsor

115G. All Confirmations of Acceptance for Studies allocated by the Secretary of State to Limited Sponsors prior to 1 January 2013 and which have not been assigned to an applicant for entry clearance, leave to enter or leave to remain under Tier 4 prior to 1 January 2013 are withdrawn and the only Confirmations of Acceptance for Studies
allocated to a Limited Sponsor are the Confirmations of Acceptance for Studies allocated in accordance with paragraph 115H below.

115H. The Tier 4 Interim Limit will be calculated as follows:

(i) A Limited Sponsor who has that status as at 1 January 2013 will be allocated:

(a) where the Limited Sponsor was subject to the Former Tier 4 Interim Limit for the entirety of the period 6 April 2012 to 31 December 2012, a number of Confirmations of Acceptance for Studies equal to two thirds of the number of

Confirmations of Acceptance for Studies allocated to that Limited Sponsor for the period 6 April 2012 to 31 December 2012;
(b) where the Limited Sponsor had a Tier 4 Sponsor Licence for only part of the period 6 April 2012 to 31 December 2012, and was subject to the Former Tier 4 Interim Limit from the date on which it was granted a sponsor licence, a number of Confirmations of Acceptance for Studies equal to:

(i) the number of Confirmations of Acceptance for Studies allocated to that Limited Sponsor for the period it was licenced between 6 April 2012 to 31 December 2012;
(ii) multiplied by the appropriate factor such that the figure in (i) is equal to the number of Confirmations of Acceptance for Studies that would have been granted to that Limited Sponsor for a period of 6 months;

(c) where the Limited Sponsor had a Tier 4 Sponsor Licence for the entirety of the period 6 April 2012 to 31 December 2012 and was subject to the Former Tier 4 Interim Limit for only part of that period, a number of Confirmations of Acceptance for Studies equal to:

(i) the number of Confirmations of Acceptance for Studies allocated to that Limited Sponsor under the Tier 4 Interim Limit;
(ii) multiplied by the appropriate factor such that the figure in (i) is equal to the number of Confirmations of Acceptance for Studies that would have been granted to that Limited Sponsor for a period of 6 months;

(d) where the calculation in paragraphs (a) to (c) results in 0 or a negative number, the Limited Sponsor will be allocated 0 Confirmations of Acceptance for Studies under the Tier 4 Interim Limit;
(e) where the calculation in paragraphs (a) to (c) does not result in a whole number, the Limited Sponsor will be allocated a number of Confirmations of Acceptance for Studies equal to the nearest whole number (fractions will be rounded up to the nearest whole number).

115I. A Limited Sponsor will, on provision to the UK Border Agency of evidence that it meets the criteria set out in paragraph 115E above, be exempt from the Tier 4 Interim Limit from the date the UK Border Agency provides written confirmation that it is so exempt.

116. A Confirmation of Acceptance for Studies will only be considered to be valid if:

(a) it was issued no more than 6 months before the application is made,

(b) the application for entry clearance or leave to remain is made no more than 3 months before the start date of the course of study as stated on the Confirmation of Acceptance for Studies,

(c) the Sponsor has not withdrawn the offer since the Confirmation of Acceptance for Studies was issued,

(d) it was issued by an institution with a Tier 4 (General) Student Sponsor Licence,

(da) where the application for entry clearance or leave to remain is for the applicant to commence a new course of study, not for completion of a course already commenced by way of re-sitting examinations or repeating a module of a course, the Sponsor must hold an A-rated or Highly Trusted Sponsor Licence and must not be a Legacy Sponsor,

116(db) where the Confirmation of Acceptance for Studies is issued by a Legacy Sponsor or a B-rated sponsor, the Confirmation of Acceptance for Studies will only be valid if it is issued for completion of a course already commenced by way of re-sitting examinations or repeating a module of a course and the Confirmation of Acceptance for Studies must be for the same course as the course for which the last period of leave was granted to study with that same sponsor,

(e) the institution must still hold such a licence at the time the application for entry clearance or leave to remain is determined

(ea) the migrant must not previously have applied for entry clearance, leave to enter or leave to remain using the same Confirmation of Acceptance for Studies reference number where that application was either approved or refused (not rejected as an invalid application declared void or withdrawn),

(f) it contains the following mandatory information:

(i) the applicant's:

(1) name,
(2) date of birth,
(3) gender,
(4) nationality, and
(5) passport number;

(ii) the course:

(1) title,
(2) level,
(3) start and end dates, and
(4) hours per week, including confirmation that the course is full-time;

(iii) confirmation if the course is one in which the applicant must hold a valid Academic Technology Approval Scheme clearance certificate from the Counter-Proliferation Department of the Foreign and Commonwealth Office;

(iv) confirmation if the course is a recognised Foundation Programme for postgraduate doctors or dentists, and requires a certificate from the Postgraduate Dean;

(v) the main study address;

(vi) details of how the Tier 4 Sponsor has assessed the applicant's English language ability including, where relevant, the applicant's English language test scores in all four components (reading, writing, speaking and listening);

(vii) details of any work placements relating to the course;

(viii) accommodation, fees and boarding costs;

(ix) details of any partner institution, if the course will be provided by an education provider that is not the Tier 4 Sponsor; and

(x) the name and address of the overseas higher education institution, if the course is part of a study abroad programme.

(g) it was not issued for a course of studies, it was issued for a full-time, salaried, elected executive position as a student union sabbatical officer to an applicant who is part-way through their studies or who is being sponsored to fill the position in the academic year immediately after their graduation,

(h) it was not issued for a course of studies, it was issued within 60 days of the expected end date of a course leading to the award of a PhD and the migrant is sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council, to enable the migrant to remain in the UK as a Tier 4 (General) Student on the doctorate extension scheme.

117. A Confirmation of Acceptance for Studies reference number will only be considered to be valid if:

(a) the number supplied links to a Confirmation of Acceptance for Studies Checking Service entry that names the applicant as the migrant and confirms that the Sponsor is sponsoring him in the Tier 4 category indicated by the migrant in his application for leave to remain (that is, as a Tier 4 (General) Student or a Tier 4 (Child) Student), and

(b) that reference number must not have been withdrawn or cancelled by the Sponsor or the UK Border Agency since it was assigned.

118. No points will be awarded for a Confirmation of Acceptance for Studies unless:

(a) the applicant supplies, as evidence of previous qualifications, the specified documents, as set out in paragraph 120-SD(a), that the applicant used to obtain the offer of a place on a course from the Sponsor unless the applicant is sponsored by a Highly Trusted Sponsor, is a national of one of the countries or the rightful holder of a qualifying passport issued by one of the relevant competent authorities, as appropriate, listed in Appendix H, and is applying for entry clearance in his country of nationality or in the territory related to the passport he holds, as appropriate, or leave to remain in the UK. The UK Border Agency reserves the right to request

the specified documents from these applicants. The application will be refused if the specified documents are not provided in accordance with the request made; and

(b) One of the requirements in (i) to (iii) below is met:

(i) the course is degree level study and the Confirmation of Acceptance for Studies has been assigned by a Sponsor which is a Recognised Body or a body in receipt of funding as a higher education institution from the Department for Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales, or the Scottish Funding Council, and:

(1) the applicant is a national of one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; United States of America, and provides the specified documents set out in paragraph 120-SD(b); or

(2) has obtained an academic qualification (not a professional or vocational qualification), which is deemed by UK NARIC to meet or exceed the recognised standard of a Bachelor's or Master's degree or a PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA, and provides the specified documents set out in paragraph 120-SD(a); or

(3) the applicant has successfully completed a course as a Tier 4 (Child) Student (or under the student rules that were in force before 31 March 2009, where the student was granted permission to stay whilst he was under 18 years old) which:

i. was at least six months in length, and

ii. ended within two years of the date the sponsor assigned the Confirmation of Acceptance for Studies; or

(4) the Confirmation of Acceptance for Studies Checking Service entry confirms that the applicant has a knowledge of English equivalent to level B2 of the Council of Europe's Common European Framework for Language Learning in all four components (reading, writing, speaking and listening), or above, or that the Sponsor is satisfied that on completion of a pre-sessional course as provided for in paragraph 120(b)(i) of this Appendix, the applicant will have a knowledge of English as set out in this paragraph; or

(ii) the course is degree level study and the Confirmation of Acceptance for Studies has been assigned by a Sponsor which is not a Recognised Body or is not a body in receipt of funding as a higher education institution from the Department for Employment and

Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales, or the Scottish Funding Council, and:

(1) the applicant is a national of one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; United States of America, and provides the specified documents set out in paragraph 120-SD(b); or

(2) has obtained an academic qualification (not a professional or vocational qualification), which is deemed by UK NARIC to meet or exceed the recognised standard of a Bachelor's or Master's degree or a PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA, and provides the specified documents set out in paragraph 120-SD(a); or

(3) the applicant has successfully completed a course as a Tier 4 (Child) Student (or under the student rules that were in force before 31 March 2009, where the student was granted permission to stay whilst he was under 18 years old) which:

i. was at least six months in length, and

ii. ended within two years of the date the sponsor assigned the Confirmation of Acceptance for Studies; or

(4) the applicant provides the specified documents from an English language test provider approved by the Secretary of State for these purposes as listed in Appendix O, which clearly show:

i. the applicant's name,

ii. that the applicant has achieved or exceeded level B2 of the Council of Europe's Common European Framework for Language learning in all four components (reading, writing, speaking and listening), unless exempted from sitting a component on the basis of the applicant's disability,

iii. the date of the award, and

iv. that the test is within its validity date (where applicable)."

Or

(iii) the course is for below degree level study and:

(1) the applicant is a national of one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent

and the Grenadines; Trinidad and Tobago; United States of America, and provides the specified documents set out in paragraph 120-SD(b); or

(2) has obtained an academic qualification (not a professional or vocational qualification), which is deemed by UK NARIC to meet or exceed the recognised standard of a Bachelor's or Master's degree or a PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA, and provides the specified documents set out in paragraph 120-SD(a); or

(3) the applicant has successfully completed a course as a Tier 4 (Child) student (or under the student rules that were in force before 31 March 2009, where the student was granted permission to stay whilst he was under 18 years old) which:

i. was at least six months in length, and

ii. ended within two years of the date the sponsor assigned the Confirmation of Acceptance for Studies; or

(4) the applicant provides the specified documents from an English language test provider approved by the Secretary of State for these purposes as listed in Appendix O, which clearly show:

i. the applicant's name,

ii. that the applicant has achieved or exceeded level B1 of the Council of Europe's Common European Framework for Language learning in all four components (reading, writing, speaking and listening), unless exempted from sitting a component on the basis of the applicant's disability,

iii. the date of the award, and

iv. that the test is within its validity date (where applicable)."

119. If the applicant is re-sitting examinations or repeating a module of a course, the applicant must not previously have re-sat the same examination or repeated the same module more than once, unless the Sponsor is a Highly Trusted Sponsor. If this requirement is not met then no points will be awarded for the Confirmation of Acceptance for Studies, unless the Sponsor is a Highly Trusted Sponsor.

120. Points will only be awarded for a Confirmation of Acceptance for Studies (even if all the requirements in paragraphs 116 to 119 above are met) if the course in respect of which it is issued meets each of the following requirements:

(a) The course must meet the following minimum academic requirements:

i. for applicants applying to study in England, Wales or Northern Ireland, the course must be at National Qualifications Framework (NQF) / Qualifications and Credit Framework (QCF) Level 3 or above if the Sponsor is a Highly Trusted Sponsor; or

ii. for applicants applying to study in England, Wales or Northern Ireland, the course must be at National Qualifications Framework (NQF) / Qualifications and Credit Framework (QCF) Level 4 or above if the Sponsor is an A-Rated Sponsor or a B-Rated Sponsor; or

iii. for applicants applying to study in Scotland, the course must be accredited at Level 6 or above in the Scottish Credit and Qualifications Framework (SCQF) by the Scottish Qualifications Authority and the Sponsor must be a Highly Trusted Sponsor; or

iv. for applicants applying to study in Scotland, the course must be accredited at Level 7 or above in the Scottish Credit and Qualifications Framework (SCQF) by the Scottish Qualifications Authority if the Sponsor is an A-Rated Sponsor or B-Rated Sponsor; or

v. the course must be a short-term Study Abroad Programme in the United Kingdom as part of the applicant's qualification at an overseas higher education institution, and that qualification must be confirmed as the same as a United Kingdom degree level by the National Recognition Information Centre for the United Kingdom (UK NARIC); or

vi. the course must be an English language course at level B2 or above of the Common European Framework of Reference for Languages; or

vii. the course must be a recognised Foundation Programme for postgraduate doctors or dentists.

(b) The Confirmation of Acceptance for Studies must be for a single course of study except where the Confirmation of Acceptance for Studies is:

(i) issued by a Sponsor which is a Recognised Body or a body in receipt of funding as a higher education institution from the Department for Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales, or the Scottish Funding Council to cover both a pre-sessional course of no longer than three months' duration and a course of degree level study at that Sponsor; and

(ii) the applicant has an unconditional offer of a place on a course of degree level study at that Sponsor or that where the offer is made in respect of an applicant whose knowledge of English is not at B2 level of the Council of Europe’s Common European Framework for Language Learning in all four components (reading, writing, speaking and listening) or above, the Sponsor is satisfied that on completion of a pre-sessional course as provided for in (i) above, the applicant will have a knowledge of English at as set out in this paragraph; and

(iii) the course of degree level study commences no later than one month after the end date of the pre-sessional course.

(c) The course must, except in the case of a pre-sessional course, lead to an approved qualification as defined in (cb) below.

(ca) If a student is specifically studying towards an Association of Certified Chartered Accountants (ACCA) qualification or an ACCA Foundations in Accountancy qualification, the sponsor must be an ACCA approved learning partner - student tuition (ALP-st) at either Gold or Platinum level.

(cb) An approved qualification as one that is:

(1) validated by Royal Charter,

(2) awarded by a body that is on the list of recognised bodies produced by the Department for Business, Innovation and Skills,

(3) recognised by one or more recognised bodies through a formal articulation agreement with the awarding body,

(4) in England, Wales and Northern Ireland, on the Register of Regulated Qualifications (http://register.ofqual.gov.uk/) at National Qualifications Framework (NQF) / Qualifications and Credit Framework (QCF) level 3 or above,

(5) in Scotland, accredited at Level 6 or above in the Scottish Credit and Qualifications Framework (SCQF) by the Scottish Qualifications Authority,

(6) an overseas qualification that UK NARIC assesses as valid and equivalent to National Qualifications Framework (NQF) / Qualifications and Credit Framework (QCF) level 3 or above, or

(7) covered by a formal legal agreement between a UK-recognised body and another education provider or awarding body. An authorised signatory for institutional agreements within the recognised body must sign this. The agreement must confirm the recognised body's own independent assessment of the level of the Tier 4 Sponsor's or the awarding body's programme compared to the National Qualifications Framework (NQF) / Qualifications and Credit Framework (QCF) or its equivalents. It must also state that the recognised body would admit any student who successfully completes the Tier 4 Sponsor's or the awarding body's named course onto a
specific or a range of degree-level courses it offers.

(d) Other than when the applicant is on a course-related work placement or a pre-sessional course, all study that forms part of the course must take place on the premises of the sponsoring educational institution or an institution which is a partner institution of the migrant's Sponsor.

(e) The course must meet one of the following requirements:

i. be a full time course of degree level study that leads to an approved qualification as defined in (cb) above;

ii. be an overseas course of degree level study that is recognised as being equivalent to a UK Higher Education course and is being provided by an overseas Higher Education Institution; or

iii. be a full time course of study involving a minimum of 15 hours per week organised daytime study and, except in the case of a pre-sessional course, lead to an approved qualification, below bachelor degree level as defined in (cb) above.

(f) Where the student is following a course of below degree level study including course –related work placement, the course can only be offered by a Highly Trusted Sponsor. If the course contains a course-related work placement, any period that the applicant will be spending on that placement must not exceed one third of the total length of the course spent in the United Kingdom except :

(i) where it is a United Kingdom statutory requirement that the placement should exceed one third of the total length of the course; or
(ii) where the placement does not exceed one half of the total length of the course undertaken in the UK and the student is following a course of degree level study and is either:

(a) sponsored by a Sponsor that is a Recognised Body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or

(b) sponsored by an overseas higher education institution to undertake a short-term Study Abroad Programme in the United Kingdom.

Specified documents

120-SD. Where paragraphs 118 to 120 of this Appendix refer to specified documents, those specified documents are as follows:

(a) In the case of evidence relating to previous qualifications, the applicant must provide, for each qualification, either:

(i) The original certificate(s) of qualification, which clearly shows:

(1) the applicant's name,

(2) the title of the award,

(3) the date of the award, and

(4) the name of the awarding institution;

(ii) The transcript of results, which clearly shows:

(1) the applicant's name,

(2) the name of the academic institution,

(3) their course title, and

(4) confirmation of the award;

This transcript must be original unless the applicant has applied for their course through UCAS (Universities and Colleges Admissions Service), and:

(a) the applicant is applying in the UK to study at a Higher Education Institution which has Highly Trusted Sponsor status, and

(b) the qualification is issued by a UK awarding body for a course that the applicant has studied in the UK;

or

(iii) If the applicant's Tier 4 sponsor has assessed the applicant by using one or more references, and the Confirmation of Acceptance for Studies Checking Service entry includes details of the references assessed, the original reference(s) (or a copy, together with an original letter from the Tier 4 sponsor confirming it is a true copy of the reference they assessed), which must contain:

(1) the applicant's name,

(2) confirmation of the type and level of course or previous experience; and dates of study or previous experience,

(3) date of the letter, and

(4) contact details of the referee.

(b) In the case of evidence of the applicant's nationality, the specified documents are the applicant's current valid original passport or travel document. If the applicant is unable to provide this, the UK Border Agency may exceptionally consider this requirement to have been met where the applicant provides full reasons in the passport section of the application form, and either:

(1) a current national identity document, or

(2) an original letter from his home government or embassy, on the letter-headed paper of the government or embassy, which has been issued by an authorised official of that institution and confirms the applicant's full name, date of birth and nationality.

120A(a). Points will only be awarded for a valid Confirmation of Acceptance for Studies (even if all the requirements in paragraphs 116 to 120A above are met) if the Sponsor has confirmed that the course for which the Confirmation of Acceptance for Studies has been assigned represents academic progress from previous study, as defined in (b) below undertaken during the last period of leave as a Tier 4 (General) Student or as a Student where the applicant has had such leave, except where:

(i) the applicant is re-sitting examinations or repeating modules in accordance with paragraph 119 above, or

(ii) the applicant is making a first application to move to a new institution to complete a course commenced elsewhere.

(b) For a course to represent academic progress from previous study, the course must:

(i) be above the level of the previous course for which the applicant was granted leave as a Tier 4 (General) Student or as a Student, or

(ii) involve further study at the same level, which the Tier 4 Sponsor confirms as complementing the previous course for which the applicant was granted leave as a Tier 4 (General) Student or as a Student.

Attributes for Tier 4 (Child) Students

121. An applicant applying for entry clearance or leave to remain as a Tier 4 (Child) Student must score 30 points for attributes.

122. Available points are show in Table 17 below.

123. Notes to accompany Table 17 appear below that table.

123A. In order to obtain points for a Confirmation of Acceptance for Studies, the applicant must provide a valid Confirmation of Acceptance for Studies reference number.

Table 17

Criterion	Points awarded
Confirmation of Acceptance for Studies	30

Notes

124. A Confirmation of Acceptance for Studies will be considered to be valid only if:

(a) where the applicant is under 16, it was issued by an independent, fee paying school,

(b) it was issued no more than 6 months before the application is made,

(c) the application for entry clearance or leave to remain is made no more than 3 months before the start date of the course of study as stated on the Confirmation of Acceptance for Studies,

(d) the Sponsor has not withdrawn the offer since the Confirmation of Acceptance for Studies was issued,

(e) it was issued by an institution with a Tier 4 (Child) Student Sponsor Licence,

(f) the institution must still hold such a licence at the time the application for entry clearance or leave to remain is determined, and

(fa) the migrant must not previously have applied for entry clearance, leave to enter or leave to remain using the same Confirmation of Acceptance for Studies reference number, if that application was either approved or refused (not rejected as an invalid application declared void or withdrawn), and

(g) it contains such information as is specified as mandatory in these immigration rules.

125. A Confirmation of Acceptance for Studies reference number will only be considered to be valid if:

(a) the number supplied links to a Confirmation of Acceptance for Studies Checking Service entry that names the applicant as the migrant and confirms that the Sponsor is sponsoring him in the Tier 4 category indicated by the migrant in his application for leave to remain (that is, as a Tier 4 (General) Student or a Tier 4 (Child) Student), and

(b) that reference number must not have been withdrawn or cancelled by the Sponsor or the UK Border Agency since it was assigned.

125A. Points will only be awarded for a Confirmation of Acceptance for Studies if the applicant:

(a) supplies, as evidence of previous qualifications, the specified documents set out in paragraph 125-SD that the applicant used to obtain the offer of a place on a course from the Sponsor,

(b) is sponsored by a Highly Trusted Sponsor, is a national of one of the countries or the rightful holder of a qualifying passport issued by one of the relevant competent authorities, as appropriate, listed in Appendix H and is applying for entry clearance in his country of nationality or in the territory related to the passport he holds, as appropriate, or leave to remain in the UK. The UK Border Agency reserves the right to request the specified documents set out in paragraph 125-SD from these applicants. The application will be refused if the specified documents are not provided in accordance with the request made; or

(c) where the application for entry clearance or leave to remain is for the applicant to commence a new course of study, not for completion of a course already commenced by way of re-sitting examinations or repeating a module of a course, the Sponsor must hold an A-rated or Highly Trusted Sponsor Licence and must not be a Legacy Sponsor, or

(d) where the Confirmation of Acceptance for Studies is issued by a Legacy Sponsor or a B-rated sponsor, the Confirmation of Acceptance for Studies will only be valid if it is issued for completion of a course already commenced by way of re-sitting examinations

or repeating a module of a course and the Confirmation of Acceptance for Studies must be for the same course as the course for which the last period of leave was granted to study with that same sponsor.

Specified documents

125-SD. Where paragraph 125 of this Appendix refers to specified documents evidence relating to previous qualifications, those specified documents are:

(i) The original certificate(s) of qualification, which clearly shows:

(1) the applicant's name,
(2) the title of the award,
(3) the date of the award, and
(4) the name of the awarding institution;

(ii) The original transcript of results, which clearly shows:

(1) the applicant's name,
(2) the name of the academic institution,
(3) their course title, and
(4) confirmation of the award;

126. Points will not be awarded under Table 17 unless the course that the student will be pursuing meets one of the following requirements:

(a) be taught in accordance with the National Curriculum,

(b) be taught in accordance with the National Qualification Framework (NQF),

(c) be accepted as being of equivalent academic status to (a) or (b) above by Ofsted (England), the Education and Training Inspectorate (Northern Ireland), Education Scotland (Scotland) or Estyn (Wales),

(d) be provided as required by prevailing independent school education inspection standards.

(e) is a single course of study, except where the Confirmation of Acceptance for Studies is:

(i) issued by an independent school to cover both a pre-sessional course and a course at an independent school; and

(ii) the applicant has an unconditional offer of a place at the independent school; and

(iii) the duration of the pre-sessional course and period of study at the independent school does not exceed the maximum period of entry clearance or

leave to remain that can be granted under paragraphs 245ZZB and 245ZZD of the Immigration Rules.

Back to top

Immigration Rules
AR

Administrative Review

Introduction

Administrative review is available where an eligible decision has been made. Decisions eligible for administrative review are listed in paragraph AR3.2 of this Appendix.

Administrative review will consider whether an eligible decision is wrong because of a case working error and, if it is considered to be wrong, the decision will be withdrawn or amended as set out in paragraph AR2.2 of this Appendix.

Rules about how to make a valid application for administrative review are set out at paragraphs 34M to 34Y of these Rules.

Definitions

AR1.1 For the purpose of this Appendix the following definitions apply:

Applicant	the individual applying for administrative review.
Case working error	an error in decision-making listed in paragraph AR3.4 (for administrative review in the UK).
Valid application	an application for administrative review made in accordance with paragraphs 34M to 34Y of these Rules.
Pending	as defined in paragraph AR2.9.
Reviewer	the Home Office case worker or Immigration Officer conducting the administrative review.
Original decision maker	the Home Office case worker or Immigration Officer who made the *eligible decision.*

General Principles

What is administrative review?

AR2.1 Administrative review is the review of an *eligible decision* to decide whether the decision is wrong due to a *case working error*.

Outcome of administrative review

AR2.2 The outcome of an administrative review will be:

(a) Administrative review succeeds and the *eligible decision* is withdrawn; or

(b) Administrative review does not succeed and the *eligible decision* remains in force and all of the reasons given for the decision are maintained; or

(c) Administrative review does not succeed and the *eligible decision* remains in force but one or more of the reasons given for the decision are withdrawn; or

(d) Administrative review does not succeed and the *eligible decision* remains in force but with different or additional reasons to those specified in the decision under review.

What will be considered on administrative review?

AR2.3 The *eligible decision* will be reviewed to establish whether there is a *case working error*, either as identified in the application for administrative review, or identified by the *Reviewer* in the course of conducting the administrative review.

AR2.4 The *Reviewer* will not consider any evidence that was not before the *original decision maker* except where evidence that was not before the *original decision maker* is submitted to demonstrate that a *case working error* as defined in paragraph AR3.4 (e), (g), (h) and (j) has been made.

AR2.5 If the *applicant* has identified a *case working error* as defined in paragraph AR3.4 (e), (g), (h) and (j), the *Reviewer* may contact the *applicant* or his representative in writing, and request relevant evidence. The requested evidence must be received at the address specified in the request within 7 working days of the date of the request.

AR2.6 The *Reviewer* will not consider whether the *applicant* is entitled to leave to remain on some other basis and nothing in these rules shall be taken to mean that the *applicant* may make an application for leave or vary an existing application for leave, or make a protection or human rights claim, by seeking administrative review.

Applying for administrative review

AR2.7 The rules setting out the process to be followed for making an application for administrative review are at 34M to 34Y of these Rules.

Effect of Pending administrative review on liability for removal

AR2.8 Where administrative review is *pending* (as defined in AR2.9) the Home Office will not seek to remove the *applicant* from the United Kingdom.

When is administrative review pending?

AR2.9 Administrative review is *pending* for the purposes of sections 3C(2)(d) and 3D(2)(c) of the Immigration Act 1971:

(a) While an application for administrative review can be made in accordance with 34M to 34Y of these Rules, ignoring any possibility of an administrative review out-of-time under paragraph 34R(2);

(b) While a further application for administrative review can be made in accordance with paragraph 34M(2) of these Rules following a notice of outcome at AR2.2(d) served in accordance with Articles 8ZA to 8ZC of the Immigration (Leave to Enter and Remain) Order 2000 (SI 2000/1161) (as amended);

(c) When an application for administrative review has been made until :

(i) the application for administrative review is rejected as invalid because it does not meet the requirements of paragraph 34N to 34S of these Rules;

(ii) the application for administrative review is withdrawn in accordance with paragraph 34X; or

(iii) the notice of outcome at AR2.2(a), (b) or (c) is served in accordance with Articles 8ZA to 8ZC of the Immigration (Leave to Enter and Remain) Order 2000 (SI 2000/1161) (as amended).

AR2.10 Administrative review is not *pending* when an administrative review waiver form has been signed by an individual in respect of whom an *eligible decision* has been made. An administrative review waiver form is a form where the person can declare that although they can make an application in accordance with paragraphs 34M to 34Y of these Rules, they will not do so.

Administrative Review in the UK

Decisions eligible for administrative review in the United Kingdom

AR3.1 Administrative review is only available where an *eligible decision* has been made.

AR3.2 (a) An eligible decision is a refusal of an application made on or after 20th October 2014 for:

(i) leave to remain as a Tier 4 Migrant under the Points Based System; or

(ii) leave to remain as the partner of a Tier 4 Migrant under paragraph 319C of the Immigration Rules; or

(iii) leave to remain as the child of a Tier 4 Migrant under paragraph 319H of the Immigration Rules.

(b) An eligible decision is also a decision to grant leave to remain in relation to an application referred to in sub-paragraph (a) where a review is requested of the period of leave granted.

AR3.3 Any decision not listed in AR3.2. is not an *eligible decision* and administrative review is not available in respect of that decision.

What is a case working error?

AR3.4 The following is a complete list of *case working error*s for the purposes of these Rules:

(a) Where the *original decision maker* applied the wrong Immigration Rules;

(b) Where the *original decision maker* applied the Immigration Rules incorrectly;

(c) Where the *original decision maker* incorrectly added up the points to be awarded under the Immigration Rules;

(d) Where there has been an error in calculating the correct period of immigration leave either held or to be granted;

(e) Where the *original decision maker* has not considered all the evidence that was submitted as evidenced in the eligible decision;

(f) Where the *original decision maker* has considered some or all of the evidence submitted incorrectly as evidenced in the eligible decision;

(g) Where the Immigration Rules provide for the *original decision maker* to consider the credibility of the *applicant* in deciding the application and the *original decision maker* has reached an unreasonable decision on the credibility of the *applicant*;

(h) Where the *original decision maker*'s decision to refuse an application on the basis that the supporting documents were not genuine was incorrect;

(i) Where the *original decision maker*'s decision to refuse an application on the basis that the supporting documents did not meet the requirements of the Immigration Rules was incorrect;

(j) Where the *original decision maker* has incorrectly refused an application on the basis that it was made more than 28 days after leave expired; and

(k) Where the *original decision maker* failed to apply the Secretary of State's relevant published policy and guidance in relation to the application."

Back to top

Immigration Rules
Appendix Armed Forces

Part 1 General

Who these rules apply to

1. The rules contained in this Appendix apply to those seeking to enter or remain in the United Kingdom as:

(a) a foreign or Commonwealth member of HM Forces (on discharge);

(b) a partner or child of a member of HM Forces;

(c) a partner or child of a member of non-HM Forces who is exempt from immigration control by virtue of section 8(4)(b) or (c) of the Immigration Act 1971;

(d) a member of non-HM Forces who is not exempt from immigration control;

(e) a partner or child of a member of non-HM Forces who is not exempt from immigration control;

(f) a Relevant Civilian Employee as defined in paragraph 2(j)(a); and

(g) a partner or child of a Relevant Civilian Employee.

Interpretation and general provisions

2. In this Appendix (including as it applies to applications under Part 7 or 8 of these Rules):

(a) an application for leave to enter or remain includes an application for variation of leave to enter or remain;

(b) a reference to a British Citizen in the United Kingdom includes:

(i) a British Citizen who is coming to the United Kingdom with the applicant as the applicant's partner or parent; and

(ii) a British Citizen who has naturalised having accrued 5 years' reckonable service in HM Forces;

(ba) a reference to a civilian employee of NATO includes an employee of the American National Red Cross working with US Forces in the United Kingdom;

(c) "Gurkha" means a member of HM Forces who is serving or has served in the Brigade of Gurkhas of the British Army under the Brigade of Gurkhas' terms and conditions of service;

(d) "a member of HM Forces" is a person who, subject to sub-paragraphs (e) and (f), is a member of the regular forces within the meaning of the Armed Forces Act 2006;

(e) a person is not to be regarded as a member of HM Forces if the person is treated as a member of a regular force by virtue of:

(i) section 369 of the Armed Forces Act 2006, or

(ii) section 4(3) of the Visiting Forces (British Commonwealth) Act 1933;

(f) a reference to a member of HM Forces includes a person who was a member of HM Forces but was discharged within the period of 2 years prior to the date of the application under these Rules made in relation to that member;

(g) "a member of non-HM Forces" means a member of other armed forces who is:

(i) exempt from immigration control under section 8(4)(b) or (c) of the Immigration Act 1971, or

(ii) not exempt from immigration control;

(h) "partner" means (unless a different meaning of partner applies elsewhere in this Appendix):

(i) the applicant's spouse;

(ii) the applicant's civil partner;

(iii) the applicant's fiancé(e) or proposed civil partner; or

(iv) a person who has been living together with the applicant in a relationship akin to a marriage or civil partnership for at least 2 years prior to the date of the application;

(i) a reference to a person who is present and settled in the UK includes a person who is being admitted for settlement on the same occasion as the applicant;

(j) "reckonable service" is the service which counts towards pension, which starts from the first day of paid service in HM Forces;

(ja) a reference to a Relevant Civilian Employee means a civilian who is being employed to work in the United Kingdom by:

(i) a NATO force;

(ii) a company under contract to a NATO force; or

(iii) the Australian Department of Defence;

(k) "specified" means specified in Appendix FM-SE and Appendix O to these Rules;

(l) where a financial or maintenance requirement applies in this Appendix, paragraphs A. to 21 of Appendix FM-SE to these Rules shall apply as appropriate.

3. If an Entry Clearance Officer, or the Secretary of State, has reasonable cause to doubt the genuineness of any document submitted in support of an application, and having taken reasonable steps to verify the document, is unable to verify that it is genuine, the document will be discounted for the purposes of the application.

4. A reference to an application being considered under this Appendix includes, where relevant, an application considered under Part 7 or 8 of these Rules which requires compliance with this Appendix.

5. Paragraphs 277-280, 289AA, 295AA and 296 of Part 8 of these Rules apply to applications made under this Appendix.

Leave to enter

6. The requirements to be met by a person seeking leave to enter the United Kingdom under this Appendix are that the person:

(a) must have a valid entry clearance for entry in a route under this Appendix, unless they are:

(i) a non-visa national;

(ii) not seeking entry for a period exceeding 6 months; and

(iii) applying for leave to enter under paragraphs 56, 61B or 64 of this Appendix; and

(b) must produce to the Immigration Officer on arrival a valid national passport or other document satisfactorily establishing their identity and nationality.

7. If a person does not meet the requirements of paragraph 6, entry will be refused.

Part 2 - Suitability requirements

8. An application under this Appendix will be refused on the grounds of suitability if any of the provisions in this paragraph apply:

(a) in respect of applications for entry clearance, the Secretary of State has personally directed that the exclusion of the applicant from the United Kingdom is conducive to the public good;

(b) the applicant is currently the subject of a deportation order;

(c) subject to sub-paragraph (d), permitting the applicant to enter, or remain in, the United Kingdom is not conducive to the public good because he or she has been convicted of an offence for which he or she has been sentenced to a period of imprisonment of:

(i) at least 4 years; or

(ii) at least 12 months, but less than 4 years, unless: (aa) in respect of applications for entry clearance: a period of 10 years has passed since the end of the sentence; or

(bb) in respect of applications for indefinite leave to remain: a period of 15 years has passed since the end of the sentence; or

(iii) in respect of applications for entry clearance or indefinite leave to remain, less than 12 months, unless: (aa) in respect of applications for entry clearance: a period of 5 years has passed since the end of the sentence; or (bb) in respect of applications for indefinite leave to remain: a period of 7 years has passed since the end of the sentence;

(d) in respect of applications for entry clearance, where sub-paragraph (c) applies, unless refusal would be contrary to the Human Rights Convention or the Convention and Protocol Relating to the Status of Refugees, it will only be in exceptional circumstances that the public interest in maintaining refusal will be outweighed by compelling factors;

(e) in respect of applications for limited leave to remain or indefinite leave to remain, in the view of the Secretary of State,

(i) the applicant's offending has caused serious harm; or

(ii) the applicant is a persistent offender who shows a particular disregard for the law;

(f) in respect of applications for indefinite leave to remain, the applicant has, within the 24 months prior to the date on which the application is decided, been convicted of or admitted an offence for which they received a non-custodial sentence or other out of court disposal that is recorded on their criminal record;

(g) permitting the applicant to enter, or remain in, the UK is not conducive to the public good because, for example, their conduct (including convictions which do not fall within sub-paragraph (c) or (f) as appropriate, character, associations, or other reasons, make it undesirable to grant them entry clearance or allow them to remain in the UK;

(h) in respect of applications for entry clearance, the applicant left or was removed from the United Kingdom pursuant to a condition attached to a conditional caution given under section 22 of the Criminal Justice Act 2003 less than 5 years before the date on which the application is decided;

(i) the applicant has failed without reasonable excuse to comply with a requirement to:

(i) attend an interview;

(ii) provide information;

(iii) provide physical data; or

(iv) undergo a medical examination or provide a medical report; or

(j) it is undesirable to grant entry clearance to the applicant for medical reasons.

9. An application under this Appendix will normally be refused on the grounds of suitability if any of the provisions in this paragraph apply:

(a) whether or not to the applicant's knowledge:

(i) false information, representations or documents have been submitted in relation to the application (including false information submitted to any person to obtain a document used in support of the application); or

(ii) there has been a failure to disclose material facts in relation to the application;

(b) one or more relevant NHS bodies (within the meaning of paragraph 6 of these Rules) has notified the Secretary of State that:

(i) the applicant has failed to pay charges in accordance with the relevant NHS regulations on charges to overseas visitors; and

(ii) the outstanding charges have a total value of at least £1000;

(c) a maintenance and accommodation undertaking has been requested or required under this Appendix or paragraph 35 of these Rules or otherwise and has not been provided;

(d) in respect of applications for entry clearance, the exclusion of the applicant from the United Kingdom is conducive to the public good because:

(i) within the 12 months prior to the date on which the application is decided, the person has been convicted of or admitted an offence for which they received a non-custodial sentence or other out of court disposal that is recorded on their criminal record; or

(ii) in the view of the Secretary of State: (aa) the person's offending has caused serious harm; or (bb) the person is a persistent offender who shows a particular disregard for the law.

10. In respect of applications for limited leave to remain or indefinite leave to remain, when considering whether the presence of the applicant in the UK is not conducive to the public good any legal or practical reasons why the applicant cannot presently be removed from the United Kingdom must be ignored.

Part 3 - Discharged members of HM Forces

General eligibility requirements

11. The general eligibility requirements to be met for entry clearance (and limited or indefinite leave to enter) or for limited or indefinite leave to remain as a discharged member of HM Forces are that:

(a) the applicant:

(i) has completed at least 4 years' reckonable service in HM Forces; or

(ii) meets the medical discharge criteria in paragraph 12; and

(b) on the date on which the application is made:

(i) the applicant has been discharged from HM Forces for a period of less than 2 years; or

(ii) in the case of an applicant who was medically discharged more than 2 years before, new information regarding his or her prognosis is being considered by the Secretary of State; or

(iii) the applicant has been granted his or her most recent period of limited leave: (aa) under paragraph 15 or 19 of this Appendix as a foreign or Commonwealth citizen who has been discharged from HM Forces; or (bb) under paragraph 276KA or 276QA of these Rules; or

(cc) under the concession which existed outside these Rules, whereby the Secretary of State exercised her discretion to grant leave to enter or remain to members of HM Forces who have been medically discharged; and

(c) in relation to an application made by a Gurkha, the Gurkha is a citizen or national of Nepal.

Medical discharge

12. The medical discharge criteria are satisfied where the applicant was medically discharged from HM Forces:

(a) where the cause was attributable to service in HM Forces and it came about owing to deployment in an operational theatre; or

(b) where the cause was attributable to service in HM Forces, it did not come about owing to deployment in an operational theatre but it is appropriate to grant leave to enter or remain in the United Kingdom following an assessment of the following factors:

(i) the seriousness of the illness or injury;

(ii) the need for further medical treatment in relation to the illness or injury and the availability of such medical treatment in the applicant's country of origin;

(iii) the prognosis for recovery, including whether the injury or illness will affect the applicant's ability to support themselves in their country of origin; and

(iv) the length of reckonable service in HM Forces at the time of the applicant's discharge.

Indefinite leave to enter

13. Entry clearance and indefinite leave to enter as a foreign or Commonwealth citizen discharged from HM Forces will be granted to an applicant who:

(a) is outside the United Kingdom;

(b) has made a valid application for entry clearance and indefinite leave to enter as a foreign or Commonwealth citizen discharged from HM Forces;

(c) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(d) meets the general eligibility requirements in paragraph 11.

Leave to remain

14. Limited leave to remain as a foreign or Commonwealth citizen discharged from HM Forces will be granted to an applicant who:

(a) is in the United Kingdom;

(b) is not in breach of immigration laws, except that any period of overstaying for a period of 28 days or less will be disregarded;

(c) has made a valid application for limited leave to remain as a foreign or Commonwealth citizen discharged from HM Forces;

(d) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(e) meets the general eligibility requirements in paragraph 11.

15. Limited leave to remain granted under paragraph 14 will normally be granted for a period not exceeding 30 months and will be subject to such conditions as the Secretary of State considers appropriate.

Indefinite leave to remain

16. Indefinite leave to remain as a foreign or Commonwealth citizen discharged from HM Forces will be granted to an applicant who:

(a) is in the United Kingdom;

(b) is not in breach of immigration laws, except that any period of overstaying for a period of 28 days or less will be disregarded;

(c) has made a valid application for indefinite leave to remain as a foreign or Commonwealth citizen discharged from HM Forces;

(d) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(e) meets the general eligibility requirements in paragraph 11.

Circumstances in which limited leave to remain may be granted to applicants for indefinite leave to remain under Paragraph 16

17. Limited leave to remain as a foreign or Commonwealth citizen discharged from HM Forces may be granted to a person who fails to meet the requirements for indefinite leave to remain in paragraph 16 of this Appendix by reason only of failing to meet the suitability requirements in paragraph 8 or 9 in respect of a grant of indefinite leave to remain (but not a grant of limited leave to remain).

18. Limited leave to remain as a foreign or Commonwealth citizen discharged from HM Forces may be granted to a person (P) who fails to meet the requirements for indefinite leave to remain in paragraph 16 of this Appendix by reason only of being unable to meet the medical discharge criteria in paragraph 12 , provided that the following conditions are met:

(a) P has been medically discharged from HM Forces;

(b) the cause of P's discharge was attributable to service in HM Forces; and

(c) before P can return to P's country of origin it is appropriate to grant limited leave to remain to facilitate:

(i) further medical treatment for P; or

(ii) a period of recovery for P.

19. Limited leave to remain granted under paragraph 17 or 18 will normally be granted for a period not exceeding 30 months and will be subject to such conditions as the Secretary of State considers appropriate.

Part 4 - Partners of members of HM Forces

General eligibility requirements

20. The general eligibility requirements to be met by the partner (P) of a member of HM Forces are that on the date the application is made:

(a) P's sponsor is a member of HM Forces (as defined in paragraph 2(d) of this Appendix) who:

(i) is exempt from immigration control; or

(ii) has leave to enter or remain under paragraphs 13-19 of this Appendix or paragraphs 276E-QA of these Rules or under the concession which existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to a member of HM Forces who has been medically discharged; or

(iii) is being granted leave to enter or remain under paragraphs 13-19 of this Appendix or paragraphs 276E-QA of these Rules at the same time as P; or

(iv) is a British Citizen;

(b) P and P's sponsor:

(i) are both aged 18 or over;

(ii) must not be within a prohibited degree of relationship;

(iii) must intend to live together permanently; and

(iv) must have met in person;

(c) the relationship between P and P's sponsor is genuine and subsisting; and

(d) any previous relationship of P or P's sponsor must have broken down permanently, unless it is a relationship which falls within paragraph 278(i) of these Rules.

21. If P and P's sponsor are married or in a civil partnership, it must be a valid marriage or civil partnership as specified in Appendix FM-SE.

22. If P is the fiancé(e) or proposed civil partner of P's sponsor, P must be seeking entry to the UK to enable their marriage or civil partnership to take place.

Leave to enter

23. Entry clearance and leave to enter as the partner of a member of HM Forces will be granted to an applicant who:

(a) is outside the United Kingdom;

(b) has made a valid application for entry clearance and leave to enter as the partner of a member of HM Forces;

(c) does not fall to be refused on the grounds of suitability under paragraph 8 or 9;

(d) meets the general eligibility requirements in paragraph 20;

(e) meets the English language requirement in Part 11 of this Appendix; and

(f) meets the financial requirements in Part 12 of this Appendix.

24. Entry clearance and leave to enter granted under paragraph 23 will normally be:

(a) for whichever is the shortest period of:

(i) 5 years;

(ii) the remaining duration of the applicant's partner's enlistment;

(iii) the remaining duration of the applicant's partner's extant leave under paragraph 276KA or 276QA of these Rules or paragraph 15 or 19 of this Appendix or under the concession which existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to a member of HM Forces who has been medically discharged; or

(iv) in the case of a fiancé(e) or proposed civil partner, a period not exceeding 6 months; and

(b) subject to the following conditions:

(i) no recourse to public funds; and

(ii) in the case of a fiancé(e) or proposed civil partner, a prohibition on employment.

Indefinite leave to enter

25. Entry clearance and indefinite leave to enter as the partner of a member of HM Forces will be granted to an applicant who:

(a) is outside the United Kingdom;

(b) has made a valid application for entry clearance and indefinite leave to enter as the partner of a member of HM Forces;

(c) has a partner who:

(i) is a foreign or Commonwealth citizen who is a member of HM Forces with at least 5 years' reckonable service in HM Forces; or

(ii) has been granted indefinite leave to enter or remain under paragraph 13 or 16 of this Appendix or paragraphs 276E-Q of these Rules and is in the United Kingdom; or

(iii) is a British Citizen;

(d) does not fall to be refused on the grounds of suitability under paragraph 8 or 9;

(e) meets the general eligibility requirements in paragraph 20;

(f) can demonstrate sufficient knowledge of the English language and sufficient knowledge about life in the UK in accordance with the requirements of Appendix KoLL to these Rules;

(g) meets the financial requirements in Part 12 of this Appendix; and

(h) has completed a continuous period of 60 months with leave under this Appendix as the partner of the same member of HM Forces, excluding any period of entry clearance or limited leave as a fiancé(e) or proposed civil partner.

26. Entry clearance and limited leave to enter as a partner (excluding as a fiancé(e) or proposed civil partner) of a member of HM Forces for a period of 30 months may be granted:

(a) where an applicant fails to meet the requirements of paragraph 25 by reason only of failing to meet the requirements of paragraph 25(c)(i) or (ii), provided that the applicant's sponsor has been granted leave to enter or remain under paragraph 15 or 19 of this Appendix; or

(b) where an applicant fails to meet the requirements of paragraph 25 by reason only of failing to meet the requirements of paragraph 25(f).

27. Entry clearance and limited leave to enter granted under paragraph 26 will be subject to a condition of no recourse to public funds.

Leave to remain

28. Limited leave to remain as the partner of a member of HM Forces will be granted to an applicant who:

(a) is in the United Kingdom, but not:

(i) as a visitor;

(ii) with valid leave that was granted for a period of 6 months or less, unless that leave:

(aa) is as a fiancé(e) or proposed civil partner; or

(bb) was granted pending the outcome of family court or divorce proceedings; or

(iii) on temporary admission or temporary release;

(b) is not in breach of immigration laws, except that any period of overstaying for a period of 28 days or less is to be disregarded;

(c) has made a valid application for limited leave to remain as the partner of a member of HM Forces;

(d) does not fall to be refused on the grounds of suitability under paragraph 8 or 9;

(e) meets the general eligibility requirements in paragraph 20;

(f) is not a fiancé(e) or proposed civil partner of the member of HM Forces, unless:

(i) the applicant is in the United Kingdom with leave as a fiancé(e) or proposed civil partner under paragraph 23 (and that earlier leave was granted in respect of the current sponsor);

(ii) there is good reason why the marriage or civil partnership has not taken place during that period of leave; and

(iii) there is evidence that the marriage or civil partnership will take place within the next 6 months;

(g) meets the English language requirement in Part 11 of this Appendix; and

(h) meets the financial requirements in Part 12 of this Appendix.

29. Limited leave to remain granted under paragraph 28 will normally be granted:

(a) for whichever is the shortest period of:

(i) 5 years;

(ii) the remaining duration of the applicant's partner's enlistment; or

(iii) the remaining duration of the applicant's partner's extant leave under paragraph 276KA or 276QA of these Rules or paragraph 15 or 19 of this Appendix or under the concession which existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to a member of HM Forces who has been medically discharged; or

(iv) in the case of a fiancé(e) or proposed civil partner, a period not exceeding 6 months; and

(b) subject to the following conditions:

(i) no recourse to public funds; and

(ii) in the case of a fiancé(e) or proposed civil partner, a prohibition on employment.

30. An applicant granted limited leave to remain under paragraph 29 will be eligible to apply for settlement after a continuous period of 60 months with such leave under this Appendix as the partner of the same member of HM Forces, excluding any period of entry clearance or limited leave as a fiancé(e) or proposed civil partner.

Indefinite leave to remain

31. Indefinite leave to remain as the partner of a member of HM Forces will be granted to an applicant who:

(a) is in the United Kingdom;

(b) is not in breach of immigration laws, except that any period of overstaying for a period of 28 days or less is to be disregarded;

(c) has a partner who:

(i) is a foreign or Commonwealth citizen who is a member of HM Forces with at least 5 years' reckonable service in HM Forces; or

(ii) has been granted, or is being granted at the same time as the applicant, indefinite leave to enter or remain under paragraph 13 or 16 of this Appendix or paragraphs 276E-Q of these Rules; or

(iii) is a British Citizen;

(d) does not fall to be refused on the grounds of suitability under paragraph 8 or 9;

(e) meets the general eligibility requirements in paragraph 20;

(f) can demonstrate sufficient knowledge of the English language and sufficient knowledge about life in the UK in accordance with the requirements of Appendix KoLL to these Rules;

(g) meets the financial requirements in Part 12 of this Appendix; and

(h) has completed a continuous period of 60 months with leave under this Appendix as the partner of the same member of HM Forces, excluding any period of entry clearance or limited leave as a fiancé(e) or proposed civil partner.

32. Limited leave to remain as the partner (excluding as a fiancé(e) or proposed civil partner) of a member of HM Forces for a period of 30 months may be granted where the applicant fails to meet the requirements for indefinite leave to remain in paragraph 31:

(a) by reason only of failing to satisfy the suitability requirements in paragraph 8 or 9 in respect of a grant of indefinite leave to remain (but not a grant of limited leave to remain); or

(b) by reason only of failing to meet the requirements of paragraph 31(c)(i) or (ii), provided that the applicant's sponsor has been granted leave to enter or remain under paragraph 15 or 19 of this Appendix; or

(c) by reason only of failing to meet the requirements of paragraph 31(f).

33. Limited leave to remain granted under paragraph 32 will be subject to a condition of no recourse to public funds.

Part 5 - Bereaved partners of members of HM Forces

General eligibility requirements

34. The general eligibility requirements to be met by a bereaved partner of a member of HM Forces are that:

(a) the applicant's partner at the time of the applicant's last grant of leave as a partner (other than as a fiancé(e) or proposed civil partner) was:

(i) a foreign or Commonwealth citizen who was a serving member of HM Forces; or

(ii) a discharged member of HM Forces who had been granted, or was seeking at the same time as the applicant, leave to enter or remain under paragraphs 13-19 of this Appendix or paragraphs 276E-QA of these Rules; or

(iii) a British Citizen in HM Forces;

(b) the applicant's partner has died;

(c) at the time of the applicant's partner's death the applicant and the partner:

(i) were both aged 18 or over;

(ii) were not within a prohibited degree of relationship; and

(iii) had met in person; and

(d) at the time of the applicant's partner's death the relationship between the applicant and the partner was genuine and subsisting and each of the parties intended to live together permanently.

Indefinite leave to enter

35. Entry clearance and indefinite leave to enter as a bereaved partner of a member of HM Forces will be granted to an applicant who:

(a) is outside the United Kingdom as a result of accompanying their sponsor on an overseas posting;

(b) has made a valid application for entry clearance and indefinite leave to enter as the bereaved partner of a member of HM Forces;

(c) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(d) meets the general eligibility requirements in paragraph 34.

Indefinite leave to remain

36. Indefinite leave to remain as a bereaved partner of a member of HM Forces will be granted to an applicant who:

(a) is in the United Kingdom;

(b) has made a valid application for indefinite leave to remain as the bereaved partner of a member of HM Forces;

(c) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(d) meets the general eligibility requirements in paragraph 34.

37. Limited leave to remain as a bereaved partner of a member of HM Forces for a period of 30 months may be granted to a person who fails to meet the requirements for indefinite leave to remain in paragraph 36 by reason only of failing to meet the suitability requirements in paragraph 8 or 9 in respect of a grant of indefinite leave to remain (but not a grant of limited leave to remain).

38. Limited leave to remain granted under paragraph 37 will be subject to a condition of no recourse to public funds.
20

Part 6 - Partners of members of HM Forces who are the victim of domestic violence

General eligibility requirements

39. The general eligibility requirements to be met by the partner of a member of HM Forces who is a victim of domestic violence are that:

(a) the applicant is in the UK and was:

(i) last admitted to the UK under paragraph 276AD of these Rules or paragraph 23, 26, 28 or 32 of this Appendix; or

(ii) last granted leave to enable access to public funds pending an application under this paragraph and the preceding grant of leave was given in accordance with paragraph 276AD of these Rules or paragraph 23, 26, 28 or 32 of this Appendix;

(b) the leave referred to in sub-paragraph (a)(i) or, where applicable, the preceding grant of leave referred to in sub-paragraph (a)(ii) was as the partner (other than a fiancé(e) or proposed civil partner) of a member of HM Forces who is:

(i) a British Citizen; or

(ii) a foreign or Commonwealth citizen with at least 4 years' reckonable service in HM Forces at the date of application under this paragraph;

(c) the applicant does not fall to be refused on grounds of suitability under paragraph 8 or 9;

(d) the applicant has made a valid application for indefinite leave to remain as a victim of domestic violence; and

(e) the applicant must provide evidence that during the last period of limited leave as a partner the applicant's relationship with their partner broke down permanently as a result of domestic violence.

Indefinite leave to remain

40. Indefinite leave to remain as the partner of a member of HM Forces who is a victim of domestic violence will be granted to an applicant who meets the general eligibility requirements in paragraph 39.

41. Limited leave to remain for a period of 30 months may be granted to a partner of a member of HM Forces who is a victim of domestic violence who fails to meet the requirements for indefinite leave to remain in paragraph 40 by reason only of failing to meet the suitability requirements in paragraph 8 or 9 in respect of a grant of indefinite leave to remain (but not a grant of limited leave to remain). This will be subject to such conditions as the Secretary of State considers appropriate.

Part 7 - Children of members of HM Forces

General eligibility requirements

42. The general eligibility requirements to be met by the child of a member of HM Forces are that:

(a) the applicant is the child of a parent who is:

(i) a foreign or Commonwealth citizen who is a serving member of HM Forces; or

(ii) a discharged member of HM Forces who has been granted, or who is being granted at the same time as the applicant, leave to enter or remain under paragraphs 13-19 of this Appendix or paragraphs 276E-QA of these Rules or under the concession which existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to a member of HM Forces who has been medically discharged; or

(iii) a member of HM Forces who is a British Citizen; and

(b) the applicant meets one of the following criteria:

(i) the applicant's other parent must: (aa) also come within paragraph 42(a); or (bb) have been granted leave to enter or remain under paragraphs 23-33 of this Appendix or paragraph 276S, 276V or 276AE of these Rules; or

(cc) be being granted leave to enter or remain under paragraphs 23-33 of this Appendix or paragraph 276S, 276V or 276AE of these Rules at the same time as the applicant; or (dd) have died; or

(ii) the parent under paragraph 42(a) has sole responsibility for the applicant's upbringing; or

(iii) there are serious and compelling family or other considerations which make the applicant's exclusion from the United Kingdom undesirable and suitable arrangements have been made for their care.

Leave to enter

43. Entry clearance and leave to enter as the child of a member of HM Forces will be granted to an applicant who:

(a) was either:

(i) under 18 years of age at the date of application; or

(ii) aged 18 or over at the date of application; and was last granted leave to remain under paragraph 43 or 47 of this Appendix or paragraph 276AH of these Rules;

(b) is outside the United Kingdom;

(c) is not married or in a civil partnership;

(d) has not formed an independent family unit;

(e) is not leading an independent life;

(f) has made a valid application for entry clearance and leave to enter as the child of a member of HM Forces;

(g) does not fall to be refused on the grounds of suitability under paragraph 8 or 9;

(h) meets the general eligibility requirements in paragraph 42;

(i) either:

(a) meets the financial requirement in Part 12 of this Appendix; or

(b) in a case in which sub-paragraph (b)(i)(aa), (b)(i)(dd) or (b)(ii) of paragraph 42 applies will be:

(i) accommodated adequately by the parent or parents the applicant will be joining without recourse to public funds in accommodation which the parent or parents own or occupy exclusively; and

(ii) maintained adequately by that parent or those parents without recourse to public funds; and

(j) has not applied and does not qualify for indefinite leave to enter under paragraph 45

44. Entry clearance and leave to enter granted under paragraph 43 will be granted:

(a) for whichever is the shortest period of:

(i) 5 years; or

(ii) the remaining duration of the applicant's parent's enlistment; or

(iii) the remaining duration of the applicant's parent's leave; and

(b) subject to a condition of no recourse to public funds.

Indefinite leave to enter

45. Entry clearance and indefinite leave to enter as the child of a member of HM Forces will be granted to an applicant who:

(a) was either:

(i) under 18 years of age at the date of application; or

(ii) aged 18 or over at the date of application and was last granted leave to remain under paragraph 43 or 47 of this Appendix or paragraph 276AH of these Rules;

(b) is outside the United Kingdom;

(c) is not married or in a civil partnership;

(d) has not formed an independent family unit;

(e) is not leading an independent life;

(f) has made a valid application for entry clearance and indefinite leave to enter as the child of a member of HM Forces;

(g) is the child of:

(i) a foreign or Commonwealth citizen who is a serving member of HM Forces who has completed at least 5 years' reckonable service; or

(ii) a person who has been granted indefinite leave to enter or remain under paragraph 13 or 16 of this Appendix or paragraphs 276E-Q of these Rules and is in the UK; or

(iii) a member of HM Forces who is a British Citizen;

(h) meets one of the following criteria:

(i) the applicant's other parent must: (aa) come within paragraph 45(g); or (bb) have been granted indefinite leave to enter or remain under paragraph 25 or 31 of this Appendix or paragraph 276S or 276V of these Rules; or

(cc) be being granted indefinite leave to enter or remain under paragraph 25 or 31 of this Appendix or paragraph 276S or 276V of these Rules at the same time as the applicant; or (dd) have died; or

(ii) the parent under paragraph 45(g) has sole responsibility for the applicant's upbringing; or

(iii) there are serious and compelling family or other considerations which make the applicant's exclusion from the United Kingdom undesirable and suitable arrangements have been made for their care;

(i) does not fall to be refused on the grounds of suitability under paragraph 8 or 9;

(j) meets the general eligibility requirements in paragraph 42;

(k) where the applicant is aged 18 or over, can demonstrate sufficient knowledge of the English language and about life in the United Kingdom, in accordance with the requirements of Appendix KoLL to these Rules;

(l) will be accommodated adequately by the parent or parents the applicant is seeking to join without recourse to public funds in accommodation which the parent or parents the applicant is seeking to join, own or occupy exclusively; and

(m) will be maintained adequately by the parent or parents the applicant is seeking to join, without recourse to public funds.

46. Entry clearance and limited leave to enter as a child of a member of HM Forces for a period of 30 months may be granted subject to a condition of no recourse to public funds where:

a) an applicant fails to meet the requirements for indefinite leave to enter in paragraph 45 by reason solely of failing to meet the requirements of paragraph 45(k); or b) an applicant fails to meet the requirements of paragraph 45 by reason only of failing to meet the requirements of paragraph 45(g)(i) or (ii), provided that the applicant's sponsor has been granted leave to enter or remain under paragraph 15 or 19 of this Appendix.

Leave to remain

47. Limited leave to remain as the child of a member of HM Forces will be granted to an applicant who:

(a) was either:

(i) under 18 years of age at the date of application; or

(ii) aged 18 or over at the date of application and who was last granted leave under paragraph 43 or 47 of this Appendix or paragraph 276AH of these Rules;

(b) is not married or in a civil partnership;

(c) has not formed an independent family unit;

(d) is not leading an independent life;

(e) is not in breach of immigration laws, except that any period of overstaying for 28 days or less will be disregarded;

(f) is in the United Kingdom;

(g) has made a valid application for leave to remain as the child of a member of HM Forces;

(h) does not fall to be refused on the grounds of suitability under paragraph 8 or 9;

(i) meets: (aa) the general eligibility requirements in paragraph 42; or (bb) meets those general eligibility requirements, except that subparagraph (b)(ii) does not apply but the parent of the applicant falls under paragraph 49(h) and the applicant normally lives with this parent and not their other parent; and

(j) either:

(a) meets the financial requirement in Part 12 of this Appendix; or

(b) in a case in which sub-paragraph (b)(i)(aa), (b)(i)(dd) or (b)(ii) of paragraph 42 applies (and including the application of sub-paragraph b(ii) as modified by sub-paragraph (i) above) will be:

(i) accommodated adequately by the parent or parents the applicant is seeking to remain with without recourse to public funds in accommodation which the parent or parents own or occupy exclusively; and

(ii) maintained adequately by that parent or those parents without recourse to public funds.

48. Leave to remain granted under paragraph 47 will be:

(a) for whichever is the shortest period of:

(i) 5 years; or

(ii) the remaining duration of the applicant's parent's enlistment; or

(iii) the remaining duration of the applicant's parent's leave; and

(b) subject to a condition of no recourse to public funds.

Indefinite leave to remain

49. Indefinite leave to remain as the child of a member of HM Forces will be granted to an applicant who has or has had leave to enter or remain under paragraph 43 or 47 of this Appendix or paragraph 276AH of these Rules and who:

(a) was either:

(i) under 18 years of age at the date of application; or

(ii) aged 18 or over at the date of application and who was last granted leave under paragraph 43 or 47 of this Appendix or paragraph 276AH of these Rules;

(b) is not married or in a civil partnership;

(c) has not formed an independent family unit;

(d) is not leading an independent life;

(e) is in the United Kingdom;

(f) has made a valid application for indefinite leave to remain as the child of a member of HM Forces; (g) is not in breach of immigration laws, except that any period of overstaying for 28 days or less will be disregarded;

(h) is the child of:

(i) a foreign or Commonwealth citizen who is a serving member of HM Forces who has completed at least 5 years' reckonable service; or

(ii) a person who has been granted, or is being granted at the same time as the applicant, indefinite leave to enter or remain under paragraph 13 or 16 of this Appendix or paragraphs 276E-Q of these Rules; or

(iii) a member of HM Forces who is a British Citizen;

(i) meets one of the following criteria:

(i) the applicant's other parent must: (aa) also come within paragraph 49(h); or (bb) have been granted indefinite leave to enter or remain under paragraph 25 or 31 of this Appendix or paragraph 276S or 276V of these Rules; or

(cc) be being granted indefinite leave to enter or remain under paragraph 25 or 31 of this Appendix or paragraph 276S or 276V of these Rules at the same time as the applicant; or (dd) have died; or

(ii) the parent under paragraph 49(h) has sole responsibility for the applicant's upbringing or the applicant normally lives with this parent and not their other parent; or

(iii) there are serious and compelling family or other considerations which make the applicant's exclusion from the United Kingdom undesirable and suitable arrangements have been made for their care;

(j) does not fall to be refused on the grounds of suitability under paragraph 8 or 9;

(k) meets the general eligibility requirements in paragraph 42;

(l) where the applicant is aged 18 or over, can demonstrate sufficient knowledge of the English language and about life in the United Kingdom, in accordance with the requirements of Appendix KoLL to these Rules;

(m) will be accommodated adequately by the parent or parents the applicant is seeking to remain with without recourse to public funds in accommodation which the parent or parents the applicant is seeking to join own or occupy exclusively; and

(n) will be maintained adequately by the parent or parents the applicant is seeking to join, without recourse to public funds.

50. Limited leave to remain as a child of a member of HM Forces for a period of 30 months and subject to a condition of no recourse to public funds will be granted:

(a) where an applicant fails to meet the requirements for indefinite leave to remain in paragraph 49 by reason only of failing to satisfy the suitability requirements in paragraph 8 or 9 in respect of a grant of indefinite leave to remain (but not a grant of limited leave to remain); or

(b) where an applicant fails to meet the requirements for indefinite leave to remain by reason only of failing to meet the requirements in paragraph 49(l); or c) by reason only of failing to meet the requirements of paragraph 49(h)(i) or (ii), provided that the applicant's sponsor has been granted leave to enter or remain under paragraph 15 or 19 of this Appendix.

Part 8 - Bereaved children of members of HM Forces

General eligibility requirements

51. The general eligibility requirements to be met by a bereaved child of a member of HM Forces are that:

(a) one of their parents has died and at the time of their death was:

(i) a foreign or Commonwealth citizen who was a serving member of HM Forces; or

(ii) a discharged member of HM Forces who had been granted, or was seeking at the same time as the applicant, leave to enter or remain under paragraphs 13-19 of this Appendix or paragraphs 276E-QA of these Rules; or

(iii) a British Citizen who was a member of HM Forces; and

(b) they meet one of the following criteria:

(i) their other parent must: (aa) also come within sub-paragraph 51(a); or (bb) have been granted, or be being granted at the same time as the applicant, leave to enter or remain under paragraphs 23-33 or 35-37 of this Appendix, under paragraph 276S, 276V or 276AE of these Rules or under any concession that

existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to bereaved partners of foreign or Commonwealth members of HM Forces; or

(cc) have died; or

(ii) the parent referred to in sub-paragraph (a) had sole responsibility for their upbringing; or

(iii) there are serious and compelling family or other considerations which make exclusion of the applicant from the United Kingdom undesirable and suitable arrangements have been made for their care.

Indefinite leave to enter

52. Entry clearance and indefinite leave to enter as a bereaved child of a member of HM Forces will be granted to an applicant who:

(a) was either:

(i) under 18 years of age at the date of application; or

(ii) aged 18 or over at the date of application and was last granted leave to enter or remain under paragraph 43 or 47 of this Appendix or paragraph 276AH of these Rules;

(b) is outside the United Kingdom;

(c) is not married or in a civil partnership;

(d) has not formed an independent family unit;

(e) is not leading an independent life;

(f) has made a valid application for entry clearance and indefinite leave to enter as the bereaved child of a member of HM Forces;

(g) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(h) meets the general eligibility requirements in paragraph 51.

Indefinite leave to remain

53. Indefinite leave to remain as a bereaved child of a member of HM Forces will be granted to an applicant who:

(a) is in the United Kingdom;

(b) was either:

(i) under 18 years of age at the date of application; or

(ii) aged 18 or over at the date of application and was last granted leave to remain under paragraph 43 or 47 of this Appendix or paragraph 276AH of these Rules; and

(c) is not married or in a civil partnership;

(d) has not formed an independent family unit;

(e) is not leading an independent life;

(f) has made a valid application for indefinite leave to remain as the bereaved child of a member of HM Forces;

(g) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(h) meets the general eligibility requirements in paragraph 51.

54. Limited leave to remain as a bereaved child of a member of HM Forces for a period of 30 months will be granted subject to a condition of no recourse to public funds to an applicant who fails to meet the requirements for indefinite leave to remain in paragraph 53 by reason solely of failing to meet the suitability requirements in paragraph 8 or 9 in respect of a grant of indefinite leave (but not a grant of limited leave to remain).

Part 9 - Members of Armed Forces who are not exempt from immigration control

General eligibility requirements

55. The general eligibility requirements for members of armed forces who are not exempt from immigration control are that they:

(a) are a member of a foreign armed force;

(b) have been invited by:

(i) HM Forces to undergo training in the United Kingdom which HM Forces will provide; or

(ii) the Ministry of Defence to study, or become familiarised with military equipment being supplied by a firm in the United Kingdom;

(c) will leave the United Kingdom after the period of training, study or familiarisation;

(d) can provide evidence that they are able to maintain themselves and any dependants adequately in the United Kingdom without recourse to public funds;

(e) can provide evidence that there will be adequate accommodation, without recourse to public funds, for themselves and any dependants in the United Kingdom, including any other dependants who are not included in the application but who will live in the same

household in the United Kingdom, which the applicant and their dependants own or occupy exclusively: accommodation will not be regarded as adequate if:

(i) it is, or will be, overcrowded; or

(ii) it contravenes public health regulations.

Leave to enter

56. Entry clearance and/or leave to enter as a member of an armed force not exempt from immigration control will be granted to an applicant who:

(a) is outside the United Kingdom;

(b) has made a valid application for entry clearance and leave to enter as a member of an armed force not exempt from immigration control;

(c) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(d) meets the general eligibility requirements in paragraph 55.

57. Entry clearance and/or leave to enter granted under paragraph 56 will be granted:

(a) for whichever is the shorter period of:

(i) 4 years; and

(ii) the duration of the training, study or familiarisation; and

(b) subject to the following conditions:

(i) no recourse to public funds; and

(ii) a prohibition on employment other than that for the purposes for which the applicant was granted leave to enter.

58. Entry clearance and/or leave to enter granted under paragraph 56 may be granted subject to the conditions in paragraph 57(b) for an additional period of 3 months beyond the end of the training, study or familiarisation where:

(a) such leave is required in order to enable the applicant to meet third country transit regulations which require passengers to have 3 months' extant leave in the United Kingdom;

(b) travel to the third country forms part of the training, study or familiarisation; and

(c) the total period of leave granted does not exceed 4 years.

Leave to remain

59. Limited leave to remain as a member of an armed force not exempt from immigration control will be granted to an applicant who:

(a) is in the United Kingdom;

(b) was last granted leave to enter or remain under paragraph 56 or 59 of this Appendix or under the concession which existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to members of armed forces who are not exempt from immigration control;

(c) is not in breach of immigration laws, except that any period of overstaying for 28 days or less will be disregarded;

(d) has made a valid application for leave to remain as a member of an armed force not exempt from immigration control;

(e) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(f) meets the general eligibility requirements in paragraph 55.

60. Limited leave to remain granted under paragraph 59 will be granted:

(a) for whichever is the shorter period of:

(i) 4 years; or

(ii) the duration of the training, study or familiarisation; and provided the total period of leave granted (including any leave granted under paragraph 57 or 59) does not exceed 4 years; and

(b) subject to the following conditions:

(i) no recourse to public funds; and

(ii) a prohibition on employment other than that for the purposes for which the applicant was granted leave to remain.

61. Limited leave to remain granted under paragraph 59 may be granted subject to the conditions in paragraph 60(b) for an additional 3 months beyond the end of the training, study or familiarisation where:

(a) such leave is required in order to enable the applicant to meet third country transit regulations which require passengers to have 3 months' extant leave in the United Kingdom;

(b) travel to the third country forms part of the training, study or familiarisation; and

(c) the total period of leave granted (including any leave granted under paragraph 57 or 59 or the concession which existed outside these Rules) whereby the Secretary of State exercised her discretion to grant leave to enter or remain to members of armed forces who are not exempt from immigration control does not exceed 4 years.

Part 9A - Relevant Civilian Employees

General Eligibility Requirements

61A. The general eligibility requirements for Relevant Civilian Employees are that the applicant:

(a) is a Relevant Civilian Employee;

(b) will leave the United Kingdom at the end of their period of employment;

(c) can provide evidence that they are able to maintain themselves and any dependants adequately in the United Kingdom without recourse to public funds; and

(d) can provide evidence that there will be adequate accommodation, without recourse to public funds, for themselves and any dependants in the United Kingdom, including any other dependants who are not included in the application but who will live in the same household in the United Kingdom, which the applicant and their dependants own or occupy exclusively: accommodation will not be regarded as adequate if:

(i) it is, or will be, overcrowded; or

(ii) it contravenes public health regulations.

Leave to enter

61B. Entry clearance and/or leave to enter as a Relevant Civilian Employee will be granted to an applicant who:

(a) is outside the United Kingdom;

(b) has made a valid application for entry clearance and/or leave to enter as a Relevant Civilian Employee;

(c) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(d) meets the general eligibility requirements in paragraph 61A.

61C. Entry clearance and/or leave to enter granted under paragraph 61B will be granted:

(a) for

(i) in respect of an application from a civilian employee of a NATO force or the Australian Department of Defence:

(aa) 6 months, where the duration of their period of employment in the United Kingdom does not exceed 6 monhts; or

(bb) five years, where the duration of their period of em,ployment in the United Kingdom exceeds 6 months; or

(ii) in respect of a civilian employee of a company under contract to a NATO force, the duration of their period of employment in the United Kingdom or, if the shorter period, 4 years; and

(b) subject to the following conditions:

(i) no recourse to public funds; and

(ii) a prohibition on employment other than for the purposes for which the applicant was last granted leave to enter.

Leave to remain

61D. Leave to remain as a Relevant Civilian Employee will be granted to an applicant who:

(a) is in the United Kingdom;

(b) was last:

(i) granted leave to enter or remain under paragraph 61C or 61E of this Appendix or under the concessions which existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to Relevant Civilian Employees; or

(ii) exempt from control under section 8(4)(b) or (c) of the Immigration Act 1971 and has been offered employment as a Relevant Civilian Employee;

(c) is not in breach of any immigration laws, except that any period of overstaying for 28 days or less will be disregarded;

(d) has made a valid application for leave to remain as a Relevant Civilian Employee;

(e) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(f) meets the general eligibility requirements set out in paragraph 61A.

61E. Leave to remain granted under paragraph 61D will be granted:

(a) for:

(i) in respect of an application from a civilian employee of NATO or the Australian Department of Defence, five years; or

(ii) in respect of an application from a civilian employee of a company under contract to NATO, the duration of their period of employment in the United Kingdom, or, if the shorter period, four years; and

(b) subject to the following conditions:

(i) no recourse to public funds; and

(ii) a prohibition on employment other than for the purposes for which the applicant was last granted leave to enter or remain.

Part 10 - Dependants of non-HM Forces and of Relevant Civilian Employees

General eligibility requirements

62. The general eligibility requirements to be met by dependants of a member of non-HM Forces or of a Relevant Civilian Employee are that:

(a) the applicant is sponsored by:

(i) a serving armed forces member who is exempt from immigration control under section 8(4)(b) or (c) of the Immigration Act 1971; or

(ii) a serving armed forces member who: (aa) has leave to enter or remain under paragraph 56 or 59 of this Appendix or under any concession that existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to members of armed forces who are not exempt from immigration control; or (bb) is being granted leave to enter or remain under paragraph 56 or 59 of this Appendix at the same time as the applicant; or

(iii) a Relevant Civilian Employee who: (aa) has been granted leave to enter or remain under paragraph 61B or 61D or under the concession which existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to a Relevant Civilian Employee; or (bb) is being granted leave to enter or remain under paragraph 61B or 61D at the same time as the applicant;

(b) the applicant's sponsor is:

(i) the applicant's partner (except a fiancé(e) or proposed civil partner) where: (aa) both parties are aged 18 or over; (bb) both parties intend to live with the other during their stay in the United Kingdom; and

(cc) the relationship is genuine and subsisting; or

(ii) the applicant’s parent and the applicant:

(aa) is under 18 years of age at the date of application;

(bb) is not married or in a civil partnership;

(cc) has not formed an independent family unit; and

(dd) is not living an independent lifer; or

(iii) a serving armed forces member who is exempt from immigration control under section 8(4)(b) or (c) of the Immigration Act 1971 or a civilian employed to work in the UK by a NATO force or the Australian Department of Defence and the applicant:

(aa) is a dependant other than a partner within the meaning of section 12(4)(b) of the Visiting Forces Act 1952 or Article I(c) of the NATO Status of Forces Agreement; and

(bb) is listed as a dependant of the sponsor on the sponsor’s military movement orders or equivalent civilian posting letter;

(c) the applicant must provide evidence that their sponsor is able to maintain and accommodate themselves, the applicant and any dependants adequately in the United Kingdom without recourse to public funds;

(d) the applicant must provide evidence that there will be adequate accommodation, without recourse to public funds, for the applicant, the applicant's sponsor and any other family members of the applicant, including other family members who are not included in the application but who will live in the same household, which the applicant, the applicant's sponsor and the other family members own or occupy exclusively: accommodation will not be regarded as adequate if-

(i) it is, or will be, overcrowded; or

(ii) it contravenes public health regulations; and

(e) the applicant intends to leave the United Kingdom at the end of their sponsor's period of posting, employment, training, study or familiarisation in the United Kingdom.

63. Where the sponsor is the applicant's parent, the applicant must meet one of the following criteria:

(a) their other parent must:

(i) also meet the criteria set out in paragraph 62(a)(i), (ii) or (iii); or

(ii) either: (aa) have been granted leave to enter or remain as a partner in relation to that member of non-HM Forces or Relevant Civilian Employee under paragraph 64 or 66 of this Appendix or paragraph 276AE of these Rules or under any concession that existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to partners of non-exempt members of armed forces or Relevant Civilian Employees;or (bb) be being granted leave to enter or remain under paragraph 64 or 66 at the same time as the applicant; or

(iii) have died; or

(b) the parent they are joining in paragraph 62(a) has sole responsibility for their upbringing; or

(c) there are serious and compelling family or other considerations which make the applicant's exclusion from the United Kingdom undesirable and suitable arrangements have been made for their care.

Leave to enter

64. Entry clearance and/or leave to enter as the dependant of a member of non-HM Forces or of a Relevant Civilian Employees will be granted to an applicant who:

(a) is outside the United Kingdom;

(b) has made a valid application for entry clearance and/or leave to enter as the dependant of a member of non-HM Forces or of a Relevant Civilian Employee;

(c) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(d) meets the general eligibility requirements in paragraph 62 and where relevant one of the criteria in paragraph 63.

65. Entry clearance and/or leave to enter granted under paragraph 64 will be granted:

(a) for

(i) in respect of an application from the dependant of an armed forces member who is not exempt from immigration control or of a civilian employee of a company under contract to a NATO force, the duration of the sponsor's period of posting, employment, training, study or familiarisation in the United Kingdom or, if the shorter period, 4 years; or

(ii) in respect of an application from the dependant of an armed forces member who is exempt from immigration control under section 8(4)(b) or (c) of the Immigration Act 1971 or of a civilian employee of a NATO force or the Australian Department of Defence:

(aa) 6 months, where the duration of the sponsor's period of posting, employment, training study or familiarisation in the United Knigdom does not exceed 6 months; or

(bb) a maximum of 5 years, where the duration of the sponsor's period of posting, employment, training, study or familiarisation in the United Kingdom exceeds 6 months; and

(b) subject to the following conditions:

(i) no recourse to public funds; and

(ii) in respect of applications from dependants of Relevant Civilian Employees or of armed forces members who are not exempt from immigration control and are being granted leave to enter for less than 6 months, a prohibition on employment.

Leave to remain

66. Leave to remain as the dependant of a member of non-HM Forces or of Relevant Civilian Employees will be granted to an applicant who:

(a) is in the United Kingdom;

(b) in relation to an application to which sub-paragraph 62(a)(ii) applies, was last granted leave to enter or remain under paragraph 64 or 66 of his Appendix or under the

concession which existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to the dependant of a member of the armed forces who is not exempt from immigration control;

(c) is not in breach of immigration laws, except that any period of overstaying for 28 days or less will be disregarded;

(d) has made a valid application for leave to remain as the dependant of a member of non-HM Forces or of a Relevant Civilian Employee;

(e) does not fall to be refused on the grounds of suitability under paragraph 8 or 9; and

(f) meets the general eligibility criteria in paragraph 62 and, where the sponsor is the applicant's parent, one of the criteria in paragraph 63, except that the applicant does not need to be under 18 years of age at the date of application where:

(i) paragraph 66(b) applies; or

(ii) sub-paragraph 62(a)(ii) applies and the applicant was last granted leave to enter or remain under paragraph 64 or 66 of this Appendix or under the concession which existed outside these Rules whereby the Secretary of State exercised her discretion to grant leave to enter or remain to the dependant of an employee of a company under contract to a NATO force.

67. Leave to remain granted under paragraph 66 will be granted:

(a) for:

(i) in respect of an application from the dependant of an armed forces member who is not exempt from immigration control or of a civilian employee of a company under contract to NATO, the duration of the sponsor's period of posting, employment, training, study or familiarisation in the United Kingdom, or, if the shorter period, 4 years; or

(ii) in respect of an application from the dependant of an armed forces member who is exempt from immigration control under section 8(4)(b) or (c) of the Immigration Act 1971 or of a civilian employee of NATO or the Australian Department of Defence, a maximum of 5 years; and

(iii) the duration of the sponsor's posting, employment, training, study or familiarisation; and

(b) subject to the following conditions:

(i) no recourse to public funds; and

(ii) in respect of applications from dependants of Relevant Civilian Employees or of armed forces members who are not exempt from immigration control and are being granted leave to remain for less than 6 months, a prohibition on employment.

Part 11 - English language requirements

Meeting the English language requirement in applications for leave to enter or remain

68. Where an English language requirement applies to an application for leave to enter or remain made by a partner under this Appendix, and if the applicant has not met the requirement in a previous application for leave as a partner, the applicant must provide specified evidence set out in Appendix FM-SE and Appendix O that they:

(a) are a national of a majority English speaking country listed in paragraph 70 of this Part;

(b) have passed an English language test in speaking and listening at a minimum of level A1 of the Common European Framework of Reference for Languages with a provider approved by the Secretary of State;

(c) have an academic qualification recognised by UK NARIC to be equivalent to the standard of a Bachelor's or Master's degree or PhD in the UK, which was taught in English; or

(d) are exempt from the English language requirement under paragraph 69 of this Part.

Exemptions from the English language requirement

69. The applicant is exempt from the English language requirement if at the date of application:

(a) the applicant is aged 65 or over;

(b) the applicant has a disability (physical or mental condition) which prevents the applicant from meeting the requirement; or

(c) there are exceptional circumstances which prevent the applicant from being able to meet the requirement, which for an application for entry clearance is prior to entry to the UK.

Majority English speaking countries

70. For the purposes of paragraph 68(a) of this Part the applicant must be a national of :

Antigua and Barbuda, Australia, the Bahamas, Barbados, Belize, Canada, Dominica, Grenada, Guyana, Jamaica, New Zealand, St Kitts and Nevis, St Lucia, St Vincent and the Grenadines, Trinidad and Tobago, or the United States of America.

Part 12 - Financial requirements

This Part applies where the financial requirements in Part 12 must be met in an application for leave to enter or remain or for indefinite leave to enter or remain made under this Appendix by a partner or child of a member of HM Forces. Paragraphs A. to 21 of Appendix FM-SE to these Rules apply to applications to which this Part applies. References in this Part to the applicant's parent or the applicant's parent's partner relate only to applications made by a child under this Appendix. References in this Part to a partner or to the applicant's partner do not refer to the partner of a child making an application under this Appendix.

Financial requirements for applications for leave to enter

71. The applicant must provide specified evidence, from the sources listed in paragraph 73, of:

(a) a specified gross annual income of at least:

(i) £18,600;

(ii) an additional £3,800 for the first child; and

(iii) an additional £2,400 for each additional child; alone or in combination with

(b) specified savings of:

(i) £16,000; and

(ii) additional savings of an amount equivalent to the difference - multiplied by the length in years of the period of limited leave for which the applicant has applied (or by the part-year equivalent if the applicant has applied for less than 12 months' limited leave) - between the gross annual income from the sources listed in paragraph 73(a)-(f) and the total amount required under paragraph 71(a); or

(c) the requirements in paragraph 74 are met.

72. In paragraph 71 "child" means a dependent child of the applicant or of the applicant's parent who is:

(a) under the age of 18 years, or who was under the age of 18 years when they were first granted entry under this route;

(b) applying for entry clearance or has limited leave to enter or remain in the United Kingdom under this Appendix;

(c) not a British Citizen or settled in the United Kingdom; and

(d) not an EEA national with a right to be admitted under the Immigration (EEA) Regulations 2006.

73. When determining whether the financial requirements in paragraph 71 are met only the following sources will be taken into account:

(a) income of the applicant's partner or the applicant's parent's partner from specified employment or self-employment, which, in respect of a partner (or applicant's parent's partner) returning to the United Kingdom with the applicant, can include specified employment or self-employment overseas and in the United Kingdom;

(b) income of the applicant's parent from specified employment or self-employment if they are in the United Kingdom unless they are working illegally;

(c) specified pension income of the applicant and their partner or of the applicant's parent and that parent's partner;

(d) any specified maternity allowance or bereavement benefit in the UK, or any specified benefit relating to service in HM Forces, received by the applicant and their partner or by the applicant's parent and that parent's partner;

(e) other specified income of the applicant and their partner or of the applicant's parent and that parent's partner; and

(f) income from the sources at sub-paragraphs (b), (d) and (e) of a dependent child of the applicant or the applicant's parent under paragraph 72 who is aged 18 or over; and

(g) specified savings of the applicant and their partner; or of the applicant's parent and that parent's partner; or of a dependent child of the applicant or the applicant's parent under paragraph 72 who is aged 18 or over.

74. The requirements to be met under this paragraph are:

(a) the applicant's partner or the applicant's parent's partner must be receiving one or more of the following:

(i) Disability Living Allowance;

(ii) Severe Disablement Allowance;

(iii) Industrial Injury Disablement Benefit;

(iv) Attendance Allowance;

(v) Carer's Allowance;

(vi) Personal Independence Payment;

(vii) Armed Forces Independence Payment or Guaranteed Income Payment under the Armed Forces Compensation Scheme; or

(viii) Constant Attendance Allowance, Mobility Supplement or War Disablement Pension under the War Pensions Scheme; and

(b) the applicant must provide evidence that their partner (or their parent's partner) is able to maintain and accommodate themselves, the applicant (and their parent) and any dependants adequately in the UK without recourse to public funds.

75. The applicant must provide evidence that there will be adequate accommodation, without recourse to public funds, for the family, including other family members who are not included in the application but who live in the same household, which the family own or occupy exclusively: accommodation will not be regarded as adequate if:

(a) it is, or will be, overcrowded; or

(b) it contravenes public health regulations.

Financial requirements for applications for leave to remain

76. The applicant must provide specified evidence, from the sources listed in paragraph 78, of:

(a) a specified gross annual income of at least:

(i) £18,600;

(ii) an additional £3,800 for the first child; and

(iii) an additional £2,400 for each additional child; alone or in combination with

(b) specified savings of:

(i) £16,000; and

(ii) additional savings of an amount equivalent to the difference - multiplied by the length in years of any period of limited leave for which the applicant has applied (or by the part-year equivalent if the applicant has applied for less than 12 months' limited leave) - between the gross annual income from the sources listed in paragraph 78(a)-(f) and the total amount required under paragraph 76(a); or

(c) the requirements in paragraph 79 are met.

77. In paragraph 76, "child" means a dependent child of the applicant or of the applicant's parent who is:

(a) under the age of 18 years, or who was under the age of 18 years when they were first granted entry under this route;

(b) applying for entry clearance or is in the United Kingdom;

(c) not a British Citizen or settled in the United Kingdom; and

(d) not an EEA national with a right to remain in the United Kingdom under the Immigration (EEA) Regulations 2006.

78. When determining whether the financial requirements in paragraph 76 are met only the following sources may be taken into account:

(a) income of the applicant's partner or of the applicant's parent's partner from specified employment or self-employment;

(b) income of the applicant (where aged 18 or over) or of the applicant's parent from specified employment or self-employment unless they are working illegally;

(c) specified pension income of the applicant and their partner or of the applicant's parent and that parent's partner;

(d) any specified maternity allowance or bereavement benefit in the UK, or any specified benefit relating to service in HM Forces, received by the applicant or their partner or by the applicant's parent and that parent's partner;

(e) other specified income of the applicant and their partner or of the applicant's parent and that parent's partner;

(f) income from the sources at sub-paragraphs (b), (d) or (e) of a dependent child of the applicant or their parent under paragraph 77 who is aged 18 years or over; and

(g) specified savings of the applicant and their partner; of the applicant's parent and that parent's partner; or of a dependent child of the applicant or the applicant's parent under paragraph 77 who is aged 18 or over.

79. The requirements to be met under this paragraph are:

(a) the applicant's partner or the applicant's parent's partner must be receiving one or more of the following:

(i) Disability Living Allowance;

(ii) Severe Disablement Allowance;

(iii) Industrial Injury Disablement Benefit;

(iv) Attendance Allowance;

(v) Carer's Allowance;

(vi) Personal Independence Payment;

(vii) Armed Forces Independence Payment or Guaranteed Income Payment under the Armed Forces Compensation Scheme; or

(viii) Constant Attendance Allowance, Mobility Supplement or War Disablement Pension under the War Pensions Scheme; and

(b) the applicant must provide evidence that their partner (or their parent's partner) is able to maintain and accommodate themselves, the applicant (and their parent) and any dependants adequately in the UK without recourse to public funds.

80. The applicant must provide evidence that there will be adequate accommodation, without recourse to public funds, for the family, including other family members who are not included in the application but who live in the same household, which the family own or occupy exclusively: accommodation will not be regarded as adequate if:

(a) it is, or will be, overcrowded; or

(b) it contravenes public health regulations.

Financial requirements for applications for indefinite leave to enter or remain

81. The applicant must meet all of the requirements of paragraphs 71 to 75 (for indefinite leave to enter) or paragraphs 76 to 80 (for indefinite leave to remain), except that instead of the requirement in paragraph 71(b) or 76(b) the applicant must provide specified evidence from the sources listed in paragraph 73 or 78, (as the case may be) of specified savings of:

(i) £16,000; and

(ii) additional savings of an amount equivalent to the difference between the gross annual income from the sources listed in paragraph 73(a)-(f) or 78(a)-(f) and the total amount required under paragraph 71(a) or 76(a).

Back to top

Immigration Rules
Appendix B

English Language

Appendix B - English language

1. An applicant applying as a Tier 1 Migrant or Tier 2 Migrant must have 10 points for English language, unless applying for entry clearance or leave to remain:

(i) as a Tier 1 (Exceptional Talent) Migrant,
(ii) as a Tier 1 (Investor) Migrant, or
(iii) as a Tier 2 (Intra-Company Transfer) Migrant

2. The levels of English language required are shown in Table 1.

3. Available points for English language are shown in Table 2.

4. Notes to accompany the tables are shown below each table.

Table 1
Level of English language required to score points

Tier 1

Row	Category	Applications	Level of English language required
A	Tier 1 (General)	Entry clearance and leave to remain	A knowledge of English equivalent to level C1 or above of the Council of Europe's Common European Framework for Language Learning
B	Tier 1 (Entrepreneur)	Entry clearance and leave to remain	A knowledge of English equivalent to level B1 or above of the Council of Europe's Common European Framework for Language Learning
C	Tier 1 (Graduate Entrepreneur)	Entry clearance and leave to remain	A knowledge of English equivalent to level B1 or above of the Council of Europe's Common European Framework for Language Learning

Tier 2

Row	Category	Applications	Level of English language required
E	Tier 2 (Minister of Religion)	Entry clearance and leave to remain	A knowledge of English equivalent to level B2 or above of the Council of Europe's Common European Framework for Language Learning
F	Tier 2 (General)	Entry clearance and leave to remain, other than the cases in paragraph 5 below	A knowledge of English equivalent to level B1 or above of the Council of Europe's Common European Framework for Language Learning
G	Tier 2 (General)	Leave to remain cases in paragraph 5 below	A knowledge of English equivalent to level A1 or above of the Council of Europe's Common European Framework for Language Learning
H	Tier 2 (Sportsperson)	Entry clearance and leave to remain	A knowledge of English equivalent to level A1 or above of the Council of Europe's Common European Framework for Language Learning

Notes

5. An applicant applying for leave to remain as a Tier 2 (General) Migrant must have competence of English to a level A1 or above as set out in Table 1 above if:

(i) he previously had leave as:

(1) a Tier 2 (General) Migrant under the rules in place before 6 April 2011,

(2) a Qualifying Work Permit Holder,

(3) a representative of an overseas newspaper, news agency or Broadcasting organisation,

(4) a Member of the Operational Ground Staff of an Overseas-owned Airline, or

(5) a Jewish Agency Employee,

and

(ii) he has not been granted leave to remain in any other routes, or entry clearance or leave to enter in any route, since the grant of leave referred to in (i) above.

Table 2
Points available for English language

Factor	Points
National of a majority English speaking country	10
Degree taught in English	10
Passed an English language test	10
Met requirement in a previous grant of leave	10
Transitional arrangements	10

Notes
National of a majority English speaking country

6. 10 points will only be awarded for being a national of a majority English speaking country if the applicant has the relevant level of English language shown in Table 1 and:

(i) is a national of one of the following countries:

Antigua and Barbuda
Australia
The Bahamas
Barbados
Belize
Canada
Dominica
Grenada
Guyana
Jamaica

New Zealand
St Kitts and Nevis
St Lucia
St Vincent and the Grenadines
Trinidad and Tobago
USA

and

(ii) provides his current valid original passport or travel document to show that this requirement is met. If the applicant is unable to do so, the UK Border Agency may exceptionally consider this requirement to have been met where the applicant provides full reasons in the passport section of the application form, and either:

(1) a current national identity document, or

(2) an original letter from his home government or embassy, on the letter-headed paper of the government or embassy, which has been issued by an authorised official of that institution and confirms the applicant's full name, date of birth and nationality.

Degree taught in English

7. 10 points will be awarded for a degree taught in English if the applicant has the relevant level of English language shown in Table 1 and:

(i) has obtained an academic qualification (not a professional or vocational qualification) which either:

(1) is deemed by UK NARIC to meet the recognised standard of a Bachelor's degree (not a Master's degree or a PhD) in the UK, and UK NARIC has confirmed that the degree was taught or researched in English to level C1 of the Council of Europe's Common European Framework for Language learning or above

or:

(2) is deemed by UK NARIC to meet or exceed the recognised standard of a Bachelor's or Master's degree or a PhD in the UK, and is from an educational establishment in one of the following countries:

Antigua and Barbuda
Australia
The Bahamas
Barbados
Belize
Dominica
Grenada

Guyana
Ireland
Jamaica
New Zealand
St Kitts and Nevis
St Lucia
St Vincent and The Grenadines
Trinidad and Tobago
the UK
the USA,

and

(ii) provides the following specified documents to show he has the qualification:

(1) the original certificate of the award, or

(2) if the applicant is awaiting graduation having successfully completed the qualification, or no longer has the certificate and the awarding institution is unable to provide a replacement, an academic transcript (or original letter in the case of a PhD qualification) from the awarding institution on its official headed paper, which clearly shows:

(a) the applicant's name,

(b) the name of the awarding institution,

(c) the title of the award,

(d) confirmation that the qualification has been or will be awarded, and

(e) the date that the certificate will be issued (if the applicant has not yet graduated) or confirmation that the institution is unable to reissue the original certificate or award.

8. If the applicant is required to have competence of English to level A1 as set out in Table 1 above (rows G and H) , 10 points will be awarded for a degree taught in English if the applicant has the relevant level of English language shown in Table 1 and:

(i) has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet or exceed the recognised standard of a Bachelor's or Master's degree or a PhD in the UK,

(ii) provides the specified documents in paragraph 7(ii) evidence to show that he has the qualification, and

(iii) provides provide an original letter from the awarding institution on its official headed paper, which clearly shows:

(1) the applicant's name,
(2) the name of the awarding institution,
(3) the title of the award,
(4) the date of the award, and
(5) confirmation that the qualification was taught in English.

9. An applicant for entry clearance or leave to remain as a Tier 1 (Graduate Entrepreneur) Migrant does not need to provide evidence of a qualification taught in English if:

(a) the applicant scores points from Appendix A for an endorsement by the UK Higher Education Institution which awarded the qualification; and

(b) the endorsement letter contains the specified details of the qualification, as set out in paragraph 70(c) of Appendix A.

Passed an English language test

10. 10 points will only be awarded for passing an English language test if the applicant has the relevant level of English language shown in Table 1 and provides the specified documents from an English language test provider approved by the Secretary of State for these purposes, as listed in Appendix O, which clearly show:

(1) the applicant's name,

(2) the qualification obtained, which must meet or exceed the relevant level shown in Table 1 in all four components (reading, writing, speaking and listening), unless the applicant was exempted from sitting a component on the basis of his disability,

(3) the date of the award, and

(4) that the test is within its validity date (where applicable).

Met requirement in a previous grant of leave

11. Subject to paragraph 15 below, 10 points will be awarded for meeting the requirement in a previous grant of leave if the applicant:

(i) has ever been granted leave as a Tier 1 (General) Migrant, a Tier 1 (Entrepreneur) Migrant or Business person, or a Tier 1 (Post-Study Work) Migrant, or

(ii) has ever been granted leave as a Highly Skilled Migrant under the Rules in place on or after 5 December 2006.

12. Subject to paragraph 15 below, where the application falls under rows B to H of Table 1 above, 10 points will be awarded for meeting the requirement in a previous grant of leave if the applicant has ever been granted leave:

(a) as a Minister of Religion (not as a Tier 2 (Minister of Religion) Migrant) under the Rules in place on or after 19 April 2007,

(b) as a Tier 2 (Minister of Religion) Migrant, provided that when he was granted that leave he obtained points for English language for being a national of a majority English speaking country, a degree taught in English, or passing an English language test, or

(c) as a Tier 4 (General) student, and the Confirmation of Acceptance for Studies used to support that application was assigned on or after 21 April 2011 for a course of at least degree level study.

13. Subject to paragraph 15 below, where the application falls under rows B to C or rows F to H of Table 1 above, 10 points will be awarded for meeting the requirement in a previous grant of leave if the applicant has ever been granted leave:

(a) as a Tier 1 (Graduate Entrepreneur) Migrant,

(b) as a Tier 2 (General) Migrant under the Rules in place on or after 6 April 2011, or

(c) as a Tier 4 (General) student, and the Confirmation of Acceptance for Studies used to support that application was assigned on or after 21 April 2011,

provided that when he was granted that leave he obtained points for having a knowledge of English equivalent to level B1 of the Council of Europe's Common European Framework for Language Learning or above.

14. Subject to paragraph 15 below, where the application falls under rows G and H of table 1 above, 10 points will be awarded for meeting the requirement in a previous grant of leave if the applicant has ever been granted:

(i) leave as a Minister of Religion (not as a Tier 2 (Minister of Religion) Migrant) under the Rules in place on or after 23 August 2004,

(ii) leave as a Tier 2 Migrant, provided that when he was granted that leave he obtained points for English language for being a national of a majority English speaking country, a degree taught in English, or passing an English language test.

15. No points will be awarded for meeting the requirement in a previous grant of leave if false representations were made or false documents or information were submitted (whether or not to the applicant's knowledge) in relation to the requirement in the application for that previous grant of leave.

Transitional arrangements

16. 10 points will be awarded for English language if the applicant:

(a) is applying for leave to remain as a Tier 2 (General) Migrant, and

(b) has previously been granted entry clearance, leave to enter or leave to remain as:

(i) a Jewish Agency Employee,

(ii) a Member of the Operational Ground Staff of an Overseas-owned Airline,

(iii) a Minister of Religion, Missionary or Member of a Religious Order,

(iv) a Qualifying Work Permit Holder,

(v) a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation

and

(c) has not been granted leave in any categories other than Tier 2 (General), Tier 2 (Intra-Company Transfer) and those listed in (b) above under the Rules in place since 28 November 2008.

17. 10 points will be awarded for English language if the applicant:

(a) is applying for leave to remain as a Tier 2 (Minister of Religion) Migrant,

(b) has previously been granted entry clearance, leave to enter and/or leave to remain as a Minister of Religion, Missionary or Member of a Religious Order, and

(c) has not been granted leave in any categories other than Tier 2 (Minister of Religion) and those listed in (b) above under the Rules in place since 28 November 2008.

18. 10 points will be awarded for English language if the applicant:

(a) is applying for leave to remain as a Tier 2 (Sportsperson) Migrant,

(b) has previously been granted entry clearance, leave to enter and/or leave to remain as a Qualifying Work Permit Holder, and

(c) has not been granted leave in any categories other than Tier 2 (Sportsperson) and as a Qualifying Work Permit Holder under the Rules in place since 28 November 2008.

Back to top

Immigration Rules
Appendix C

Maintenance (funds)

1A. In all cases where an applicant is required to obtain points under Appendix C, the applicant must meet the requirements listed below:

(a) The applicant must have the funds specified in the relevant part of Appendix C at the date of the application;

(b) If the applicant is applying as a Tier 1 Migrant, a Tier 2 Migrant or a Tier 5 (Temporary Worker) Migrant, the applicant must have had the funds referred to in (a) above for a consecutive 90-day period of time, unless applying as a Tier 1 (Exceptional Talent) Migrant or a Tier 1 (Investor) Migrant;

(c) If the applicant is applying as a Tier 4 Migrant, the applicant must have had the funds referred to in (a) above for a consecutive 28-day period of time;

(ca) If the applicant is applying for entry clearance or leave to remain as a Tier 4 Migrant, he must confirm that the funds referred to in (a) above are:

(i) available in the manner specified in paragraph 13 below for his use in studying and living in the UK; and

(ii) that the funds will remain available in the manner specified in paragraph 13 below unless used to pay for course fees and living costs;

(d) If the funds were obtained when the applicant was in the UK, the funds must have been obtained while the applicant had valid leave and was not acting in breach of any conditions attached to that leave;

(e) Where the funds are in one or more foreign currencies, the applicant must have the specified level of funds when converted to pound sterling (£) using the spot exchange rate which appears on www.oanda.com* for the date of the application;

(f) Where the applicant is applying as a Tier 1 Migrant, a Tier 2 Migrant or a Tier 5 Migrant, the funds must have been under his own control on the date of the application and for the period specified in (b) above; and

(g) Where the application is made at the same time as applications by the partner or child of the applicant (such that the applicant is a Relevant Points Based System Migrant for the purposes of paragraph 319AA), each applicant must have the total requisite funds specified in the relevant parts of appendices C and E. If each applicant does not individually meet the requirements of appendices C and / or E, as appropriate, all the applications (the application by the Relevant Points Based System Migrant and

applications as the partner or child of that relevant Points Based system Migrant) will be refused.

(h) the end date of the 90-day and 28-day periods referred to in (b) and (c) above will be taken as the date of the closing balance on the most recent of the specified documents (where specified documents from two or more accounts are submitted, this will be the end date for the account that most favours the applicant), and must be no earlier than 31 days before the date of application.

(i) No points will be awarded where the specified documents show that the funds are held in a financial institution listed in Appendix P as being an institution with which the UK Border Agency is unable to make satisfactory verification checks.

(j) Maintenance must be in the form of cash funds. Other accounts or financial instruments such as shares, bonds, credit cards, pension funds etc, regardless of notice period are not acceptable.

(k) If the applicant wishes to rely on a joint account as evidence of available funds, the applicant (or for children under 18 years of age, the applicant's parent or legal guardian who is legally present in the United Kingdom) must be named on the account as one of the account holders.

(l) Overdraft facilities will not be considered towards funds that are available or under an applicant's own control.

1B. In all cases where Appendix C or Appendix E states that an applicant is required to provide specified documents, the specified documents are:

(a) Personal bank or building society statements which satisfy the following requirements:

(i) The statements must cover:

(1) a consecutive 90-day period of time, if the applicant is applying as a Tier 1 Migrant, a Tier 2 Migrant a Tier 5 (Temporary Worker) Migrant, or the Partner or Child of a Relevant Points Based System Migrant in any of these categories,

(2) a single date within 31 days of the date of the application, if the applicant is applying as a Tier 5 (Youth Mobility Scheme) Migrant, or

(3) a consecutive 28-day period of time, if the applicant is applying as a Tier 4 Migrant or the Partner or Child of a Relevant Points Based System Migrant who is a Tier 4 Migrant

(ii) The most recent statement must be dated no earlier than 31 days before the date of the application;

(iii) The statements must clearly show:

(1) the name of:
_i. the applicant,

_ii the applicant's parent(s) or legal guardian's name, if the applicant is applying as Tier 4 Migrant,
_iii. the name of the Relevant Points-Based System Migrant, if the applicant is applying as a Partner or Child of a Relevant Points-Based System Migrant, or
_iv. the name of the applicant's other parent who is legally present in the UK, if the applicant is applying as a Child of a Relevant Points-Based System Migrant,

(2) the account number,
(3) the date of each statement,
(4) the financial institution's name,
(5) the financial institution's logo,
(6) any transactions during the specified period, and
(7) that the funds in the account have been at the required level throughout the specified period;

(iv) The statements must be be either:

(1) printed on the bank's or building society's letterhead,
(2) electronic bank or building society statements, accompanied by a supporting letter from the bank or building society, on company headed paper, confirming the statement provided is authentic, or
(3) electronic bank or building society statements, bearing the official stamp of the bank or building society on every page,

(v) The statements must not be mini-statements from automatic teller machines (ATMs);

or

(b) A building society pass book which satisfies the following requirements:

(i) The building society pass book must cover:

(1) a consecutive 90-day period of time, if the applicant is applying as a Tier 1 Migrant, a Tier 2 Migrant a Tier 5 (Temporary Worker) Migrant, or the Partner or Child of a Relevant Points Based System Migrant in any of these categories,

(2) a single date within 31 days of the date of the application, if the applicant is applying as a Tier 5 (Youth Mobility Scheme) Migrant, or

(3) a consecutive 28-day period of time, if the applicant is applying as a Tier 4 Migrant or the Partner or Child of a Relevant Points Based System Migrant who is a Tier 4 Migrant

(ii) The period covered by the building society pass book must end no earlier than 31 days before the date of the application;

(iii) The building society pass book must clearly show:

(1) the name of:
_i. the applicant,

_ii the applicant's parent(s) or legal guardian's name, if the applicant is applying as Tier 4 Migrant,

_iii. the name of the Relevant Points-Based System Migrant, if the applicant is applying as a Partner or Child of a Relevant Points-Based System Migrant, or

_iv. the name of the applicant's other parent who is legally present in the UK, if the applicant is applying as a Child of a Relevant Points-Based System Migrant,

(2) the account number,

(3) the building society's name and logo,

(4) any transactions during the specified period, and

(5) that there have been enough funds in the applicant's account throughout the specified period;

or

(c) A letter from the applicant's bank or building society, or a letter from a financial institution regulated for the purpose of personal savings accounts by the Financial Conduct Authority (FCA) and the Prudential Regulation Authority (PRA) or, for overseas accounts, the official regulatory body for the country in which the institution operates and the funds are located, which satisfies the following requirements:

(i) The letter must confirm the level of funds and that they have been held for:

(1) a consecutive 90-day period of time, if the applicant is applying as a Tier 1 Migrant, a Tier 2 Migrant a Tier 5 (Temporary Worker) Migrant, or the Partner or Child of a Relevant Points Based System Migrant in any of these categories,

(2) a single date within 31 days of the date of the application, if the applicant is applying as a Tier 5 (Youth Mobility Scheme) Migrant, or

(3) a consecutive 28-day period of time, if the applicant is applying as a Tier 4 Migrant or the Partner or Child of a Relevant Points Based System Migrant who is a Tier 4 Migrant;

(ii) The period covered by the letter must end no earlier than 31 days before the date of the application;

(iii) The letter must be dated no earlier than 31 days before the date of the application;

(iv) The letter must be on the financial institution's letterhead or official stationery;

(v) The letter must clearly show:

(1) the name of:

_i. the applicant,

_ii the applicant's parent(s) or legal guardian's name, if the applicant is applying as Tier 4 Migrant,

_iii. the name of the Relevant Points-Based System Migrant, if the applicant is applying as a Partner or Child of a Relevant Points-Based System Migrant, or

_iv. the name of the applicant's other parent who is legally present in the UK, if the applicant is applying as a Child of a Relevant Points-Based System Migrant,

(2) the account number,
(3) the date of the letter,
(4) the financial institution's name and logo,
(5) the funds held in the applicant's account, and
(5) confirmation that there have been enough funds in the applicant's account throughout the specified period;

or

(d) If the applicant is applying as a Tier 4 Migrant, an original loan letter from a financial institution regulated for the purpose of student loans by either the Financial Conduct Authority (FCA) and the Prudential Regulation Authority (PRA) or, in the case of overseas accounts, the official regulatory body for the country the institution is in and where the money is held, which is dated no more than 6 months before the date of the application and clearly shows:

(1) the applicant's name,
(2) the date of the letter,
(3) the financial institution's name and logo,
(4) the money available as a loan,
(5) for applications for entry clearance, that the loan funds are or will be available to the applicant before he travels to the UK, unless the loan is an academic or student loan from the applicant's country's national government and will be released to the applicant on arrival in the UK,
(6) there are no conditions placed upon the release of the loan funds to the applicant, other than him making a successful application as a Tier 4 Migrant, and
(7) the loan is provided by the national government, the state or regional government or a government sponsored student loan company or is part of an academic or educational loans scheme.

Tier 1 Migrants

1. An applicant applying for entry clearance or leave to remain as a Tier 1 Migrant must score 10 points for funds, unless applying as a Tier 1 (Exceptional Talent) Migrant or a Tier 1 (Investor) Migrant.

2. 10 points will only be awarded if an applicant:

(a) applying for entry clearance, has the level of funds shown in the table below and provides the specified documents in paragraph 1B above, or

Category	Level of funds	Points

Tier 1 (Entrepreneur)	£3,310	10
Tier 1 (Graduate Entrepreneur)	£1,890	10

(b) applying for leave to remain, has the level of funds shown in the table below and provides the specified documents in paragraph 1B above, or

Level of funds	Points
£945	10

(c) applying as a Tier 1 (Graduate Entrepreneur) Migrant scores points from Appendix A for an endorsement from UK Trade and Investment, and UK Trade and Investment has confirmed in the endorsement letter that it has awarded funding of at least £1,890 (for entry clearance applications) or £945 (for leave to remain applications) to the applicant.

3. Where the applicant is applying as a Tier 1 (Entrepreneur) Migrant, he cannot use the same funds to score points for attributes under Appendix A and to score points for maintenance funds for himself or his dependants under this Appendix or Appendix E.

Tier 2 Migrants

4. An applicant applying for entry clearance or leave to remain as a Tier 2 Migrant must score 10 points for Funds.

5. 10 points will only be awarded if:

(a) the applicant has the level of funds shown in the table below and provides the specified documents in paragraph 1B above, or

Level of funds	Points awarded
£945	10

(b) the applicant has entry clearance, leave to enter or leave to remain as:

(i) a Tier 2 Migrant

(ii) a Jewish Agency Employee

(iii) A member of the Operational Ground Staff of an Overseas-owned Airline,

(iv) a Minister of Religion, Missionary or Member of a Religious Order,

(v) a Representative of an Overseas Newspaper, News Agency or Broadcasting Organisation, or

(vi) a Work Permit Holder, or

(c) the Sponsor is an a rated Sponsor and has certified on the Certificate of Sponsorship that, should it become necessary, it will maintain and accommodate the migrant up to the end of the first month of his employment. The Sponsor may limit the amount of the undertaking but any limit must be at least £945. Points will only be awarded if the applicant provides a valid Certificate of Sponsorship reference number with his application.

Tier 5 (Youth Mobility) Temporary Migrants

6. An applicant applying for entry clearance as a Tier 5 (Youth Mobility) Temporary Migrant must score 10 points for funds.

7. 10 points will only be awarded if an applicant has the level of funds shown in the table below and provides the specified documents in paragraph 1B above:

Level of funds	Points awarded
£1890	10

Tier 5 (Temporary Worker) Migrants

8. A migrant applying for entry clearance or leave to remian as a Tier 5 (Temporary Worker) Migrant must score 10 points for funds.

9. 10 points will only be awarded if an applicant has the level of funds shown in the table below and provides the specified documents in paragraph 1B above:

Criterion	Points awarded
Meets one of the following criteria: • Has £945; or • The Sponsor is an A rated Sponsor and the Certificate of Sponsorship Checking Service confirms that the Sponsor has certified that the applicant will not claim public funds during his period of leave as a Tier 5 (Temporary Worker) Migrant. Points will only be awarded if the applicant provides a	10

valid Certificate of Sponsorship reference number with his application.	

Tier 4 (General) Students

10. A Tier 4 (General) Student must score 10 points for funds.

11. 10 points will only be awarded if the funds shown in the table below are available in the manner specified in paragraph 13 and 13A below to the applicant. The applicant must either:

(a) provide the specified documents in paragraph 1B above to show that the funds are available to him, or

(b) where the applicant is sponsored by a Highly Trusted Sponsor, is a national of one of the countries or the rightful holder of a qualifying passport issued by one of the relevant competent authorities, as appropriate, listed in Appendix H, and is applying for entry clearance in his country of nationality or in the territory related to the passport he holds, as appropriate, or leave to remain in the UK, confirm that the funds are available to him in the specified manner. The UK Border Agency reserves the right to request the specified documents in paragraph 1B above from these applicants to support this confirmation. The application will be refused if the specified documents are not provided in accordance with the request made.

Criterion	Points
If studying in inner London: i) Where the applicant does not have an established presence studying in the United Kingdom, the applicant must have funds amounting to the full course fees for the first academic year of the course, or for the entire course if it is less than a year long, plus £1,020 for each month of the course up to a maximum of nine months. ii) Where the applicant has an established presence studying in the United Kingdom, the applicant must have funds amounting to the course fees required either for the remaining academic year if the applicant is applying part-way through, or for the next academic year if the applicant will continue or commence a new course at the start of the next academic year, or for the entire course if it is less than a year long, plus £1,020 for each month of the course up to a maximum of two months.	10
If studying in outer London and elsewhere in the United Kingdom: i) Where the applicant does not have an established presence studying in the United Kingdom, the applicant must have funds amounting to the full course fees for the first academic year of the course, or for the entire course if it is less than a year long, plus	10

£820 for each month of the course up to a maximum of nine months. ii) Where the applicant has an established presence studying in the United Kingdom, the applicant must have funds amounting to the course fees required either for the remaining academic year if the applicant is applying part-way through, or for the next academic year if the applicant will continue or commence a new course at the start of the next academic year, or for the entire course if it is less than a year long, plus £820 for each month of the course up to a maximum of two months.	

Notes

12. An applicant will be considered to be studying in inner London if the institution, or branch of the institution, at which the applicant will be studying is situated in any of the London boroughs of Camden, City of London, Hackney, Hammersmith and Fulham, Haringey, Islington, Kensington and Chelsea, Lambeth, Lewisham, Newham Southwark, Tower Hamlets, Wandsworth, or Westminster. If the applicant will be studying at more than one site, one or more of which is in inner London and one or more outside, then the applicant will be considered to be studying in inner London if the applicant's Confirmation of Acceptance for Studies states that the applicant will be spending the majority of time studying at a site or sites situated in inner London.

12A. If the length of the applicant's course includes a part of a month, the time will be rounded up to the next full month.

13. Funds will be available to the applicant only where the specified documents show or, where permitted by these Rules, the applicant confirms that the funds are held or provided by:

(i) the applicant (whether as a sole or joint account holder); and/or

(ii) the applicant's parent(s) or legal guardian(s), and the parent(s) or legal guardian(s) have provided written consent that their funds may be used by the applicant in order to study in the UK; and/or

(iii) an official financial sponsor which must be Her Majesty's Government, the applicant's home government, the British Council or any international organisation, international company, University or Independent school.

13A. In assessing whether the requirements of Appendix C, paragraph 11 are met, where an applicant pays a deposit on account to the sponsor for accommodation costs this amount, up to a maximum of £1,020, can be offset against the total maintenance requirement if he will be staying in accommodation arranged by the Tier 4 sponsor and he has paid this money to that Tier 4 sponsor.

13B. If the applicant is relying on the provisions in paragraph 13(ii) above, he must provide:

(a) one of the following original (or notarised copy) documents:

(i) his birth certificate showing names of his parent(s),

(ii) his certificate of adoption showing the names of both parent(s) or legal guardian, or

(iii) a Court document naming his legal guardian;

and

(b) a letter from his parent(s) or legal guardian, confirming:

(1) the relationship between the applicant and his parent(s) or legal guardian, and
(2) that the parent(s) or legal guardian give their consent to the applicant using their funds to study in the UK.

13C. If the applicant has already paid all or part of the course fees to his Tier 4 Sponsor:

(a) the Confirmation of Acceptance for Studies Checking Service entry must confirm details of the fees already paid; or

(b) the applicant must provide an original paper receipt issued by the Tier 4 Sponsor, confirming details of the fees already paid.

13D. If the applicant has an official financial sponsor as set out in paragraph 13(iii) above:

(a) the Confirmation of Acceptance for Studies Checking Service entry must confirm details of the official financial sponsorship, if it is the Tier 4 Sponsor who is the official financial sponsor; or

(b) the applicant must provide a letter of confirmation from his official financial sponsor, on official letter-headed paper or stationery of that organisation and bearing the official stamp of that organisation, which clearly shows:

(1) the applicant’s name,
(2) the name and contact details of the official financial sponsor,
(3) the date of the letter,
(4) the length of the official financial sponsorship, and
(5) the amount of money the official financial sponsor is giving to the applicant, or a statement that the official financial sponsor will cover all of the applicant’s fees and living costs.

14. An applicant will have an established presence studying in the UK if the applicant has current entry clearance, leave to enter or leave to remain as a Tier 4 migrant, Student or as a Postgraduate Doctor or Dentist and at the date of application:

(i) has finished a single course that was at least six months long within the applicant's last period of entry clearance, leave to enter or leave to remain, or

(ii) is applying for continued study on a single course where the applicant has completed at least six months of that course, or

(iii) is applying for leave to remain as a Tier 4 (General) Student on the doctorate extension scheme.

Tier 4 (Child) Students

15. A Tier 4 (Child) Student must score 10 points for funds.

16. 10 points will only be awarded if the funds shown in the table below are available in the manner specified in paragraph 21 and 21A below to the applicant. The applicant must either:

(a) provide the specified documents in paragraph 1B above to show that the funds are available to him, or

(b) where the applicant is sponsored by a Highly Trusted Sponsor, is a national of one of the countries or the rightful holder of a qualifying passport issued by one of the relevant competent authorities, as appropriate, listed in Appendix H, and is applying for entry clearance in his country of nationality or in the territory related to the passport he holds, as appropriate, or leave to remain in the UK, confirm that the funds are available to him in the specified manner. The UK Border Agency reserves the right to request the specified documents in paragraph 1B above from these applicants to support this confirmation. The application will be refused if the specified documents are not provided in accordance with the request made.

Criterion	Points
Where the child is (or will be) studying at a residential independent school: sufficient funds are available to the applicant to pay boarding fees (being course fees plus board/lodging fees) for an academic year.	10
Where the child is (or will be) studying at a non-residential independent school and is in a private foster care arrangement (see notes below) or staying with and cared for by a close relative (see notes below): sufficient funds are available to the applicant to pay school fees for an academic year, the foster carer or relative (who must meet the requirements specified in paragraph 19 of this Appendix) has undertaken to maintain and accommodate the child for the duration of the course, and that foster carer or relative has funds equivalent to at least £560 per month, for up to a maximum of nine months, to support the child while he is in the United Kingdom.	10
Where the child is (or will be) studying at a non-residential independent school,	10

is under the age of 12 and is (or will be) accompanied by a parent, sufficient funds are available to the applicant to pay school fees for an academic year, plus: • if no other children are accompanying the applicant and the parent, £1,535 per month of stay up to a maximum of nine months; or • if other children are accompanying the applicant and the parent, £1,535 per month, plus £600 per month for each additional child, up to a maximum of nine months.	
Where the child is aged 16 or 17 years old and is living independently and studying in inner London: i) Where the applicant does not have an established presence studying in the United Kingdom, the applicant must have funds amounting to the full course fees for the first academic year of the course, or for the entire course if it is less than a year long, plus £920 for each month of the course up to a maximum of nine months. ii) Where the applicant has an established presence studying in the United Kingdom, the applicant must have funds amounting to the course fees required either for the remaining academic year if the applicant is applying part-way through, or for the next academic year if the applicant will continue or commence a new course at the start of the next academic year, or for the entire course if it is less than a year long, plus £920 for each month of the course up to a maximum of two months.	10
Where the child is aged 16 or 17 years old, is living independently and studying in outer London or elsewhere in the United Kingdom: iii) Where the applicant does not have an established presence studying in the United Kingdom, the applicant must have funds amounting to the full course fees for the first academic year of the course, or for the entire course if it is less than a year long, plus £715 for each month of the course up to a maximum of nine months. iv) Where the applicant has an established presence studying in the United Kingdom, the applicant must have funds amounting to the course fees required either for the remaining academic year if the applicant is applying part-way through, or for the next academic year if the applicant will continue or commence a new course at the start of the next academic year, or for the entire course if it is less than a year long, plus £715 for each month of the course up to a maximum of two months.	10

Notes

17. Children (under 16, or under 18 if disabled) are privately fostered when they are cared for on a full-time basis by a person or persons aged 18 or over, who are not their parents or a close relative, for a period of 28 days or more.

18. A close relative is a grandparent, brother, sister, step-parent, uncle (brother or half-brother of the child's parent) or aunt (sister or half-sister of the child's parent) who is aged 18 or over.

19. The care arrangement made for the child's care in the UK must comply with the following requirements:

(a) In all cases, the applicant must provide a letter from their parent(s) or legal guardian, confirming:

(1) the relationship between the parent(s) or legal guardian and the applicant,
(2) that the parent(s) or legal guardian have given their consent to the application,
(3) that the parent(s) or legal guardian agrees to the applicant's living arrangements in the UK, and
(4) if the application is for entry clearance, that the parent(s) or legal guardian agrees to the arrangements made for the applicant's travel to and reception in the UK,
(5) if a parent(s) or legal guardian has legal custody or sole responsibility for the applicant,
(6) that each parent or legal guardian with legal custody or responsibility for the applicant agrees to the contents of the letter, and signs the letter, and
(7) the applicant's parent(s) or legal guardian's consent to the applicant travelling to and living in the UK independently, if the applicant is 16 or 17 years old and living independently.

(b) If the applicant is under 16 years old or is not living in the UK independently, the applicant must provide:

(i) a written letter of undertaking from his intended carer confirming the care arrangement, which clearly shows:

(1) the name, current address and contact details of the intended carer,
(2) the address where the carer and the applicant will be living in the UK if different from the intended carer's current address,
(3) confirmation that the accommodation offered to the applicant is a private address, and not operated as a commercial enterprise, such as a hotel or a youth hostel,
(4) the nature of the relationship between the applicant's parent(s) or legal guardian and the intended carer,
(5) that the intended carer agrees to the care arrangements for the applicant,
(6) that the intended carer has at least £560 per month (up to a maximum of nine months) available to look after and accommodate the applicant for

the length of the course,
(7) a list of any other people that the intended carer has offered support to, and
(8) the carer's signature and date of the undertaking;

(ii) A letter from his parent(s) or legal guardian, which confirms the care arrangement and clearly shows:

(1) the nature of parent(s) or legal guardian's relationship with the intended carer,
(2) the address in the UK where the applicant and the intended carer will be living,
(3) that the parent(s) or legal guardian support the application, and authorise the intended carer to take responsibility for the care of the applicant during his stay in the UK;

and

(iii) The intended carer's original (or notarised copy, although the UK Border Agency reserves the right to request the original):

(1) current UK or European Union passport,
(2) current passport or travel document to confirm that they are settled in the United Kingdom, or
(3) certificate of naturalisation.

(c) If the applicant is staying in a private foster care arrangement, he must receive permission from the private foster carer's UK local authority, as set out in the Children (Private Arrangements for Fostering) Regulations 2005.

(d) If the applicant is staying in a private foster care arrangement and is under 16 years old, he must provide:

(i) A copy of the letter of notification from his parent(s), legal guardian or intended carer to the UK local authority, confirming that the applicant will be in the care of a private foster carer while in the UK, and

(ii) The UK local authority's confirmation of receipt, confirming that the local authority has received notification of the foster care arrangement.

19A.

(a) An applicant will be considered to be studying in inner London if the institution, or branch of the institution, at which the applicant will be studying is situated in any of the London boroughs of Camden, City of London, Hackney, Hammersmith and Fulham, Haringey, Islington, Kensington and Chelsea, Lambeth, Lewisham, Newham Southwark, Tower Hamlets, Wandsworth, or Westminster.

(b) If the applicant will be studying at more than one site, one or more of which is in inner London and one or more outside, then the applicant will be considered to be studying in inner London if the applicant's Confirmation of Acceptance for Studies states that the applicant will be spending the majority of time studying at a site or sites situated in inner London.

20. If the length of the applicant's course includes a part of a month, the time will be rounded up to the next full month.

21. Funds will be available to the applicant only where the specified documents show or, where permitted by these Rules, the applicant confirms that the funds are held or provided by:

(i) the applicant (whether as a sole or joint account holder); and/or

(ii) the applicant's parent(s) or legal guardian(s), and the parent(s) or legal guardian(s) have provided written consent that their funds may be used by the applicant in order to study in the UK; and/or

(iii) an official financial sponsor which must be Her Majesty's Government, the applicant's home government, the British Council or any international organisation, international company, University or Independent school.

21A. In assessing whether the requirements of Appendix C, paragraph 16 are met, where an applicant pays a deposit on account to the sponsor for accommodation costs this amount, up to a maximum of £1.020, can be offset against the total maintenance requirement if he will be staying in accommodation arranged by the Tier 4 sponsor and he has paid this money to that Tier 4 sponsor.

21B. If the applicant has already paid all or part of the course fees to his Tier 4 Sponsor:

(a) the Confirmation of Acceptance for Studies Checking Service entry must confirm details of the fees already paid; or

(b) the applicant must provide an original paper receipt issued by the Tier 4 Sponsor, confirming details of the fees already paid.

21C. If the applicant has an official financial sponsor as set out in paragraph 21(iii) above:

(a) the Confirmation of Acceptance for Studies Checking Service entry must confirm details of the official financial sponsorship, if it is the Tier 4 Sponsor who is the official financial sponsor; or

(b) the applicant must provide a letter of confirmation from his official financial sponsor, on official letter-headed paper or stationery of that organisation and bearing the official stamp of that organisation, which clearly shows:

(1) the applicant’s name,
(2) the name and contact details of the official financial sponsor,
(3) the date of the letter,
(4) the length of the official financial sponsorship, and

(5) the amount of money the official financial sponsor is giving to the applicant, or a statement that the official financial sponsor will cover all of the applicant's fees and living costs.

22. An applicant will have an established presence studying in the UK if the applicant has current entry clearance, leave to enter or leave to remain as a Tier 4 migrant or Student and at the date of application:

(i) has finished a single course that was at least six months long within the applicant's last period of entry clearance, leave to enter or leave to remain, or

(ii) is applying for continued study on a single course where the applicant has completed at least six months of that course.

Back to top

Immigration Rules
Appendix D

Immigration Rules for leave to enter as a Highly Skilled Migrant as at 31 March 2008, and Immigration Rules for leave to remain as a Highly Skilled Migrant as at 28 February

Requirements for an extension of stay as a highly skilled migrant

135A. The requirements to be met by a person seeking leave to enter as a highly skilled migrant are that the applicant:

(i) must produce a valid document issued by the Home Office confirming that he meets, at the time of the issue of that document, the criteria specified by the Secretary of State for entry to the United Kingdom under the Highly Skilled Migrant Programme; and

(ii) intends to make the United Kingdom his main home; and

(iii) is able to maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(iv) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a highly skilled migrant

135B. A person seeking leave to enter the United Kingdom as a highly skilled migrant may be admitted for a period not exceeding 2 years, subject to a condition prohibiting Employment as a Doctor in Training, (unless the applicant has submitted with this application a valid Highly Skilled Migrant Programme Approval Letter, where the application for that approval letter was made on or before 6 February 2008), provided the Immigration Officer is satisfied that each of the requirements of paragraph 135A is met and that the application does not fall for refusal under paragraph 135HA.

Refusal of leave to enter as a highly skilled migrant

135C. Leave to enter as a highly skilled migrant is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 135A is met or if the application falls for refusal under paragraph 135HA.

135D. The requirements for an extension of stay as a highly skilled migrant for a person who has previously been granted entry clearance or leave in this capacity, are that the applicant:

(i) entered the United Kingdom with a valid United Kingdom entry clearance as a highly skilled migrant, or has previously been granted leave in accordance with paragraphs 135DA-135DH of these Rules; and

(ii) has achieved at least 75 points in accordance with the criteria specified in Appendix 4 of these Rules, having provided all the documents which are set out in Appendix 5 (Part I) of these Rules which correspond to the points which he is claiming; and

(iii) (a) has produced an International English Language Testing System certificate issued to him to certify that he has achieved at least band 6 competence in English; or

(b) has demonstrated that he holds a qualification which was taught in English and which is of an equivalent level to a UK Bachelors degree by providing both documents which are set out in Appendix 5 (Part II) of these Rules; and

(iv) meets the requirements of paragraph 135A(ii)-(iii).

135DA The requirements for an extension of stay as a highly skilled migrant for a work permit holder are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a work permit holder in accordance with paragraphs 128 to 132 of these Rules; and

(ii) meets the requirements of paragraph 135A (i)-(iii).

135DB The requirements for an extension of stay as a highly skilled migrant for a student are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a student in accordance with paragraphs 57 to 62 of these Rules; and

(ii) has obtained a degree qualification on a recognised degree course at either a United Kingdom publicly funded further or higher education institution or a bona fide United Kingdom private education institution which maintains satisfactory records of enrolment and attendance; and

(iii) has the written consent of his official sponsor to remain as a highly skilled migrant if he is a member of a government or international scholarship agency sponsorship and that sponsorship is either ongoing or has recently come to an end at the time of the requested extension; and

(iv) meets the requirements of paragraph 135A(i)-(iii).

135DC. The requirements for an extension of stay as a highly skilled migrant for a postgraduate doctor or postgraduate dentist are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a postgraduate doctor or a postgraduate dentist in accordance with paragraphs 70 to 75 of these Rules; and

(ii) has the written consent of his official sponsor to such employment if he is a member of a government or international scholarship agency sponsorship and that sponsorship is either ongoing or has recently come to an end at the time of the requested extension; and

(iii) meets the requirements of paragraph 135A(i)-(iii).

135DD The requirements for an extension of stay as a highly skilled migrant for a working holidaymaker are that the applicant:

(i) entered the United Kingdom as a working holidaymaker in accordance with paragraphs 95 to 96 of these Rules; and

(ii) meets the requirements of paragraph 135A(i)-(iii).

135DE The requirements for an extension of stay as a highly skilled migrant for a participant in the Science and Engineering Graduates Scheme or International Graduates Scheme are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a participant in the Science and Engineering Graduates Scheme or International Graduates Scheme in accordance with paragraphs 135O to 135T of these Rules; and

(ii) meets the requirements of paragraph 135A(i)-(iii).

135DF. The requirements for an extension of stay as a highly skilled migrant for an innovator are that the applicant:

(i) entered the United Kingdom or was given leave to remain as an innovator in accordance with paragraphs 210A to 210E of these Rules; and

(ii) meets the requirements of paragraph 135A(i)-(iii).

135DG. Deleted.

135DH. The requirements for an extension of stay as a highly skilled migrant for a participant in the Fresh Talent: Working in Scotland scheme are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a Fresh Talent: Working in Scotland scheme participant in accordance with paragraphs 143A to 143F of these Rules; and

(ii) has the written consent of his official sponsor to such employment if the studies which led to him being granted leave under the Fresh Talent: Working in Scotland scheme in accordance with paragraphs 143A to 143F of these Rules, or any studies he has subsequently undertaken, were sponsored by a government or international scholarship agency; and

(iii) meets the requirements of paragraph 135A(i)-(iii).

Extension of stay as a highly skilled migrant

135E. An extension of stay as a highly skilled migrant may be granted for a period not exceeding 3 years, provided that the Secretary of State is satisfied that each of the requirements of paragraph 135D, 135DA, 135DB, 135DC, 135DD, 135DE, 135DF or 135DH is met and that the application does not fall for refusal under paragraph 135HA.

Refusal of extension of stay as a highly skilled migrant

135F. An extension of stay as a highly skilled migrant is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 135D, 135DA, 135DB, 135DC, 135DD, 135DE, 135DF or 135DH is met or if the application falls for refusal under paragraph 135HA.

Additional grounds for refusal for highly skilled migrants

135HA. An application under paragraphs 135A-135H of these Rules is to be refused, even if the applicant meets all the requirements of those paragraphs, if:

(i) the applicant submits any document which, whether or not it is material to his application, is forged or not genuine, unless the Immigration Officer or Secretary of State is satisfied that the applicant is unaware that the document is forged or not genuine; or

(ii) the Immigration Officer or Secretary of State has cause to doubt the genuineness of any document submitted by the applicant and, having taken reasonable steps to verify the document, has been unable to verify that it is genuine.

Back to top

Immigration Rules
Appendix E

Maintenance (funds) for the family of Relevant Points Based Systems Migrants

A sufficient level of funds must be available to an applicant applying as the Partner or Child of a Relevant Points Based System Migrant. A sufficient level of funds will only be available if the requirements below are met.

(aa) Paragraphs 1A and 1B of Appendix C also apply to this Appendix.

(ab) Where the application is connected to a Tier 1 (Entrepreneur) Migrant, the applicant cannot use the same funds to score points for maintenance funds from this Appendix as the Tier 1 (Entrepreneur) Migrant used to score points for attributes under Appendix A.

(a) Where the application is connected to a Tier 1 Migrant (other than a Tier 1 (Investor) Migrant or a Tier 1 (Exceptional Talent) Migrant) who is outside the UK or who has been in the UK for a period of less than 12 months, there must be:

(i) £1,260 in funds, where the application is connected to a Tier 1 (Graduate Entrepreneur) Migrant;

(ii) £1,890 in funds in other cases.

(b) Where:

(i) paragraph (a) does not apply, and

(ii) the application is connected to a Relevant Points Based System Migrant who is not a Tier 1 (Investor) Migrant a Tier 1 (Exceptional Talent) Migrant or a Tier 4 (General) Student there must be £630 in funds.

(ba)(i) Where the application is connected to a Tier 4 (General) Student:

(1) if the Tier 4 (General) Student is studying in inner London (as defined in paragraph 12 of Appendix C), there must be £615 in funds for each month for which the applicant would, if successful, be granted leave under paragraph 319D(a), up to a maximum of £5,535, or

(2) if the Tier 4 (General) Student is not studying in inner London, there must be £460 in funds for each month for which the applicant would, if successful, be granted leave under paragraph 319D(a), up to a maximum of £4,140,

and in each case

(3)the applicant must confirm that the funds referred to in (1) or (2) above are:

(i) available in the manner specified in paragraph (f) below for use in living costs in the UK; and

(ii) that the funds will remain available in the manner specified in paragraph (f) below unless used to pay for living costs.

(c) Where the applicant is applying as the Partner of a Relevant Points Based System Migrant the relevant amount of funds must be available to either the applicant or the Relevant Points Based System Migrant.

(d) Where the applicant is applying as the Child of a Relevant Points Based System Migrant, the relevant amount of funds must be available to the applicant, the Relevant Points Based System Migrant, or the applicant's other parent who is Lawfully present in the UK or being granted entry clearance, or leave to enter or remain, at the same time.

(e) Where the Relevant Points Based System Migrant is applying for entry clearance or leave to remain at the same time as the applicant, the amount of funds available to the applicant must be in addition to the level of funds required separately of the Relevant Points Based System Migrant.

(f) In all cases, the funds in question must be available to:

(i) the applicant, or

(ii) where he is applying as the partner of a Relevant Points Based System Migrant, either to him or to that Relevant Points Based System Migrant, or

(iii) where he is applying as the child of a Relevant Points Based System Migrant, either to him, to the Relevant Points Based System Migrant or to the child's other parent who is lawfully present in the UK or being granted entry clearance, or leave to enter or remain, at the same time;

(g) The funds in question must have been available to the person referred to in (f) above on the date of the application and for:

(i) a consecutive 90-day period of time, if the applicant is applying as the Partner or Child of a Tier 1 Migrant (other than a Tier 1 (Investor) Migrant) or a Tier 1 (Exceptional Talent) Migrant, a Tier 2 Migrant or a Tier 5 (Temporary Worker) Migrant;

(ii) a consecutive 28-day period of time, if the applicant is applying as the Partner or Child of a Tier 4 (General) Student;

(h) If the funds in question were obtained when the person referred to in (f) above was in the UK, the funds must have been obtained while that person had valid leave and was not acting in breach of any conditions attached to that leave; and

(i) In the following cases, sufficient funds will be deemed to be available where all of the following conditions are met:

(1) the Relevant Points Based System Migrant to whom the application is connected has, or is being granted, leave as a Tier 2 Migrant,

(2) the Sponsor of that Relevant Points Based System Migrant is A-rated, and

(3) that Sponsor has certified on the Certificate of Sponsorship that, should it become necessary, it will maintain and accommodate the dependants of the relevant Points Based System Migrant up to the end of the first month of the dependant's leave, if granted. The undertaking may be limited provided the limit is at least £630 per dependant. If the relevant Points Based System Migrant is applying at the same time as the applicant, points will only be awarded if the Relevant Points Based System Migrant provides a valid Certificate of Sponsorship reference number with his application.

(ia) Sufficient funds will not be deemed to be available to the Partner or Child if the specified documents, as set out in paragraph 1B of Appendix C, show that the funds are held in a financial institution listed in Appendix P as being an institution with which the UK Border Agency is unable to make satisfactory verification checks.

(ib) Sufficient funds will be deemed to be available where the application is connected to a Tier 1 (Graduate Entrepreneur) Migrant who scores, or scored, points from Appendix A for an endorsement from UK Trade and Investment, and UK Trade and Investment has confirmed in the endorsement letter that it has awarded funding that is at least sufficient to cover the required maintenance funds for the Tier 1 (Graduate Entrepreneur) Migrant, the applicant and any other dependants.

(j) In all cases the applicant must provide the specified documents as set out in paragraph 1B of Appendix C, unless the applicant is applying at the same time as the Relevant Points Based System Migrant who is a Tier 4 (General) Student sponsored by a Highly Trusted Sponsor, is a national of one of the countries or the rightful holder of a qualifying passport issued by one of the relevant competent authorities, as appropriate, listed in Appendix H, and is applying for entry clearance in his country of nationality or in the territory related to the passport he holds, as appropriate, or leave to remain in the UK and the applicant is also a national of the same country, and confirms these requirements are met, in which case the specified documents shall not be required. The UK Border Agency reserves the right to request the specified documents from these applicants. The application will be refused if the specified documents are not provided in accordance with the request made.

(k) Where the funds are in one or more foreign currencies, the applicant must have the specified level of funds when converted to pound sterling (£) using the spot exchange rate which appears on www.oanda.com* for the date of the application.

(l) Where the application is one of a number of applications made at the same time as a partner or child of a Relevant Points Based System Migrant (as set out in paragraphs 319A and 319F) each applicant, including the Relevant Points Based System Migrant if applying at the same time, must have the total requisite funds specified in the relevant parts of appendices C and E. if each applicant does not individually meet the requirements of appendices C and / or E, as appropriate, all the applications (the application by the Relevant Points Based System Migrant and applications as the partner or child of that Relevant Points Based System Migrant) will be refused.

(m) The end date of the 90-day and 28-day periods referred to in (g) above will be taken as the date of the closing balance on the most recent of the specified documents (where specified documents from two or more accounts are submitted, this will be the end date for the account that most favours the applicant), as set out in paragraph 1B of Appendix C, and must be no earlier than 31 days before the date of application.

(n) If:

(i) the Relevant Points-Based System Migrant is a Tier 4 (General) Student who has official financial sponsorship as set out in paragraph 13(iii) of Appendix C, and

(ii) this sponsorship is intended to cover costs of the Relevant Points-Based System Migrant's family member(s),

the applicant must provide a letter of confirmation from the Tier 4 (General) Student's official financial sponsor which satisfies the requirements in paragraph 13D of Appendix C, and confirms that the sponsorship will cover costs of the applicant in addition to costs of the Relevant Points-Based System Migrant.

(o) Where the Relevant Points Based System Migrant is applying for entry clearance or leave to remain at the same time as the applicant, and is not required to provide evidence of maintenance funds because of the provisions in paragraph 5(b) of Appendix C, the applicant is also not required to provide evidence of maintenance funds.

(p) Overdraft facilities will not be considered towards funds that are available or under an applicant's own control.

Back to top

Immigration Rules
Appendix F

Archived Immigration Rules

Part 1 - Immigration Rules relating to highly skilled migrants, the international graduates scheme, the fresh talent: working in Scotland scheme, businesspersons, innovators, investors and writers, composers and artists as at 29 June 2008

Highly skilled migrants

Requirements for leave to enter the United Kingdom as a highly skilled migrant

135A. The requirements to be met by a person seeking leave to enter as a highly skilled migrant are that the applicant:

(i) must produce a valid document issued by the Home Office confirming that he meets, at the time of the issue of that document, the criteria specified by the Secretary of State for entry to the United Kingdom under the Highly Skilled Migrant Programme; and

(ii) intends to make the United Kingdom his main home; and

(iii) is able to maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(iv) holds a valid United Kingdom entry clearance for entry in this capacity; and

(v) if he makes an application for leave to enter on or after 29 February 2008, is not applying in India.

Immigration Officers at port should not refuse entry to passengers on the basis that they applied in India, if those passengers have a valid entry clearance for entry in this capacity.

Leave to enter as a highly skilled migrant

135B. A person seeking leave to enter the United Kingdom as a highly skilled migrant may be admitted for a period not exceeding 2 years, subject to a condition prohibiting Employment as a Doctor in Training (unless the applicant has submitted with this application a valid Highly Skilled Migrant Programme Approval Letter, where the application for that approval letter was made on or before 6 February 2008), provided the Immigration Officer is satisfied that each of the requirements of paragraph 135A is met and that the application does not fall for refusal under paragraph 135HA.

Refusal of leave to enter as a highly skilled migrant

135C. Leave to enter as a highly skilled migrant is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 135A is met or if the application falls for refusal under paragraph 135HA.

International Graduates Scheme

Requirements for leave to enter as a participant in the International Graduates Scheme

135O. The requirements to be met by a person seeking leave to enter as a participant in the International Graduates Scheme are that he:

(i) has successfully completed and obtained either:

> (a) a recognised UK degree (with second class honours or above) in a subject approved by the Department for Education and Skills for the purposes of the Science and Engineering Graduates scheme, completed before 1 May 2007; or
>
> (b) a recognised UK degree, Master's degree, or PhD in any subject completed on or after 1 May 2007; or
>
> (c) a postgraduate certificate or postgraduate diploma in any subject completed on or after 1 May 2007;

at a UK education institution which is a recognised or listed body.

(ii) intends to seek and take work during the period for which leave is granted in this capacity;

(iii) can maintain and accommodate himself and any dependants without recourse to public funds;

(iv) completed his degree, Master's degree, PhD or postgraduate certificate or diploma, in the last 12 months;

(v) if he has previously spent time in the UK as a participant in the Science and Engineering Graduates Scheme or International Graduates Scheme, is not seeking leave to enter to a date beyond 12 months from the date he was first given leave to enter or remain under the Science and Engineering Graduates Scheme or the International Graduates Scheme;

(vi) intends to leave the United Kingdom if, on expiry of his leave under this scheme, he has not been granted leave to remain in the United Kingdom in accordance with paragraphs 128-135, 200-210H or 245A-245G of these Rules;

(vii) has the written consent of his official sponsor to enter or remain in the United Kingdom under the Science and Engineering Graduates Scheme or International Graduates Scheme if his approved studies, or any studies he has subsequently undertaken, were sponsored by a government or international scholarship agency; and

(viii) holds a valid entry clearance for entry in this capacity except where he is a British National (Overseas),a British overseas territories citizen, a British Overseas citizen, a British protected person or a person who under the British Nationality Act 1981 is a British subject.

Leave to enter as a participant in the International Graduates Scheme

135P. A person seeking leave to enter the United Kingdom as a participant in the International Graduates Scheme may be admitted for a period not exceeding 12 months provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as a participant in the International Graduates Scheme

135Q. Leave to enter as a participant in the International Graduates Scheme is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 135O is met.

Requirements for leave to remain as a participant in the International Graduates Scheme

135R. The requirements to be met by a person seeking leave to remain as a participant in the International Graduates Scheme are that he:

(i) meets the requirements of paragraph 135O(i) to (vii); and

(ii) has leave to enter or remain as a student or as a participant in the Science and Engineering Graduates Scheme or International Graduates Scheme in accordance with paragraphs 57-69L or 135O-135T of these Rules;

(iii) would not, as a result of an extension of stay, remain in the United Kingdom as a participant in the International Graduates Scheme to a date beyond 12 months from the date on which he was first given leave to enter or remain in this capacity or under the Science and Engineering Graduates Scheme.

Leave to remain as a participant in the International Graduates Scheme

135S. Leave to remain as a participant in the International Graduates Scheme may be granted if the Secretary of State is satisfied that the applicant meets each of the requirements of paragraph 135R.

Refusal of leave to remain as a participant in the International Graduates Scheme

135T. Leave to remain as a participant in the International Graduates Scheme is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 135R is met.

Requirements for leave to enter the United Kingdom as a Fresh Talent: Working in Scotland scheme participant

143A. The requirements to be met by a person seeking leave to enter as a Fresh Talent: Working in Scotland scheme participant are that the applicant:

(i) has been awarded:

(a) a HND, by a Scottish publicly funded institution of further or higher education, or a Scottish bona fide private education institution; or

(b) a recognised UK undergraduate degree, Master's degree or PhD or postgraduate certificate or diploma, by a Scottish education institution which is a recognised or listed body; and

(ii) has lived in Scotland for an appropriate period of time whilst studying for the HND, undergraduate degree, Master's degree PhD or postgraduate certificate or diploma referred to in (i) above; and

(iii) intends to seek and take employment in Scotland during the period of leave granted under this paragraph; and

(iv) is able to maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(v) has completed the HND, undergraduate degree, Master's degree PhD or postgraduate certificate or diploma referred to in (i) above in the last 12 months; and

(vi) intends to leave the United Kingdom if, on expiry of his leave under this paragraph, he has not been granted leave to remain in the United Kingdom as:

(a) a work permit holder in accordance with paragraphs 128-135 of these Rules; or

(b) a Tier 1 (General) Migrant; or

(c) a person intending to establish themselves in business in accordance with paragraphs 200-210 of these Rules; or

(d) an innovator in accordance with paragraphs 210A-210H of these Rules; and

(vii) has the written consent of his official sponsor to enter or remain in the United Kingdom as a Fresh Talent: Working in Scotland scheme participant, if the studies which led to his

qualification under (i) above (or any studies he has subsequently undertaken) were sponsored by a government or international scholarship agency; and

(viii) if he has previously been granted leave as either:

(a) a Fresh Talent: Working in Scotland scheme participant in accordance with this paragraph; and/or

(b) a participant in the Science and Engineering Graduates Scheme or International Graduates Scheme in accordance with paragraphs 135O-135T of these Rules is not seeking leave to enter under this paragraph which, when amalgamated with any previous periods of leave granted in either of these two categories, would total more than 24 months; and

(ix) holds a valid entry clearance for entry in this capacity except where he is a British National (Overseas), a British overseas territories citizen, a British Overseas citizen, a British protected person or a person who under the British Nationality Act 1981 is a British subject.

Leave to enter as a Fresh Talent: Working in Scotland scheme participant

143B. A person seeking leave to enter the United Kingdom as a Fresh Talent: Working in Scotland scheme participant may be admitted for a period not exceeding 24 months provided the Immigration Officer is satisfied that each of the requirements of paragraph 143A is met.

Refusal of leave to enter as a Fresh Talent: Working in Scotland scheme participant

143C. Leave to enter as a Fresh Talent: Working in Scotland scheme participant is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 143A is met.

Requirements for an extension of stay as a Fresh Talent: Working in Scotland scheme participant

143D. The requirements to be met by a person seeking an extension of stay as a Fresh Talent: Working in Scotland scheme participant are that the applicant:

(i) meets the requirements of paragraph 143A (i) to (vii); and

(ii) has leave to enter or remain in the United Kingdom as either:

(a) a student in accordance with paragraphs 57-69L of these Rules; or

(b) a participant in the Science and Engineering Graduates Scheme or International Graduates Scheme in accordance with paragraphs 135O-135T of these Rules; or

(c) a Fresh Talent: Working in Scotland scheme participant in accordance with paragraphs 143A-143F of these Rules; and

(iii) if he has previously been granted leave as either:

(a) a Fresh Talent: Working in Scotland scheme participant in accordance with paragraphs 143A-143F of these Rules; and/or

(b) a Science and Engineering Graduates Scheme or International Graduates Scheme participant in accordance with paragraphs 135O-135T of these Rules is not seeking leave to remain under this paragraph which, when amalgamated with any previous periods of leave granted in either of these two categories, would total more than 24 months.

Extension of stay as a Fresh Talent: Working in Scotland scheme participant

143E. An extension of stay as a Fresh Talent: Working in Scotland scheme participant may be granted for a period not exceeding 24 months if the Secretary of State is satisfied that each of the requirements of paragraph 143D is met.

Refusal of an extension of stay as a Fresh Talent: Working in Scotland scheme participant

143F. An extension of stay as a Fresh Talent: Working in Scotland scheme participant is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 143D is met.

Persons intending to establish themselves in business

Requirements for leave to enter the United Kingdom as a person intending to establish himself in business

200. For the purpose of paragraphs 201-210 a business means an enterprise as:

- a sole trader; or
- a partnership; or
- a company registered in the United Kingdom.

201. The requirements to be met by a person seeking leave to enter the United Kingdom to establish himself in business are:

(i) that he satisfies the requirements of either paragraph 202 or paragraph 203; and

(ii) that he has not less than £200,000 of his own money under his control and disposable in the United Kingdom which is held in his own name and not by a trust or other investment vehicle and which he will be investing in the business in the United Kingdom; and

(iii) that until his business provides him with an income he will have sufficient additional funds to maintain and accommodate himself and any dependants without recourse to employment (other than his work for the business) or to public funds; and

(iv) that he will be actively involved full time in trading or providing services on his own account or in partnership, or in the promotion and management of the company as a director; and

(v) that his level of financial investment will be proportional to his interest in the business; and

(vi) that he will have either a controlling or equal interest in the business and that any partnership or directorship does not amount to disguised employment; and

(vii) that he will be able to bear his share of liabilities; and

(viii) that there is a genuine need for his investment and services in the United Kingdom; and

(ix) that his share of the profits of the business will be sufficient to maintain and accommodate himself and any dependants without recourse to employment (other than his work for the business) or to public funds; and

(x) that he does not intend to supplement his business activities by taking or seeking employment in the United Kingdom other than his work for the business; and

(xi) that he holds a valid United Kingdom entry clearance for entry in this capacity.

202. Where a person intends to take over or join as a partner or director an existing business in the United Kingdom he will need, in addition to meeting the requirements at paragraph 201, to produce:

(i) a written statement of the terms on which he is to take over or join the business; and

(ii) audited accounts for the business for previous years; and

(iii) evidence that his services and investment will result in a net increase in the employment provided by the business to persons settled here to the extent of creating at least 2 new full time jobs.

203. Where a person intends to establish a new business in the United Kingdom he will need, in addition to meeting the requirements at paragraph 201 above, to produce evidence:

(i) that he will be bringing into the country sufficient funds of his own to establish a business; and

(ii) that the business will create full time paid employment for at least 2 persons already settled in the United Kingdom.

Leave to enter the United Kingdom as a person seeking to establish himself in business

204. A person seeking leave to enter the United Kingdom to establish himself in business may be admitted for a period not exceeding 2 years with a condition restricting his freedom to take employment provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter the United Kingdom as a person seeking to establish himself in business

205. Leave to enter the United Kingdom as a person seeking to establish himself in business is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay in order to remain in business

206. The requirements for an extension of stay in order to remain in business in the United Kingdom are that the applicant can show:

(i) that he entered the United Kingdom with a valid United Kingdom entry clearance as a businessman; and

(ii) audited accounts which show the precise financial position of the business and which confirm that he has invested not less than £200,000 of his own money directly into the business in the United Kingdom; and

(iii) that he is actively involved on a full time basis in trading or providing services on his own account or in partnership or in the promotion and management of the company as a director; and

(iv) that his level of financial investment is proportional to his interest in the business; and

(v) that he has either a controlling or equal interest in the business and that any partnership or directorship does not amount to disguised employment; and

(vi) that he is able to bear his share of any liability the business may incur; and

(vii) that there is a genuine need for his investment and services in the United Kingdom; and

(viii) (a) that where he has established a new business, new full time paid employment has been created in the business for at least 2 persons settled in the United Kingdom; or

(b) that where he has taken over or joined an existing business, his services and investment have resulted in a net increase in the employment provided by the business to persons settled here to the extent of creating at least 2 new full time jobs; and

(ix) that his share of the profits of the business is sufficient to maintain and accommodate him and any dependants without recourse to employment (other than his work for the business) or to public funds; and

(x) that he does not and will not have to supplement his business activities by taking or seeking employment in the United Kingdom other than his work for the business.

206A. The requirements for an extension of stay as a person intending to establish himself in business in the United Kingdom for a person who has leave to enter or remain for work permit employment are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a work permit holder in accordance with paragraphs 128 to 133 of these Rules; and

(ii) meets each of the requirements of paragraph 201 (i)-(x).

206B. The requirements for an extension of stay as a person intending to establish himself in business in the United Kingdom for a highly skilled migrant are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a highly skilled migrant in accordance with paragraphs 135A to 135F of these Rules; and

(ii) meets each of the requirements of paragraph 201 (i)-(x).

206C. The requirements for an extension of stay as a person intending to establish himself in business in the United Kingdom for a participant in the Science and Engineering Graduates Scheme or International Graduates Scheme are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a participant in the Science and Engineering Graduates Scheme or International Graduates Scheme in accordance with paragraphs 135O to 135T of these Rules; and

(ii) meets each of the requirements of paragraph 201 (i)-(x).

206D. The requirements for an extension of stay as a person intending to establish himself in business in the United Kingdom for an innovator are that the applicant:

(i) entered the United Kingdom or was given leave to remain as an innovator in accordance with paragraphs 210A to 210F of these Rules; and

(ii) meets each of the requirements of paragraph 201 (i)-(x).

206E. The requirements for an extension of stay as a person intending to establish himself in business in the United Kingdom for a student are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a student in accordance with paragraphs 57 to 62 of these Rules; and

(ii) has obtained a degree qualification on a recognised degree course at either a United Kingdom publicly funded further or higher education institution or a bona fide United Kingdom

private education institution which maintains satisfactory records of enrolment and attendance; and

(iii) has the written consent of his official sponsor to such self employment if he is a member of a government or international scholarship agency sponsorship and that sponsorship is either ongoing or has recently come to an end at the time of the requested extension; and

(iv) meets each of the requirements of paragraph 201 (i)-(x).

206F. The requirements for an extension of stay as a person intending to establish himself in business in the United Kingdom for a working holidaymaker are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a working holidaymaker in accordance with paragraphs 95 to 100 of these Rules; and

(ii) has spent more than 12 months in total in the UK in this capacity; and

(iii) meets each of the requirements of paragraph 201 (i)-(x).

206G. The requirements for an extension of stay as a person intending to establish himself in business in the United Kingdom in the case of a person who has leave to enter or remain as a Fresh Talent: Working in Scotland scheme participant are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a Fresh Talent: Working in Scotland scheme participant in accordance with paragraphs 143A to 143F of these Rules; and

(ii) has the written consent of his official sponsor to such employment if the studies which led to him being granted leave under the Fresh Talent: Working in Scotland scheme in accordance with paragraphs 143A to 143F of these Rules, or any studies he has subsequently undertaken, were sponsored by a government or international scholarship agency; and

(iii) meets each of the requirements of paragraph 201 (i)-(x).

206H. The requirements for an extension of stay as a person intending to establish himself in business in the United Kingdom for a Postgraduate Doctor or Dentist are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a Postgraduate Doctor or Dentist in accordance with paragraphs 70 to 75 of these Rules; and

(ii) has the written consent of his official sponsor to such self employment if he is a member of a government or international scholarship agency sponsorship and that sponsorship is either ongoing or has recently come to an end at the time of the requested extension; and

(iii) meets each of the requirements of paragraph 201(i)-(x).

206I. The requirements for an extension of stay as a person intending to establish himself in business in the United Kingdom for a Tier 1 (General) Migrant are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a Tier 1 (General) Migrant; and

(ii) meets each of the requirements of paragraph 201(i)-(x).

Extension of stay in order to remain in business

207. An extension of stay in order to remain in business with a condition restricting his freedom to take employment may be granted for a period not exceeding 3 years at a time provided the Secretary of State is satisfied that each of the requirements of paragraph 206, 206A, 206B, 206C, 206D, 206E, 206F, 206G, 206H or 206I is met.

Refusal of extension of stay in order to remain in business

208.An extension of stay in order to remain in business is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 206, 206A, 206B, 206C, 206D,206E, 206F, 206G, 206H or 206I is met.

Innovators

Requirements for leave to enter the United Kingdom as an innovator

210A. The requirements to be met by a person seeking leave to enter as an innovator are that the applicant:

(i) is approved by the Home Office as a person who meets the criteria specified by the Secretary of State for entry under the innovator scheme at the time that approval is sought under that scheme;

(ii) intends to set up a business that will create full-time paid employment for at least 2 persons already settled in the UK; and

(iii) intends to maintain a minimum five per cent shareholding of the equity capital in that business, once it has been set up, throughout the period of his stay as an innovator; and

(iv) will be able to maintain and accommodate himself and any dependants adequately without recourse to public funds or to other employment; and

(v) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as an innovator

210B. A person seeking leave to enter the United Kingdom as an innovator may be admitted for a period not exceeding 2 years, provided the Immigration Officer is satisfied that each of the requirements of paragraph 210A is met.

Refusal of leave to enter as an innovator

210C. Leave to enter as an innovator is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 210A are met.

Requirements for an extension of stay as an innovator

210D. The requirements for an extension of stay in the United Kingdom as an innovator, in the case of a person who was granted leave to enter under paragraph 210A, are that the applicant:

(i) has established a viable trading business, by reference to the audited accounts and trading records of that business; and

(ii) continues to meet the requirements of paragraph 210A (i) and (iv); and has set up a business that will create full-time paid employment for at least 2 persons already settled in the UK; and

(iii) has maintained a minimum five per cent shareholding of the equity capital in that business, once it has been set up, throughout the period of his stay.

210DA. The requirements for an extension of stay in the United Kingdom as an innovator, in the case of a person who has leave for the purpose of work permit employment are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a work permit holder in accordance with paragraphs 128 to 132 of these Rules; and

(ii) meets the requirements of paragraph 210A (i)-(iv).

210DB. The requirements for an extension of stay in the United Kingdom as an innovator in the case of a person who has leave as a student are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a student in accordance with paragraphs 57 to 62 of these Rules; and

(ii) has obtained a degree qualification on a recognised degree course at either a United Kingdom publicly funded further or higher education institution or a bona fide United Kingdom private education institution which maintains satisfactory records of enrolment and attendance; and

(iii) has the written consent of his official sponsor to remain under the Innovator category if he is a member of a government or international scholarship agency sponsorship and that sponsorship is either ongoing or has recently come to an end at the time of the requested extension; and

(iv) meets the requirements of paragraph 210(i)-(iv).

210DC. The requirements to be met for an extension of stay as an innovator, for a person who has leave as a working holidaymaker are that the applicant:

(i) entered the United Kingdom as a working holidaymaker in accordance with paragraphs 95 to 96 of these Rules; and

(ii) meets the requirements of paragraph 210A(i)-(iv).

210DD. The requirements to be met for an extension of stay as an innovator, for a postgraduate doctor, postgraduate dentist or trainee general practitioner are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a postgraduate doctor, postgraduate dentist or trainee general practitioner in accordance with paragraphs 70 to 75 of these Rules; and

(ii) has the written consent of his official sponsor to remain under the innovator category if he is a member of a government or international scholarship agency sponsorship and that sponsorship is either ongoing or has recently come to an end at the time of the requested extension; and

(iii) meets the requirements of paragraph 210(i)-(iv).

210DE. The requirements to be met for an extension of stay as an innovator, for a participant in the Science and Engineering Graduate Scheme or International Graduates Scheme are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a participant in the Science and Engineering Graduate Scheme or International Graduates Scheme in accordance with paragraphs 135O to 135T of these Rules; and

(ii) meets the requirements of paragraph 210A(i)-(iv).

210DF. The requirements to be met for an extension of stay as an innovator, for a highly skilled migrant are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a highly skilled migrant in accordance with paragraphs 135A to 135E of these Rules; and

(ii) meets the requirements of paragraph 210A(i)-(iv)

Requirements for leave to enter the United Kingdom as an investor

224. The requirements to be met by a person seeking leave to enter the United Kingdom as an investor are that he:

(i) (a) has money of his own under his control in the United Kingdom amounting to no less than £1 million; or

(b) (i) owns personal assets which, taking into account any liabilities to which he is subject, have a value exceeding £2 million; and

(ii) has money under his control in the United Kingdom amounting to no less than £1 million, which may include money loaned to him provided that it was loaned by a financial institution regulated by the Financial Services Authority; and

(ii) intends to invest not less than £750,000 of his capital in the United Kingdom by way of United Kingdom Government bonds, share capital or loan capital in active and trading United Kingdom registered companies (other than those principally engaged in property investment and excluding investment by the applicant by way of deposits with a bank, building society or other enterprise whose normal course of business includes the acceptance of deposits); and

(iii) intends to make the United Kingdom his main home; and

(iv) is able to maintain and accommodate himself and any dependants without taking employment (other than self employment or business) or recourse to public funds; and
(v) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as an investor

225. A person seeking leave to enter the United Kingdom as an investor may be admitted for a period not exceeding 2 years with a restriction on his right to take employment, provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as an investor

226. Leave to enter as an investor is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay as an investor

Extension of stay as an investor

227. The requirements for an extension of stay as an investor are that the applicant:

(i) entered the United Kingdom with a valid United Kingdom entry clearance as an investor; and

(ii) (a) has money of his own under his control in the United Kingdom amounting to no less than £1 million; or

> (b) (i) owns personal assets which, taking into account any liabilities to which he is subject, have a value exceeding £2 million; and
>
> (ii) has money under his control in the United Kingdom amounting to no less than £1 million, which may include money loaned to him provided that it was loaned by a financial institution regulated by the Financial Services Authority; and

(iii) has invested not less than £750,000 of his capital in the United Kingdom on the terms set out in paragraph 224 (ii) above and intends to maintain that investment on the terms set out in paragraph 224 (ii); and

(iv) has made the United Kingdom his main home; and

(v) is able to maintain and accommodate himself and any dependants without taking employment (other than his self employment or business) or recourse to public funds.

227A. The requirements to be met for an extension of stay as an investor, for a person who has leave to enter or remain in the United Kingdom as a work permit holder are that the applicant:

(i) entered the United Kingdom or was granted leave to remain as a work permit holder in accordance with paragraphs 128 to 133 of these Rules; and

(ii) meets the requirements of paragraph 224 (i)-(iv).

227B. The requirements to be met for an extension of stay as an investor, for a person in the United Kingdom as a highly skilled migrant are that the applicant:

(i) entered the United Kingdom or was granted leave to remain as a highly skilled migrant in accordance with paragraphs 135A to 135F of these Rules; and

(ii) meets the requirements of paragraph 224 (i)-(iv).

227C. The requirements to be met for an extension of stay as an investor, for a person in the United Kingdom to establish themselves or remain in business are that the applicant:

(i) entered the United Kingdom or was granted leave to remain as a person intending to establish themselves or remain in business in accordance with paragraphs 201 to 208 of these Rules; and

(ii) meets the requirements of paragraph 224 (i)-(iv).

227D. The requirements to be met for an extension of stay as an investor, for a person in the United Kingdom as an innovator are that the applicant:

(i) entered the United Kingdom or was granted leave to remain as an innovator in accordance with paragraphs 210A to 210F of these Rules; and

(ii) meets the requirements of paragraph 224 (i)-(iv).

227E. The requirements to be met for an extension of stay as an investor, for a person in the United Kingdom as a Tier 1 (General) Migrant are that the applicant:

(i) entered the United Kingdom or was granted leave to remain as a Tier 1 (General) Migrant; and

(ii) meets the requirements of paragraph 224(i)-(iv).

228. An extension of stay as an investor, with a restriction on the taking of employment, may be granted for a period not exceeding 3 years at a time of 3 years, provided the Secretary of State

is satisfied that each of the requirements of paragraph 227, 227A, 227B, 227C, 227D or 227E is met.

Refusal of extension of stay as an investor

229.An extension of stay as an investor is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 227, 227A, 227B, 227C, 227D or 227E is met.

Writers, composers and artists

Requirements for leave to enter the United Kingdom as a writer, composer or artist

232. The requirements to be met by a person seeking leave to enter the United Kingdom as a writer, composer or artist are that he:

(i) has established himself outside the United Kingdom as a writer, composer or artist primarily engaged in producing original work which has been published (other than exclusively in newspapers or magazines), performed or exhibited for its literary, musical or artistic merit; and

(ii) does not intend to work except as related to his self employment as a writer, composer or artist; and

(iii) has for the preceding year been able to maintain and accommodate himself and any dependants from his own resources without working except as a writer, composer or artist; and

(iv) will be able to maintain and accommodate himself and any dependants from his own resources without working except as a writer, composer or artist and without recourse to public funds; and

(v) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a writer, composer or artist

233. A person seeking leave to enter the United Kingdom as a writer, composer or artist may be admitted for a period not exceeding 2 years, subject to a condition restricting his freedom to take employment, provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as a writer, composer or artist

234. Leave to enter as a writer, composer or artist is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay as a writer, composer or artist

235. The requirements for an extension of stay as a writer, composer or artist are that the applicant:

(i) entered the United Kingdom with a valid United Kingdom entry clearance as a writer, composer or artist; and

(ii) meets the requirements of paragraph 232 (ii)-(iv).

Extension of stay as a writer, composer or artist

236. An extension of stay as a writer, composer or artist may be granted for a period not exceeding 3 years with a restriction on his freedom to take employment, provided the Secretary of State is satisfied that each of the requirements of paragraph 235 is met.

Refusal of extension of stay as a writer, composer or artist

237. An extension of stay as a writer, composer or artist is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 235 is met.

Part 2
Immigration rules as at 26 November 2008 relating to routes deleted on 27 November 2008

A) Requirements for leave to enter as an overseas qualified nurse or midwife.

69M.The requirements to be met by a person seeking leave to enter as an qualified nurse or midwife ar that the applicant:

(i) has obtained confirmatin from the Nursing and Midwifery Council that he is eligible:

(a) for admission to the Overseas Nurses Programme; or

(b) to undertake a period of supervided practice; or

(c) to undertake an adaptation programme leading to registration as a midwife; and

(ii) as been offered:

(a) a supervised practice placement through an education provider that is recognised by the Nursing and Midwifery Council; or

(b) a supervised practice placement in a setting approved by the Nursing and Midwifery Council; or

(c) a midwifery adaptation programme placement is a setting approved by the Nursing and Midwifery Council; and

(iii) did not obtain acceptance of the offer referred to in paragraph 69 (ii) by misrepresentation; and

(iv) is able and intends to undertake the supervised practice placement or midwife adaptation programme; and

(v) does not intend to engage in business or take employment, except

(a) in connection with the supervised practice placement or midwife adaptation programme; or

(b) part-time work of a similer nature to the work undertaken on the supervised practice placement or midwife adaptation programme; and

(vi) is able to maintain and accommodate himself and any dependants without recourse to public funds.

Leave to enter the United Kingdom as an overseas qualified nurse or midwife

69N. Leave to enter the United Kingdom as an overseas qualified nurse or midwife may be granted for a period not exceeding 18 months, provided the Immigration Officer is satisfied that each of the requirements of paragraph 69M is met.

Refusal of leave to enter as an overseas qualified nurse or midwife

69O. Leave to enter the United Kingdom as an overseas qualified nurse or midwife is to be refused if the Immigration Officer is not is satisfied that each of the requirements of paragraph 69M is met.

B) Requirements for an extension of stay as an overseas qualified nurse or midwife

69P. The requirements to be met by a person seeking an extension of stay as an overseas qualified nurse or midwife are that the applicant:

(i) has leave to enter or remain in the United Kingdom as a prospective student in accordance with paragraphs 82-87 of these Rules; or

(ii) has leave to enter or remain in the United Kingdom as a student in accordance with paragraphs 57 to 69L of these Rules; or

(iii)(a) has leave to enter or remain in the United Kingdom as a work permit holder in accordance with paragraphs 128 to 135 of these Rules; or

C) Requirements for leave to enter the United Kingdom to take the PLAB Test

75A. The requirements to be met by a person seeking leave to enter in order to take the PLAB Test are that the applicant:

(iv) intends to leave the United Kingdom at the end of his leave granted under this paragraph unless he is successful in the PLAB Test and granted leave to remain:

> (c) as a work permit holder for employment in the United Kingdom as a doctor in accordance with paragraphs 128 to 135.

Requirements for an extension of stay in order to take the PLAB Test

75D. The requirements for an extension of stay in the United Kingdom in order to take the PLAB Test are that the applicant:

(iv) intends to leave the United Kingdom at the end of his leave granted under this paragraph unless he is successful in the PLAB Test and granted leave to remain:

> (c) as a work permit holder for employment in the United Kingdom as a doctor in accordance with paragraphs 128 to 135; and

Requirements for leave to enter to undertake a clinical or dental observer post

75G. The requirements to be met by a person seeking leave to enter to undertake a clinical attachment or dental observer post are that the applicant:

(iv) intends to leave the United Kingdom at the end of his leave granted under this paragraph unless he is granted leave to remain:

> (b) as a work permit holder for employment in the United Kingdom as a doctor or dentist in accordance with paragraphs 128 to 135; and

Requirements for an extension of stay in order to undertake a clinical attachment or dental observer post

75K. The requirements to be met by a person seeking an extension of stay to undertake a clinical attachment or dental observer post are that the applicant:

(iv) intends to leave the United Kingdom at the end of his period of leave granted under this paragraph unless he is granted leave to remain:

(b) as a work permit holder for employment in the United Kingdom as a doctor or dentist in accordance with paragraphs 128 to 135; and

D) Definition of an 'au pair' placement

88. For the purposes of these Rules an 'au pair' placement as an arrangement whereby a young person:

(a) comes to the United Kingdom for the purpose of learning the English language; and

(b) lives for a time as a member of an English speaking family with appropriate opportunities for study; and

(c) helps in the home for a maximum of 5 hours per day in return for a reasonable allowance and with two free days a week.

Requirements for leave to enter as an 'au pair'

89. The requirements to be met by a person seeking leave to enter the United Kingdom as an 'au pair' are that he:

(i) is seeking entry for the purpose of taking up an arranged placement which can be shown to fall within the definition set out in paragraph 88; and

(ii) is aged between 17-27 inclusive or was so aged when first given leave to enter this category; and

(iii) is unmarried and is not a civil partner; and

(iv) is without dependants; and

(v) is a national of one of the following countries: Andorra, Bosnia-Herzegovina, Croatia, The Faroes, Greenland, Macedonia, Monaco, San Marino or Turkey; and

(vi) does not intend to stay in the United Kingdom for more than 2 years as an 'au pair'; and

(vii) intends to leave the United Kingdom on completion of his stay as an 'au pair' ; and

(viii) if he has previously spent time in the United Kingdom as an 'au pair', is not seeking leave to enter to a date beyond 2 years from the date on which he was first given leave to enter the United Kingdom in this capacity; and

ix) is able to maintain and accommodate himself without recourse to public funds.

Leave to enter as an 'au pair'

90. A person seeking leave to enter the United Kingdom as an 'au pair' may be admitted for a period not exceeding 2 years with a prohibition on employment except as an 'au pair' provided the Immigration Officer is satisfied that each of the requirements of paragraph 89 is met. (A non visa national who wishes to ascertain in advance whether a proposed 'au pair' placement is likely to meet the requirements of paragraph 89 is advised to obtain an entry clearance before travelling to the United Kingdom).

Refusal of leave to enter as an 'au pair'

91. An application for leave to enter as an 'au pair' is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 89 is met.

E) Working Holidaymakers

Requirements for leave to enter as a working holidaymaker

95. The requirements to be met by a person seeking leave to enter the United Kingdom as a working holidaymaker are that he:

(i) is a national or citizen of a country listed in Appendix 3 of these Rules, or a British Overseas Citizen; a British Overseas Territories Citizen; or a British National; and

(ii) is aged between 17 and 30 inclusive or was so aged at the date of his application for leave to enter; and

(iii)(a) is unmarried and is not a civil partner, or

(b) is married to, or the civil partner of, a person who meets the requirements of this paragraph and the parties to the marriage or civil partnership intend to take a working holiday together; and

(iv) has the means to pay for his return or onward journey, and

(v) is able and intends to maintain and accommodate himself without recourse to public funds; and

(vi) is intending only to take employment incidental to a holiday, and not to engage in business, or to provide services as a professional sportsperson, and in any event not to work for more than 12 months during his stay; and

(vii) does not have dependent children any of whom are 5 years of age or over or who will reach 5 years of age before the applicant completes his working holiday; and

(viii) intends to leave the UK at the end of his working holiday: and

(ix) has not spent time in the United Kingdom on a previous working holidaymaker entry clearance; and

(x) holds a valid United Kingdom entry clearance, granted for a limited period not exceeding 2 years, for entry in this capacity.

Leave to enter as a working holidaymaker

96. A person seeking to enter the United Kingdom as a working holidaymaker may be admitted provided he is able to produce on arrival a valid United Kingdom entry clearance granted for a period not exceeding 2 years for entry in this capacity.

Refusal of leave to enter as a working holidaymaker

97. Leave to enter as a working holidaymaker is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

F) Children of working holidaymakers

Requirements for leave to enter or remain as the child of a working holidaymaker

101. The requirements to be met by a person seeking leave to enter or remain in the United Kingdom as the child of a working holidaymaker are that:

(i) he is the child of a parent admitted to, and currently present in, the United Kingdom as a working holidaymaker; and

(ii) he is under the age of 5 and will leave the United Kingdom before reaching that age; and

(iii) he can and will be maintained and accommodated adequately without recourse to public funds or without his
parent(s) engaging in employment except as provided by paragraph 95 above; and

(iv) both parents are being or have been admitted to the United Kingdom, save where:

(a) the parent he is accompanying or joining is his sole surviving parent; or

(b) the parent he is accompanying or joining has had sole responsibility for his upbringing; or

(c) there are serious and compelling family or other considerations which make exclusion from the United
Kingdom undesirable and suitable arrangements have been made for his care; and

(v) he holds a valid United Kingdom entry clearance for entry in this capacity or, if seeking leave to remain, was admitted with a valid United Kingdom entry clearance for entry in this capacity, and is seeking leave to a date not beyond the date to which his parent(s) have leave to enter in the working holidaymaker category.

Leave to enter or remain as the child of a working holidaymaker

102. A person seeking to enter the United Kingdom as the child of working holidaymaker/s must be able to produce on arrival a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter or remain as the child of a working holidaymaker

103. Leave to enter or remain in the United Kingdom as the child of a working holidaymaker is to be refused if, in relation to an application for leave to enter, a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival or, in the case of an application for leave to remain, the applicant was not admitted with a valid United Kingdom entry clearance for entry in this capacity or is unable to satisfy the Secretary of State that each of the requirements of paragraph 101 (i)-(iv) is met.

G) Requirements for leave to enter as a teacher or language assistant under an approved exchange scheme

110. The requirements to be met by a person seeking leave to enter the United Kingdom as a teacher or language assistant on an approved exchange scheme are that he:

(i) is coming to an educational establishment in the United Kingdom under an exchange scheme approved by the Department for Education and Skills, the Scottish or Welsh Office of Education or the Department of Education, Northern Ireland, or administered by the British Council's Education and Training Group or the League for the Exchange of Commonwealth Teachers; and

(ii) intends to leave the United Kingdom at the end of his exchange period; and

(iii) does not intend to take employment except in the terms of this paragraph; and

(iv) is able to maintain and accommodate himself and any dependants without recourse to public funds; and

(v) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a teacher or language assistant under an exchange scheme

111. A person seeking leave to enter the United Kingdom as a teacher or language assistant under an approved exchange scheme may be given leave to enter for a period not exceeding 12 months provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as a teacher or language assistant under an approved exchange scheme

112. Leave to enter the United Kingdom as a teacher or language assistant under an approved exchange scheme is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for extension of stay as a teacher or language assistant under an approved exchange scheme

113. The requirements for an extension of stay as a teacher or language assistant under an approved exchange scheme are that the applicant:

(i) entered the United Kingdom with a valid United Kingdom entry clearance as a teacher or language assistant; and

(ii) is still engaged in the employment for which his entry clearance was granted; and

(iii) is still required for the employment in question, as certified by the employer; and

(iv) meets the requirements of paragraph 110 (ii)-(iv); and

(v) would not, as a result of an extension of stay, remain in the United Kingdom as an exchange teacher or language assistant for more than 2 years from the date on which he was first given leave to enter the United Kingdom in this capacity.

Extension of stay as a teacher or language assistant under an approved exchange scheme

114. An extension of stay as a teacher or language assistant under an approved exchange scheme may be granted for a further period not exceeding 12 months provided the Secretary of State is satisfied that each of the requirements of paragraph 113 is met.

Refusal of extension of stay as a teacher or language assistant under an approved exchange scheme

115. An extension of stay as a teacher or language assistant under an approved exchange scheme is to be refused
if the Secretary of State is not satisfied that each of the requirements of paragraph 113 is met.

H) Requirements for leave to enter for Home Office approved training or work experience

116. The requirements to be met by a person seeking leave to enter the United Kingdom for Home Office approved training or work experience are that he:

(i) holds a valid work permit from the Home Office issued under the Training and Work Experience Scheme; and

(ii) DELETED

(iii) is capable of undertaking the training or work experience as specified in his work permit; and

(iv) intends to leave the United Kingdom on the completion of his training or work experience; and

(v) does not intend to take employment except as specified in his work permit; and

(vi) is able to maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(vii) holds a valid United Kingdom entry clearance for entry in this capacity except where he holds a work permit valid for 6 months or less or he is a British National (Overseas), a British overseas territories citizen, a British Overseas citizen, a British protected person or a person who under the British Nationality Act 1981 is a British subject.

Leave to enter for Home Office approved training or work experience

117. A person seeking leave to enter the United Kingdom for the purpose of approved training or approved work experience under the Training or Work Experience Scheme may be admitted to the United Kingdom for a period not exceeding the period of training or work experience approved by the Home Office for this purpose(as specified in his work permit), subject to a condition restricting him to that approved employment, provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity or, where entry clearance is not required, provided the Immigration Officer is satisfied that each of the requirements of paragraph 116(i)-(vi) is met.

Refusal of leave to enter for Home Office approved training or work experience

118. Leave to enter the United Kingdom for Home Office approved training or work experience under the Training and Work Experience scheme is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival or,

where entry clearance is not required, if the Immigration Officer is not satisfied that each of the requirements of paragraph 116(i)-(vi) is met.

Requirements for extension of stay for Home Office approved training or work experience

119. The requirements for an extension of stay for Home Office approved training or work experience are that the applicant:

(i) entered the United Kingdom with a valid work permit under paragraph 117 or was admitted or allowed to remain in the United Kingdom as a student; and

(ii) has written approval from the Home Office for an extension of stay in this category; and

(iii) meets the requirements of paragraph 116 (ii)-(vi).

Extension of stay for Home Office approved training or work experience

120. An extension of stay for approved training or approved work experience under the Training and Work Experience scheme may be granted for a further period not exceeding the extended period of training or work experience approved by the Home Office for this purpose (as specified in his work permit), provided that in each case the Secretary of State is satisfied that the requirements of paragraph 119 are met. An extension of stay is to be subject to a condition permitting the applicant to take or change employment only with the permission of the Home Office.

Refusal of extension of stay for Home Office approved training or work experience

121. An extension of stay for approved training or approved work experience under the Training and Work Experience scheme is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 119 is met.

I) Representatives of overseas newspapers, news agencies and broadcasting organisations

Requirements for leave to enter as a representative of an overseas newspaper, news agency or broadcasting organisation

136. The requirements to be met by a person seeking leave to enter the United Kingdom as a representative of an overseas newspaper, news agency or broadcasting organisation are that he:

(i) has been engaged by that organisation outside the United Kingdom and is being posted to the United Kingdom on a long term assignment as a representative; and

(ii) intends to work full time as a representative of that overseas newspaper, news agency or broadcasting organisation; and

(iii) does not intend to take employment except within the terms of this paragraph; and

(iv) can maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(v) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a representative of an overseas newspaper, news agency or broadcasting organisation

137. A person seeking leave to enter the United Kingdom as a representative of an overseas newspaper, news agency or broadcasting organisation may be admitted for a period not exceeding 2 years, provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as a representative of an overseas newspaper, news agency or broadcasting organisation

138. Leave to enter as a representative of an overseas newspaper, news agency or broadcasting organisation is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay as a representative of an overseas newspaper, news agency or broadcasting organisation

139. The requirements for an extension of stay as a representative of an overseas newspaper, news agency or broadcasting organisation are that the applicant:

(i) entered the United Kingdom with a valid United Kingdom entry clearance as a representative of an overseas newspaper, news agency or broadcasting organisation; and

(ii) is still engaged in the employment for which his entry clearance was granted; and

(iii) is still required for the employment in question, as certified by his employer; and

(iv) meets the requirements of paragraph 136 (ii)-(iv).

Extension of stay as a representative of an overseas newspaper, news agency or broadcasting organisation

140. An extension of stay as a representative of an overseas newspaper, news agency or broadcasting organisation may be granted for a period not exceeding 3 years provided the Secretary of State is satisfied that each of the requirements of paragraph 139 is met.

Refusal of extension of stay as a representative of an overseas newspaper, news agency or broadcasting organisation

141. An extension of stay as a representative of an overseas newspaper, news agency or broadcasting organisation
is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 139 is met.

J) Private servants in diplomatic households

Requirements for leave to enter as a private servant in a diplomatic household

152. The requirements to be met by a person seeking leave to enter the United Kingdom as a private servant in a diplomatic household are that he:

(i) is aged 18 or over; and

(ii) is employed as a private servant in the household of a member of staff of a diplomatic or consular mission
who enjoys diplomatic privileges and immunity within the meaning of the Vienna Convention on Diplomatic and Consular Relations or a member of the family forming part of the household of such a person; and

(iii) intends to work full time as a private servant within the terms of this paragraph; and

(iv) does not intend to take employment except within the terms of this paragraph; and

(v) can maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(vi) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a private servant in a diplomatic household

153. A person seeking leave to enter the United Kingdom as a private servant in a diplomatic household may be given leave to enter for a period not exceeding 12 months provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as a private servant in a diplomatic household

154. Leave to enter as a private servant in a diplomatic household is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay as a private servant in a diplomatic household

155. The requirements for an extension of stay as a private servant in a diplomatic household are that the applicant:

(i) entered the United Kingdom with a valid United Kingdom entry clearance as a private servant in a diplomatic household; and

(ii) is still engaged in the employment for which his entry clearance was granted; and

(iii) is still required for the employment in question, as certified by the employer; and

(iv) meets the requirements of paragraph 152 (iii)-(v).

Extension of stay as a private servant in a diplomatic household

156. An extension of stay as a private servant in a diplomatic household may be granted for a period not exceeding 12 months at a time provided the Secretary of State is satisfied that each of the requirements of paragraph 155 is met.

Refusal of extension of stay as a private servant in a diplomatic household

157. An extension of stay as a private servant in a diplomatic household is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 155 is met.

K) Overseas government employees

Requirements for leave to enter as an overseas government employee

160. For the purposes of these Rules an overseas government employee means a person coming for employment by an overseas government or employed by the United Nations Organisation or other international organisation of which the United Kingdom is a member.

161. The requirements to be met by a person seeking leave to enter the United Kingdom as an overseas government
employee are that he:

(i) is able to produce either a valid United Kingdom entry clearance for entry in this capacity or satisfactory documentary evidence of his status as an overseas government employee; and

(ii) intends to work full time for the government or organisation concerned; and

(iii) does not intend to take employment except within the terms of this paragraph; and

(iv) can maintain and accommodate himself and any dependants adequately without recourse to public funds.

Leave to enter as an overseas government employee

162. A person seeking leave to enter the United Kingdom as an overseas government employee may be given leave to enter for a period not exceeding 2 years, provided he is able, on arrival, to produce to the Immigration Officer a valid United Kingdom entry clearance for entry in this capacity or satisfy the Immigration Officer that each of the requirements of paragraph 161 is met.

Refusal of leave to enter as an overseas government employee

163. Leave to enter as an overseas government employee is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival or if the Immigration Officer is not satisfied that each of the requirements of paragraph 161 is met.

Requirements for an extension of stay as an overseas government employee

164. The requirements to be met by a person seeking an extension of stay as an overseas government employee are that the applicant:

(i) was given leave to enter the United Kingdom under paragraph 162 as an overseas government employee; and

(ii) is still engaged in the employment in question; and

(iii) is still required for the employment in question, as certified by the employer; and

(iv) meets the requirements of paragraph 161 (ii)-(iv).

Extension of stay as an overseas government employee

165. An extension of stay as an overseas government employee may be granted for a period not exceeding 3 years provided the Secretary of State is satisfied that each of the requirements of paragraph 164 is met.

Refusal of extension of stay as an overseas government employee

166. An extension of stay as an overseas government employee is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 164 is met.

L) Requirements for leave to enter as a minister of religion, missionary, or member of a religious order

170. The requirements to be met by a person seeking leave to enter the United Kingdom as a minister of religion, missionary or member of a religious order are that he:

(i) (a) if seeking leave to enter as a Minister of Religion has either been working for at least one year as a minister of religion in any of the 5 years immediately prior to the date on which the application is made or, where ordination is prescribed by a religious faith as the sole means of entering the ministry, has been ordained as a minister of religion following at least one years full time or two years' part time training for the ministry; or

(b) if seeking leave to enter as a missionary has been trained as a missionary or has worked as a missionary and is being sent to the United Kingdom by an overseas organisation; or

(c) if seeking leave to enter as a member of a religious order is coming to live in a community maintained by the religious order of which he is a member and, if intending to teach, does not intend to do so save at an establishment maintained by his order; and

(ii) intends to work full time as a minister of religion, missionary or for the religious order of which he is a member; and

(iii) does not intend to take employment except within the terms of this paragraph; and

(iv) can maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(iva) if seeking leave as a Minister of Religion can produce an International English Language Testing System certificate issued to him to certify that he has achieved level 6 competence in spoken and written English and that it is dated not more than two years prior to the date on which the application is made.

(v) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a minister of religion, missionary, or member of a religious order

171. A person seeking leave to enter the United Kingdom as a minister of religion, missionary or member of a religious order may be admitted for a period not exceeding 2 years provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as a minister of religion, missionary or member of a religious order

172. Leave to enter as a minister of religion, missionary or member of a religious order is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay as a minister of religion where entry to the United Kingdom was granted in that capacity

173. The requirements for an extension of stay as a minister of religion, where entry to the United Kingdom was granted in that capacity, missionary or member of a religious order are that the applicant:

(i) entered the United Kingdom with a valid United Kingdom entry clearance as a minister of religion, missionary or member of a religious order; and

(ii) is still engaged in the employment for which his entry clearance was granted; and

(iii) is still required for the employment in question as certified by the leadership of his congregation, his employer or the head of his religious order; and

(iv)(a) if he entered the United Kingdom as a minister of religion, missionary or member of a religious order in accordance with sub paragraph (i) prior to 23 August 2004 meets the requirements of paragraph 170(ii) - (iv); or

(b) if he entered the United Kingdom as a minister of religion, missionary or member of a religious order in accordance with sub paragraph (i), on or after 23 August 2004 but prior to 19 April 2007, or was granted leave to remain in accordance with paragraph 174B between those dates, meets the requirements of paragraph 170 (ii) - (iv), and if a minister of religion met the requirement to produce an International English Language Testing System certificate certifying that he achieved level 4 competence in spoken English at the time he was first granted leave in this capacity; or

(c) if he entered the United Kingdom as a minister of religion, missionary or member of a religious order in accordance with sub paragraph (i) on or after 19 April 2007, or was granted leave to remain in accordance
with paragraph 174B on or after that date, meets the requirements of paragraph 170 (ii)-

(iv), and if a minister of religion met the requirement to produce an International English Language Testing System certificate certifying that he achieved level 6 competence in spoken and written English at the time he was first granted leave in this capacity.

Extension of stay as a minister of religion, missionary or member of a religious order

174. An extension of stay as a minister of religion, missionary or member of a religious order may be granted for a period not exceeding 3 years provided the Secretary of State is satisfied that each of the requirements of paragraph 173 is met.

Requirements for an extension of stay as a minister of religion where entry to the United Kingdom was not granted in that capacity

174A The requirements for an extension of stay as a minister of religion for an applicant who did not enter the United Kingdom in that capacity are that he:

(i) entered the United Kingdom, or was given an extension of stay, in accordance with these Rules, except as a minister of religion or as a visitor under paragraphs 40 - 56 of these Rules, and has spent a continuous period of at least 12 months here pursuant to that leave immediately prior to the application being made; and

(ii) has either been working for at least one year as a minister of religion in any of the 5 years immediately prior to the date on which the application is made (provided that, when doing so, he was not in breach of a condition of any subsisting leave to enter or remain) or, where ordination is prescribed by a religious faith as the sole means of entering the ministry, has been ordained as a minister of religion following at least one year's full-time or two years part-time training for the ministry; and

(iii) is imminently to be appointed, or has been appointed, to a position as a minister of religion in the United Kingdom and is suitable for such a position, as certified by the leadership of his prospective congregation; and

(iv) meets the requirements of paragraph 170 (ii)-(iva)

Extension of stay as a minister of religion where leave to enter was not granted in that capacity

174B An extension of stay as a minister of religion may be granted for a period not exceeding 3 years at a time provided the Secretary of State is satisfied that each of the requirements of paragraph 174A is met.

Refusal of extension of stay as a minister of religion, missionary or member of a religious order

175. An extension of stay as a minister of religion, missionary or member of a religious order is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 173 or 174A is met.

M) Refusal of indefinite leave to remain for a minister of religion, missionary or member of a religious order

177. Indefinite leave to remain in the United Kingdom for a minister of religion, missionary or member of a religious order is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 176 is met.

177A. For the purposes of these Rules: Visiting religious workers and religious workers in non-pastoral roles

(i) a visiting religious worker means a person coming to the UK for a short period to perform religious duties at one or more locations in the UK;

(ii) a religious worker in a non-pastoral role means a person employed in the UK by the faith he is coming here to work for, whose duties include performing religious rites within the religious community, but not preaching to a congregation.

Requirements for leave to enter the United Kingdom as a visiting religious worker or a religious worker in a non-pastoral role

177B. The requirements to be met by a person seeking leave to enter as a visiting religious worker or a religious worker in a non-pastoral role are that the applicant:

(i) (a) if seeking leave to enter as a visiting religious worker:

(i) is an established religious worker based overseas; and

(ii) submits a letter(s) from a senior member or senior representative of one or more local religious communities in the UK confirming that he is invited to perform religious duties as a visiting religious worker at one or more locations in the UK and confirming the expected duration of that employment; and

(iii) if he has been granted leave as a visiting religious worker in the last 12 months, is not seeking leave to enter which, when amalgamated with his previous periods of leave in this category in the last 12 months, would total more than 6 months; or

(b) if seeking leave to enter as a religious worker in a non-pastoral role:

(i) has at least one year of full time training or work experience, or a period of part time training or work experience equivalent to one year full time training or work experience, accrued in the five years preceding the application in the faith with which he has employment in the UK; and

(ii) can show that, at the time of his application, at least one full-time member of staff of the local religious community which the applicant is applying to join in the UK has a sufficient knowledge of English; and

(iii) submits a letter from a senior member or senior representative of the local religious community which has invited him to the UK, confirming that he has been offered employment as religious worker in a non-pastoral role in that religious community, and confirming the duration of that employment; and

(ii) does not intend to take employment except as a visiting religious worker or religious worker in a non-pastoral role, whichever is the basis of his application; and

(iii) does not intend to undertake employment as a Minister of Religion, Missionary or Member of a Religious Order, as described in paragraphs 169-177 of these Rules; and

(iv) is able to maintain and accommodate himself and any dependants without recourse to public funds, or will, with any dependants, be maintained and accommodated adequately by the religious community employing him; and

(v) intends to leave the UK at the end of his leave in this category; and

(vi) holds a valid entry clearance for entry in this capacity except where he is a British National (Overseas), a British overseas territories citizen, a British Overseas citizen, a British protected person or a person who under the British Nationality Act 1981 is a British subject.

Leave to enter as a visiting religious worker or a religious worker in a non-pastoral role

177C. Leave to enter the United Kingdom as a visiting religious worker or a religious worker in a non-pastoral role may be granted:

(a) as a visiting religious worker, for a period not exceeding 6 months; or

(b) as a religious worker in a non-pastoral role, for a period not exceeding 12 months;

provided the Immigration Officer is satisfied that each of the requirements of paragraph 177B is met.

Refusal of leave to enter as a visiting religious worker or a religious worker in a non-pastoral role

177D. Leave to enter as a visiting religious worker or a religious worker in a non pastoral role is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 177B is met.

Requirements for an extension of stay as a visiting religious worker or a religious worker in a non pastoral role

177E. The requirements to be met by a person seeking an extension of stay as a visiting religious worker or a religious worker in a non-pastoral role are that the applicant:

(i) entered the United Kingdom with a valid entry clearance in this capacity or was given leave to enter as a visiting religious worker or a religious worker in a non-pastoral role; and

(ii) intends to continue employment as a visiting religious worker or a religious worker in a non pastoral role; and

(iii) if seeking an extension of stay as a visiting religious worker:

(a) meets the requirement of paragraph 177B(i)(a)(i) above; and

(b) submits a letter from a senior member or senior representative of one or more local religious communities in the UK confirming that he is still wanted to perform religious duties as a visiting religious worker at one or more locations in the UK and confirming the expected duration of that employment; and

(c) would not, as the result of an extension of stay, be granted leave as a visiting religious worker which, when amalgamated with his previous periods of leave in this category in the last 12 months, would total more than 6 months; or

(iv) if seeking an extension of stay as a religious worker in a non-pastoral role:

(a) meets the requirements of paragraph 177B(i)(b)(i) and (ii); and

(b) submits a letter from a senior member or senior representative of the local religious community for which he works in the UK confirming that his employment as a religious worker in a non-pastoral role in that religious community will continue, and confirming the duration of that employment; and

(c) would not, as the result of an extension of stay, remain in the UK for a period of more than 24 months as a religious worker in a non-pastoral role; and

(v) meets the requirements of paragraph 177B (ii) to (v); and

Extension of stay as a visiting religious worker or a religious worker in a non-pastoral role

177F. An extension of stay as a visiting religious worker or a religious worker in a non-pastoral role may be granted:

(a) as a visiting religious worker, for a period not exceeding 6 months; or

(b) as a religious worker in a non-pastoral role, for a period not exceeding 24 months;

if the Secretary of State is satisfied that each of the requirements of paragraph 177E is met.

Refusal of an extension of stay as a visiting religious worker or a religious worker in a non pastoral role

177G. An extension of stay as a visiting religious worker or a religious worker in a non-pastoral role is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 177E is met.

N) Airport based operational ground staff of overseas-owned airlines

Requirements for leave to enter the United Kingdom as a member of the operational ground staff of an overseas-owned airline

178. The requirements to be met by a person seeking leave to enter the United Kingdom as a member of the operational ground staff of an overseas owned airline are that he:

(i) has been transferred to the United Kingdom by an overseas-owned airline operating services to and from the United Kingdom to take up duty at an international airport as station manager, security manager or technical manager; and

(ii) intends to work full time for the airline concerned; and

(iii) does not intend to take employment except within the terms of this paragraph; and

(iv) can maintain and accommodate himself and any dependants without recourse to public funds; and

(v) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a member of the operational ground staff of an overseas owned airline

179. A person seeking leave to enter the United Kingdom as a member of the operational ground staff of an overseas owned airline may be given leave to enter for a period not exceeding 2 years, provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as a member of the operational ground staff of an overseas owned airline

180. Leave to enter as a member of the operational ground staff of an overseas owned airline is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay as a member of the operational ground staff of an overseas owned airline

181. The requirements to be met by a person seeking an extension of stay as a member of the operational ground staff of an overseas owned airline are that the applicant:

(i) entered the United Kingdom with a valid United Kingdom entry clearance as a member of the operational ground staff of an overseas owned airline; and

(ii) is still engaged in the employment for which entry was granted; and

(iii) is still required for the employment in question, as certified by the employer; and

(iv) meets the requirements of paragraph 178 (ii)-(iv).

Extension of stay as a member of the operational ground staff of an overseas owned airline

182. An extension of stay as a member of the operational ground staff of an overseas owned airline may be granted for a period not exceeding 3 years, provided the Secretary of State is satisfied that each of the requirements of paragraph 181 is met.

Refusal of extension of stay as a member of the operational ground staff of an overseas owned airline

183. An extension of stay as a member of the operational ground staff of an overseas owned airline is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 181 is met.

O) Retired persons of independent means

Requirements for leave to enter the United Kingdom as a retired person of independent means

263. The requirements to be met by a person seeking leave to enter the United Kingdom as a retired person of independent means are that he:

(i) is at least 60 years old; and

(ii) has under his control and disposable in the United Kingdom an income of his own of not less than £25,000 per annum; and

(iii) is able and willing to maintain and accommodate himself and any dependants indefinitely in the United Kingdom from his own resources with no assistance from any other person and without taking employment or having recourse to public funds; and

(iv) can demonstrate a close connection with the United Kingdom; and

(v) intends to make the United Kingdom his main home; and

(vi) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a retired person of independent means

264. A person seeking leave to enter the United Kingdom as a retired person of independent means may be admitted subject to a condition prohibiting employment for a period not exceeding 5 years, provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as a retired person of independent means

265. Leave to enter as a retired person of independent means is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival.

Requirements for an extension of stay as a retired person of independent means

266. The requirements for an extension of stay as a retired person of independent means are that the applicant:

(i) entered the United Kingdom with a valid United Kingdom entry clearance as a retired person of independent means; and

(ii) meets the requirements of paragraph 263 (ii)-(iv); and

(iii) has made the United Kingdom his main home.

Extension of stay as a retired person of independent means

266A. The requirements for an extension of stay as a retired person of independent means for a person in the United Kingdom as a work permit holder are that the applicant:

(i) entered the United Kingdom or was granted leave to remain as a work permit holder in accordance with paragraphs 128 to 133 of these Rules; and

(ii) meets the requirements of paragraph 263 (i) -(v).

266B. The requirements for an extension of stay as a retired person of independent means for a person in the United Kingdom as a highly skilled migrant are that the applicant:

(i) entered the United Kingdom or was granted leave to remain as a highly skilled migrant in accordance with paragraphs 135A to 135F of these Rules; and

(ii) meets the requirements of paragraph 263 (i) - (v).

266C. The requirements for an extension of stay as a retired person of independent means for a person in the United Kingdom to establish themselves or remain in business are that the applicant:

(i) entered the United Kingdom or was granted leave to remain as a person intending to establish themselves or remain in business in accordance with paragraphs 201 to 208 of these Rules; and

(ii) meets the requirements of paragraph 263 (i) - (v).

266D. The requirements for an extension of stay as a retired person of independent means for a person in the United Kingdom as an innovator are that the applicant:

(i) entered the United Kingdom or was granted leave to remain as an innovator in accordance with paragraphs 210A to 210F of these Rules; and

(ii) meets the requirements of paragraph 263 (i) - (v).

266E. The requirements for an extension of stay as a retired person of independent means for a person in the UK as a Tier 1 (General) Migrant, Tier 1 (Entrepreneur) Migrant or Tier 1 (Investor) Migrant are that the applicant:

(i) entered the UK or was granted leave to remain as a Tier 1 (General) Migrant, Tier 1 (Entrepreneur) Migrant or Tier 1 (Investor) Migrant; and

(ii) meets the requirements of paragraphs 263(i) to (v).

267. An extension of stay as a retired person of independent means, with a prohibition on the taking of employment, may be granted so as to bring the person's stay in this category up to a maximum of 5 years in aggregate, provided the Secretary of State is satisfied that each of the requirements of paragraph 266 is met. An extension of stay as a retired person of independent means, with a prohibition on the taking of employment, may be granted for a maximum period of 5 years, provided the Secretary of State is satisfied that each of the requirements of paragraph 266A, 266B, 266C, 266D or 266E is met.

Refusal of extension of stay as a retired person of independent means

268.An extension of stay as a retired person of independent means is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 266, 266A, 266B, 266C, 266D or 266E is met.

Indefinite leave to remain for a retired person of independent means

269. Indefinite leave to remain may be granted, on application, to a person admitted as a retired person of independent means provided he:

(i) has spent a continuous period of 5 years in the United Kingdom in this capacity; and

(ii) has met the requirements of paragraph 266 throughout the 5 year period and continues to do so.

Refusal of indefinite leave to remain for a retired person of independent means

270. Indefinite leave to remain in the United Kingdom for a retired person of independent means is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 269 is met.

Part 3

Immigration rules as at 30 March 2009 relating to Students, Student Nurses, Students Re-sitting an Examination, Students Writing-Up a Thesis, Postgraduate Doctors or Dentists, Sabbatical Officers and applicants under the Sectors-Based Scheme

Specified forms and procedures for applications or claims in connection with immigration

34B.Where an application form is specified, it must be sent by prepaid post to the United Kingdom Border Agency of the Home Office, or submitted in person at a public enquiry office of the United Kingdom Border Agency of the Home Office, save for the following exceptions:

(i) an application may not be submitted at a public enquiry office of the United Kingdom Border Agency of the Home Office if it is an application for:

(f) limited leave to remain as a Tier 5 (Temporary Worker) Migrant.

Requirements for leave to enter as a student

57. The requirements to be met by a person seeking leave to enter the United Kingdom as a student are that he:

(i) has been accepted for a course of study, or a period of research, which is to be provided by or undertaken at an organisation which is included on the Register of Education and Training Providers, and is at either;

(a) a publicly funded institution of further or higher education which maintains satisfactory records of enrolment and attendance of students and supplies these to the United Kingdom Border Agency when requested; or

(b) a bona fide private education institution; or

(c) an independent fee paying school outside the maintained sector which maintains satisfactory records of enrolment and attendance of students and supplies these to the United Kingdom Border Agency when requested; and

(ii) is able and intends to follow either:

(a) a recognised full-time degree course or postgraduate studies at a publicly funded institution of further or higher education; or

(b) a period of study and/or research in excess of 6 months at a publicly funded institution of higher education where this forms part of an overseas degree course; or

(c) a weekday full-time course involving attendance at a single institution for a minimum of 15 hours organised daytime study per week of a single subject, or directly related subjects; or

(d) a full-time course of study at an independent fee paying school; and

(iii) if under the age of 16 years is enrolled at an independent fee paying school on a full time course of studies which meets the requirements of the Education Act 1944; and

(iv) if he has been accepted to study externally for a degree at a private education institution, he is also registered as an external student with the UK degree awarding body; and

(v) he holds a valid Academic Technology Approval Scheme (ATAS) clearance certificate from the Counter-Proliferation Department of the Foreign and Commonwealth Office which relates to the course, or area of research, he intends to undertake and the institution at which he wishes to undertake it; if he intends to undertake either,

(i) postgraduate studies leading to a Doctorate or Masters degree by research in one of the disciplines listed in paragraph 1 of Appendix 6 to these Rules; or

(ii) postgraduate studies leading to a taught Masters degree in one of the disciplines listed in paragraph 2 of Appendix 6 to these Rules; or

iii) a period of study or research, as described in paragraph 57(ii)(b), in one of the disciplines listed in paragraph 1 or 2 of Appendix 6 to these Rules, that forms part of an overseas postgraduate qualification; and

(vi) intends to leave the United Kingdom at the end of his studies; and

(vii) does not intend to engage in business or to take employment, except part-time or vacation work undertaken with the consent of the Secretary of State; and

(viii) is able to meet the costs of his course and accommodation and the maintenance of himself and any dependants without taking employment or engaging in business or having recourse to public funds; and

(ix) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a student

58. A person seeking leave to enter the United Kingdom as a student may be admitted for an appropriate period depending on the length of his course of study and his means, and with a condition restricting his freedom to take employment, provided he is able to produce to the Immigration Officer on arrival a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as a student

59. Leave to enter as a student is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 57 is met.

Requirements for an extension of stay as a student

60. The requirements for an extension of stay as a student are that the applicant:

(i)(a) was last admitted to the United Kingdom in possession of a valid student entry clearance in accordance with paragraphs 57-62 or valid prospective student entry clearance in accordance with paragraphs 82-87 of these Rules; or

(b) has previously been granted leave to enter or remain in the United Kingdom to re-sit an examination in accordance with paragraphs 69A-69F of these Rules; or

(c) if he has been accepted on a course of study at degree level or above, has previously been granted leave to enter or remain in the United Kingdom in accordance with paragraphs 87A-87F, 128-135, 135O-135T and 143A to 143F or 245V to 245ZA of these Rules; or

(d) has valid leave as a student in accordance with paragraphs 57-62 of these Rules; and

(ii) meets the requirements for admission as a student set out in paragraph 57 (i)-(viii); and

(iii) has produced evidence of his enrolment on a course which meets the requirements of paragraph 57; and

(iv) can produce satisfactory evidence of regular attendance during any course which he has already begun; or any other course for which he has been enrolled in the past; and

(v) can show evidence of satisfactory progress in his course of study including the taking and passing of any relevant examinations; and

(vi) would not, as a result of an extension of stay, spend more than 2 years on short courses below degree level (ie courses of less than 1 years duration, or longer courses broken off before completion); and

(vii) has not come to the end of a period of government or international scholarship agency sponsorship, or has the written consent of his official sponsor for a further period of study in the United Kingdom and satisfactory evidence that sufficient sponsorship funding is available.

Extension of stay as a student

61. An extension of stay as a student may be granted, subject to a restriction on his freedom to take employment, provided the Secretary of State is satisfied that the applicant meets each of the requirements of paragraph 60.

Refusal of extension of stay as a student

62. An extension of stay as a student is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 60 is met.

Student nurses

Definition of student nurse

63. For the purposes of these Rules the term student nurse means a person accepted for training as a student nurse or midwife leading to a registered nursing qualification.

Requirements for leave to enter as a student nurse

64. The requirements to be met by a person seeking leave to enter the United Kingdom as a student nurse are that the person:

(i) comes within the definition set out in paragraph 63 above; and

(ii) has been accepted for a course of study in a recognised nursing educational establishment offering nursing training which meets the requirements of the Nursing and Midwifery Council.

(iii) did not obtain acceptance on the course of study referred to in (ii) above by misrepresentation;

(iv) is able and intends to follow the course; and

(v) does not intend to engage in business or take employment except in connection with the training course; and

(vi) intends to leave the United Kingdom at the end of the course; and

(vii) has sufficient funds available for accommodation and maintenance for himself and any dependants without engaging in business or taking employment (except in connection with the training course) or having recourse to public funds. The possession of a Department of Health bursary may be taken into account in assessing whether the student meets the maintenance requirement.

Leave to enter the United Kingdom as a student nurse

65. A person seeking leave to enter the United Kingdom as a student nurse may be admitted for the duration of the course, with a restriction on his freedom to take employment, provided the Immigration Officer is satisfied that each of the requirements of paragraph 64 is met.

Refusal of leave to enter as a student nurse

66. Leave to enter as a student nurse is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 64 is met.

Requirements for an extension of stay as a student nurse

67. The requirements for an extension of stay as a student nurse are that the applicant:

(i) was last admitted to the United Kingdom in possession of a valid student entry clearance, or valid prospective student entry clearance in accordance with paragraphs 82 to 87 of these Rules, if he is a person specified in Appendix 1 to these Rules; and

(ii) meets the requirements set out in paragraph 64 (i)-(vii);and

(iii) has produced evidence of enrolment at a recognised nursing educational establishment; and

(iv) can provide satisfactory evidence of regular attendance during any course which he has already begun; or any other course for which he has been enrolled in the past; and

(v) would not, as a result of an extension of stay, spend more than 4 years in obtaining the relevant qualification; and

(vi) has not come to the end of a period of government or international scholarship agency sponsorship, or has the written consent of his official sponsor for a further period of study in the United Kingdom and evidence that sufficient sponsorship funding is available.

Extension of stay as a student nurse

68. An extension of stay as a student nurse may be granted, subject to a restriction on his freedom to take employment, provided the Secretary of State is satisfied that the applicant meets each of the requirements of paragraph 67.

Refusal of extension of stay as a student nurse

69. An extension of stay as a student nurse is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 67 is met.

Re-sits of examinations

Requirements for leave to enter to re-sit an examination

69A. The requirements to be met by a person seeking leave to enter the United Kingdom in order to re-sit an examination are that the applicant:

(i) (a) meets the requirements for admission as a student set out in paragraph 57(i)-(viii); or

__ (b) met the requirements for admission as a student set out in paragraph 57 (i)-(iii) in the previous academic year and continues to meet the requirements of paragraph 57 (iv)-(viii)

save, for the purpose of paragraphs (i) (a) or (b) above, where leave was last granted in accordance with paragraphs 57-62 of these Rules before 30 November 2007, the requirements of paragraph 57(v) do not apply; and

(ii) has produced written confirmation from the education institution or independent fee paying school which he attends or attended in the previous academic year that he is required to re-sit an examination; and

(iii) can provide satisfactory evidence of regular attendance during any course which he has already begun; or any other course for which he has been enrolled in the past; and

(iv) has not come to the end of a period of government or international scholarship agency sponsorship, or has the written consent of his official sponsor for a further period of study in the United Kingdom and satisfactory evidence that sufficient sponsorship funding is available; and

(v) has not previously been granted leave to re-sit the examination.

Leave to enter to re-sit an examination

69B. A person seeking leave to enter the United Kingdom in order to re-sit an examination may be admitted for a period sufficient to enable him to re-sit the examination at the first available opportunity with a condition restricting his freedom to take employment, provided the Immigration Officer is satisfied that each of the requirements of paragraph 69A is met.

Refusal of leave to enter to re-sit an examination

69C. Leave to enter to re-sit an examination is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 69A is met.

Requirements for an extension of stay to re-sit an examination

69D. The requirements for an extension of stay to re-sit an examination are that the applicant:

(i) was admitted to the United Kingdom with a valid student entry clearance if he was then a visa national; and

(ii) meets the requirements set out in paragraph 69A (i)-(v).

Extension of stay to re-sit an examination

69E. An extension of stay to re-sit an examination may be granted for a period sufficient to enable the applicant to re-sit the examination at the first available opportunity, subject to a restriction on his freedom to take employment, provided the Secretary of State is satisfied that the applicant meets each of the requirements of paragraph 69D.

Refusal of extension of stay to re-sit an examination

69F. An extension of stay to re-sit an examination is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 69D is met.

Writing up a thesis

Requirements for leave to enter to write up a thesis

69G. The requirements to be met by a person seeking leave to enter the United Kingdom in order to write up a thesis are that the applicant:

(i) (a) meets the requirements for admission as a student set out in paragraph 57(i)-(viii); or

(b) met the requirements for admission as a student set out in paragraph 57 (i)-(iii) in the previous academic year and continues to meet the requirements of paragraph 57 (iv)-(viii)

save, for the purpose of paragraphs (i) (a) or (b) above, where leave was last granted in accordance with paragraphs 57-62 of these Rules before 30 November 2007, the requirements of paragraph 57(v) do not apply; and

(ii) can provide satisfactory evidence that he is a postgraduate student enrolled at an education institution as either a full time, part time or writing up student; and

(iii) can demonstrate that his application is supported by the education institution; and

(iv) has not come to the end of a period of government or international scholarship agency sponsorship, or has the written consent of his official sponsor for a further period of study in the United Kingdom and satisfactory evidence that sufficient sponsorship funding is available; and

(v) has not previously been granted 12 months leave to write up the same thesis.

Leave to enter to write up a thesis

69H. A person seeking leave to enter the United Kingdom in order to write up a thesis may be admitted for 12 months with a condition restricting his freedom to take employment, provided the Immigration Officer is satisfied that each of the requirements of paragraph 69G is met.

Refusal of leave to enter to write up a thesis

69I. Leave to enter to write up a thesis is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 69G is met.

Requirements for an extension of stay to write up a thesis

69J. The requirements for an extension of stay to write up a thesis are that the applicant:

(i) was admitted to the United Kingdom with a valid student entry clearance if he was then a visa national; and

(ii) meets the requirements set out in paragraph 69G (i)-(v).

Extension of stay to write up a thesis

69K. An extension of stay to write up a thesis may be granted for 12 months subject to a restriction on his freedom to take employment, provided the Secretary of State is satisfied that the applicant meets each of the requirements of paragraph 69J.

Refusal of extension of stay to write up a thesis

69L. An extension of stay to write up a thesis is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 69J is met.

Postgraduate doctors, dentists and trainee general practitioners

Requirements for leave to enter the United Kingdom as a postgraduate doctor or dentist

70.The requirements to be met by a person seeking leave to enter the UK as a postgraduate doctor or dentist are that the applicant:

(i) has successfully completed and obtained a recognised UK degree in medicine or dentistry from either:

(a) a UK publicly funded institution of further or higher education; or

(b) a UK bona fide private education institution which maintains satisfactory records of enrolment and attendance; and

(ii) has previously been granted leave:

(a) in accordance with paragraphs 57 to 69L of these Rules for the final academic year of the studies referred to in (i) above; and

(b) as a student under paragraphs 57 to 62 of these Rules for at least one other academic year (aside from the final year) of the studies referred to in (i) above; and

(iii) holds a letter from the Postgraduate Dean confirming he has a full-time place on a recognised Foundation Programme; and

(iv) intends to train full time in his post on the Foundation Programme; and

(v) is able to maintain and accommodate himself and any dependants without recourse to public funds; and

(vi) intends to leave the United Kingdom if, on expiry of his leave under this paragraph, he has not been granted leave to remain in the United Kingdom as:

(a) a doctor or dentist undertaking a period of clinical attachment or a dental observer post in accordance with paragraphs 75G to 75M of these Rules; or

(b) a Tier 2 Migrant

(c) a Tier 1 (General) Migrant or Tier (1) (Entrepreneur) Migrant; and

(vii) if his study at medical school or dental school, or any subsequent studies he has undertaken, were sponsored by a government or international scholarship agency, he has the written consent of his sponsor to enter or remain in the United Kingdom as a postgraduate doctor or dentist; and

(viii) if he has not previously been granted leave in this category has completed his medical or dental degree in the 12 months preceding this application; and

(ix) if he has previously been granted leave as a postgraduate doctor or dentist, is not seeking leave to enter to a date beyond 3 years from that date on which he was first granted leave to enter or remain in this category; and

(x) holds a valid entry clearance for entry in this capacity except where he is a British National (Overseas), a British Overseas Territories Citizen, a British Overseas Citizen, a British Protected Person or a person who under the British Nationality Act 1981 is a British Subject.

Leave to enter as a postgraduate doctor or dentist

71.Leave to enter the United Kingdom as a postgraduate doctor or dentist may be granted for the duration of the Foundation Programme, for a period not exceeding 26 months, provided the Immigration Officer is satisfied that each of the requirements of paragraph 70 is met.

Refusal of leave to enter as a postgraduate doctor or dentist

72. Leave to enter as a postgraduate doctor or dentist is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 70 is met.

Requirements for an extension of stay as a postgraduate doctor or dentist

73.The requirements to be met by a person seeking an extension of stay as a postgraduate doctor or dentist are that the applicant:

(i) meets the requirements of paragraph 70 (i) to (vii); and

(ii) has leave to enter or remain in the United Kingdom as either:

(a) a student in accordance with paragraphs 57 to 69L of these Rules; or

(b) as a postgraduate doctor or dentist in accordance with paragraphs 70 to 75 of these Rules; or

(c) as a doctor or dentist undertaking a period of clinical attachment or a dental observer post in accordance with paragraphs 75G to 75M of these Rules.

(iii) if he has not previously been granted leave in this category, has completed his medical or dental degree in the last 12 months;

(iv) would not, as a result of an extension of stay, remain in the United Kingdom as a postgraduate doctor or dentist to a date beyond 3 years from the date on which he was first given leave to enter or remain in this capacity.

Extension of stay as a postgraduate doctor or dentist

74.An extension of stay as a postgraduate doctor or dentist may be granted for the duration of the Foundation Programme, for a period not exceeding 3 years, provided the Secretary of State is satisfied that each of the requirements of paragraph 73 is met.

Refusal of an extension of stay as a postgraduate doctor or dentist

75.An extension of stay as a postgraduate doctor or dentist is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 73 is met.

Requirements for leave to enter the United Kingdom to take the PLAB Test

75A. The requirements to be met by a person seeking leave to enter in order to take the PLAB Test are that the applicant:

(i) is a graduate from a medical school and intends to take the PLAB Test in the United Kingdom; and

(ii) can provide documentary evidence of a confirmed test date or of his eligibility to take the PLAB Test; and

(iii) meets the requirements of paragraph 41 (iii)-(vii) for entry as a visitor; and

(iv) intends to leave the United Kingdom at the end of his leave granted under this paragraph unless he is successful in the PLAB Test and granted leave to remain:

(a) as a postgraduate doctor or trainee general practitioner in accordance with paragraphs 70 to 75; or

(b) to undertake a clinical attachment in accordance with paragraphs 75G to 75M of these Rules; or

Leave to enter to take the PLAB Test

75B. A person seeking leave to enter the United Kingdom to take the PLAB Test may be admitted for a period not exceeding 6 months, provided the Immigration Officer is satisfied that each of the requirements of paragraph 75A is met.

Refusal of leave to enter to take the PLAB Test

75C. Leave to enter the United Kingdom to take the PLAB Test is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 75A is met.

Requirements for an extension of stay in order to take the PLAB Test

75D. The requirements for an extension of stay in the United Kingdom in order to take the PLAB Test are that the applicant:

(i) was given leave to enter the United Kingdom for the purposes of taking the PLAB Test in accordance with paragraph 75B of these Rules; and

(ii) intends to take the PLAB Test and can provide documentary evidence of a confirmed test date; and

(iii) meets the requirements set out in paragraph 41 (iii)-(vii); and

(iv) intends to leave the United Kingdom at the end of his leave granted under this paragraph unless he is successful in the PLAB Test and granted leave to remain:

(a) as a postgraduate doctor or trainee general practitioner in accordance with paragraphs 70 to 75; or

(b) to undertake a clinical attachment in accordance with paragraphs 75G to 75M of these Rules; or

(v) would not as a result of an extension of stay spend more than 18 months in the United Kingdom for the purpose of taking the PLAB Test.

Extension of stay to take the PLAB Test

75E. A person seeking leave to remain in the United Kingdom to take the PLAB Test may be granted an extension of stay for a period not exceeding 6 months, provided the Secretary of State is satisfied that each of the requirements of paragraph 75D is met.

Refusal of extension of stay to take the PLAB Test

75F. Leave to remain in the United Kingdom to take the PLAB Test is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 75D is met.

Requirements for leave to enter to undertake a clinical attachment or dental observer post

75G. The requirements to be met by a person seeking leave to enter to undertake a clinical attachment or dental observer post are that the applicant:

(i) is a graduate from a medical or dental school and intends to undertake a clinical attachment or dental observer post in the United Kingdom; and

(ii) can provide documentary evidence of the clinical attachment or dental observer post which will:

(a) be unpaid; and

(b) only involve observation, not treatment, of patients; and

(iii) meets the requirements of paragraph 41 (iii)-(vii) of these Rules; and

(iv) intends to leave the United Kingdom at the end of his leave granted under this paragraph unless he is granted leave to remain:

(a) as a postgraduate doctor, dentist or trainee general practitioner in accordance with paragraphs 70 to 75;

(v) if he has previously been granted leave in this category, is not seeking leave to enter which, when amalgamated with those previous periods of leave, would total more than 6 months.

Leave to enter to undertake a clinical attachment or dental observer post

75H. A person seeking leave to enter the United Kingdom to undertake a clinical attachment or dental observer post may be admitted for the period of the clinical attachment or dental observer post, up to a maximum of 6 weeks at a time or 6 months in total in this category, provided the Immigration Officer is satisfied that each of the requirements of paragraph 75G is met.

Refusal of leave to enter to undertake a clinical attachment or dental observer post

75J. Leave to enter the United Kingdom to undertake a clinical attachment or dental observer post is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 75G is met.

Requirements for an extension of stay in order to undertake a clinical attachment or dental observer post

75K. The requirements to be met by a person seeking an extension of stay to undertake a clinical attachment or dental observer post are that the applicant:

(i) was given leave to enter or remain in the United Kingdom to undertake a clinical attachment or dental observer post or:

(a) for the purposes of taking the PLAB Test in accordance with paragraphs 75A to 75F and has passed both parts of the PLAB Test;

(b) as a postgraduate doctor, dentist or trainee general practitioner in accordance with paragraphs 70 to 75; or

(c) as a work permit holder for employment in the UK as a doctor or dentist in accordance with paragraphs 128 to 135; and

(ii) is a graduate from a medical or dental school and intends to undertake a clinical attachment or dental observer post in the United Kingdom; and

(iii) can provide documentary evidence of the clinical attachment or dental observer post which will:

(a) be unpaid; and

(b) only involve observation, not treatment, of patients; and

(iv) intends to leave the United Kingdom at the end of his period of leave granted under this paragraph unless he is granted leave to remain:

(a) as a postgraduate doctor, dentist or trainee general practitioner in accordance with paragraphs 70 to 75; or

(v) meets the requirements of paragraph 41 (iii) - (vii) of these Rules; and

(vi) if he has previously been granted leave in this category, is not seeking an extension of stay which, when amalgamated with those previous periods of leave, would total more than 6 months.

Extension of stay to undertake a clinical attachment or dental observer post

75L. A person seeking leave to remain in the United Kingdom to undertake a clinical attachment or dental observer post up to a maximum of 6 weeks at a time or 6 months in total in this category, may be granted an extension of stay for the period of their clinical attachment or dental observer post, provided that the Secretary of State is satisfied that each of the requirements of paragraph 75K is met.

Refusal of extension of stay to undertake a clinical attachment or dental observer post

75M. Leave to remain in the United Kingdom to undertake a clinical attachment or dental observer post is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 75K is met.

Requirements for leave to enter as a prospective student

82. The requirements to be met by a person seeking leave to enter the United Kingdom as a prospective student are that he:

(i) can demonstrate a genuine and realistic intention of undertaking, within 6 months of his date of entry:

(b) a supervised practice placement or midwife adaptation course which would meet the requirements for an extension of stay as an overseas qualified nurse or midwife under paragraphs 69P to 69R of these Rules; and

(ii) intends to leave the United Kingdom on completion of his studies or on the expiry of his leave to enter if he is not able to meet the requirements for an extension of stay:

(b) as an overseas qualified nurse or midwife in accordance with paragraph 69P of these Rules; and

Students' unions sabbatical officers

Requirements for leave to enter as a sabbatical officer

87A. The requirements to be met by a person seeking leave to enter the United Kingdom as a sabbatical officer are that the person:

(i) has been elected to a full-time salaried post as a sabbatical officer at an educational establishment at which he is registered as a student;

(ii) meets the requirements set out in paragraph 57 (i)-(ii) or met the requirements set out in paragraph 57 (i)-(ii) in the academic year prior to the one in which he took up or intends to take up sabbatical office; and

(iii) does not intend to engage in business or take employment except in connection with his sabbatical post; and

(iv) is able to maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(v) at the end of the sabbatical post he intends to:

(a) complete a course of study which he has already begun; or

(b) take up a further course of study which has been deferred to enable the applicant to take up the sabbatical post; or

(c) leave the United Kingdom; and

(vi) has not come to the end of a period of government or international scholarship agency sponsorship, or has the written consent of his official sponsor to take up a sabbatical post in the United Kingdom; and

(vii) has not already completed 2 years as a sabbatical officer.

Leave to enter the United Kingdom as a sabbatical officer

87B. A person seeking leave to enter the United Kingdom as a sabbatical officer may be admitted for a period not exceeding 12 months on conditions specifying his employment provided the Immigration Officer is satisfied that each of the requirements of paragraph 87A is met.

Refusal of leave to enter the United Kingdom as a sabbatical officer

87C. Leave to enter as a sabbatical officer is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 87A is met.

Requirements for an extension of stay as a sabbatical officer

87D. The requirements for an extension of stay as a sabbatical officer are that the applicant:

(i) was admitted to the United Kingdom with a valid student entry clearance if he was then a visa national; and

(ii) meets the requirements set out in paragraph 87A (i)-(vi); and

(iii) would not, as a result of an extension of stay, remain in the United Kingdom as a sabbatical officer to a date beyond 2 years from the date on which he was first given leave to enter the United Kingdom in this capacity.

Extension of stay as a sabbatical officer

87E. An extension of stay as a sabbatical officer may be granted for a period not exceeding 12 months on conditions specifying his employment provided the Secretary of State is satisfied that the applicant meets each of the requirements of paragraph 87D.

Refusal of extension of stay as a sabbatical officer

87F. An extension of stay as a sabbatical officer is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 87D is met

Requirements for leave to enter the United Kingdom for the purpose of employment under the Sectors-Based Scheme

135I. The requirements to be met by a person seeking leave to enter the United Kingdom for the purpose of employment under the Sectors-Based Scheme are that he:

(i) holds a valid Home Office immigration employment document issued under the Sectors-Based Scheme; and

(ii) is aged between 18 and 30 inclusive or was so aged at the date of his application for leave to enter; and

(iii) is capable of undertaking the employment specified in the immigration employment document; and

(iv) does not intend to take employment except as specified in his immigration employment document; and

(v) is able to maintain and accommodate himself adequately without recourse to public funds; and

(vi) intends to leave the United Kingdom at the end of his approved employment; and

(vii) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter for the purpose of employment under the Sectors-Based Scheme

135J. A person seeking leave to enter the United Kingdom for the purpose of employment under the Sectors-Based Scheme may be admitted for a period not exceeding 12 months (normally as specified in his work permit), subject to a condition restricting him to employment approved by the Home Office, provided the Immigration Officer is satisfied that each of the requirements of paragraph 135I is met.

Refusal of leave to enter for the purpose of employment under the Sectors-Based Scheme

135K. Leave to enter the United Kingdom for the purpose of employment under the Sectors-Based Scheme is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 135I is met.

Requirements for an extension of stay for Sector-Based employment

135L.The requirements for an extension of stay for Sector-Based employment are that the applicant:

(i) entered the United Kingdom with a valid Home Office immigration employment document issued under the sectors-Based Scheme and;

(ii) has written approval from the Home Office for the continuation of his employment under the Sectors-Based Scheme; and

(iii) meets the requirements of paragraph 135I (ii) to (vi); and

(iv) would not, as a result of the extension of stay sought, remain in the United Kingdom for Sector-Based Scheme employment to a date beyond 12 months from the date on which he was given leave to enter the United Kingdom on this occasion in this capacity.

Extension of stay for Sectors-Based Scheme employment

135M. An extension of stay for Sectors-Based Scheme employment may be granted for a period not exceeding the period of approved employment recommended by the Home Office provided the Secretary of State is satisfied that each of the requirements of paragraph 135L are met. An extension of stay is to be subject to a condition restricting the applicant to employment approved by the Home Office.

Refusal of extension of stay for Sectors-Based Scheme employment

135N. An extension of stay for Sector-Based Scheme employment is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 135L is met.

245ZG. Period and conditions of grant

(b) The cases referred to in paragraph (a) are those where the applicant has, or was last granted, entry clearance, leave to enter or leave to remain as:

(iii) a Minister of Religion, Missionary or Member of a Religious Order, provided he is still working for the same employer,

Attributes for Tier 1 (Investor) Migrants

47. A regulated financial institution is one which is regulated by the appropriate regulatory body for the country in which the financial institution operates. For example, where a financial institution does business in the UK, the appropriate regulator is the Financial Services Authority.

Part 4

Immigration Rules as at 5 April 2012 relating to Overseas qualified nurses or midwives, Seasonal agricultural workers, Work permit employment, Multiple Entry work permit Employment, and Tier 1 (Post Study Work) Migrants

Overseas qualified nurse or midwife
Requirements for leave to enter as an overseas qualified nurse or midwife

69M. Deleted on 27 November 2008 by paragraph 39 of Statement of Changes HC 1113 except insofar as relevant to paragraph 69P.

Leave to enter the United Kingdom as an overseas qualified nurse or midwife

69N. DELETED.

Refusal of leave to enter as an overseas qualified nurse or midwife

69O. DELETED.

Requirements for an extension of stay as an overseas qualified nurse or midwife

69P. The requirements to be met by a person seeking an extension of stay as an overseas qualified nurse or midwife are that the applicant:

(i)-(iii) Deleted by HC 1113

(iv) has leave to enter or remain as an overseas qualified nurse or midwife in accordance with paragraphs 69M - 69R of these Rules; and

(v) meets the requirements set out in paragraph 69M (i) - (vi); and

(vi) can provide satisfactory evidence of regular attendance during any previous period of supervised practice or midwife adaptation course; and

(vii) if he has previously been granted leave:

(a) as an overseas qualified nurse or midwife under paragraphs 69M - 69R of these Rules, or

(b) to undertake an adaptation course as a student nurse under paragraphs 63 - 69 of these Rules; and is not seeking an extension of stay in this category which, when amalgamated with those previous periods of leave, would total more than 18 months; and

(viii) if his previous studies, supervised practice placement or midwife adaptation programme placement were sponsored by a government or international scholarship agency, he has the written consent of his official sponsor to remain in the United Kingdom as an overseas qualified nurse or midwife.

Extension of stay as an overseas qualified nurse or midwife

69Q. An extension of stay as an overseas qualified nurse or midwife may be granted for a period not exceeding 18 months, provided that the Secretary of State is satisfied that each of the requirements of paragraph 69P is met.

Refusal of extension of stay as an overseas qualified nurse or midwife

69R. An extension of stay as an overseas qualified nurse or midwife is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 69P is met.

Seasonal agricultural workers
Requirements for leave to enter as a seasonal agricultural worker

104. The requirements to be met by a person seeking leave to enter the United Kingdom as a seasonal agricultural worker are that he:

(i) is a student in full time education aged 18 or over; and

(ii) holds an immigration employment document in the form of a valid Home Office work card issued by the operator of a scheme approved by the Secretary of State; and

(iii) intends to leave the United Kingdom at the end of his period of leave as a seasonal worker; and

(iv) does not intend to take employment except as permitted by his work card and within the terms of this paragraph; and

(v) is not seeking leave to enter on a date less than 3 months from the date on which an earlier period of leave to enter or remain granted to him in this capacity expired; and

(vi) is able to maintain and accommodate himself without recourse to public funds.

Leave to enter as a seasonal agricultural worker

105. A person seeking leave to enter the United Kingdom as a seasonal agricultural worker may be admitted with a condition restricting his freedom to take employment for a period not exceeding 6 months providing the Immigration Officer is satisfied that each of the requirements of paragraph 104 is met.

Refusal of leave to enter as a seasonal agricultural worker

106. Leave to enter the United Kingdom as a seasonal agricultural worker is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 104 is met.

Requirements for extension of stay as a seasonal agricultural worker

107. The requirements for an extension of stay as a seasonal agricultural worker are that the applicant:

(i) entered the United Kingdom as a seasonal agricultural worker under paragraph 105; and

(ii) meets the requirements of paragraph 104 (iii)-(vi); and

(iii) would not, as a result of an extension of stay sought, remain in the United Kingdom as a seasonal agricultural worker beyond 6 months from the date on which he was given leave to enter the United Kingdom on this occasion in this capacity.

Extension of stay as a seasonal agricultural worker

108. An extension of stay as a seasonal agricultural worker may be granted with a condition restricting his freedom to take employment for a period which does not extend beyond 6 months from the date on which he was given leave to enter the United Kingdom on this occasion in this capacity, provided the Secretary of State is satisfied that the applicant meets each of the requirements of paragraph 107.

Refusal of extension of stay as a seasonal worker

109. An extension of stay as a seasonal worker is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraph 107 is met.

Work permit employment

Requirements for leave to enter the United Kingdom for work permit employment

128. The requirements to be met by a person coming to the United Kingdom to seek or take employment (unless he is otherwise eligible for admission for employment under these Rules or is eligible for admission as a seaman under contract to join a ship due to leave British waters) are that he:

(i) holds a valid Home Office work permit; and

(ii) is not of an age which puts him outside the limits for employment; and

(iii) is capable of undertaking the employment specified in the work permit; and

(iv) does not intend to take employment except as specified in his work permit; and

(v) is able to maintain and accommodate himself and any dependants adequately without recourse to public funds; and

(vi) in the case of a person in possession of a work permit which is valid for a period of 12 months or less, intends to leave the United Kingdom at the end of his approved employment; and

(vii) holds a valid United Kingdom entry clearance for entry in this capacity except where he holds a work permit valid for 6 months or less or he is a British National (Overseas), a British overseas territories citizen, a British Overseas citizen, a British protected person or a person who under the British Nationality Act 1981 is a British subject.

Leave to enter for work permit employment

129. A person seeking leave to enter the United Kingdom for the purpose of work permit employment may be admitted for a period not exceeding the period of employment approved by the Home Office (as specified in his work permit), subject to a condition restricting him to that approved employment, provided he is able to produce to the Immigration Officer, on arrival, a valid United Kingdom entry clearance for entry in this capacity or, where entry clearance is not required, provided the Immigration Officer is satisfied that each of the requirements of paragraph 128(i)-(vi) is met.

Refusal of leave to enter for employment

130. Leave to enter for the purpose of work permit employment is to be refused if a valid United Kingdom entry clearance for entry in this capacity is not produced to the Immigration Officer on arrival or, where entry clearance is not required, if the Immigration Officer is not satisfied that each of the requirements of paragraph 128(i)-(vi) is met.

Requirements for an extension of stay for work permit employment

131. The requirements for an extension of stay to seek or take employment (unless the applicant is otherwise eligible for an extension of stay for employment under these Rules) are that the applicant:

(i) entered the United Kingdom with a valid work permit under paragraph 129; and

(ii) has written approval from the Home Office for the continuation of his employment; and

(iii) meets the requirements of paragraph 128 (ii)-(v).

131A. The requirements for an extension of stay to take employment (unless the applicant is otherwise eligible for an extension of stay for employment under these Rules) for a student are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a student in accordance with paragraphs 57 to 62 of these Rules; and

(ii) has obtained a degree qualification on a recognised degree course at either a United Kingdom publicly funded further or higher education institution or a bona fide United Kingdom private education institution which maintains satisfactory records of enrolment and attendance; and

(iii) holds a valid Home Office immigration employment document for employment; and

(iv) has the written consent of his official sponsor to such employment if he is a member of a government or international scholarship agency sponsorship and that sponsorship is either ongoing or has recently come to an end at the time of the requested extension; and

(v) meets each of the requirements of paragraph 128 (ii) to (vi).

131B. The requirements for an extension of stay to take employment (unless the applicant is otherwise eligible for an extension of stay for employment under these Rules) for a student nurse overseas qualified nurse or midwife, postgraduate doctor or postgraduate dentist are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a student nurse in accordance with paragraphs 63 to 69 of these Rules; or

(ia) entered the United Kingdom or was given leave to remain as an overseas qualified nurse or midwife in accordance with paragraphs 69M to 69R of these Rules; and

(ii) entered the United Kingdom or was given leave to remain as a postgraduate doctor or a postgraduate dentist in accordance with paragraphs 70 to 75 of these Rules; and

(iii) holds a valid Home Office immigration employment document for employment as a nurse, doctor or dentist; and

(iv) has the written consent of his official sponsor to such employment if he is a member of a government or international scholarship agency sponsorship and that sponsorship is either ongoing or has recently come to an end at the time of the requested extension; and

(v) meets each of the requirements of paragraph 128 (ii) to (vi).

131C The requirements for an extension of stay to take employment for a Science and Engineering Graduate Scheme or International Graduates Scheme participant are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a Science and Engineering Graduate Scheme or International Graduates Scheme participant in accordance with paragraphs 135O to 135T of these Rules; and

(ii) holds a valid Home Office immigration employment document for employment; and

(iii) meets each of the requirements of paragraph 128 (ii) to (vi).

131D.The requirements for an extension of stay to take employment (unless the applicant is otherwise eligible for an extension of stay for employment under these Rules) for a working holidaymaker are that the applicant:

(i) entered the United Kingdom as a working holidaymaker in accordance with paragraphs 95 to 96 of these Rules; and

(ii) he has spent more than 12 months in total in the UK in this capacity; and

(iii) holds a valid Home Office immigration employment document for employment in an occupation listed on the Work Permits (UK) shortage occupations list; and

(iv) meets each of the requirements of paragraph 128 (ii) to (vi).

131E The requirements for an extension of stay to take employment for a highly skilled migrant are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a highly skilled migrant in accordance with paragraphs 135A to 135E of these Rules; and

(ii) holds a valid work permit; and

(iii) meets each of the requirements of paragraph 128(ii) to (vi).

131F The requirements for an extension of stay to take employment (unless the applicant is otherwise eligible for an extension of stay for employment under these Rules) for an Innovator are that the applicant:

(i) entered the United Kingdom or was given leave to remain as an Innovator in accordance with paragraphs 210A to 210E of these Rules; and

(ii) holds a valid Home Office immigration employment document for employment; and

(iii) meets each of the requirements of paragraph 128(ii) to (vi).

131G. The requirements for an extension of stay to take employment (unless the applicant is otherwise eligible for an extension of stay for employment under these Rules) for an individual who has leave to enter or leave to remain in the United Kingdom to take the PLAB Test or to undertake a clinical attachment or dental observer post are that the applicant:

(i) entered the United Kingdom or was given leave to remain for the purposes of taking the PLAB Test in accordance with paragraphs 75A to 75F of these Rules; or

(ii) entered the United Kingdom or was given leave to remain to undertake a clinical attachment or dental observer post in accordance with paragraphs 75G to 75M of these Rules; and

(iii) holds a valid Home Office immigration employment document for employment as a doctor or dentist; and

(iv) meets each of the requirements of paragraph 128 (ii) to (vi).

131H. The requirements for an extension of stay to take employment (unless the applicant is otherwise eligible for an extension of stay for employment under these Rules) in the case of a person who has leave to enter or remain as a Fresh Talent: Working in Scotland scheme participant are that the applicant:

(i) entered the United Kingdom or was given leave to remain as a Fresh Talent: Working in Scotland scheme participant in accordance with paragraphs 143A to 143F of these Rules; and

(ii) holds a valid Home Office immigration employment document for employment in Scotland; and

(iii) has the written consent of his official sponsor to such employment if the studies which led to him being granted leave under the Fresh Talent: Working in Scotland scheme in accordance with paragraphs 143A to 143F of these Rules, or any studies he has subsequently undertaken, were sponsored by a government or international scholarship agency; and

(iv) meets each of the requirements of paragraph 128 (ii) to (vi).

131I. The requirements for an extension of stay to take employment for a Tier 1 Migrant are that the applicant:

(i) entered the UK or was given leave to remain as a Tier 1 Migrant, and

(ii) holds a valid work permit; and

(iii) meets each of the requirements of paragraph 128(ii) to (vi).

Extension of stay for work permit employment

132.An extension of stay for work permit employment may be granted for a period not exceeding the period of approved employment recommended by the Home Office provided the Secretary of State is satisfied that each of the requirements of paragraphs 131, 131A, 131B, 131C, 131D, 131E, 131F, 131G, 131H or 131I is met. An extension of stay is to be subject to a condition restricting the applicant to employment approved by the Home Office.

133.An extension of stay for employment is to be refused if the Secretary of State is not satisfied that each of the requirements of paragraphs 131, 131A, 131B, 131C, 131D, 131E, 131F, 131G, 131H or 131I is met (unless the applicant is otherwise eligible for an extension of stay for employment under these Rules).

Multiple Entry work permit employment

Requirements for leave to enter for Multiple Entry work permit employment

199A. The requirements to be met by a person coming to the United Kingdom to seek or take Multiple Entry work permit employment are that he:

(i) holds a valid work permit;

(ii) is not of an age which puts him outside the limits for employment;

(iii) is capable of undertaking the employment specified in the work permit;

(iv) does not intend to take employment except as specified in his work permit;

(v) is able to maintain and accommodate himself adequately without recourse to public funds; and

(vi) intends to leave the United Kingdom at the end of the employment covered by the Multiple Entry work permit and holds a valid United Kingdom Entry clearance for entry into this capacity excepts where he holds a work permit valid for 6 months or less or he is a British National (Overseas), a British overseas territories citizen, a British Overseas citizen, a British protected person or a person who under the British Nationality Act 1981 is a British subject.

Leave to enter for Multiple Entry work permit employment

199B. A person seeking leave to enter the United Kingdom for the purpose of Multiple Entry work permit employment may be admitted for a period not exceeding 2 years provided that the Immigration Officer is satisfied that each of the requirements of paragraph 199A are met.

Refusal of leave to enter for Multiple Entry work permit employment

199C. Leave to enter for the purpose of Multiple Entry work permit employment is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 199A is met.

Tier 1 (Post-Study Work) Migrants

245F. Purpose

The purpose of this route is to encourage international graduates who have studied in the UK to stay on and do skilled or highly skilled work.

245FA. Entry to the UK

All migrants arriving in the UK and wishing to enter as a Tier 1 (Post-Study Work) Migrant must have a valid entry clearance for entry under this route. If they do not have a valid entry clearance, entry will be refused.

245FB. Requirements for entry clearance

To qualify for entry clearance as a Tier 1 (Post-Study Work) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, entry clearance will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal.

(b) The applicant must not previously have been granted entry clearance or leave to remain as a Tier 1 (Post-Study Work) Migrant as a Participant in the International Graduates Scheme (or its predecessor, the Science and Engineering Graduates Scheme), or as a Participant in the Fresh Talent: Working in Scotland Scheme.

(c) The applicant must have a minimum of 75 points under paragraphs 66 to 72 of Appendix A.

(d) The applicant must have a minimum of 10 points under paragraphs 1 to 3 of Appendix B.

(e) The applicant must have a minimum of 10 points under paragraphs 1 to 2 of Appendix C.

(f) If:

> (i) the studies that led to the qualification for which the applicant obtains points under paragraphs 66 to 72 of Appendix A were sponsored by a Government or international scholarship agency, and
>
> (ii) those studies came to an end 12 months ago or less the applicant must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents to show that this requirement has been met.

245FC. Period and conditions of grant

Entry clearance will be granted for a period of 2 years and will be subject to the following conditions:

(a) no recourse to public funds,

(b) registration with the police, if this is required by paragraph 326 of these Rules, and

(c) no Employment as a Doctor or Dentist in Training, unless the applicant has obtained a degree in medicine or dentistry at bachelor's level or above from a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based System.

245FD. Requirements for leave to remain

To qualify for leave to remain as a Tier 1 (Post-Study Work) Migrant, an applicant must meet the requirements listed below. Subject to paragraph 245FE(a)(i), if the applicant meets these

requirements, leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(b) The applicant must not previously have been granted entry clearance or leave to remain as a Tier 1 (Post-Study Work) migrant.

(c) The applicant must have a minimum of 75 points under paragraphs 66 to 72 of Appendix A.

(d) The applicant must have a minimum of 10 points under paragraphs 1 to 3 of Appendix B.

(e) The applicant must have a minimum of 10 points under paragraphs 1 to 2 of Appendix C.

(f) The applicant must have, or have last been granted, entry clearance, leave to enter or leave to remain:

(i) as a Participant in the Fresh Talent: Working in Scotland Scheme,

(ii) as a Participant in the International Graduates Scheme (or its predecessor, the Science and Engineering Graduates Scheme),

(iii) as a Student, provided the applicant has not previously been granted leave in any of the categories referred to in paragraphs (i) and (ii) above,

(iv) as a Student Nurse, provided the applicant has not previously been granted leave in any of the categories referred to in paragraphs (i) and (ii) above,

(v) as a Student Re-Sitting an Examination, provided the applicant has not previously been granted leave in any of the categories referred to in paragraphs (i) and (ii) above,

(vi) as a Student Writing Up a Thesis, provided the applicant has not previously been granted leave as a Tier 1 Migrant or in any of the categories referred to in paragraphs (i) and (ii) above,

(vii) as a Tier 4 Migrant, provided the applicant has not previously been granted leave as a Tier 1 (Post-Study Work) Migrant or in any of the categories referred to in paragraphs (i) and (ii) above, or

(viii) as a Postgraduate Doctor or Dentist, provided the applicant has not previously been granted leave as a Tier 1 (Post-Study Work) Migrant or in any of the categories referred to in paragraphs (i) and (ii) above.

(g) An applicant who has, or was last granted leave as a Participant in the Fresh Talent: Working in Scotland Scheme must be a British National (Overseas), British overseas territories citizen, British Overseas citizen, British protected person or a British subject as defined in the British Nationality Act 1981.

(h) If:

(i) the studies that led to the qualification for which the applicant obtains points under paragraphs 66 to 72 of Appendix A were sponsored by a Government or international scholarship agency, and

(ii) those studies came to an end 12 months ago or less the applicant must provide the unconditional written consent of the sponsoring Government or agency to the application and must provide the specified documents to show that this requirement has been met.

245FE. Period and conditions of grant

(a) Leave to remain will be granted:

(i) for a period of the difference between 2 years and the period of the last grant of entry clearance, leave to enter or remain , to an applicant who has or was last granted leave as a Participant in the Fresh Talent: Working in Scotland Scheme, as a Participant in the International Graduates Scheme (or its predecessor the Science and Engineering Graduates Scheme). If this calculation results in no grant of leave then leave to remain is to be refused;

(ii) for a period of 2 years, to any other applicant.

(b) Leave to remain under this route will be subject to the following conditions:

(i) no access to public funds,

(ii) registration with the police, if this is required by paragraph 326 of these Rules, and

(iii) no Employment as a Doctor or Dentist in Training, unless the applicant:

(1) has obtained a primary degree in medicine or dentistry at bachelor's level or above from a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based System; or

(2) has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a Doctor in Training, and has been employed during that leave as a Doctor in Training; or

(3) has, or has last been granted, entry clearance, leave to enter or leave to remain that was not subject to any condition restricting him from taking employment as a Dentist in Training, and has been employed during that leave as a Dentist in Training.

Appendix A - Attributes for Tier 1 (Post-Study Work) Migrants

66. An applicant applying for entry clearance or leave to remain as a Tier 1 (Post-Study Work) Migrant must score 75 points for attributes.

67. Available points are shown in Table 10.

68. Notes to accompany the table appear below the table.

Table 10

Qualifications	Points
The applicant has been awarded: (a) a UK recognised bachelor or postgraduate degree, or (b) a UK postgraduate certificate in education or Professional Graduate Diploma of Education, or (c) a Higher National Diploma ('HND') from a Scottish institution.	20
(a) The applicant studied for his award at a UK institution that is a UK recognised or listed body, or which holds a sponsor licence under Tier 4 of the Points Based System, or (b) If the applicant is claiming points for having been awarded a Higher National Diploma from a Scottish Institution, he studied for that diploma at a Scottish publicly funded institution of further or higher education, or a Scottish bona fide private education institution which maintains satisfactory records of enrolment and attendance. The Scottish institution must: (i) be on the list of Education and Training Providers list on the Department of Business, Innovation and Skills website, or (ii) hold a Sponsor licence under Tier 4 of the Points Based System.	20
The applicant's periods of UK study and/or research towards his eligible award were undertaken whilst he had entry clearance, leave to enter or leave to remain in the UK that was not subject to a restriction preventing him from undertaking a course of study and/or research.	20
The applicant made the application for entry clearance or leave to remain as a Tier 1 (Post-Study Work) Migrant within 12 months of obtaining the relevant qualification or within 12 months of completing a United Kingdom Foundation Programme Office	15

affiliated Foundation Programme as a postgraduate doctor or dentist.	
The applicant is applying for leave to remain and has, or was last granted, leave as a Participant in the International Graduates Scheme (or its predecessor, the Science and Engineering Graduates Scheme) or as a Participant in the Fresh Talent: Working in Scotland Scheme.	75

Qualification: notes

69. Specified documents must be provided as evidence of the qualification and, where relevant, completion of the United Kingdom Foundation Programme Office affiliated Foundation Programme as a postgraduate doctor or dentist.

70. A qualification will have been deemed to have been 'obtained' on the date on which the applicant was first notified in writing, by the awarding institution, that the qualification had been awarded.

71. If the institution studied at is removed from one of the relevant lists referred to in Table 10, or from the Tier 4 Sponsor Register, no points will be awarded for a qualification obtained on or after the date the institution was removed from the relevant list or from the Tier 4 Sponsor Register.

72. To qualify as an HND from a Scottish institution, a qualification must be at level 8 on the Scottish Credit and Qualifications Framework.

Part 5
Immigration Rules relating to prospective students as at 30 September 2013

Requirements for leave to enter as a prospective student

82. The requirements to be met by a person seeking leave to enter the United Kingdom as a prospective student are that he:

(i) can demonstrate a genuine and realistic intention of undertaking, within 6 months of his date of entry:

(a) a course of study which would meet the requirements for an extension of stay as a student under paragraph 245ZX or paragraph 245ZZC; and

(b) DELETED

(ii) intends to leave the United Kingdom on completion of his studies or on the expiry of his leave to enter if he is not able to meet the requirements for an extension of stay:

(a) as a student in accordance with paragraph 245ZX or paragraph 245ZZC; and

(b) DELETED

(iii) is able without working or recourse to public funds to meet the costs of his intended course and accommodation and the maintenance of himself and any dependants while making arrangements to study and during the course of his studies; and

(iv) holds a valid United Kingdom entry clearance for entry in this capacity.

Leave to enter as a prospective student

83. A person seeking leave to enter the United Kingdom as a prospective student may be admitted for a period not exceeding 6 months with a condition prohibiting employment, provided he is able to produce to the Immigration Officer on arrival a valid United Kingdom entry clearance for entry in this capacity.

Refusal of leave to enter as a prospective student

84. Leave to enter as a prospective student is to be refused if the Immigration Officer is not satisfied that each of the requirements of paragraph 82 is met.

Back to top

Immigration Rules
Appendix FM

Family members

General
Family life with a partner
Exception
Bereaved partner
Victim of domestic violence
Family life as a child of a person with limited leave as a partner or parent
Family life as a parent of a child in the UK
Adult dependent relative
Deportation and removal

Appendix FM family members

General

Section GEN: General

Purpose

GEN.1.1. This route is for those seeking to enter or remain in the UK on the basis of their family life with a person who is a British Citizen, is settled in the UK, or is in the UK with limited leave as a refugee or person granted humanitarian protection (and the applicant cannot seek leave to enter or remain in the UK as their family member under Part 11 of these rules). It sets out the requirements to be met and, in considering applications under this route, it reflects how, under Article 8 of the Human Rights Convention, the balance will be struck between the right to respect for private and family life and the legitimate aims of protecting national security, public safety and the economic well-being of the UK; the prevention of disorder and crime; the protection of health or morals; and the protection of the rights and freedoms of others (and in doing so also reflects the relevant public interest considerations as set out in Part 5A of the Nationality, Immigration and Asylum Act 2002). It also takes into account the need to safeguard and promote the welfare of children in the UK , in line with the Secretary of State's duty under section 55 of the Borders, Citizenship and Immigration Act 2009.

Definitions

GEN.1.2. For the purposes of this Appendix "partner" means-

(i) the applicant's spouse;
(ii) the applicant's civil partner;
(iii) the applicant's fiancé(e) or proposed civil partner; or
(iv) a person who has been living together with the applicant in a relationship akin to a marriage or civil partnership for at least two years prior to the date of application,

unless a different meaning of partner applies elsewhere in this Appendix.

GEN.1.3. For the purposes of this Appendix

(a) "application for leave to remain" also includes an application for variation of leave to enter or remain by a person in the UK;

(b) references to a person being present and settled in the UK also include a person who is being admitted for settlement on the same occasion as the applicant; and

(c) references to a British Citizen in the UK also include a British Citizen who is coming to the UK with the applicant as their partner or parent.

GEN.1.4. In this Appendix "specified" means specified in Appendix FM-SE, unless otherwise stated.

GEN.1.5. If the Entry Clearance Officer, or Secretary of State, has reasonable cause to doubt the genuineness of any document submitted in support of an application, and having taken reasonable steps to verify the document, is unable to verify that it is genuine, the document will be discounted for the purposes of the application.

GEN.1.6. For the purposes of paragraph E-ECP.4.1.(a); E-LTRP.4.1.(a); EECPT. 4.1(a) and E-LTRPT.5.1.(a) the applicant must be a national of Antigua and Barbuda; Australia; the Bahamas; Barbados; Belize; Canada; Dominica; Grenada; Guyana; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; or the United States of America.

GEN.1.7. In this Appendix references to paragraphs are to paragraphs of this Appendix unless the context otherwise requires.

GEN.1.8. Paragraphs 277-280, 289AA, 295AA and 296 of Part 8 of these Rules shall apply to this Appendix.

GEN.1.9. In this Appendix:

(a) the requirement to make a valid application will not apply when the Article 8 claim is raised:

(i) as part of an asylum claim, or as part of a further submission in person after an asylum claim has been refused;

(ii) where a migrant is in immigration detention. A migrant in immigration detention or their representative must submit any application or claim raising Article 8 to a prison officer, a prisoner custody officer, a detainee custody officer or a member of Home Office staff at the migrant’s place of detention; or

(iii) in an appeal (subject to the consent of the Secretary of State where applicable); and

(b) where an application or claim raising Article 8 is made in any of the circumstances specified in paragraph GEN.1.9.(a), or is considered by the Secretary of State under paragraph A277C of these rules, the requirements of paragraphs R-LTRP.1.1.(c) and R-LTRPT.1.1.(c) are not met.

GEN.1.10. Where an applicant does not meet the requirements of this Appendix as a partner or parent but the decision-maker grants entry clearance or leave to enter or remain outside the

rules on Article 8 grounds, the applicant will normally be granted entry clearance for a period not exceeding 33 months, or leave to enter or remain for a period not exceeding 30 months, and subject to a condition of no recourse to public funds unless the decision-maker considers that the person should not be subject to such a condition.

GEN.1.11. Where entry clearance or leave to enter or remain is granted under this Appendix, or where an applicant does not meet the requirements of this Appendix as a partner or parent but the decision-maker grants entry clearance or leave to enter or remain outside the rules on Article 8 grounds, (and without prejudice to the specific provision that is made in this Appendix in respect of a no recourse to public funds condition), that leave may be subject to such conditions as the decision-maker considers appropriate in a particular case.

GEN.1.12. In paragraphs GEN.1.10. and GEN.1.11. “decision-maker” refers to the Secretary of State or an Entry Clearance Officer.

GEN.1.13. For the purposes of paragraphs D-LTRP.1.1., D-LTRP.1.2., DILRP.1.2., D-LTRPT.1.1., D-LTRPT.1.2., and D-ILRPT.1.2. (excluding a grant of limited leave to remain as a fiancé(e) or proposed civil partner), where the applicant has extant leave at the date of decision, the remaining period of that extant leave up to a maximum of 28 days will be added to the period of limited leave to remain granted under that paragraph (which may therefore exceed 30 months).

Leave to enter

GEN.2.1. The requirements to be met by a person seeking leave to enter the UK under this route are that the person-

(a) must have a valid entry clearance for entry under this route; and

(b) must produce to the Immigration Officer on arrival a valid national passport or other document satisfactorily establishing their identity and nationality.

GEN.2.2. If a person does not meet the requirements of paragraph GEN.2.1. entry will be refused.

Back to top

Family life with a partner

Section EC-P: Entry clearance as a partner

EC-P.1.1. The requirements to be met for entry clearance as a partner are that-

(a) the applicant must be outside the UK;

(b) the applicant must have made a valid application for entry clearance as a partner;

(c) the applicant must not fall for refusal under any of the grounds in Section S-EC: Suitability–entry clearance; and

(d) the applicant must meet all of the requirements of Section E-ECP: Eligibility for entry clearance as a partner.

Section S-EC: Suitability-entry clearance

S-EC.1.1. The applicant will be refused entry clearance on grounds of suitability if any of paragraphs S-EC.1.2. to 1.8. apply.

S-EC.1.2. The Secretary of State has personally directed that the exclusion of the applicant from the UK is conducive to the public good.

S-EC.1.3. The applicant is currently the subject of a deportation order.

S-EC.1.4. The exclusion of the applicant from the UK is conducive to the public good because they have:

(a) been convicted of an offence for which they have been sentenced to a period of imprisonment of at least 4 years; or

(b) been convicted of an offence for which they have been sentenced to a period of imprisonment of at least 12 months but less than 4 years, unless a period of 10 years has passed since the end of the sentence; or

(c) been convicted of an offence for which they have been sentenced to a period of imprisonment of less than 12 months, unless a period of 5 years has passed since the end of the sentence.

Where this paragraph applies, unless refusal would be contrary to the Human Rights Convention or the Convention and Protocol Relating to the Status of Refugees, it will only be in exceptional circumstances that the public interest in maintaining refusal will be outweighed by compelling factors.

S-EC.1.5. The exclusion of the applicant from the UK is conducive to the public good because, for example, the applicant's conduct (including convictions which do not fall within paragraph S-EC.1.4.), character, associations, or other reasons, make it undesirable to grant them entry clearance.

S-EC.1.6. The applicant has failed without reasonable excuse to comply with a requirement to-

(a) attend an interview;

(b) provide information;

(c) provide physical data; or

(d) undergo a medical examination or provide a medical report.

S-EC.1.7. It is undesirable to grant entry clearance to the applicant for medical reasons.

S-EC.1.8. The applicant left or was removed from the UK as a condition of a caution issued in accordance with section 22 of the Criminal Justice Act 2003 less than 5 years prior to the date on which the application is decided.

S-EC.2.1. The applicant will normally be refused on grounds of suitability if any of paragraphs S-EC.2.2. to 2.5. apply.

S-EC.2.2. Whether or not to the applicant's knowledge-

(a) false information, representations or documents have been submitted in relation to the application (including false information submitted to any person to obtain a document used in support of the application); or

(b) there has been a failure to disclose material facts in relation to the application.

S-EC.2.3. One or more relevant NHS body has notified the Secretary of State that the applicant has failed to pay charges in accordance with the relevant NHS regulations on charges to overseas visitors and the outstanding charges have a total value of at least £1000.

S-EC.2.4. A maintenance and accommodation undertaking has been requested or required under paragraph 35 of these Rules or otherwise and has not been provided.

S-EC.2.5. The exclusion of the applicant from the UK is conducive to the public good because:

(a) within the 12 months prior to the date on which the application is decided, the person has been convicted of or admitted an offence for which they received a non-custodial sentence or other out of court disposal that is recorded on their criminal record; or

(b) in the view of the Secretary of State:

(i) the person's offending has caused serious harm; or

(ii) the person is a persistent offender who shows a particular disregard for the law.

Section E-ECP: Eligibility for entry clearance as a partner

E-ECP.1.1. To meet the eligibility requirements for entry clearance as a partner all of the requirements in paragraphs E-ECP.2.1. to 4.2. must be met.

Relationship requirements

E-ECP.2.1. The applicant's partner must be-

(a) a British Citizen in the UK, subject to paragraph GEN.1.3.(c); or

(b) present and settled in the UK, subject to paragraph GEN.1.3.(b); or

(c) in the UK with refugee leave or with humanitarian protection.

E-ECP.2.2. The applicant must be aged 18 or over at the date of application.

E-ECP.2.3. The partner must be aged 18 or over at the date of application.

E-ECP.2.4. The applicant and their partner must not be within the prohibited degree of relationship.

E-ECP.2.5. The applicant and their partner must have met in person.

E-ECP.2.6. The relationship between the applicant and their partner must be genuine and subsisting.

E-ECP.2.7. If the applicant and partner are married or in a civil partnership it must be a valid marriage or civil partnership, as specified.

E-ECP.2.8. If the applicant is a fiancé(e) or proposed civil partner they must be seeking entry to the UK to enable their marriage or civil partnership to take place.

E-ECP.2.9. Any previous relationship of the applicant or their partner must have broken down permanently, unless it is a relationship which falls within paragraph 278(i) of these Rules.

E-ECP.2.10. The applicant and partner must intend to live together permanently in the UK.

Financial requirements

E-ECP.3.1. The applicant must provide specified evidence, from the sources listed in paragraph E-ECP.3.2., of-

(a) a specified gross annual income of at least-

(i) £18,600;
(ii) an additional £3,800 for the first child; and
(iii) an additional £2,400 for each additional child; alone or in combination with

(b) specified savings of-

(i) £16,000; and
(ii) additional savings of an amount equivalent to 2.5 times the amount which is the difference between the gross annual income from the sources listed in paragraph E-ECP.3.2.(a)-(d) and the total amount required under paragraph E-ECP.3.1.(a); or

(c) the requirements in paragraph E-ECP.3.3.being met.

In this paragraph "child" means a dependent child of the applicant who is-

(a) under the age of 18 years, or who was under the age of 18 years when they were first granted entry under this route;

(b) applying for entry clearance as a dependant of the applicant, or has limited leave to enter or remain in the UK;

(c) not a British Citizen or settled in the UK; and

(d) not an EEA national with a right to be admitted under the Immigration (EEA) Regulations 2006.

E-ECP.3.2. When determining whether the financial requirement in paragraph EECP.

3.1. is met only the following sources will be taken into account-

(a) income of the partner from specified employment or self-employment, which, in respect of a partner returning to the UK with the applicant, can include specified employment or self-employment overseas and in the UK;

(b) specified pension income of the applicant and partner;

(c) any specified maternity allowance or bereavement benefit received by the partner in the UK or any specified payment relating to service in HM Forces received by the applicant or partner;

(d) other specified income of the applicant and partner; and

(e) specified savings of the applicant and partner.

E-ECP.3.3. The requirements to be met under this paragraph are-

(a) the applicant's partner must be receiving one or more of the following -

(i) disability living allowance;
(ii) severe disablement allowance;
(iii) industrial injury disablement benefit;
(iv) attendance allowance;
(v) carer's allowance;
(vi) personal independence payment;
(vii) Armed Forces Independence Payment or Guaranteed Income Payment under the Armed Forces Compensation Scheme; or
(viii) Constant Attendance Allowance, Mobility Supplement or War Disablement Pension under the War Pensions Scheme; and

(b) the applicant must provide evidence that their partner is able to maintain and accommodate themselves, the applicant and any dependants adequately in the UK without recourse to public funds.

E-ECP.3.4. The applicant must provide evidence that there will be adequate accommodation, without recourse to public funds, for the family, including other family members who are not

included in the application but who live in the same household, which the family own or occupy exclusively: accommodation will not be regarded as adequate if-

(a) it is, or will be, overcrowded; or

(b) it contravenes public health regulations.

English language requirement

E-ECP.4.1. The applicant must provide specified evidence that they-

(a) are a national of a majority English speaking country listed in paragraph GEN.1.6.;

(b) have passed an English language test in speaking and listening at a minimum of level A1 of the Common European Framework of Reference for Languages with a provider approved by the Secretary of State;

(c) have an academic qualification recognised by UK NARIC to be equivalent to the standard of a Bachelor's or Master's degree or PhD in the UK, which was taught in English; or

(d) are exempt from the English language requirement under paragraph E-ECP.4.2.

E-ECP.4.2. The applicant is exempt from the English language requirement if at the date of application-

(a) the applicant is aged 65 or over;

(b) the applicant has a disability (physical or mental condition) which prevents the applicant from meeting the requirement; or

(c) there are exceptional circumstances which prevent the applicant from being able to meet the requirement prior to entry to the UK.

Section D-ECP: Decision on application for entry clearance as a partner

D-ECP.1.1. If the applicant meets the requirements for entry clearance as a partner the applicant will be granted entry clearance for an initial period not exceeding 33 months, and subject to a condition of no recourse to public funds; or, where the applicant is a fiancé(e) or proposed civil partner, the applicant will be granted entry clearance for a period not exceeding 6 months, and subject to a condition of no recourse to public funds and a prohibition on employment.

D-ECP.1.2. Where the applicant does not meet the requirements for entry clearance as a partner the application will be refused.

Section R-LTRP: Requirements for limited leave to remain as a partner

R-LTRP.1.1. The requirements to be met for limited leave to remain as a partner are-

(a) the applicant and their partner must be in the UK;
(b) the applicant must have made a valid application for limited or indefinite leave to remain as a partner; and either
(c)

(i) the applicant must not fall for refusal under Section S-LTR: Suitability leave to remain; and

(ii) the applicant meets all of the requirements of Section E-LTRP:

Eligibility for leave to remain as a partner; or

(d)

(i) the applicant must not fall for refusal under Section S-LTR: Suitability leave to remain; and

(ii) the applicant meets the requirements of paragraphs E-LTRP.1.2-1.12. and E-LTRP.2.1.; and

(iii) paragraph EX.1. applies.

Section S-LTR: Suitability-leave to remain

S-LTR.1.1. The applicant will be refused limited leave to remain on grounds of suitability if any of paragraphs S-LTR.1.2. to 1.7. apply.

S-LTR.1.2. The applicant is currently the subject of a deportation order.

S-LTR.1.3. The presence of the applicant in the UK is not conducive to the public good because they have been convicted of an offence for which they have been sentenced to imprisonment for at least 4 years.

S-LTR.1.4. The presence of the applicant in the UK is not conducive to the public good because they have been convicted of an offence for which they have been sentenced to imprisonment for less than 4 years but at least 12 months.

S-LTR.1.5. The presence of the applicant in the UK is not conducive to the public good because, in the view of the Secretary of State, their offending has caused serious harm or they are a persistent offender who shows a particular disregard for the law.

S-LTR.1.6. The presence of the applicant in the UK is not conducive to the public good because their conduct (including convictions which do not fall within paragraphs S-LTR.1.3. to 1.5.), character, associations, or other reasons, make it undesirable to allow them to remain in the UK.

S-LTR.1.7. The applicant has failed without reasonable excuse to comply with a requirement to-

(a) attend an interview;

(b) provide information;

(c) provide physical data; or

(d) undergo a medical examination or provide a medical report.

S-LTR.2.1. The applicant will normally be refused on grounds of suitability if any of paragraphs S-LTR.2.2. to 2.4. apply.

S-LTR.2.2. Whether or not to the applicant's knowledge –

(a) false information, representations or documents have been submitted in relation to the application (including false information submitted to any person to obtain a document used in support of the application); or

(b) there has been a failure to disclose material facts in relation to the application.

S-LTR.2.3. One or more relevant NHS body has notified the Secretary of State that the applicant has failed to pay charges in accordance with the relevant NHS regulations on charges to overseas visitors and the outstanding charges have a total value of at least £1000.

S-LTR.2.4. A maintenance and accommodation undertaking has been requested under paragraph 35 of these Rules and has not been provided.

S-LTR.3.1. When considering whether the presence of the applicant in the UK is not conducive to the public good any legal or practical reasons why the applicant cannot presently be removed from the UK must be ignored.

Section E-LTRP: Eligibility for limited leave to remain as a partner

E-LTRP.1.1. To qualify for limited leave to remain as a partner all of the requirements of paragraphs E-LTRP.1.2. to 4.2. must be met.

Relationship requirements

E-LTRP.1.2. The applicant's partner must be-

(a) a British Citizen in the UK;

(b) present and settled in the UK; or

(c) in the UK with refugee leave or as a person with humanitarian protection.

E-LTRP.1.3. The applicant must be aged 18 or over at the date of application.

E-LTRP.1.4. The partner must be aged 18 or over at the date of application.

E-LTRP.1.5. The applicant and their partner must not be within the prohibited degree of relationship.

E-LTRP.1.6. The applicant and their partner must have met in person.

E-LTRP.1.7. The relationship between the applicant and their partner must be genuine and subsisting.

E-LTRP.1.8. If the applicant and partner are married or in a civil partnership it must be a valid marriage or civil partnership, as specified.

E-LTRP.1.9. Any previous relationship of the applicant or their partner must have broken down permanently, unless it is a relationship which falls within paragraph 278(i) of these Rules.

E-LTRP.1.10. The applicant and their partner must intend to live together permanently in the UK and, in any application for further leave to remain as a partner (except where the applicant is in the UK as a fiancé(e) or proposed civil partner) and in any application for indefinite leave to remain as a partner, the applicant must provide evidence that, since entry clearance as a partner was granted under paragraph D-ECP1.1. or since the last grant of limited leave to remain as a partner, the applicant and their partner have lived together in the UK or there is good reason, consistent with a continuing intention to live together permanently in the UK, for any period in which they have not done so.

E-LTRP.1.11. If the applicant is in the UK with leave as a fiancé(e) or proposed civil partner and the marriage or civil partnership did not take place during that period of leave, there must be good reason why and evidence that it will take place within the next 6 months.

E-LTRP.1.12. The applicant's partner cannot be the applicant's fiancé(e) or proposed civil partner, unless the applicant was granted entry clearance as that person's fiancé(e) or proposed civil partner.

Immigration status requirements

E-LTRP.2.1. The applicant must not be in the UK-

(a) as a visitor; or

(b) with valid leave granted for a period of 6 months or less, unless that leave is as a fiancé(e) or proposed civil partner, or was granted pending the outcome of family court or divorce proceedings

E-LTRP.2.2. The applicant must not be in the UK –

(a) on temporary admission or temporary release, unless paragraph EX.1. applies; or

(b) in breach of immigration laws (disregarding any period of overstaying for a period of 28 days or less), unless paragraph EX.1. applies.

Financial requirements

E-LTRP.3.1. The applicant must provide specified evidence, from the sources listed in paragraph E-LTRP.3.2., of-

(a) a specified gross annual income of at least-

(i) £18,600;
(ii) an additional £3,800 for the first child; and
(iii) an additional £2,400 for each additional child; alone or in combination with

(b) specified savings of-

(i) £16,000; and
(ii) additional savings of an amount equivalent to 2.5 times the amount which is the difference between the gross annual income from the sources listed in paragraph E-LTRP.3.2.(a)-(f) and the total amount required under paragraph E-LTRP.3.1.(a); or

(c) the requirements in paragraph E-LTRP.3.3.being met, unless paragraph EX.1. applies.

In this paragraph "child" means a dependent child of the applicant who is-

(a) under the age of 18 years, or who was under the age of 18 years when they were first granted entry under this route;

(b) applying for entry clearance or is in the UK as a dependant of the applicant;

(c) not a British Citizen or settled in the UK; and

(d) not an EEA national with a right to remain in the UK under the Immigration (EEA) Regulations 2006.

E-LTRP.3.2. When determining whether the financial requirement in paragraph ELTRP.

3.1. is met only the following sources may be taken into account-

(a) income of the partner from specified employment or self-employment;

(b) income of the applicant from specified employment or self-employment unless they are working illegally;

(c) specified pension income of the applicant and partner;

(d) any specified maternity allowance or bereavement benefit received by the applicant and partner in the UK or any specified payment relating to service in HM Forces received

by the applicant or partner;

(e) other specified income of the applicant and partner;

(f) income from the sources at (b), (d) or (e) of a dependent child of the applicant under paragraph E-LTRP.3.1. who is aged 18 years or over; and

(g) specified savings of the applicant, partner and a dependent child of the applicant under paragraph E-LTRP.3.1. who is aged 18 years or over.

E-LTRP.3.3. The requirements to meet this paragraph are-

(a) the applicant's partner must be receiving one or more of the following -

(i) disability living allowance;
(ii) severe disablement allowance;
(iii) industrial injury disablement benefit;
(iv) attendance allowance;
(v) carer's allowance;
(vi) personal independence payment;
(vii) Armed Forces Independence Payment or Guaranteed Income Payment under the Armed Forces Compensation Scheme; or
(viii) Constant Attendance Allowance, Mobility Supplement or War Disablement Pension under the War Pensions Scheme; and.

(b) the applicant must provide evidence that their partner is able to maintain and accommodate themselves, the applicant and any dependants adequately in the UK without recourse to public funds.

E-LTRP.3.4. The applicant must provide evidence that there will be adequate accommodation, without recourse to public funds, for the family, including other family members who are not included in the application but who live in the same household, which the family own or occupy exclusively, unless paragraph EX.1. applies: accommodation will not be regarded as adequate if-

(a) it is, or will be, overcrowded; or

(b) it contravenes public health regulations.

English language requirement

E-LTRP.4.1. If the applicant has not met the requirement in a previous application for leave as a partner or parent, the applicant must provide specified evidence that they-

(a) are a national of a majority English speaking country listed in paragraph GEN.1.6.;

(b) have passed an English language test in speaking and listening at a minimum of level A1 of the Common European Framework of Reference for Languages with a provider approved by the Secretary of State;

(c) have an academic qualification recognised by UK NARIC to be equivalent to the standard of a Bachelor's or Master's degree or PhD in the UK, which was taught in English; or

(d) are exempt from the English language requirement under paragraph E-LTRP.4.2.; unless paragraph EX.1. applies.

E-LTRP.4.2. The applicant is exempt from the English language requirement if at the date of application-

(a) the applicant is aged 65 or over;

(b) the applicant has a disability (physical or mental condition) which prevents the applicant from meeting the requirement; or

(c) there are exceptional circumstances which prevent the applicant from being able to meet the requirement.

Section D-LTRP: Decision on application for limited leave to remain as a partner

D-LTRP.1.1. If the applicant meets the requirements in paragraph R-LTRP.1.1.(a) to (c) for limited leave to remain as a partner the applicant will be granted limited leave to remain for a period not exceeding 30 months, and subject to a condition of no recourse to public funds, and they will be eligible to apply for settlement after a continuous period of at least 60 months with such leave or in the UK with entry clearance as a partner under paragraph D-ECP1.1. (excluding in all cases any period of entry clearance or limited leave as a fiance(e) or proposed civil partner); or, if paragraph E-LTRP.1.11. applies, the applicant will be granted limited leave for a period not exceeding 6 months and subject to a condition of no recourse to public funds and a prohibition on employment.

D-LTRP.1.2. If the applicant meets the requirements in paragraph R-LTRP.1.1.(a), (b) and (d) for limited leave to remain as a partner they will be granted leave to remain for a period not exceeding 30 months and subject to a condition of no recourse to public funds unless the Secretary of State considers that the person should not be subject to such a condition, and they will be eligible to apply for settlement after a continuous period of at least 120 months with such leave, with limited leave as a partner under paragraph D-LTRP.1.1., or in the UK with entry clearance as a partner under paragraph D-ECP1.1. (excluding in all cases any period of entry clearance or limited leave as a fiancé(e) or proposed civil partner), or, if paragraph E-LTRP.1.11. applies, the applicant will be granted limited leave for a period not exceeding 6 months and subject to a condition of no recourse to public funds and a prohibition on employment.

D-LTRP.1.3. If the applicant does not meet the requirements for limited leave to remain as a partner the application will be refused.

Section R-ILRP: Requirements for indefinite leave to remain (settlement) as a partner

R-ILRP.1.1. The requirements to be met for indefinite leave to remain as a partner are that-

(a) the applicant and their partner must be in the UK;

(b) the applicant must have made a valid application for indefinite leave to remain as a partner;

(c) the applicant must not fall for refusal under any of the grounds in Section S-ILR: Suitability for indefinite leave to remain;

(d) the applicant:

(i) must meet all of the requirements of Section E-LTRP: Eligibility for leave to remain as a partner (but in applying paragraph E-LTRP.3.1.(b)(ii) delete the words “2.5 times”); or

(ii) must meet the requirements of paragraphs E-LTRP.1.2.-1.12. and E-LTRP.2.1. and paragraph EX.1. applies; and

(e) the applicant must meet all of the requirements of Section E-ILRP: Eligibility for indefinite leave to remain as a partner.

Section S-ILR: Suitability for indefinite leave to remain

S-ILR.1.1. The applicant will be refused indefinite leave to remain on grounds of suitability if any of paragraphs S-ILR.1.2. to 1.9. apply.

S-ILR.1.2. The applicant is currently the subject of a deportation order.

S-ILR.1.3. The presence of the applicant in the UK is not conducive to the public good because they have been convicted of an offence for which they have been sentenced to imprisonment for at least 4 years.

S-ILR.1.4. The presence of the applicant in the UK is not conducive to the public good because they have been convicted of an offence for which they have been sentenced to imprisonment for less than 4 years but at least 12 months, unless a period of 15 years has passed since the end of the sentence.

S-ILR.1.5. The presence of the applicant in the UK is not conducive to the public good because they have been convicted of an offence for which they have been sentenced to imprisonment for less than 12 months, unless a period of 7 years has passed since the end of the sentence.

S-ILR.1.6. The applicant has, within the 24 months prior to the date on which the application is decided, been convicted of or admitted an offence for which they received a non-custodial sentence or other out of court disposal that is recorded on their criminal record.

S-ILR.1.7. The presence of the applicant in the UK is not conducive to the public good because, in the view of the Secretary of State, their offending has caused serious harm or they are a persistent offender who shows a particular disregard for the law.

S-ILR.1.8. The presence of the applicant in the UK is not conducive to the public good because their conduct (including convictions which do not fall within paragraphs S-ILR.1.3. to 1.6.), character, associations, or other reasons, make it undesirable to allow them to remain in the UK.

S-ILR.1.9. The applicant has failed without reasonable excuse to comply with a requirement to-

(a) attend an interview;

(b) provide information;

(c) provide physical data; or

(d) undergo a medical examination or provide a medical report.

S-ILR.2.1. The applicant will normally be refused on grounds of suitability if any of paragraphs S-ILR.2.2. to 2.4. apply.

S-ILR.2.2. Whether or not to the applicant's knowledge –

(a) false information, representations or documents have been submitted in relation to the application (including false information submitted to any person to obtain a document used in support of the application); or

(b) there has been a failure to disclose material facts in relation to the application.

S-ILR.2.3. One or more relevant NHS body has notified the Secretary of State that the applicant has failed to pay charges in accordance with the relevant NHS regulations on charges to overseas visitors and the outstanding charges have a total value of at least £1000.

S-ILR.2.4. A maintenance and accommodation undertaking has been requested under paragraph 35 of these Rules and has not been provided.

S-ILR.3.1. When considering whether the presence of the applicant in the UK is not conducive to the public good, any legal or practical reasons why the applicant cannot presently be removed from the UK must be ignored.

Section E-ILRP: Eligibility for indefinite leave to remain as a partner

E-ILRP.1.1. To meet the eligibility requirements for indefinite leave to remain as a partner all of the requirements of paragraphs E-ILRP.1.2. to 1.6. must be met.

E-ILRP.1.2. The applicant must be in the UK with valid leave to remain as a partner (disregarding any period of overstaying for a period of 28 days or less).

E-ILRP.1.3. The applicant must have completed a continuous period of at least 60 months with limited leave as a partner under paragraph R-LTRP.1.1.(a) to (c) or in the UK with entry clearance as a partner under paragraph D-ECP.1.1.; or a continuous period of at least 120 months with limited leave as a partner under paragraph R-LTR.P.1.1(a), (b) and (d) or in the UK with entry clearance as a partner under paragraph D-ECP.1.1.; or a continuous period of at least 120 months with limited leave as a partner under a combination of these paragraphs, excluding in all cases any period of entry clearance or limited leave as a fiancé(e) or proposed civil partner.

E-ILRP.1.4. In calculating the periods under paragraph E-ILRP.1.3. only the periods when the applicant's partner is the same person as the applicant's partner for the previous period of limited leave shall be taken into account.

E-ILRP.1.5. In calculating the periods under paragraph E-ILRP.1.3. the words “in the UK” in that paragraph shall not apply to any period(s) to which the evidence in paragraph 26A of Appendix FM-SE applies.

E-ILRP.1.6. The applicant must have demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom in accordance with the requirements of Appendix KoLL of these Rules.

Section D-ILRP: Decision on application for indefinite leave to remain as a partner

D-ILRP.1.1. If the applicant meets all of the requirements for indefinite leave to remain as a partner the applicant will be granted indefinite leave to remain.

D-ILRP.1.2. If the applicant does not meet the requirements for indefinite leave to remain as a partner only for one or both of the following reasons-

(a) paragraph S-ILR.1.5. or S-ILR.1.6. applies;

(b) the applicant has not demonstrated sufficient knowledge of the English language or about life in the United Kingdom in accordance with Appendix KoLL,

the applicant will be granted further limited leave to remain as a partner for a period not exceeding 30 months, and subject to a condition of no recourse to public funds.

D-ILRP.1.3. If the applicant does not meet all the eligibility requirements for indefinite leave to remain as a partner, and does not qualify for further limited leave to remain as a partner under paragraph DILRP. 1.2., the application will be refused, unless the applicant meets the requirements in paragraph R-LTRP.1.1.(a), (b) and (d) for limited leave to remain as a partner. Where they do, the applicant will be granted further limited leave to remain as a partner for a period not exceeding 30 months under paragraph D-LTRP.1.2. and subject to a condition of no

recourse to public funds unless the Secretary of State considers that the person should not be subject to such a condition.

Back to top

Section EX: Exceptions to certain eligibility requirements for leave to remain as a partner or parent

EX.1. This paragraph applies if

(a)

(i) the applicant has a genuine and subsisting parental relationship with a child who-

(aa) is under the age of 18 years, or was under the age of 18 years when the applicant was first granted leave on the basis that this paragraph applied;
(bb) is in the UK;
(cc) is a British Citizen or has lived in the UK continuously for at least the 7 years immediately preceding the date of application ;and

(ii) it would not be reasonable to expect the child to leave the UK; or

(b) the applicant has a genuine and subsisting relationship with a partner who is in the UK and is a British Citizen, settled in the UK or in the UK with refugee leave or humanitarian protection, and there are insurmountable obstacles to family life with that partner continuing outside the UK.

EX.2. For the purposes of paragraph EX.1.(b) “insurmountable obstacles” means the very significant difficulties which would be faced by the applicant or their partner in continuing their family life together outside the UK and which could not be overcome or would entail very serious hardship for the applicant or their partner.

Back to top

Bereaved partner

Section BPILR: Indefinite leave to remain (settlement) as a bereaved partner

BPILR.1.1. The requirements to be met for indefinite leave to remain in the UK as a bereaved partner are that-

(a) the applicant must be in the UK;

(b) the applicant must have made a valid application for indefinite leave to remain as a bereaved partner;

(c) the applicant must not fall for refusal under any of the grounds in Section S-ILR: Suitability-indefinite leave to remain; and

(d) the applicant must meet all of the requirements of Section E-BPILR:

Eligibility for indefinite leave to remain as a bereaved partner.

Section E-BPILR: Eligibility for indefinite leave to remain as a bereaved partner

E-BPILR.1.1. To meet the eligibility requirements for indefinite leave to remain as a bereaved partner all of the requirements of paragraphs E-BPILR1.2. to 1.4. must be met.

E-BPILR.1.2. The applicant's last grant of limited leave must have been as-

(a) a partner (other than a fiancé(e) or proposed civil partner) of a British Citizen or a person settled in the UK; or

(b) a bereaved partner.

E-BPILR.1.3. The person who was the applicant's partner at the time of the last grant of limited leave as a partner must have died.

E-BPILR.1.4. At the time of the partner's death the relationship between the applicant and the partner must have been genuine and subsisting and each of the parties must have intended to live permanently with the other in the UK.

Section D-BPILR: Decision on application for indefinite leave to remain as a bereaved partner

D-BPILR.1.1. If the applicant meets all of the requirements for indefinite leave to remain as a bereaved partner the applicant will be granted indefinite leave to remain.

D-BPILR.1.2. If the applicant does not meet the requirements for indefinite leave to remain as a bereaved partner only because paragraph S-ILR.1.5. or S-ILR.1.6. applies, the applicant will be granted further limited leave to remain for a period not exceeding 30 months, and subject to a condition of no recourse to public funds.

D-BPILR.1.3. If the applicant does not meet the requirements for indefinite leave to remain as a bereaved partner, or limited leave to remain as a bereaved partner under paragraph D-BPILR.1.2., the application will be refused.

Back to top

Victim of domestic violence

Section DVILR: Indefinite leave to remain (settlement) as a victim of domestic violence

DVILR.1.1. The requirements to be met for indefinite leave to remain in the UK as a victim of domestic violence are that-

(a) the applicant must be in the UK;

(b) the applicant must have made a valid application for indefinite leave to remain as a victim of domestic violence;

(c) the applicant must not fall for refusal under any of the grounds in Section S-ILR: Suitability-indefinite leave to remain; and

(d) the applicant must meet all of the requirements of Section E-DVILR: Eligibility for indefinite leave to remain as a victim of domestic violence.

Section E-DVILR: Eligibility for indefinite leave to remain as a victim of domestic violence

E-DVILR.1.1. To meet the eligibility requirements for indefinite leave to remain as a victim of domestic violence all of the requirements of paragraphs E-DVILR.1.2. and 1.3. must be met.

E-DVILR.1.2. The applicant's first grant of limited leave under this Appendix must have been as a partner (other than a fiancé(e) or proposed civil partner) of a British Citizen or a person settled in the UK under paragraph D-ECP.1.1., D-LTRP.1.1. or D-LTRP.1.2. of this Appendix and any subsequent grant of limited leave must have been:

(a) granted as a partner (other than a fiancé(e) or proposed civil partner) of a British Citizen or a person settled in the UK under paragraph D-ECP.1.1., D-LTRP.1.1. or D-LTRP.1.2. of this Appendix; or

(b) granted to enable access to public funds pending an application under DVILR and the preceding grant of leave was granted as a partner (other than a fiancé(e) or proposed civil partner) of a British Citizen or a person settled in the UK under paragraph D-ECP.1.1., D-LTRP.1.1. or D-LTRP.1.2. of this Appendix; or

(c) granted under paragraph D-DVILR.1.2.

E-DVILR.1.3. The applicant must provide evidence that during the last period of limited leave as a partner of a British Citizen or a person settled in the UK under paragraph D-ECP.1.1., D-LTRP.1.1 or D-LTRP.1.2 of this Appendix the applicant's relationship with their partner broke down permanently as a result of domestic violence.

Section D-DVILR: Decision on application for indefinite leave to remain as a victim of domestic violence

D-DVILR.1.1. If the applicant meets all of the requirements for indefinite leave to remain as a victim of domestic violence the applicant will be granted indefinite leave to remain.

D-DVILR.1.2. If the applicant does not meet the requirements for indefinite leave to remain as a victim of domestic violence only because paragraph S-ILR.1.5. or S-ILR.1.6. applies, the applicant will be granted further limited leave to remain for a period not exceeding 30 months.

D-DVILR.1.3. If the applicant does not meet the requirements for indefinite leave to remain as a victim of domestic violence, or further limited leave to remain under paragraph D-DVILR.1.2. the application will be refused.

Back to top

Family life as a child of a person with limited leave as a partner or parent

This route is for a child whose parent is applying for entry clearance or leave, or who has limited leave, as a partner or parent. For further provision on a child seeking to enter or remain in the UK for the purpose of their family life see Part 8 of these Rules.

Section EC-C: Entry clearance as a child

EC-C.1.1. The requirements to be met for entry clearance as a child are that-

(a) the applicant must be outside the UK;

(b) the applicant must have made a valid application for entry clearance as a child;

(c) the applicant must not fall for refusal under any of the grounds in Section S-EC: Suitability for entry clearance; and

(d) the applicant must meet all of the requirements of Section E-ECC: Eligibility for entry clearance as a child.

Section E-ECC: Eligibility for entry clearance as a child

E-ECC.1.1. To meet the eligibility requirements for entry clearance as a child all of the requirements of paragraphs E-ECC.1.2. to 2.4. must be met.

Relationship requirements

E-ECC.1.2. The applicant must be under the age of 18 at the date of application.

E-ECC.1.3. The applicant must not be married or in a civil partnership.

E-ECC.1.4. The applicant must not have formed an independent family unit.

E-ECC.1.5. The applicant must not be leading an independent life.

E-ECC.1.6. One of the applicant's parents must be in the UK with limited leave to enter or remain, or be applying, or have applied, for entry clearance, as a partner or a parent under this Appendix (referred to in this section as the "applicant's parent"), and

(a) the applicant's parent's partner under Appendix FM is also a parent of the applicant;or

(b) the applicant's parent has had and continues to have sole responsibility for the child's upbringing; or

(c) there are serious and compelling family or other considerations which make exclusion of the child undesirable and suitable arrangements have been made for the child's care.

Financial requirement

E-ECC.2.1. The applicant must provide specified evidence, from the sources listed in paragraph E-ECC.2.2., of-

(a) a specified gross annual income of at least-

(i) £18,600;
(ii) an additional £3,800 for the first child; and
(iii) an additional £2,400 for each additional child; alone or in combination with

(b) specified savings of

(i) £16,000; and
(ii) additional savings of an amount equivalent to 2.5 times the amount which is the difference between the gross annual income from the sources listed in paragraph E-ECC.2.2.(a)-(f) and the total amount required under paragraph E-ECC.2.1.(a); or

(c) the requirements in paragraph E-ECC.2.3. being met.

In this paragraph "child" means the applicant and any other dependent child of the applicant's parent who is -

(a) under the age of 18 years, or who was under the age of 18 years when they were first granted entry under this route;

(b) in the UK;

(c) not a British Citizen or settled in the UK; and

(d) not an EEA national with a right to remain in the UK under the Immigration (EEA) Regulations 2006.

E-ECC.2.2. When determining whether the financial requirement in paragraph EECC. 2.1. is met only the following sources may be taken into account-

(a) income of the applicant's parent's partner from specified employment or self-employment, which, in respect of an applicant's parent's partner returning to the UK with the applicant, can include specified employment or self-employment overseas and in the UK;

(b) income of the applicant's parent from specified employment or self employment if they are in the UK unless they are working illegally;

(c) specified pension income of the applicant's parent and that parent's partner;

(d) any specified maternity allowance or bereavement benefit received by the applicant's parent and that parent's partner in the UK or any specified payment relating to service in HM Forces received by the applicant's parent and that parent's partner;

(e) other specified income of the applicant's parent and that parent's partner;

(f) income from the sources at (b), (d) or (e) of a dependent child of the applicant's parent under paragraph E-ECC.2.1. who is aged 18 years or over; and

(g) specified savings of the applicant's parent, that parent's partner and a dependent child of the applicant's parent under paragraph E-ECC.2.1. who is aged 18 years or over.

E-ECC.2.3. The requirements to be met under this paragraph are-

(a) the applicant's parent's partner must be receiving one or more of the following-

(i) disability living allowance;
(ii) severe disablement allowance;
(iii) industrial injury disablement benefit;
(iv) attendance allowance;
(v) carer's allowance;
(vi) personal independence payment;
(vii) Armed Forces Independence Payment or Guaranteed Income Payment under the Armed Forces Compensation Scheme; or
(viii) Constant Attendance Allowance, Mobility Supplement or War Disablement Pension under the War Pensions Scheme; and

(b) the applicant must provide evidence that their parent's partner is able to maintain and accommodate themselves, the applicant's parent, the applicant and any dependants adequately in the UK without recourse to public funds.

E-EEC.2.4. The applicant must provide evidence that there will be adequate accommodation, without recourse to public funds, for the family, including other family members who are not included in the application but who live in the same household, which the family own or occupy exclusively: accommodation will not be regarded as adequate if-

(a) it is, or will be, overcrowded; or

(b) it contravenes public health regulations.

Section D-ECC: Decision on application for entry clearance as a child D-ECC.1.1. If the applicant meets the requirements for entry clearance as a child they will be granted entry clearance of a duration which will expire at the same time as the leave granted to the applicant's parent, and subject to a condition of no recourse to public funds.

D-ECC.1.2. If the applicant does not meet the requirements for entry clearance as a child the application will be refused.

Section R-LTRC: Requirements for leave to remain as a child

R-LTRC.1.1. The requirements to be met for leave to remain as a child are that-

(a) the applicant must be in the UK;

(b) the applicant must have made a valid application for leave to remain as a child;

and either

(c)

(i) the applicant must not fall for refusal under any of the grounds in Section S-LTR: Suitability-leave to remain; and

(ii) the applicant meets all of the requirements of Section E-LTRC: Eligibility for leave to remain as a child; or

(d)

(i) the applicant must not fall for refusal under any of the grounds in Section S-LTR: Suitability-leave to remain; and

(ii) the applicant meets the requirements of paragraphs E-LTRC.1.2.-1.6.; and

(iii) a parent of the applicant has been or is at the same time being granted leave to remain under paragraph D-LTRP.1.2. or D-LTRPT.1.2. or indefinite leave to remain under this Appendix (except as an adult dependent relative).

Section E-LTRC: Eligibility for leave to remain as a child

E-LTRC.1.1. To qualify for limited leave to remain as a child all of the requirements of paragraphs E-LTRC.1.2. to 2.4. must be met (except where paragraph R-LTRC.1.1.(d)(ii) applies).

Relationship requirements

E-LTRC.1.2. The applicant must be under the age of 18 at the date of application or when first granted leave as a child under this route.

E-LTRC.1.3. The applicant must not be married or in a civil partnership.

E-LTRC.1.4. The applicant must not have formed an independent family unit.

E-LTRC.1.5. The applicant must not be leading an independent life.

E-LTRC.1.6. One of the applicant's parents (referred to in this section as the "applicant's parent") must be in the UK and have leave to enter or remain or indefinite leave to remain, or is

at the same time being granted leave to remain or indefinite leave to remain, under this Appendix (except as an adult dependent relative), and

(a) the applicant's parent's partner under Appendix FM is also a parent of the applicant; or

(b) the applicant's parent has had and continues to have sole responsibility for the child's upbringing or the applicant normally lives with this parent and not their other parent; or

(c) there are serious and compelling family or other considerations which make exclusion of the child undesirable and suitable arrangements have been made for the child's care.

Financial requirements

E-LTRC.2.1. The applicant must provide specified evidence, from the sources listed in paragraph E-LTRC.2.2., of -

(a) a specified gross annual income of at least-

(i) £18,600;
(ii) an additional £3,800 for the first child; and
(iii) an additional £2,400 for each additional child; alone or in combination with

(b) specified savings of-

(i) £16,000; and
(ii) additional savings of an amount equivalent to 2.5 times (or if the parent is applying for indefinite leave to remain 1 times) the
amount which is the difference between the gross annual income from the sources listed in paragraph E-LTRC.2.2.(a)-(f) and the total amount required under paragraph E-LTRC.2.1.(a); or

(c) the requirements in paragraph E-LTRC.2.3. being met.

In this paragraph "child" means the applicant and any other dependent child of the applicant's parent who is-

(i) under the age of 18 years, or who was under the age of 18 years when they were first granted entry under this route;
(ii) in the UK;
(iii) not a British Citizen or settled in the UK; and
(iv) not an EEA national with a right to remain in the UK under the Immigration (EEA) Regulations 2006.

E-LTRC.2.2. When determining whether the financial requirement in paragraph ELTRC. 2.1. is met only the following sources may be taken into account-

(a) income of the applicant's parent's partner from specified employment or self-employment;

(b) income of the applicant's parent from specified employment or self employment;

(c) specified pension income of the applicant's parent and that parent's partner;

(d) any specified maternity allowance or bereavement benefit received by the applicant's parent and that parent's partner in the UK or any specified payment relating to service in HM Forces received by the applicant's parent and that parent's partner;

(e) other specified income of the applicant's parent and that parent's partner;

(f) income from the sources at (b), (d) or (e) of a dependent child of the applicant's parent under paragraph E-LTRC.2.1. who is aged 18 years or over; and

(g) specified savings of the applicant's parent, that parent's partner and a dependent child of the applicant's parent under paragraph E-ECC.2.1. who is aged 18 years or over.

E-LTRC.2.3. The requirements to be met under this paragraph are-

(a) the applicant's parent's partner must be receiving one or more of the following -

(i) disability living allowance;
(ii) severe disablement allowance;
(iii) industrial injury disablement benefit;
(iv) attendance allowance;
(v) carer's allowance;
(vi) personal independence payment;
(vii) Armed Forces Independence Payment or Guaranteed Income Payment under the Armed Forces Compensation Scheme; or
(viii) Constant Attendance Allowance, Mobility Supplement or War Disablement Pension under the War Pensions Scheme; and

(b) the applicant must provide evidence that their parent's partner is able to maintain and accommodate themselves, the applicant's parent, the applicant and any dependants adequately in the UK without recourse to public funds.

E-LTRC.2.4. The applicant must provide evidence that there will be adequate accommodation in the UK, without recourse to public funds, for the family, including other family members who are not included in the application but who live in the same household, which the family own or occupy exclusively: accommodation will not be regarded as adequate if-

(a) it is, or will be, overcrowded; or

(b) it contravenes public health regulations.

Section D-LTRC: Decision on application for leave to remain as a child

D-LTRC.1.1. If the applicant meets the requirements for leave to remain as a child the applicant will be granted leave to remain of a duration which will expire at the same time as the leave granted to the applicant's parent, and subject to a condition of no recourse to public funds. To qualify for indefinite leave to remain as a child of a person with indefinite leave to remain as a partner or parent, the applicant must meet the requirements of paragraph 298 of these rules.

D-LTRC.1.2. If the applicant does not meet the requirements for leave to remain as a child the application will be refused.

Back to top

Family life as a parent of a child in the UK

Section EC-PT: Entry clearance as a parent of a child in the UK

EC-PT.1.1. The requirements to be met for entry clearance as a parent are that-

(a) the applicant must be outside the UK;

(b) the applicant must have made a valid application for entry clearance as a parent;

(c) the applicant must not fall for refusal under any of the grounds in Section S-EC: Suitability–entry clearance; and

(d) the applicant must meet all of the requirements of Section E-ECPT: Eligibility for entry clearance as a parent.

Section E-ECPT: Eligibility for entry clearance as a parent

E-ECPT.1.1. To meet the eligibility requirements for entry clearance as a parent all of the requirements in paragraphs E-ECPT.2.1. to 4.2. must be met.

Relationship requirements

E-ECPT.2.1. The applicant must be aged 18 years or over.

E-ECPT.2.2. The child of the applicant must be-

(a) under the age of 18 years at the date of application;

(b) living in the UK; and

(c) a British Citizen or settled in the UK.

E-ECPT.2.3. Either -

(a) the applicant must have sole parental responsibility for the child; or

(b) the parent or carer with whom the child normally lives must be-

(i) a British Citizen in the UK or settled in the UK;
(ii) not the partner of the applicant; and
(iii) the applicant must not be eligible to apply for entry clearance as a partner under this Appendix.

E-ECPT.2.4.

(a) The applicant must provide evidence that they have either-

(i) sole parental responsibility for the child; or
(ii) access rights to the child; and

(b) The applicant must provide evidence that they are taking, and intend to continue to take, an active role in the child's upbringing.

Financial requirements

E-ECPT.3.1. The applicant must provide evidence that they will be able to adequately maintain and accommodate themselves and any dependants in the UK without recourse to public funds

E-ECPT.3.2. The applicant must provide evidence that there will be adequate accommodation in the UK, without recourse to public funds, for the family, including other family members who are not included in the application but who live in the same household, which the family own or occupy exclusively: accommodation will not be regarded as adequate if-

(a) it is, or will be, overcrowded; or

(b) it contravenes public health regulations.

English language requirement

E-ECPT.4.1. The applicant must provide specified evidence that they-

(a) are a national of a majority English speaking country listed in paragraph GEN.1.6.;

(b) have passed an English language test in speaking and listening at a minimum of level A1 of the Common European Framework of Reference for Languages with a provider approved by the Secretary of State;

(c) have an academic qualification recognised by UK NARIC to be equivalent to the standard of a Bachelor's or Master's degree or PhD in the UK, which was taught in English; or

(d) are exempt from the English language requirement under paragraph E-ECPT.4.2.

E-ECPT.4.2. The applicant is exempt from the English language requirement if at the date of application-

(a) the applicant is aged 65 or over;

(b) the applicant has a disability (physical or mental condition) which prevents the applicant from meeting the requirement; or

(c) there are exceptional circumstances which prevent the applicant from being able to meet the requirement prior to entry to the UK.

Section D-ECPT: Decision on application for entry clearance as a parent

D-ECPT.1.1. If the applicant meets the requirements for entry clearance as a parent they will be granted entry clearance for an initial period not exceeding 33 months, and subject to a condition of no recourse to public funds.

D-ECPT.1.2. If the applicant does not meet the requirements for entry clearance as a parent the application will be refused.

Section R-LTRPT: Requirements for limited leave to remain as a parent

R-LTRPT.1.1. The requirements to be met for limited or indefinite leave to remain as a parent or partner are-

(a) the applicant and the child must be in the UK;

(b) the applicant must have made a valid application for limited or indefinite leave to remain as a parent or partner; and either

(c)

(i) the applicant must not fall for refusal under Section S-LTR: Suitability leave to remain; and

(ii) the applicant meets all of the requirements of Section ELTRPT: Eligibility for leave to remain as a parent, or

(d)

(i) the applicant must not fall for refusal under S-LTR: Suitability leave to remain; and

(ii) the applicant meets the requirements of paragraphs E-LTRPT.2.2-2.4. and E-LTRPT.3.1.; and

(iii) paragraph EX.1. applies.

Section E-LTRPT: Eligibility for limited leave to remain as a parent

E-LTRPT.1.1. To qualify for limited leave to remain as a parent all of the requirements of paragraphs E-LTRPT.2.2. to 5.2. must be met.

Relationship requirements

E-LTRPT.2.2. The child of the applicant must be-

(a) under the age of 18 years at the date of application, or where the child has turned 18 years of age since the applicant was first granted entry clearance or leave to remain as a parent under this Appendix, must not have formed an independent family unit or be leading an independent life;

(b) living in the UK; and

(c) a British Citizen or settled in the UK; or

(d) has lived in the UK continuously for at least the 7 years immediately preceding the date of application and paragraph EX.1. applies.

E-LTRPT.2.3. Either-

(a) the applicant must have sole parental responsibility for the child or the child normally lives with the applicant and not their other parent (who is a British Citizen or settled in the UK);or

(b) the parent or carer with whom the child normally lives must be-

(i) a British Citizen in the UK or settled in the UK;
(ii) not the partner of the applicant (which here includes a person who has been in a relationship with the applicant for less than two years prior to the date of application); and
(iii) the applicant must not be eligible to apply for leave to remain as a partner under this Appendix.

E-LTRPT.2.4.

(a) The applicant must provide evidence that they have either-

(i) sole parental responsibility for the child, or that the child normally lives with them; or
(ii) access rights to the child; and

(b) The applicant must provide evidence that they are taking, and intend to continue to take, an active role in the child's upbringing.

Immigration status requirement

E-LTRPT.3.1. The applicant must not be in the UK-

(a) as a visitor; or

(b) with valid leave granted for a period of 6 months or less, unless that leave was granted pending the outcome of family court or divorce proceedings;

E-LTRPT.3.2. The applicant must not be in the UK –

(a) on temporary admission or temporary release, unless paragraph EX.1.applies; or

(b) in breach of immigration laws (disregarding any period of overstaying for a period of 28 days or less), unless paragraph EX.1. applies.

Financial requirements

E-LTRPT.4.1. The applicant must provide evidence that they will be able to adequately maintain and accommodate themselves and any dependants in the UK without recourse to public funds, unless paragraph EX.1. applies.

E-LTRPT.4.2. The applicant must provide evidence that there will be adequate accommodation in the UK, without recourse to public funds, for the family, including other family members who are not included in the application but who live in the same household, which the family own or occupy exclusively, unless paragraph EX.1. applies: accommodation will not be regarded as adequate if-

(a) it is, or will be, overcrowded; or

(b) it contravenes public health regulations.

English language requirement

E-LTRPT.5.1. If the applicant has not met the requirement in a previous application for leave as a parent or partner, the applicant must provide specified evidence that they-

(a) are a national of a majority English speaking country listed in paragraph GEN.1.6.;

(b) have passed an English language test in speaking and listening at a minimum of level A1 of the Common European Framework of Reference for Languages with a provider approved by the Secretary of State;

(c) have an academic qualification recognised by UK NARIC to be equivalent to the standard of a Bachelor's or Master's degree or PhD in the UK, which was taught in English; or

(d) are exempt from the English language requirement under paragraph E-LTRPT.5.2.; unless paragraph EX.1. applies.

E-LTRPT.5.2. The applicant is exempt from the English language requirement if at the date of application-

(a) the applicant is aged 65 or over;

(b) the applicant has a disability (physical or mental condition) which prevents the applicant from meeting the requirement; or

(c) there are exceptional circumstances which prevent the applicant from being able to meet the requirement.

Section D-LTRPT: Decision on application for limited leave to remain as a parent

D-LTRPT.1.1. If the applicant meets the requirements in paragraph R-LTRPT.1.1. (a) to (c) for limited leave to remain as a parent the applicant will be granted limited leave to remain for a period not exceeding 30 months, and subject to a condition of no recourse to public funds, and they will be eligible to apply for settlement after a continuous period of at least 60 months with such leave or in the UK with entry clearance as a parent under paragraph D-ECPT.1.1.

D-LTRPT.1.2. If the applicant meets the requirements in paragraph R-LTRPT.1.1. (a), (b) and (d) for limited leave to remain as a parent they will be granted leave to remain for a period not exceeding 30 months and subject to a condition of no recourse to public funds unless the Secretary of State considers that the person should not be subject to such a condition, and they will be eligible to apply for settlement after a continuous period of at least 120 months with such leave, with limited leave as a parent under paragraph D-LTRPT.1.1., or in the UK with entry clearance as a parent under paragraph D-ECPT.1.1.

D-LTRPT.1.3. If the applicant does not meet the requirements for limited leave to remain as a parent the application will be refused.

Section R-ILRPT: Requirements for indefinite leave to remain (settlement) as a parent

R-ILRPT.1.1. The requirements to be met for indefinite leave to remain as a parent are that-

(a) the applicant must be in the UK;

(b) the applicant must have made a valid application for indefinite leave to remain as a parent;

(c) the applicant must not fall for refusal under any of the grounds in Section S-ILR: Suitability-indefinite leave to remain;

(d) the applicant must meet all of the requirements of Section E-LTRPT: Eligibility for leave to remain as a parent; and

(e) the applicant must meet all of the requirements of Section E-ILRPT: Eligibility for indefinite leave to remain as a parent.

Section E-ILRPT: Eligibility for indefinite leave to remain as a parent

E-ILRPT.1.1. To meet the eligibility requirements for indefinite leave to remain as a parent all of the requirements of paragraphs E-ILRPT.1.2. to 1.5. must be met.

E-ILRPT.1.2. The applicant must be in the UK with valid leave to remain as a parent (disregarding any period of overstaying for 28 days or less).

E-ILRPT.1.3. The applicant must have completed a continuous period of at least 60 months with limited leave as a parent under paragraph R-LTRPT.1.1.(a) to (c) or in the UK with entry clearance as a parent under paragraph D-ECPT.1.1.; or a continuous period of at least 120 months with limited leave as a parent, under paragraphs R-LTRPT.1.1(a), (b) and (d) or in the UK with entry clearance as a parent under paragraph D-ECPT.1.1.; or a continuous period of at least 120 months with limited leave as a parent under a combination of these paragraphs.

E-ILRPT.1.4. DELETED.

E-ILRPT.1.5. The applicant must have demonstrated sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom in accordance with the requirements of Appendix KoLL of these Rules.

Section D-ILRPT: Decision on application for indefinite leave to remain as a parent

D-ILRPT.1.1. If the applicant meets all of the requirements for indefinite leave to remain as a parent the applicant will be granted indefinite leave to remain.

D-ILRPT.1.2. If the applicant does not meet the requirements for indefinite leave to remain as a parent only for one or both of the following reasons-

(a) paragraph S-ILR.1.5. or S-ILR.1.6. applies; or

(b) the applicant has not demonstrated sufficient knowledge of the English language or about life in the United Kingdom in accordance with Appendix KoLL, the applicant will be granted further limited leave to remain as a parent for a period not exceeding 30 months, and subject to a condition of no recourse to public funds.

D-ILRPT.1.3. If the applicant does not meet all the eligibility requirements for indefinite leave to remain as a parent, and does not qualify for further limited leave to remain under paragraph D-ILRPT.1.2., the application will be refused, unless the applicant meets the requirements in paragraph R-LTRPT.1.1.(a), (b) and (d) for limited leave to remain as a parent. Where they do, the applicant will be granted further limited leave to remain as a parent for a period not exceeding 30 months under paragraph D-LTRPT.1.2. and subject to a condition of no recourse to public funds unless the Secretary of State considers that the person should not be subject to such a condition.

Back to top

Adult dependent relative

Section EC-DR: Entry clearance as an adult dependent relative

EC-DR.1.1. The requirements to be met for entry clearance as an adult dependent relative are that-

(a) the applicant must be outside the UK;

(b) the applicant must have made a valid application for entry clearance as an adult dependent relative;

(c) the applicant must not fall for refusal under any of the grounds in Section S-EC: Suitability for entry clearance; and

(d) the applicant must meet all of the requirements of Section E-ECDR: Eligibility for entry clearance as an adult dependent relative.

Section E-ECDR: Eligibility for entry clearance as an adult dependent relative

E-ECDR.1.1. To meet the eligibility requirements for entry clearance as an adult dependent relative all of the requirements in paragraphs E-ECDR.2.1. to 3.2. must be met.

Relationship requirements

E-ECDR.2.1. The applicant must be the-

(a) parent aged 18 years or over;

(b) grandparent;

(c) brother or sister aged 18 years or over; or

(d) son or daughter aged 18 years or over

of a person ("the sponsor") who is in the UK.

E-ECDR.2.2. If the applicant is the sponsor's parent or grandparent they must not be in a subsisting relationship with a partner unless that partner is also the sponsor's parent or grandparent and is applying for entry clearance at the same time as the applicant.

E-ECDR.2.3. The sponsor must at the date of application be-

(a) aged 18 years or over; and

(b)

(i) a British Citizen in the UK; or

(ii) present and settled in the UK; or

(iii) in the UK with refugee leave or humanitarian protection.

E-ECDR.2.4. The applicant or, if the applicant and their partner are the sponsor's parents or grandparents, the applicant's partner, must as a result of age, illness or disability require long-term personal care to perform everyday tasks.

E-ECDR.2.5. The applicant or, if the applicant and their partner are the sponsor's parents or grandparents, the applicant's partner, must be unable, even with the practical and financial help of the sponsor, to obtain the required level of care in the country where they are living, because-

(a) it is not available and there is no person in that country who can reasonably provide it; or

(b) it is not affordable.

Financial requirements

E-ECDR.3.1. The applicant must provide evidence that they can be adequately maintained, accommodated and cared for in the UK by the sponsor without recourse to public funds.

E-ECDR.3.2. If the applicant's sponsor is a British Citizen or settled in the UK, the applicant must provide an undertaking signed by the sponsor confirming that the applicant will have no recourse to public funds, and that the sponsor will be responsible for their maintenance, accommodation and care, for a period of 5 years from the date the applicant enters the UK if they are granted indefinite leave to enter.

Section D-ECDR: Decision on application for entry clearance as an adult dependent relative

D-ECDR.1.1. If the applicant meets the requirements for entry clearance as an adult dependent relative of a British Citizen or person settled in the UK they will be granted indefinite leave to enter.

D-ECDR.1.2. If the applicant meets the requirements for entry clearance as an adult dependent relative and the sponsor has limited leave the applicant will be granted limited leave of a duration which will expire at the same time as the sponsor's limited leave, and subject to a condition of no recourse to public funds. If the sponsor applies for further limited leave, the applicant may apply for further limited leave of the same duration, if the requirements in EC-DR.1.1. (c) and (d) continue to be met, and subject to no recourse to public funds.

D-ECDR.1.3. If the applicant does not meet the requirements for entry clearance as an adult dependent relative the application will be refused.

Section R-ILRDR: Requirements for indefinite leave to remain as an adult dependent relative

R-ILRDR.1.1. The requirements to be met for indefinite leave to remain as an adult dependent relative are that-

(a) the applicant is in the UK;

(b) the applicant must have made a valid application for indefinite leave to remain as an adult dependent relative;

(c) the applicant must not fall for refusal under any of the grounds in Section S-ILR: Suitability-indefinite leave to remain; and

(d) the applicant must meet all of the requirements of Section E-ILRDR: Eligibility for indefinite leave to remain as an adult dependent relative.

Section E-ILRDR: Eligibility for indefinite leave to remain as an adult dependent relative

E-ILRDR.1.1. To qualify for indefinite leave to remain as an adult dependent relative all of the requirements of paragraphs E-ILRDR.1.2. to 1.5. must be met.

E-ILRDR.1.2. The applicant must be in the UK with valid leave to remain as an adult dependent relative (disregarding any period of overstaying for a period of 28 days or less).

E-ILRDR.1.3. The applicant's sponsor must at the date of application be

(a) present and settled in the UK; or

(b) in the UK with refugee leave or as a person with humanitarian protection and have made an application for indefinite leave to remain.

E-ILRDR.1.4. The applicant must provide evidence that they can be adequately maintained, accommodated and cared for in the UK by the sponsor without recourse to public funds.

E-ILRDR.1.5. The applicant must provide an undertaking signed by the sponsor confirming that the applicant will have no recourse to public funds, and that the sponsor will be responsible for their maintenance, accommodation and care, for a period ending 5 years from the date the applicant entered the UK with limited leave as an adult dependent relative.

Section D-ILRDR: Decision on application for indefinite leave to remain as an adult dependent relative

D-ILRDR.1.1. If the applicant meets the requirements for indefinite leave to remain as an adult dependent relative and the applicant's sponsor is settled in the UK, the applicant will be granted indefinite leave to remain as an adult dependent relative.

D-ILRDR.1.2. If the applicant does not meet the requirements for indefinite leave to remain as an adult dependent relative because paragraph S-ILR.1.5. or S-ILR.1.6. applies, the applicant will be granted further limited leave to remain as an adult dependent relative for a period not exceeding 30 months, and subject to a condition of no recourse to public funds.

D-ILRDR.1.3. If the applicant's sponsor has made an application for indefinite leave to remain and that application is refused, the applicant's application for indefinite leave to remain will be refused. If the sponsor is granted limited leave, the applicant will be granted further limited leave as an adult dependent relative of a duration which will expire at the same time as the sponsor's further limited leave, and subject to a condition of no recourse to public funds.

D-ILRDR.1.4. Where an applicant does not meet the requirements for indefinite leave to remain, or further limited leave to remain under paragraphs D-ILRDR.1.2. or 1.3., the application will be refused.

Back to top

Deportation and removal

Where the Secretary of State or an immigration officer is considering deportation or removal of a person who claims that their deportation or removal from the UK would be a breach of the right to respect for private and family life under Article 8 of the Human Rights Convention that person may be required to make an application under this Appendix or paragraph 276ADE(1), but if they are not required to make an application Part 13 of these Rules will apply.

Back to top

Back to top

Immigration Rules
Appendix FM-SE

Family members - specified evidence

Family Members - Specified Evidence

A. This Appendix sets out the specified evidence applicants need to provide to meet the requirements of rules contained in Appendix FM and, where those requirements are also contained in other rules, including Appendix Armed Forces, and unless otherwise stated, the specified evidence applicants need to provide to meet the requirements of those rules.

B. Where evidence is not specified by Appendix FM, but is of a type covered by this Appendix, the requirements of this Appendix shall apply.

C. In this Appendix references to paragraphs are to paragraphs of this Appendix unless the context otherwise requires.

D. (a) In deciding an application in relation to which this Appendix states that specified documents must be provided, the Entry Clearance Officer or Secretary of State ("the decision-maker") will consider documents that have been submitted with the application, and will only consider documents submitted after the application where sub-paragraph (b) or (e) applies.

(b) If the applicant:

(i) Has submitted:

(aa) A sequence of documents and some of the documents in the sequence have been omitted (e.g. if one bank statement from a series is missing);

(bb) A document in the wrong format (for example, if a letter is not on letterhead paper as specified); or

(cc) A document that is a copy and not an original document; or

(dd) A document which does not contain all of the specified information; or

(ii) Has not submitted a specified document,

the decision-maker may contact the applicant or his representative in writing or otherwise, and request the document(s) or the correct version(s). The material requested must be received at the address specified in the request within a reasonable timescale specified in the request.

(c) The decision-maker will not request documents where he or she does not anticipate that addressing the error or omission referred to in sub-paragraph (b) will lead to a grant because the application will be refused for other reasons.

(d) If the applicant has submitted:

(i) A document in the wrong format; or

(ii) A document that is a copy and not an original document, or

(iii) A document that does not contain all of the specified information, but the missing information is verifiable from:

(1) other documents submitted with the application,

(2) the website of the organisation which issued the document, or

(3) the website of the appropriate regulatory body,

the application may be granted exceptionally, providing the decision-maker is satisfied that the document(s) is genuine and that the applicant meets the requirement to which the document relates. The decision-maker reserves the right to request the specified original document(s) in the correct format in all cases where sub-paragraph (b) applies, and to refuse applications if this material is not provided as set out in sub-paragraph (b).

(e) Where the decision-maker is satisfied that there is a valid reason why a specified document(s) cannot be supplied, e.g. because it is not issued in a particular country or has been permanently lost, he or she may exercise discretion not to apply the requirement for the document(s) or to request alternative or additional information or document(s) be submitted by the applicant.

(f) Before making a decision under Appendix FM or this Appendix, the decision-maker may contact the applicant or their representative in writing or otherwise to request further information or documents. The material requested must be received at the address specified in the request within a reasonable timescale specified in the request.

Evidence of Financial Requirements under Appendix FM

A1. To meet the financial requirement under paragraphs E-ECP.3.1., E-LTRP.3.1., E-ECC.2.1. and E-LTRC.2.1. of Appendix FM, the applicant must meet:

(a) The level of financial requirement applicable to the application under Appendix FM; and

(b) The requirements specified in Appendix FM and this Appendix as to:

(i) The permitted sources of income and savings;
(ii) The time periods and permitted combinations of sources applicable to each permitted source relied upon; and
(iii) The evidence required for each permitted source relied upon.

1. In relation to evidencing the financial requirements in Appendix FM the following general provisions shall apply:

(a) Bank statements must:

(i) be from a financial institution regulated by the appropriate regulatory body for the country in which that institution is operating.
(ii) not be from a financial institution on the list of excluded institutions in Appendix P of these rules.
(iii) in relation to personal bank statements be only in the name of:

(1) the applicant's partner, the applicant or both as appropriate; or
(2) if the applicant is a child the applicant parent's partner, the applicant's parent or both as appropriate; or
(3) if the applicant is an adult dependent relative, the applicant's sponsor or the applicant,
unless otherwise stated.

(iv) cover the period(s) specified.

(v) be:

(1) on official bank stationery; or
(2) electronic bank statements which are either accompanied by a letter from the bank on its headed stationery confirming that the documents are authentic or which bear the official stamp of the issuing bank on every page.

(aa) Where a bank statement is specified in this Appendix, a building society statement, a building society pass book, a letter from the applicant's bank or building society, or a letter from a financial institution regulated by the Financial Conduct Authority and the Prudential Regulation Authority or, for overseas accounts, the appropriate regulatory body for the country in which the institution operates and the funds are located, may be submitted as an alternative to a bank statement(s) provided that:

(1) the requirements in paragraph 1(a)(i)-(iv) are met as if the document were a bank statement; and

(2) a building society pass book must clearly show:

(i) the account number;
(ii) the building society's name and logo; and
(iii) the information required on transactions, funds held and time period(s) or as otherwise specified in this Appendix in relation to bank statements; and/or

(3) a letter must be on the headed stationery of the bank, building society or other financial institution and must clearly show:

(i) the account number,
(ii) the date of the letter;
(iii) the financial institution's name and logo; and

(iv) the information required on transactions, funds held and time period(s) or as otherwise specified in this Appendix in relation to bank statements.

(b) Promises of third party support will not be accepted. Third party support will only be accepted in the form of:

(i) payments from a former partner of the applicant for the maintenance of the applicant or any children of the applicant and the former partner, and payments from a former partner of the applicant's partner for the maintenance of that partner;
(ii) income from a dependent child who has turned 18, remains in the same UK household as the applicant and continues to be counted towards the financial requirement under Appendix FM;
(iii) gift of cash savings (whose source must be declared) evidenced at paragraph 1(a)(iii), provided that the cash savings have been held by the person or persons at paragraph 1(a)(iii) for at least 6 months prior to the date of application and are under their control; and
(iv) a maintenance grant or stipend associated with undergraduate study or postgraduate study or research.

(bb) Payslips must be:

(i) original formal payslips issued by the employer and showing the employer's name; or

(ii) accompanied by a letter from the employer, on the employer's headed paper and signed by a senior official, confirming the payslips are authentic;

(c) The employment or self employment income of an applicant will only be taken into account if they are in the UK, aged 18 years or over and working legally, and prospective employment income will not be taken into account (except that of an applicant's partner or parent's partner who is returning to employment or self-employment in the UK at paragraphs E-ECP.3.2.(a) and E-ECC.2.2.(a) of Appendix FM).

(cc) The income of an applicant or sponsor working in the UK in salaried or non-salaried employment or in self-employment can include income from work undertaken overseas, provided paragraph E-LTRP.1.10 of Appendix FM and the other requirements of this Appendix are met.

(d) All income and savings must be lawfully derived.
(e) Savings must be held in cash.
(f) Income or cash savings in a foreign currency will be converted to pounds sterling using the closing spot exchange rate which appears on www.oanda.com* on the date of application.
(g) Where there is income or cash savings in different foreign currencies, each will be converted into pounds sterling before being added together, and then added to any UK income or savings to give a total amount.

(h) All documentary evidence must be original, unless otherwise stated.
(i) Evidence of profit from the sale of a business, property, investment, bond, stocks, shares or other asset will:

(i) not be accepted as evidence of income, but
(ii) the associated funds will be accepted as cash savings subject to the requirements of this Appendix and Appendix FM.

(j) Where any specified documents provided are not in English or Welsh, the applicant must provide the original and a full translation that can be independently verified by the Entry Clearance Officer, Immigration Officer or the Secretary of State. The translation must be dated and include:

(i) confirmation that it is an accurate translation of the original document;

(ii) the full name and original signature of the translator or an authorised official of the translation company;

(iii) the translator or translation company's contact details; and

(iv) if the applicant is applying for leave to remain or indefinite leave to remain, certification by a qualified translator and details of the translator or translation company's credentials.

(k) Where the gross (pre-tax) amount of any income cannot be properly evidenced, the net (post-tax) amount will be counted, including towards a gross income requirement.

(l) Where this Appendix requires the applicant to provide specified evidence relating to a period which ends with the date of application, that evidence, or the most recently dated part of it, must be dated no earlier than 28 days before the date of application.

(m) Cash income on which the correct tax has been paid may be counted as income under this Appendix, subject to the relevant evidential requirements of this Appendix.

(n) The gross amount of any cash income may be counted where the person’s specified bank statements show the net amount which relates to the gross amount shown on their payslips (or in the relevant specified evidence provided in addition to the specified bank statements in relation to non-employment income). Otherwise, only the net amount shown on the specified bank statements may be counted.

(o) In this Appendix, a reference to the "average" is a reference to the mean average.

2. In respect of salaried employment in the UK (except where paragraph 9 applies), all of the following evidence must be provided:

(a) Payslips covering:

(i) a period of 6 months prior to the date of application if the person has been employed by their current employer for at least 6 months (and where paragraph 13(b) of this Appendix does not apply); or

(ii) any period of salaried employment in the period of 12 months prior to the date of application if the person has been employed by their current employer for less than 6 months (or at least 6 months but the person does not rely on paragraph 13(a) of this Appendix), or in the financial year(s) relied upon by a self-employed person.

(b) A letter from the employer(s) who issued the payslips at paragraph 2(a) confirming:

(i) the person's employment and gross annual salary;
(ii) the length of their employment;
(iii) the period over which they have been or were paid the level of salary relied upon in the application; and
(iv) the type of employment (permanent, fixed-term contract or agency).

(c) Personal bank statements corresponding to the same period(s) as the payslips at paragraph 2(a), showing that the salary has been paid into an account in the name of the person or in the name of the person and their partner jointly.

(d) Where the person is a director of a limited company based in the UK, evidence that the company is not of a type specified in paragraph 9(a). This can include the latest Annual Return filed at Companies House.

2A. (i) In respect of salaried employment in the UK (paragraph 2 of this Appendix), statutory or contractual maternity, paternity, adoption or sick pay in the UK (paragraph 5 or 6 of this Appendix), or a director's salary paid to a self-employed person (paragraph 9 of this Appendix), the applicant may, in addition to the payslips and personal bank statements required under that paragraph, submit the P60 for the relevant period(s) of employment relied upon (if issued). If they do not, the Entry Clearance Officer or Secretary of State may grant the application if otherwise satisfied that the requirements of this Appendix relating to that employment are met. The Entry Clearance Officer or Secretary of State may request that the applicant submit the document(s) in accordance with paragraph D of this Appendix.

(ii) In respect of salaried employment in the UK (paragraph 2 of this Appendix), or statutory or contractual maternity, paternity, adoption or sick pay in the UK (paragraph 5 or 6 of this Appendix), the applicant may, in addition to the letter from the employer(s) required under that paragraph, submit a signed contract of employment. If they do not, the Entry Clearance Officer or Secretary of State may grant the application if otherwise satisfied that the requirements of this Appendix relating to that employment are met. The Entry Clearance Officer or Secretary of State may request that the applicant submit the document(s) in accordance with paragraph D of this Appendix.

3. In respect of salaried employment outside of the UK, evidence should be a reasonable equivalent to that set out in paragraph 2 and (where relevant) paragraph 2A. In respect of an equity partner whose income from the partnership is treated as salaried employment under paragraph 17, the payslips and employer’s letter referred to in paragraph 2 may be replaced by other evidence providing the relevant information in paragraph 2 (which may include, but is not

confined to, a letter on official stationery from an accountant, solicitor or business manager acting for the partnership).

4. In respect of a job offer in the UK (for an applicant's partner or parent's partner returning to salaried employment in the UK at paragraphs E-ECP.3.2.(a) and E-ECC.2.2.(a) of Appendix FM) a letter from the employer must be provided:

(a) confirming the job offer, the gross annual salary and the starting date of the employment which must be within 3 months of the applicant's partner's return to the UK; or
(b) enclosing a signed contract of employment, which must have a starting date within 3 months of the applicant's partner's return to the UK.

5. In respect of statutory or contractual maternity, paternity or adoption pay all of the following, and in respect of parental leave in the UK only the evidence at paragraph 5(c), must be provided:

(a) Personal bank statements corresponding to the same period(s) as the payslips at paragraph 5(b), showing that the salary has been paid into an account in the name of the person or in the name of the person and their partner jointly.

(b) Payslips covering:

(i) a period of 6 months prior to the date of application or to the commencement of the maternity, paternity or adoption leave, if the applicant has been employed by their current employer for at least 6 months (and where paragraph 13(b) does not apply); or
(ii) any period of salaried employment in the period of 12 months prior to the date of application or to the commencement of the maternity, paternity or adoption leave, if the applicant has been employed by their current employer for less than 6 months (or at least 6 months but the person does not rely on paragraph 13(a)).

(c) A letter from the employer confirming:

(i) the length of the person's employment;
(ii) the gross annual salary and the period over which it has been paid at this level;
(iii) the entitlement to maternity, paternity, parental or adoption leave; and
(iv) the date of commencement and the end-date of the maternity, paternity, parental or adoption leave.

6. In respect of statutory or contractual sick pay in the UK all of the following must be provided:

(a) Personal bank statements corresponding to the same period(s) as the payslips at paragraph 6(b), showing that the salary has been paid into an account in the name of the person or in the name of the person and their partner jointly.

(b) Payslips covering:

(i) a period of 6 months prior to the date of application or to the commencement of the sick leave, if the applicant has been employed by their current employer for at least 6 months (and where paragraph 13(b) does not apply); or,
(ii) any period of salaried employment in the period of 12 months prior to the date of application or to the commencement of the sick leave, if the applicant has been employed by their current employer for less than 6 months (or at least 6 months but the person does not rely on paragraph 13(a)).

(c) A letter from employer confirming:

(i) the length of the person's employment;
(ii) the gross annual salary and the period over which it has been paid at this level;
(iii) that the person is in receipt of statutory or contractual sick pay; and
(iv) the date of commencement of the sick leave.

7. In respect of self-employment in the UK as a partner, as a sole trader or in a franchise all of the following must be provided:

(a) Evidence of the amount of tax payable, paid and unpaid for the last full financial year.

(b) The following documents for the last full financial year, or for the last two such years (where those documents show the necessary level of gross income as an average of those two years):

(i) annual self-assessment tax return to HMRC (a copy or print-out); and
(ii) Statement of Account (SA300 or SA302).

(c) Proof of registration with HMRC as self-employed if available.

(d) Each partner's Unique Tax Reference Number (UTR) and/or the UTR of the partnership or business.

(e) Where the person holds or held a separate business bank account(s), bank statements for the same 12-month period as the tax return(s).

(f) personal bank statements for the same 12-month period as the tax return(s) showing that the income from self-employment has been paid into an account in the name of the person or in the name of the person and their partner jointly.

(g) Evidence of ongoing self-employment through evidence of payment of Class 2 National Insurance contributions, or (where the person has reached state pension age) through alternative evidence (which may include, but is not confined to, evidence of ongoing payment of business rates, business-related insurance premiums, employer National Insurance contributions or franchise payments to the parent company).

(h) One of the following documents must also be submitted:

(i) (aa) If the business is required to produce annual audited accounts, such accounts for the last full financial year; or
(bb) If the business is not required to produce annual audited accounts, unaudited accounts for the last full financial year and an accountant's certificate of

confirmation, from an accountant who is a member of a UK Recognised Supervisory Body (as defined in the Companies Act 2006);
(ii) A certificate of VAT registration and the VAT return for the last full financial year (a copy or print-out) confirming the VAT registration number, if turnover is in excess of £79,000 or was in excess of the threshold which applied during the last full financial year;
(iii) Evidence to show appropriate planning permission or local planning authority consent is held to operate the type/class of business at the trading address (where this is a local authority requirement); or
(iv) A franchise agreement signed by both parties.

(i) The document referred to in paragraph 7(h)(iv) must be provided if the organisation is a franchise.

8. In respect of self-employment outside of the UK, evidence should be a reasonable equivalent to that set out in paragraph 7.

9. In respect of income from employment and/or shares in a limited company based in the UK of a type specified in paragraph 9(a), the requirements of paragraph 9(b)-(d) shall apply in place of the requirements of paragraphs 2 and 10(b).

(a) The specified type of limited company is one in which:

(i) the person is a director of the company (or another company within the same group); and
(ii) shares are held (directly or indirectly) by the person, their partner or the following family members of the person or their partner: parent, grandparent, child, stepchild, grandchild, brother, sister, uncle, aunt, nephew, niece or first cousin; and
(iii) any remaining shares are held (directly or indirectly) by fewer than five other persons.

(b) All of the following must be provided:

(i) Company Tax Return CT600 (a copy or print-out) for the last full financial year and evidence this has been filed with HMRC, such as electronic or written acknowledgment from HMRC.
(ii) Evidence of registration with the Registrar of Companies at Companies House.
(iii) If the company is required to produce annual audited accounts, such accounts for the last full financial year.
(iv) If the company is not required to produce annual audited accounts, unaudited accounts for the last full financial year and an accountant's certificate of confirmation, from an accountant who is a member of a UK Recognized Supervisory Body (as defined in the Companies Act 2006).
(v) Corporate/business bank statements covering the same 12-month period as the Company Tax Return CT600.

(vi) A current Appointment Report from Companies House.

(vii) One of the following documents must also be provided:

(1) A certificate of VAT registration and the VAT return for the last full financial year (a copy or print-out) confirming the VAT registration number, if turnover is in excess of £79,000 or was in excess of the threshold which applied during the last full financial year.

(2) Proof of ownership or lease of business premises.

(3) Original proof of registration with HMRC as an employer for the purposes of PAYE and National Insurance, proof of PAYE reference number and Accounts Office reference number. This evidence may be in the form of a certified copy of the documentation issued by HMRC.

(c) Where the person is listed as a director of the company and receives a salary from the company, all of the following documents must also be provided:

(i) Payslips and P60 (if issued) covering the same period as the Company Tax Return CT600.

(ii) Personal bank statements covering the same 12-month period as the Company Tax Return CT600 showing that the salary as a director was paid into an account in the name of the person or in the name of the person and their partner jointly.

(d) Where the person receives dividends from the company, all of the following documents must also be provided:

(i) Dividend vouchers for all dividends declared in favour of the person during or in respect of the period covered by the Company Tax Return CT600 showing the company's and the person's details with the person's net dividend amount and tax credit.

(ii) Personal bank statement(s) showing that those dividends were paid into an account in the name of the person or in the name of the person and their partner jointly.

10. In respect of non-employment income all the following evidence, in relation to the form of income relied upon, must be provided:

(a) To evidence property rental income:

(i) Confirmation that the person or the person and their partner jointly own the property for which the rental income is received, through:

(1) A copy of the title deeds of the property or of the title register from the Land Registry (or overseas equivalent); or

(2) A mortgage statement.

(ii) personal bank statements for the 12-month period prior to the date of application showing the rental income was paid into an account in the name of the

person or of the person and their partner jointly.
(iii) A rental agreement or contract.

(b) To evidence dividends (except where paragraph 9 applies) or other income from investments, stocks, shares, bonds or trust funds:

(i) A certificate showing proof of ownership and the amount(s) of any investment(s).
(ii) A portfolio report (for a financial institution regulated by the Financial Conduct Authority (and the Prudential Regulation Authority where applicable) in the UK) or a dividend voucher showing the company and person's details with the person's net dividend amount and tax credit.
(iii) personal bank statements for the 12-month period prior to the date of application showing that the income relied upon was paid into an account in the name of the person or of the person and their partner jointly.
(iv) Where the person is a director of a limited company based in the UK, evidence that the company is not of a type specified in paragraph 9(a). This can include the latest Annual Return filed at Companies House.

(c) To evidence interest from savings:

(i) personal bank statements for the 12-month period prior to the date of application showing the amount of the savings held and that the interest was paid into an account in the name of the person or of the person and their partner jointly.

(d) To evidence maintenance payments (from a former partner of the applicant to maintain their and the applicant's child or children or the applicant, or from a former partner of the applicant’s partner to maintain the applicant’s partner):

(i) Evidence of a maintenance agreement through any of the following:

(1) A court order;
(2) Written voluntary agreement; or
(3) Child Support Agency documentation.

(ii) personal bank statements for the 12-month period prior to the date of application showing the income relied upon was paid into an account in the name of the applicant.

(e) To evidence a pension:

(i) Official documentation from:

(1) The Department for Work and Pensions (in respect of the Basic State Pension and the Additional or Second State Pension) or other government department or agency, including the Veterans Agency;
(2) An overseas pension authority; or

(3) A pension company,
confirming pension entitlement and amount.

(ii) At least one personal bank statement in the 12-month period prior to the date of application showing payment of the pension into the person's account.

(iii) For the purposes of sub-paragraph (i), War Disablement Pension, War Widow's/Widower's Pension and any other pension or equivalent payment for life made under the War Pensions Scheme, the Armed Forces Compensation Scheme or the Armed Forces Attributable Benefits Scheme may be treated as a pension, unless excluded under paragraph 21 of this Appendix.

(f) To evidence UK Maternity Allowance, Bereavement Allowance, Bereavement Payment and Widowed Parent's Allowance:

(i) Department for Work and Pensions documentation confirming the person or their partner is or was in receipt of the benefit in the 12-month period prior to the date of application.
(ii) personal bank statements for the 12-month period prior to the date of application showing the income was paid into the person's account.

(ff) Subject to paragraph 12, to evidence payments under the War Pensions Scheme, the Armed Forces Compensation Scheme or the Armed Forces Attributable Benefits Scheme which are not treated as a pension for the purposes of paragraph 10(e)(i):

(i) Veterans Agency or Department for Work and Pensions documentation in the form of an award notification letter confirming the person or their partner is or was in receipt of the payment at the date of application.
(ii) personal bank statements for the 12-month period prior to the date of application showing the income was paid into the person's account."

(g) To evidence a maintenance grant or stipend (not a loan) associated with undergraduate study or postgraduate study or research:

(i) Documentation from the body or company awarding the grant or stipend confirming that the person is currently in receipt of the grant or stipend or will be within 3 months of the date of application, confirming that the grant or stipend will be paid for a period of at least 12 months or for at least one full academic year from the date of application or from the date on which payment of the grant or stipend will commence, and confirming the annual amount of the grant or stipend. Where the grant or stipend is or will be paid on a tax-free basis, the amount of the gross equivalent may be counted as income under this Appendix.
(ii) personal bank statements for any part of the 12-month period prior to the date of the application during which the person has been in receipt of the grant or stipend showing the income was paid into the person's account.

(h) To evidence ongoing insurance payments (such as, but not exclusively, payments received under an income protection policy):

(i) documentation from the insurance company confirming:

(a) that in the 12 months prior to the date of application the person has been in receipt of insurance payments and the amount and frequency of the payments.

(b) the reason for the payments and their expected duration.

(c) that, provided any relevant terms and conditions continue to be met, the payment(s) will continue for at least the 12 months following the date of application.

(ii) personal bank statements for the 12-month period prior to the date of application showing the insurance payments were paid into the person's account.

(i) To evidence ongoing payments (other than maintenance payments under paragraph 10(d)) arising from a structured legal settlement (such as, but not exclusively, one arising from settlement of a personal injury claim):

(i) documentation from a court or the person’s legal representative confirming:

(a) that in the 12 months prior to the date of application the person has been in receipt of structured legal settlement payments and the amount and frequency of those payments.

(b) the reason for the payments and their expected duration.

(c) that the payment(s) will continue for at least the 12 months following the date of application.

(ii) personal bank statements for the 12-month period prior to the date of application showing the payments were paid into the person's account, either directly or via the person’s legal representative.

11. In respect of cash savings the following must be provided:

(a) personal bank statements showing that at least the level of cash savings relied upon in the application has been held in an account(s) in the name of the person or of the person and their partner jointly throughout the period of 6 months prior to the date of application.

(b) A declaration by the account holder(s) of the source(s) of the cash savings.

11A. In respect of cash savings:

(a) The savings may be held in any form of bank/savings account (whether a deposit or investment account), provided that the account allows the savings to be accessed

immediately (with or without a penalty for withdrawing funds without notice). This can include savings held in a pension savings account which can be immediately withdrawn.

(b) Paid out competition winnings or a legacy which has been paid can contribute to cash savings.

(c) Funds held as cash savings by the applicant, their partner or both jointly at the date of application can have been transferred from investments, stocks, shares, bonds or trust funds within the period of 6 months prior to the date of application, provided that:

(i) The funds have been in the ownership and under the control of the applicant, their partner or both jointly for at least the period of 6 months prior to the date of application.

(ii) The ownership of the funds in the form of investments, stocks, shares, bonds or trust funds; the cash value of the funds in that form at or before the beginning of the period of 6 months prior to the date of application; and the transfer of the funds into cash, are evidenced by a portfolio report or other relevant documentation from a financial institution regulated by the appropriate regulatory body for the country in which that institution is operating.

(iii) The requirements of this Appendix in respect of the cash savings held at the date of application are met, except that the period of 6 months prior to the date of application in paragraph 11(a) will be reduced by the amount of that period in which the relevant funds were held in the form of investments, stocks, shares, bonds or trust funds.

(iv) For the purposes of sub-paragraph 11A(c), “investments” includes funds held in an investment account which does not meet the requirements of paragraphs 11 and 11A(a).

(d) Funds held as cash savings by the applicant, their partner or both jointly at the date of application can be from the proceeds of the sale of property, in the form only of a dwelling, other building or land, which took place within the period of 6 months prior to the date of application, provided that:

(i) The property (or relevant share of the property) was owned at the beginning of the period of 6 months prior to the date of application and at the date of sale by the applicant, their partner or both jointly.

(ii) Where ownership of the property was shared with a third party, only the proceeds of the sale of the share of the property owned by the applicant, their partner or both jointly may be counted.

(iii) The funds deposited as cash savings are the net proceeds of the sale, once any mortgage or loan secured on the property (or relevant share of the property) has been repaid and once any taxes and professional fees associated with the sale have been paid.

(iv) The decision-maker is satisfied that the requirements in sub-paragraphs (i)-(iii) are met on the basis of information and documents submitted in support of the application. These may include for example:

(1) Registration information or documentation (or a copy of this) from the Land Registry (or overseas equivalent).

(2) A letter from a solicitor (or other relevant professional, if the sale takes place overseas) instructed in the sale of the property confirming the sale price and other relevant information.

(3) A letter from a lender (a bank or building society) on its headed stationery regarding the repayment of a mortgage or loan secured on the property.

(4) Confirmation of payment of taxes or professional fees associated with the sale.

(5) Any other relevant evidence that the requirements in subparagraphs (i)-(iii) are met.

(v) The requirements of this Appendix in respect of the cash savings held at the date of application are met, except that the period of 6 months mentioned in paragraph 11(a) will be reduced by the amount of time which passed between the start of that 6-month period and the deposit of the proceeds of the sale in an account mentioned in paragraph 11(a).

12. Where a person is in receipt of Carer's Allowance, Disability Living Allowance, Severe Disablement Allowance, Industrial Injuries Disablement Benefit, Attendance Allowance or Personal Independence Payment or Armed Forces Independence Payment or Guaranteed Income Payment under the Armed Forces Compensation Scheme or Constant Attendance Allowance, Mobility Supplement or War Disablement Pension under the War Pensions Scheme, all the following must be provided:

(a) Official documentation from the Department for Work and Pensions or Veterans Agency confirming the current entitlement and the amount currently received.
(b) At least one personal bank statement in the 12-month period prior to the date of application showing payment of the amount of the benefit or allowance to which the person is currently entitled into their account.

12A. Where the financial requirement the applicant must meet under Appendix FM relates to adequate maintenance, paragraphs 2 to 12 apply only to the extent and in the manner specified by this paragraph. Where such a financial requirement applies, the applicant must provide the following evidence:

(a) Where the current salaried employment in the UK of the applicant or their partner, parent, parent's partner or sponsor is relied upon:

(i) A letter from the employer confirming the employment, the gross annual salary and the annual salary after income tax and National Insurance contributions have been paid, how long the employment has been held, and the type of employment (permanent, fixed-term contract or agency).
(ii) Payslips covering the period of 6 months prior to the date of application or such shorter period as the current employment has been held.
(iii) personal bank statement covering the same period as the payslips, showing that the salary has been paid into an account in the name of the person or in the name of the person and their partner jointly.

(b) Where statutory or contractual maternity, paternity, adoption or sick pay in the UK of the applicant or their partner, parent, parent's partner or sponsor are relied upon, paragraph 5(b)(i) and (c) or paragraph 6(b)(i) and (c) apply as appropriate.

(c) Where self-employment in the UK of the applicant or their partner, parent, parent's partner or sponsor, or income from employment and/or shares in a limited company based in the UK of a type to which paragraph 9 applies, is relied upon, paragraph 7 or 9 applies as appropriate.

(d) Where the non-employment income of the applicant or their partner, parent, parent's partner or sponsor is relied upon, paragraph 10 applies and paragraph 10shall apply as if it referred to any UK welfare benefit or tax credit relied upon and to HMRC as well as Department for Work and Pensions or other official documentation.

(e) Where the cash savings of the applicant or their partner, parent, parent's partner or sponsor are relied upon, paragraphs 11 and 11A apply.

(f) The monthly housing and Council Tax costs for the accommodation in the UK in which the applicant (and any other family members who are or will be part of the same household) lives or will live if the application is granted.

(g) Where the applicant is an adult dependent relative applying for entry clearance, the applicant must in addition provide details of the care arrangements in the UK planned for them by their sponsor (which can involve other family members in the UK), of the cost of these arrangements and of how that cost will be met by the sponsor.

12B. Where the financial requirement an applicant must meet under Part 8 (excluding an applicant who is a family member of a Relevant Points Based System Migrant) or under Appendix FM relates to adequate maintenance and where cash savings are relied upon to meet the requirement in full or in part, the decision-maker will:

(a) Establish the total cash savings which meet the requirements of paragraphs 11 and 11A;

(b) Divide this figure by the number of weeks of limited leave which would be issued if the application were granted, or by 52 if the application is for indefinite leave to enter or remain;

(c) Add the figure in sub-paragraph 12B(b) to the weekly net income (before the deduction of housing costs) available to meet the requirement.

Calculating Gross Annual Income under Appendix FM

13. Based on evidence that meets the requirements of this Appendix, and can be taken into account with reference to the applicable provisions of Appendix FM, gross annual income under paragraphs E-ECP.3.1., E-LTRP.3.1., E-ECC.2.1. and E-LTRC.2.1. will be calculated in the following ways:

(a) Where the person is in salaried employment in the UK at the date of application, has been employed by their current employer for at least 6 months and has been paid throughout the period of 6 months prior to the date of application at a level of gross annual salary which equals or exceeds the level relied upon in paragraph 13(a)(i), their gross annual income will be (where paragraph 13(b) does not apply) the total of:

(i) The level of gross annual salary relied upon in the application;
(ii) The gross amount of any specified non-employment income (other than pension income) received by them or their partner in the 12 months prior to the date of application; and
(iii) The gross annual income from a UK or foreign State pension or a private pension received by them or their partner.

(b) Where the person is in salaried employment in the UK at the date of application and has been employed by their current employer for less than 6 months (or at least 6 months but the person does not rely on paragraph 13(a)), their gross annual income will be the total of:

(i) The gross annual salary from employment as it was at the date of application;
(ii) The gross amount of any specified non-employment income (other than pension income) received by them or their partner in the 12 months prior to the date of application; and
(iii) The gross annual income from a UK or foreign State pension or a private pension received by them or their partner.

In addition, the requirements of paragraph 15 must be met.

(c) Where the person is the applicant's partner, is in salaried employment outside of the UK at the date of application, has been employed by their current employer for at least 6 months, and is returning to the UK to take up salaried employment in the UK starting within 3 months of their return, the person's gross annual income will be calculated:

(i) On the basis set out in paragraph 13(a); and also
(ii) On that basis but substituting for the gross annual salary at paragraph 13(a)(i) the gross annual salary in the salaried employment in the UK to which they are returning.

(d) Where the person is the applicant's partner, has been in salaried employment outside of the UK within 12 months of the date of application, and is returning to the UK to take up salaried employment in the UK starting within 3 months of their return, the person's gross annual income will be calculated:

(i) On the basis set out in paragraph 13(a) but substituting for the gross annual salary at paragraph 13(a)(i) the gross annual salary in the salaried employment in the UK to which they are returning; and also
(ii) On the basis set out in paragraph 15(b).

(e) Where the person is self-employed, their gross annual income will be the total of their gross income from their self-employment, from any salaried or non-salaried employment they have had or their partner has had (if their partner is in the UK with permission to work), from specified non-employment income received by them or their partner, and from income from a UK or foreign State pension or a private pension received by them or their partner, in the last full financial year or as an average of the last two full financial years. The requirements of this Appendix for specified evidence relating to these forms of income shall apply as if references to the date of application were references to the end of the relevant financial year(s). The relevant financial year(s) cannot be combined with any financial year(s) to which paragraph 9 applies and vice versa.

(f) Where the person is self-employed, they cannot combine their gross annual income at paragraph 13(e) with specified savings in order to meet the level of income required under Appendix FM.

(g) Where the person is not relying on income from salaried employment or self-employment, their gross annual income will be the total of:

(i) The gross amount of any specified non-employment income (other than pension income) received by them or their partner in the 12 months prior to the date of application; and
(ii) The gross annual income from a UK or foreign State pension or a private pension received by them or their partner.

(h) Where the person is the applicant's partner and is in self-employment outside the UK at the date of application and is returning to the UK to take up salaried employment in the UK starting within 3 months of their return, the person's gross annual income will be calculated:

(i) On the basis set out in paragraph 13(a) but substituting for the gross annual salary at paragraph 13(a)(i) the gross annual salary in the salaried employment in

the UK to which they are returning; and also
(ii) On the basis set out in paragraph 13(e).

(i) Any period of unpaid maternity, paternity, adoption, parental or sick leave in the 12 months prior to the date of application will not be counted towards any period relating to employment, or any period relating to income from employment, for which this Appendix provides.

(j) The provisions of paragraph 13 which apply to self-employment and to a person who is self-employed also apply to income from employment and/or shares in a limited company based in the UK of a type to which paragraph 9 applies and to a person in receipt of such income.

(k) Where the application relies on the employment income of the applicant and the sponsor, all of that income must be calculated either under subparagraph 13(a) or under sub-paragraph 13(b) and paragraph 15, and not under a combination of these methods.

14. Where the requirements of this Appendix and Appendix FM are met by the combined income or cash savings of more than one person, the income or the cash savings must only be counted once unless stated otherwise.

15. In respect of paragraph 13(b) and paragraph 13(d), the provisions in this paragraph also apply:

(a) In order to evidence the level of gross annual income required by Appendix FM, the person must meet the requirements in paragraph 13(b) or paragraph 13(d)(i); and
(b) The person must also meet the level of gross annual income required by Appendix FM on the basis that their income is the total of:

(i) The gross income from salaried employment in the UK or overseas earned by the person in the 12 months prior to the date of application;
(ii) The gross amount of any specified non-employment income (other than pension income) received by the person or their partner in the 12 months prior to the date of application;
(iii) The gross amount received from a UK or foreign State pension or a private pension by the person or their partner in the 12 months prior to the date of application; and
(iv)The person cannot combine the gross annual income at paragraph 15(b)(i)-(iii) with specified savings in order to meet the level of income required.

16. Where a person is in receipt of maternity, paternity, adoption or sick pay or has been so in the 6 months prior to the date of application, this paragraph applies:

(a) the relevant date for considering the length of employment with their current employer will be the date that the maternity, paternity, adoption or sick leave commenced or the date of application; and

(b) the relevant period for calculating income from their salaried employment will be the period prior to the commencement of the maternity, paternity, adoption or sick pay or to the date of application.

17. If a person is an equity partner, for example in a law firm, the income they draw from the partnership will be treated as salaried employment for the purposes of this Appendix and Appendix FM.

17A. Where a person is a subcontractor under the Construction Industry Scheme administered by HMRC and does not rely on paragraph 13(e), the income they receive as a subcontractor under the Construction Industry Scheme may be treated as income from salaried employment for the purposes of this Appendix and Appendix FM. In that case, the requirements for specified evidence in paragraph 2 must be met, subject to applying those requirements so as to reflect the person's status as a subcontractor under the Construction Industry Scheme.

18. When calculating income from salaried employment under paragraphs 12A and 13 to 16, this paragraph applies:

(a) Basic pay, skills-based allowances, and UK location-based allowances will be counted as income provided that:

(i) They are contractual; and
(ii) Where these allowances make up more than 30% of the total salary, only the amount up to 30% is counted.

(b) Overtime, commission-based pay and bonuses (which can include tips and gratuities paid via a tronc scheme registered with HMRC) will be counted as income, where they have been received in the relevant period(s) of employment or self-employment relied upon in the application.

(bb) In respect of a person in salaried employment at the date of application, the amount of income in sub-paragraph (b) which may be added to their gross annual salary, and counted as part of that figure for the purposes of paragraph 13(a)(i) or 13(b)(i), is the annual equivalent of the person's average gross monthly income from that income in their current employment in the 6 months prior to the date of application.

(c) UK and overseas travel, subsistence and accommodation allowances, and allowances relating to the cost of living overseas will not be counted as income.

(d) Gross income from non-salaried employment will be calculated on the same basis as income from salaried employment, except as provided in paragraph 18(e) and 18(f), and the requirements of this Appendix for specified evidence relating to salaried employment shall apply as if references to salary were references to income from non-salaried employment. Non-salaried employment includes that paid at an hourly or other rate (and the number and/or pattern of hours required to be worked may vary), or paid an amount which varies according to the work undertaken, whereas salaried employment includes

that paid at a minimum fixed rate (usually annual) and is subject usually to a contractual minimum number of hours to be worked.

(e) For the purpose of paragraph 13(a)(i), in respect of a person in non-salaried employment at the date of application "the level of gross annual salary relied upon in the application" shall be no greater than the annual equivalent of the person's average gross monthly income from non-salaried employment in the 6 months prior to the date of application, where that employment was held throughout that period.

(f) For the purpose of paragraph 13(b)(i), "the gross annual salary from employment as it was at the date of application" of a person in non-salaried employment at the date of application shall be considered to be the annual equivalent of the person's average gross monthly income from non-salaried employment in the 6 months prior to the date of application, regardless of whether that employment was held throughout that period.

(g) For the purpose of paragraphs 13(c)(ii) and 13(d)(i), "the gross annual salary in the salaried employment in the UK to which they are returning" of a person who is returning to the UK to take up non-salaried employment in the UK starting within 3 months of their return is the gross annual income from that employment, based on the rate or amount of pay, and the standard or core hours of work, set out in the document(s) from the employer provided under paragraph 4. Notwithstanding paragraph 18(b), this may include the gross "on-target" earnings which may be expected from satisfactory performance in the standard or core hours of work.

19. When calculating income from self-employment under paragraphs 12A and 13(e), and in relation to income from employment and/or shares in a limited company based in the UK of a type to which paragraph 9 applies, this paragraph applies:

(a) There must be evidence of ongoing self-employment, and (where income from salaried employment is also relied upon or where paragraph 9(c) applies) ongoing employment, at the date of application.
(b) Where the self-employed person is a sole trader or is in a partnership or franchise agreement, the income will be:

(i) the gross taxable profits from their share of the business; and
(ii) allowances or deductable expenses which are not taxed will not be counted towards income.

(c) Where income to which paragraph 19 applies is being used to meet the financial requirement for an initial application for leave to remain as a partner under Appendix FM by an applicant who used such income to meet that requirement in an application for entry clearance as a fiancé(e) or proposed civil partner under that Appendix in the last 12 months, the Secretary of State may continue to accept the same level and evidence of income to which paragraph 19 applies that was accepted in granting the application for entry clearance, provided that there is evidence of ongoing self-employment, and (where

income from salaried employment is also relied upon or where paragraph 9(c) applies) ongoing employment, at the date of the application for leave to remain.

(d) The financial year(s) to which paragraph 7 refers is the period of the last full financial year(s) to which the required Statement(s) of Account (SA300 or SA302) relates.

(e) The financial year(s) to which paragraph 9 refers is the period of the last full financial year(s) to which the required Company Tax Return(s) CT600 relates.

20. When calculating income from specified non-employment sources under paragraphs 12A and 13 to 15, this paragraph applies:

(a) Assets or savings must be in the name of the person, or jointly with their partner.

(b) Any asset or savings on which income is based must be held or owned by the person at the date of application.

(c) Any rental income from property, in the UK or overseas, must be from a property that is:

(i) owned by the person;
(ii) not their main residence and will not be so if the application is granted, except in the circumstances specified in paragraph 20(e); and
(iii) if ownership of the property is shared with a third party, only income received from their share of the property can be counted.

(cc) The amount of rental income from property received before any management fee was deducted may be counted.

(d) Equity in a property cannot be used to meet the financial requirement.

(e) Where the applicant and their partner are resident outside the UK at the date of application, rental income from a property in the UK that will become their main residence if the application is granted may only be counted under paragraph 13(c)(i) and paragraph 13(d)(ii).

(f) Any future entitlement to a maintenance grant or stipend of the type specified in paragraph 10(g) may be counted as though the person had received the annual amount of that grant or stipend in the 12 months prior to the date of application.

20A. When calculating the gross annual income from pension under paragraph 13, the gross annual amount of any pension received may be counted where the pension has become a source of income at least 28 days prior to the date of application.

21. When calculating income under paragraphs 13 to 16, the following sources will not be counted:

(a) Loans and credit facilities.

(b) Income-related benefits: Income Support, income-related Employment and Support Allowance, Pension Credit, Housing Benefit, Council Tax Benefit and income-based Jobseeker's Allowance.

(c) The following contributory benefits: contribution-based Jobseeker's Allowance, contribution-based Employment and Support Allowance and Incapacity Benefit.

(cc) Unemployability Allowance, Allowance for a Lowered Standard of Occupation and Invalidity Allowance under the War Pension Scheme.

(d) Child Benefit.

(e) Working Tax Credit.

(f) Child Tax Credit.

(g) Any other source of income not specified in this appendix.

Evidence of Marriage or Civil Partnerships

22. A claim to have been married in the United Kingdom must be evidenced by a marriage certificate.

23. A claim to be divorced in the United Kingdom must be evidenced by a decree absolute from a civil court.

24. A civil partnership in the United Kingdom must be evidenced by a civil partnership certificate.

25. The dissolution of a civil partnership in the UK must be evidenced by a final order of civil partnership dissolution from a civil court.

26. Marriages, civil partnerships or evidence of divorce or dissolution from outside the UK must be evidenced by a reasonable equivalent to the evidence detailed in paragraphs 22 to 25, valid under the law in force in the relevant country.

Evidence of the Applicant Living Overseas with a Crown Servant

26A. Where

(a) An applicant for entry clearance, limited leave to enter or remain or indefinite leave to remain as a partner under Appendix FM (except as a fiancé(e) or proposed civil partner) intends to enter or remain in the UK to begin their probationary period (or has done so) and then to live outside the UK for the time being with their sponsor (or is doing so or has done so) before the couple live together permanently in the UK; and

(b) The sponsor, who is a British Citizen or settled in the UK, is a permanent member of HM Diplomatic Service or a comparable UK-based staff member of the British Council, the Department for International Development or the Home Office on a tour of duty outside the UK,

the applicant must provide a letter on official stationery from the sponsor's head of mission confirming the information at (a) and (b) and confirming the start date and expected end date of the sponsor's tour of duty outside the UK.

Evidence of English Language Requirements

27. Evidence of passing an English language test in speaking and listening must take the form of either:

(a) a certificate and/or other document(s) for the relevant test as specified in Appendix O that:

(i) is from an English language test provider approved by the Secretary of State for these purposes as specified in Appendix O of these rules
(ii) is a test approved by the Secretary of State for these purposes as specified in Appendix O of these rules
(iii) shows the applicant's name;
(iv) shows the qualification obtained (which must meet or exceed level A1 of the Common European Framework of Reference); and,
(v) shows the date of award.

Or,

(b) a print out of the online score from a PTE (Pearson) test which:

(i) is a test approved by the Secretary of State for these purposes as specified in Appendix O of these rules;
(ii) can be used to show that the qualification obtained (which must meet or exceed level A1 of the Common European Framework of Reference); and,
(iii) is from an English language test provider approved by the Secretary of State for these purposes as specified in Appendix O of these rules

28. The evidence required to show that a person is a citizen or national of a majority English speaking country is a valid passport or travel document, unless paragraphs 29 and 30 apply. A dual national may invoke either of their nationalities.

29. If the applicant has not provided their passport or travel document other evidence of nationality can be supplied in the following circumstances only (as indicated by the applicant on their application form):

(a) where the passport or travel document has been lost or stolen;
(b) where the passport or travel document has expired and been returned to the relevant authorities; or
(c) where the passport or travel document is with another part of the Home Office.

30. Alternative evidence as proof of nationality, if acceptable, must be either:

(a) A current national identity document; or
(b) An original letter from the applicant's national government, Embassy or High Commission confirming the applicant's full name, date of birth and nationality.

31. Evidence of an academic qualification (recognised by UK NARIC to be equivalent to the standard of a Bachelor's or Master's degree or PhD in the UK) and was taught in English must be either:

(a) A certificate issued by the relevant institution confirming the award of the academic qualification showing:

(i) the applicant's name;
(ii) the title of award;
(iii) the date of award;
(iv) the name of the awarding institution; and,
(v) that the qualification was taught in English

Or,

(b) If the applicant is awaiting graduation or no longer has the certificate and cannot get a new one, the evidence must be:

(i) an original academic reference from the institution awarding the academic qualification that;

(1) is on official letter headed paper;
(2) shows the applicant's name;
(3) shows the title of award;
(4) confirms that the qualification was taught in English;
(5) explains when the academic qualification has been, or will be awarded; and
(6) states either the date that the certificate will be issued (if the applicant has not yet graduated) or confirms that the institution is unable to re-issue the original certificate of award.

or

(ii) an original academic transcript that

(1) is on official letter headed paper
(2) shows the applicant's name;
(3) the name of the academic institution;

(4) the course title;
(5) confirms that the qualification was taught in English; and,
(6) provides confirmation of the award.

32. If the qualification was taken in one of the following countries, it will be assumed for the purpose of paragraph 31 that it was taught in English: Antigua and Barbuda, Australia, the Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Ireland, Jamaica, New Zealand, St Kitts and Nevis, St Lucia, St Vincent and the Grenadines, Trinidad and Tobago, the UK, the USA.

32A. For the avoidance of doubt paragraphs 27 to 32D of this Appendix apply to fiancé(e), proposed civil partner, spouse, civil partner, unmarried partner and same sex partner applications for limited leave to enter or remain made under Part 8 of these Rules where English language requirements apply, regardless of the date of application. Paragraphs 27 to 32D of this Appendix also apply to spouse, civil partner, unmarried partner and same sex partner applications which do not meet the requirements of Part 8 of these Rules for indefinite leave to remain (where the application is for indefinite leave to remain) and are being considered for a grant of limited leave to remain where paragraph A277A(b) of these Rules applies. Any references in paragraphs 27 to 32D of this Appendix to “limited leave to enter or remain” shall therefore be read as referring to all applicants referred to in this paragraph.

32B. Where the decision-maker has:

(a) reasonable cause to doubt that an English language test in speaking and listening at a minimum of level A1 of the Common Framework of Reference for Languages relied on at any time to meet a requirement for limited leave to enter or remain in Part 8 or Appendix FM was genuinely obtained; or

(b) information that the test certificate or result awarded to the applicant has been withdrawn by the test provider for any reason,

the decision-maker may discount the document and the applicant must provide a new test certificate or result from an approved provider which shows that they meet the requirement, if they are not exempt from it.

32C. If an applicant applying for limited leave to enter or remain under Part 8 or Appendix FM submits an English language test certificate or result which has ceased by the date of application to be:

(a) from an approved test provider, or

(b) in respect of an approved test,

the decision-maker will not accept that certificate or result as valid, unless the decision-maker does so in accordance with paragraph 32D of this Appendix and subject to any transitional arrangements made in respect of the test provider or test in question.

32D. If an applicant applying for limited leave to enter or remain under Part 8 or Appendix FM submits an English language test certificate or result and the Home Office has already accepted it as part of a successful previous partner or parent application (but not where the application was refused, even if on grounds other than the English language requirement), the decision-maker may accept that certificate or result as valid if it is:

(a) from a provider which is no longer approved, or

(b) from a provider who remains approved but the test the applicant has taken with that provider is no longer approved, or

(c) past its validity date (if a validity date is required under Appendix O),

provided that when the subsequent application is made:

(i) the applicant has had continuous leave (disregarding any period of overstaying of no more than 28 days) as a partner or parent since the Home Office accepted the test certificate as valid; and

(ii) the award to the applicant does not fall within the circumstances set out in paragraph 32B of this Appendix.

Adult dependent relatives

33. Evidence of the family relationship between the applicant(s) and the sponsor should take the form of birth or adoption certificates, or other documentary evidence.

34. Evidence that, as a result of age, illness or disability, the applicant requires long-term personal care should take the form of:

(a) Independent medical evidence that the applicant's physical or mental condition means that they cannot perform everyday tasks; and
(b) This must be from a doctor or other health professional.

35. Independent evidence that the applicant is unable, even with the practical and financial help of the sponsor in the UK, to obtain the required level of care in the country where they are living should be from:

(a) a central or local health authority;
(b) a local authority; or
(c) a doctor or other health professional.

36. If the applicant's required care has previously been provided through a private arrangement, the applicant must provide details of that arrangement and why it is no longer available.

37. If the applicant's required level of care is not, or is no longer, affordable because payment previously made for arranging this care is no longer being made, the applicant must provide records of that payment and an explanation of why that payment cannot continue. If financial

support has been provided by the sponsor or other close family in the UK, the applicant must provide an explanation of why this cannot continue or is no longer sufficient to enable the required level of care to be provided.

Back to top

Immigration Rules
Appendix G

Countries and Territories participating in the Tier 5 Youth Mobility Scheme and annual allocations of places for 2014

Places available for use by Countries and Territories with Deemed Sponsorship Status:

- Australia - 38,500 places
- Canada - 5,500 places
- Japan - 1,000 places
- New Zealand - 9,500 places
- Monaco - 1,000 places

Places available for use by Countries and Territories without Deemed Sponsorship Status:

- Taiwan - 1,000 places
- South Korea - 1,000 places
- Hong Kong - 1,000 places

Back to top

Immigration Rules
Appendix H

Applicants who are subject to different documentary requirements under Tier 4 of the Points Based System

An applicant will be subject to different documentary requirements under Tier 4 of the Points Based System where he is a national of one of the following countries and he is applying for entry clearance in his country of nationality or leave to remain in the UK:

- Argentina
- Australia
- Barbados
- Botswana
- Brunei
- Canada
- Chile
- Japan
- Malaysia
- New Zealand
- Oman
- Qatar
- Singapore
- South Korea
- Trinidad and Tobago
- United Arab Emirates
- United States of America

Where an applicant is a dual national, and only one of their nationalities is listed above, he will be able to apply using the different documentary requirements that apply to these nationals, provided he is applying either for entry clearance in his country of nationality listed above or for leave to remain in the UK.

An applicant will be subject to different documentary requirements under Tier 4 of the Points Based System where he is the rightful holder of one of the following passports, which has been issued by the relevant competent authority, and where he is applying for leave to remain in the UK or for entry clearance in the territory related to the passport he holds:

- British National (Overseas)
- Hong Kong
- Taiwan (those who hold a passport issued by Taiwan that includes the number of the identification card issued by the competent authority in Taiwan)

Where an applicant is the rightful holder of a passport issued by a relevant competent authority listed above and also holds another passport or is the national of a country not listed above, he will be able to apply using the different documentary requirements that apply to rightful holders of those passports listed in this Appendix provided he is applying either for entry clearance in the territory related to the passport he holds or for leave to remain in the UK.

Back to top

Immigration Rules
Appendix I

Pay requirements which the Secretary of State intends to apply to applications for indefinite leave to remain from Tier 2 (General) and Tier 2 (Sportspersons) migrants made on or after 6 April 2016.

The Immigration Rules are subject to change and applicants will need to meet the Rules in force at the date of application. However, it is the Secretary of State's intention that these rules, as they relate to pay, will replace paragraph 245HF from that date.

245HF.

Requirements for indefinite leave to remain as a Tier 2 (General) or Tier 2 (Sportsperson) Migrant

To qualify for indefinite leave to remain as a Tier 2 (General) Migrant or Tier 2 (Sportsperson) Migrant an applicant must meet the requirements listed below. If the applicant meets these requirements, indefinite leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not have one or more unspent convictions within the meaning of the Rehabilitation of Offenders Act 1974.

(b) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(c) The applicant must have spent a continuous period of 5 years lawfully in the UK, in any combination of the following categories of which the most recent period must have been spent with leave as a Tier 2 Migrant either:

(i) as a Tier 1 Migrant, other than a Tier 1 (Post Study Work) Migrant,
(ii) as a Tier 2 (General) Migrant, a Tier 2 (Minister of Religion) Migrant or a Tier 2 (Sportsperson) Migrant.

(d) The Sponsor that issued the Certificate of Sponsorship that led to the applicant's last grant of leave must certify in writing:

(i) that he still requires the applicant for the employment in question, and

(ii) subject to sub-paragraph (iii), in the case of a Tier 2 (General) or Tier 2 (Sportsperson) Migrant applying for settlement, that they are being paid for the employment in question either:

(1) at or above the appropriate rate for the job, as stated in the the Codes of Practice in Appendix J, or

(2) a gross annual salary of at least:

(_a) £35,000 if applying on or after 6 April 2016,

(_b) £35,500 if applying on or after 6 April 2018,

(_c) £35,800 if applying on or after 6 April 2019,

whichever is higher, where the appropriate rate or salary includes basic pay and allowances as set out in paragraph 79E or paragraph 100A of Appendix A.

(iii) where a Tier 2 (General) Migrant applying for settlement is recorded (at the time of application for settlement) by the Certificate of Sponsorship Checking Service as being sponsored to do a job that either:

(1) appears on the Shortage Occupation List in Appendix K, or has appeared on that list during any time the applicant was being sponsored to do that job and during the continuous period of 5 years referred to in paragraph (c) above, or

(2) appears on the occupations skilled to PhD-level as stated in the Codes of Practice in Appendix J, or has appeared on that list during any time the applicant was being sponsored to do that job and during the continuous period of 5 years referred to in paragraph (c) above,

sub paragraph (d)(ii) does not apply and the Sponsor that issued the Certificate of Sponsorship for the employment in question must certify that the Tier 2 (General) migrant applying for Indefinite Leave to Remain is being paid at or above the appropriate rate for the job as stated in the Codes of Practice in Appendix J, where the appropriate rate or salary includes basic pay and allowances as set out in paragraph 79E of Appendix A.

(e) The applicant provides the specified documents in paragraph 245HF-SD to evidence the sponsor's certification in subsection (d) (ii).

(f) The applicant must have sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with paragraph 33BA of these Rules, unless the applicant is under the age of 18 or aged 65 or over at the time the application is made.

245HG. Requirements for indefinite leave to remain as a Tier 2 (Minister of Religion) Migrant

To qualify for indefinite leave to remain as a Tier 2 (Minister of Religion) Migrant, an applicant must meet the requirements listed below. If the applicant meets these requirements, indefinite

leave to remain will be granted. If the applicant does not meet these requirements, the application will be refused.

Requirements:

(a) The applicant must not have one or more unspent convictions within the meaning of the Rehabilitation of Offenders Act 1974.

(b) The applicant must not fall for refusal under the general grounds for refusal, and must not be an illegal entrant.

(c) The applicant must have spent a continuous period of 5 years lawfully in the UK, in any combination of the following categories of which the most recent period must have been spent with leave as a Tier 2 Migrant (Minister of Religion):

(i) as a Tier 1 Migrant, other than a Tier 1 (Post Study Work) Migrant, or

(ii) as a Tier 2 (General) Migrant, a Tier 2 (Minister of Religion) Migrant or a Tier 2 (Sportsperson) Migrant,

(d) The Sponsor that issued the Certificate of Sponsorship that led to the applicant's last grant of leave must certify in writing that he still requires the applicant for the employment in question, and

(e) The applicant must have sufficient knowledge of the English language and sufficient knowledge about life in the United Kingdom, in accordance with paragraph 33BA of these Rules, unless the applicant is under the age of 18 or aged 65 or over at the time the application is made.

2. In Appendix A - Attributes, after 79D insert:

79E. **Appropriate salary for indefinite leave to remain**

An applicant applying for Indefinite Leave to Remain under paragraph 245HF is expected to demonstrate that he is being paid either at or above the appropriate rate for the job, as stated in the Codes of Practice in Appendix J , or a gross annual salary as set out in paragraph 245HF(d)(ii)(2), whichever is higher. The appropriate rate or gross annual salary as set out in paragraph 245HF(d)(ii)(2) will be based on the applicant's gross annual salary to be paid by the Sponsor, as recorded in the Certificate of Sponsorship Checking Service entry to which the applicant's Certificate of Sponsorship reference number relates, subject to the following conditions:

(i) Salary will be based on basic pay (excluding overtime);

(ii) Allowances, such as London weighting, will be included in the salary where they are part of the guaranteed salary package and would be paid to a local settled worker in similar circumstances;

(iii) Other allowances and benefits, such as a bonus or incentive pay, travel expenses and subsistence (including travel to and from the applicant's home country), will not be included.

3. In Appendix A - Attributes, after paragraph 100 insert:

Appropriate salary for indefinite leave to remain

100A.

An applicant applying for Indefinite Leave to Remain under 245HF is expected to demonstrate that he is being paid either at or above the appropriate rate for the job, as stated in the Codes of Practice in Appendix J, or a gross annual salary as set out in paragraph 245HF(d)(ii)(2), whichever is higher. The appropriate rate or gross annual salary as set out in paragraph 245HF(d)(ii)(2) will be based on the applicant's gross annual salary to be paid by the Sponsor, as recorded in the Certificate of Sponsorship Checking Service entry to which the applicant's Certificate of Sponsorship reference number relates, subject to the following conditions:

(i) Salary will be based on basic pay (excluding overtime);

(ii) Allowances, such as London weighting, will be included in the salary where they are part of the guaranteed salary package and would be paid to a local settled worker in similar circumstances;

(iii) Other allowances and benefits, such as a bonus or incentive pay, travel expenses and subsistence (including travel to and from the applicant's home country), will not be included.

Back to top

Immigration Rules
Appendix J

Codes of practice for Tier 2 Sponsors, Tier 5 Sponsors and employers of work permit holders

Introduction

1. This Appendix sets out the skill level and appropriate salary rate for jobs, as referred to elsewhere in these Rules.

2. The Standard Occupational Classification (SOC) codes are based on the SOC 2010 system designed by the Office for National Statistics, except where otherwise stated. This system is designed to cover all possible jobs. The related job titles listed in Tables 1 to 7 of this Appendix are taken from guidance published by the Office for National Statistics.

3. References to "job" refer to the most appropriate match for the job in question, as it appears in the tables in this Appendix. The job description must correlate with the most appropriate match, according to further guidance on the SOC 2010 system published by the Office for National Statistics, and reproduced in codes of practice for Sponsors published by the UK Border Agency. The most appropriate match may be applied based on the job description in an application, even if this is not the match stated by the applicant or his Sponsor.

4. Table 8 of this Appendix also sets out advertising and evidential requirements for creative sector jobs, as referred to elsewhere in these Rules.

Tables

5. Table 1 sets out PhD-level occupation codes.

6. Table 2 sets out occupations skilled to National Qualifications Framework level 6 or above.

7. Table 3 sets out occupations skilled to National Qualifications Framework level 4 or above.

8. Table 4 sets out occupations skilled to National Qualifications Framework level 3 or above.

9. Table 5 sets out occupations in which some jobs are skilled to National Qualifications Framework level 3 and some jobs are lower-skilled.

10. Table 6 sets out occupations skilled below National Qualifications Framework level 3.

11. Table 7 sets out occupations which are ineligible for Sponsorship in Tier 2 (General) and Tier 2 (Intra-Company Transfer) applications, for reasons other than skill level.

12.

(a) Table 8 sets out the equivalent SOC 2010 codes in comparison to the SOC 2000 system, for all occupations that appear in Tables 1 to 5. This table is provided for applicants and Sponsors who relied on a SOC 2000 code in a previous application, and need to know the equivalent SOC 2010 code if the applicant is applying to continue working in the same occupation.

(b) Where Appendix A of these Rules refers to an applicant continuing to work in the same occupation, this means:

(i) the same SOC 2010 code as stated in the Certificate of Sponsorship Checking Service entry that led to the applicant's previous grant,

(ii) a SOC 2010 code which Table 8 shows as being equivalent to the SOC 2000 code stated in the Certificate of Sponsorship Checking Service entry that led to the applicant's previous grant, or

(iii) any SOC 2010 code, providing the change is due solely to the move from SOC 2000 to SOC2010 and not due to a change in the applicant's job.

13. Table 9 sets out creative sector codes of practice.

Appropriate salary rates

14. Where these Rules state that an applicant must be paid the appropriate rate for a job as set out in this Appendix, the rate will be determined as follows:

(a) Where the most appropriate match for the job in question appears in Tables 1 to 5 or Table 9, the appropriate rate is as stated in the relevant Table.

(b) Where the most appropriate match for the job in question appears in one of Tables 1 to 5 and also appears in Table 9, the appropriate rate is as stated in Table 9, and the rates stated in Tables 1 to 5 do not apply.

(c) Table 8 is to be used for identifying the equivalent SOC 2010 code only. The appropriate rate must then be identified for that SOC 2010 code using the other tables, where relevant.

(d) Where both "new entrant" and "experienced worker" rates are stated in Tables 1 to 5, the "new entrant" rate will only apply if the applicant:

(i) is applying as a Tier 2 (General) Migrant and scores points from the Post-Study Work provisions of Appendix A,

(ii) is applying as a Tier 2 (General) Migrant and scores points from the Resident Labour Market Test provisions of Appendix A, on the basis that his Sponsor has carried out a university milkround,

(iii) is applying as a Tier 2 (Intra-Company Transfer) Migrant in the Graduate Trainee sub-category, or

(iv) was under the age of 26 on the date the application was made,

and is not applying for a grant of leave that would extend his total stay in Tier 2 and/or as a Work Permit Holder beyond 3 years and 1 month.

The "experienced worker" rate will apply in all other cases.

(e) The rates stated are per year and are based on the following weekly hours:

(i) Where the source is the Annual Survey of Hours and Earnings, a 39-hour week;

(ii) Where the source is NHS Agenda for Change or the Royal Institute of British Architects, a 37.5-hour week;

(iii) Where the source is teachers' national pay scales, on the definition of a full-time teacher as used when determining those pay scales;

(iv) where the source is the National Grid submission to the Migration Advisory Committee, a 37-hour week;

(v) In all other cases, a 40-hour week.

Where the applicant has contracted weekly hours or is paid an hourly rate, the rates must be pro-rated accordingly. The exception is 'Skilled chef as defined in the Shortage Occupation List in Appendix K', where the appropriate rate cannot be pro-rated down for shorter working hours as it forms a key part of the shortage occupation criteria recommended by the Migration Advisory Committee.

(f) In all cases, the pay must be compliant with National Minimum Wage regulations.

Table 1 - Occupational skilled to PhD-level

SOC code and description	Related job titles	Appropriate salary rates	Skill level
2111 Chemical scientists	Analytical chemist Chemist Development chemist Industrial chemist Research chemist	New entrant: **£21,000** Experienced worker: **£27,000** [Source: Evidence from partners who responded to Migration Advisory Committee in 2011, uplifted based on national changes in earnings]	PhD
2112 Biological scientists and biochemists	Biomedical scientist Forensic scientist Horticulturist Microbiologist Pathologist	New entrant: **£21,000** Experienced worker: **£27,000** [Source: Evidence from partners who responded to Migration Advisory Committee in 2011, uplifted based on national changes in earnings]	PhD
2113 Physical scientists	Geologist Geophysicist Medical physicist Meteorologist	New entrant: **£21,000** Experienced worker: **£27,000** [Source: Evidence from partners who responded to Migration Advisory Committee	PhD

	Oceanographer Physicist Seismologist	in 2011, uplifted based on national changes in earnings]	
2114 Social and humanities scientists	Anthropologist Archaeologist Criminologist Epidemiologist Geographer Historian Political scientist Social scientist	New entrant: **£21,000** Experienced worker: **£27,000** [Source: Evidence from partners who responded to Migration Advisory Committee in 2011, uplifted based on national changes in earnings]	PhD
2119 Natural and social science professionals not elsewhere classified [Note: For immigration purposes this code includes researchers in research organisations other than universities.]	Operational research scientist Research associate (medical) Research fellow Researcher Scientific officer Scientist Sports scientist University researcher	New entrant: **£21,000** Experienced worker: **£27,000** [Source: Evidence from partners who responded to Migration Advisory Committee in 2011, uplifted based on national changes in earnings]	PhD
2150 Research and development managers	Creative manager (research and development) Design manager Market research manager Research manager (broadcasting)	New entrant: **£24,000** Experienced worker: **£32,700** [Source: Annual Survey of Hours and Earnings 2013]	PhD
2311 Higher education teaching professionals	Fellow (university) Lecturer (higher education, university) Professor (higher education,	New entrant: **£25,000** Experienced worker: **£31,200** [Source: evidence from Universities UK, Universities	PhD

	university) Tutor (higher education, university) University lecturer	and Colleges Employers Association and GuildHE in 2011, uplifted based on national changes in earnings]	

Back to list of tables

Table 2: Occupations skilled to National Qualifications Framework (NQF) level 6 and above

SOC code and description	Related job titles	Appropriate salary rates	Skill level
All occupations in Table 1	As stated in Table 1	As stated in Table 1	PhD
1115 Chief executives and senior officials	Chief executive Chief medical officer Civil servant (grade 5 & above) Vice President	New entrant: **£28,700** Experienced worker: **£47,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1116 Elected officers and representatives	Councillor (local government) Member of Parliament	New entrant: **£23,400** Experienced worker: **£43,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1121 Production managers and directors in manufacturing	Engineering manager Managing director (engineering) Operations manager (manufacturing) Production manager	New entrant: **£13,500** Experienced worker: **£27,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1122 Production managers and directors in construction	Building Services manager Construction manager Director (building construction) Owner (electrical contracting)	New entrant: **£18,600** Experienced worker: **£28,800** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1123 Production managers and directors in	Operations manager (mining, water & energy)	New entrant: **£15,000** Experienced worker: **£37,900**	NQF 6

mining and energy	Quarry manager	[Source: Annual Survey of Hours and Earnings 2013]	
1131 Financial managers and directors	Investment banker Treasury manager	New entrant: **£15,300** Experienced worker: **£32,800** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1132 Marketing and sales directors	Marketing director Sales director	New entrant: **£24,000** Experienced worker: **£40,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1133 Purchasing managers and directors	Bid manager Purchasing manager	New entrant: **£26,000** Experienced worker: **£35,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1134 Advertising and public relations directors	Account director (advertising) Head of public relations	New entrant: **£19,200** Experienced worker: **£34,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1135 Human resource managers and directors	Human resources manager Personnel manager Recruitment manager	New entrant: **£22,200** Experienced worker: **£31,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1136 Information technology and telecommunications directors	IT Director Technical director (computer services) Telecommunications director	New entrant: **£19,200** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£75,000** [Source: Incomes Data Services]	NQF 6
1139 Functional managers and directors not elsewhere classified	Manager (charitable organisation) Research director	New entrant: **£12,000** Experienced worker: **£26,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1150 Financial	Bank manager	New entrant: **£21,500**	NQF 6

institution managers and directors	Insurance manager	Experienced worker: **£31,200** [Source: Annual Survey of Hours and Earnings 2013]	
1161 Managers and directors in transport and distribution	Fleet manager Transport manager	New entrant: **£21,600** Experienced worker: **£27,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1172 Senior police officers	Chief superintendent (police service) Detective inspector Police inspector	New entrant: **£50,800** Experienced worker: **£53,800** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1173 Senior officers in fire, ambulance, prison and related services	Fire service officer (government) Prison governor Station officer (ambulance service)	New entrant: **£31,100** Experienced worker: **£36,400** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 6
1181 Health services and public health managers and directors	Director of nursing Health Service manager Information manager (health authority: hospital service)	New entrant: **£21,600** Experienced worker: **£32,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1184 Social services managers and directors	Care manager (local government: social services) Service manager (welfare services)	New entrant: **£22,900** Experienced worker: **£29,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2121 Civil engineers	Building engineer Civil engineer (professional) Highways engineer Petroleum engineer Public health engineer Site engineer Structural engineer	New entrant: **£21,200** Experienced worker: **£28,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2122 Mechanical	Aeronautical engineer	New entrant: **£24,000**	NQF 6

engineers	(professional) Aerospace engineer Automotive engineer (professional) Marine engineer (professional) Mechanical engineer (professional)	Experienced worker: **£31,200** [Source: Annual Survey of Hours and Earnings 2013]	
2123 Electrical engineers	Electrical engineer (professional) Electrical surveyor Equipment engineer Power engineer Signal engineer (railways)	Power system engineer, control engineer or protection engineer in the electricity transmission and distribution industry: **£32,300** [Source: National Grid submission to Migration Advisory Committee in 2011, uplifted based on national changes in earnings] Other electrical engineer (new entrant): **£21,100** Other electrical engineer (experienced worker): **£32,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2124 Electronics engineers	Avionics engineer Broadcasting engineer (professional) Electronics engineer (professional) Microwave engineer Telecommunications engineer (professional)	New entrant: **£23,800** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£26,400** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 6
2126 Design and development engineers	Clinical engineer Design engineer Development engineer Ergonomist Research and development	New entrant: **£22,600** Experienced worker: **£29,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6

	engineer		
2127 Production and process engineers	Chemical engineer Industrial engineer Process engineer Production consultant Production engineer	New entrant: **£24,000** Experienced worker: **£29,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2129 Engineering professionals not elsewhere classified	Acoustician (professional) Ceramicist Food technologist Metallurgist Patent agent Project engineer Scientific consultant Technical engineer Technologist Traffic engineer	New entrant: **£24,300** Experienced worker: **£30,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2133 IT specialist managers	Data centre manager IT manager IT support manager Network operations manager (computer services) Service delivery manager	New entrant: **£25,000** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£40,000** [Source: Incomes Data Services]	NQF 6
2134 IT project and programme managers	Implementation manager (computing) IT project manager Programme manager (computing) Project leader (software design)	New entrant: **£29,000** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£40,300** [Source: Incomes Data Services]	NQF 6
2135 IT business analysts, architects and	Business analyst (computing) Data communications analyst	New entrant: **£22,500** Experienced worker: **£31,200**	NQF 6

systems designers	Systems analyst Systems consultant Technical analyst (computing) Technical architect	[Source: Annual Survey of Hours and Earnings 2013]	
2136 Programmers and software development professionals	Analyst-programmer Database developer Games programmer Programmer Software engineer	New entrant: **£22,800** Experienced worker: **£29,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2137 Web design and development professionals	Internet developer Multimedia developer Web design consultant Web designer	New entrant: **£17,400** Experienced worker: **£22,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2139 Information technology and telecommunications professionals not elsewhere classified	IT consultant Quality analyst (computing) Software tester Systems tester (computing) Telecommunications planner	New entrant: **£19,700** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£27,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2141 Conservation professionals	Conservation officer Ecologist Energy conservation officer Heritage manager Marine conservationist	New entrant: **£17,500** Experienced worker: **£20,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2142 Environment professionals	Energy manager Environmental consultant Environmental engineer Environmental protection officer	New entrant: **£19,700** Experienced worker: **£24,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6

	Environmental scientist Landfill engineer		
2211 Medical practitioners	Anaesthetist Consultant (Hospital Service) Doctor General practitioner Medical practitioner Paediatrician Psychiatrist Radiologist Surgeon	Foundation year 1 (F1) and equivalent: **£22,636** Foundation year 2 (F2) and equivalent: **£28,076** Speciality registrar (StR) and equivalent: **£30,002** Speciality doctor and equivalent: **£37,176** Salaried General practitioner (GP) and equivalent: **£54,319** Consultant and equivalent: **£75,249** [Source: NHS Employers Medical and Dental Pay Circular 2013]	NQF 6
2212 Psychologists	Clinical psychologist Educational psychologist Forensic psychologist Occupational psychologist Psychologist Psychometrist	Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent:**£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£45,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	NQF 6
2213 Pharmacists	Chemist (pharmaceutical) Dispensary manager Pharmaceutical chemist Pharmacist	Pre-registration pharmacists (non-NHS): **£20,000** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 6

	Pharmacy manager	Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	
2214 Ophthalmic opticians	Ophthalmic optician Optician Optologist Optometrist	Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	NQF 6
2215 Dental practitioners	Dental surgeon Dentist Orthodontist Periodontist	Foundation year 1 (F1) (Hospital dental services) and equivalent: **£30,433** Foundation year 2 (F2) (Hospital dental services) and equivalent: **£29,912**	NQF 6

		Speciality registrar (StR) and equivalent: **£30,002** Speciality dentist: **£37,176** Band A posts (e.g. Community practitioner) and equivalent: **£38,095** Band B posts (e.g. Senior dental officer) and equivalent: **£59,259** Band C posts (e.g. Specialist / managerial posts) and equivalent: **£70,899** Consultant (Hospital dental services) and equivalent: **£75,249** [Source: NHS Employers Medical and Dental Pay Circular 2013]	
2216 Veterinarians	Veterinarian Veterinary practitioner Veterinary surgeon	New entrant: **£17,000** Experienced worker: **£24,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2217 Medical radiographers	Medical radiographer Radiographer Sonographer Therapeutic radiographer Vascular technologist	Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	NQF 6

2218 Podiatrists	Chiropodist Chiropodist-podiatrist Podiatrist	Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	NQF 6
2219 Health professionals not elsewhere classified	Audiologist Dental hygiene therapist Dietician-nutritionist Family planner Occupational health adviser Paramedical practitioner	Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	NQF 6
2221 Physiotherapists	Electro-therapist Physiotherapist Physiotherapy practitioner	Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239**	NQF 6

		Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	
2222 Occupational therapists	Occupational therapist	Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	NQF 6
2223 Speech and language therapists	Language therapist Speech and language therapist Speech therapist	Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent:	NQF 6

		£65,922 Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	
2229 Therapy professionals not elsewhere classified	Art therapist Chiropractor Cognitive behavioural therapist Dance movement therapist Family therapist Nutritionist Osteopath Psychotherapist	Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	NQF 6
2231 Nurses	District nurse Health visitor Mental health practitioner Nurse Practice nurse Psychiatric nurse Staff nurse Student nurse	Supervised practice nurses (Band 3 and equivalent): **£16,271** Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850**	NQF 6

		[Source: NHS Agenda for Change 2013]	
2232 Midwives	Midwife Midwifery sister	Supervised practice midwives (Band 3 and equivalent): **£16,271** Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	NQF 6
2312 Further education teaching professionals	FE College lecturer Lecturer (further education) Teacher (further education) Tutor (further education)	Lecturer or equivalent (new entrant): **£21,719** Senior lecturer / advanced teacher and equivalent: **£32,421** Further education management / principal lecturer and equivalent: **£35,551** [Source: Teachers' national pay scales]	NQF 6
2314 Secondary education teaching professionals	Deputy head teacher (secondary school) Secondary school teacher Sixth form teacher Teacher (secondary school)	Unqualified teachers undertaking Overseas Trained Teachers Programme and equivalent: **£20,000** Qualified teachers and equivalent: **£21,438** Post-threshold teachers and equivalent: **£34,523** Leadership group, assistant	NQF 6

		head teacher, principal teacher and equivalent: **£37,284** [Source: Teachers' national pay scales]	
2315 Primary and nursery education teaching professionals	Deputy head teacher (primary school) Infant teacher Nursery school teacher Primary school teacher	Unqualified teachers undertaking Overseas Trained Teachers Programme and equivalent: **£20,000** Qualified teachers and equivalent: **£21,438** Post-threshold teachers and equivalent: **£34,523** Leadership group, assistant head teacher, principal teacher and equivalent: **£37,284** [Source: Teachers' national pay scales]	NQF 6
2316 Special needs education teaching professionals	Deputy head teacher (special school) Learning support teacher Special needs coordinator Special needs teacher	Unqualified teachers undertaking Overseas Trained Teachers Programme and equivalent: **£20,000** Qualified teachers and equivalent: **£21,438** Post-threshold teachers and equivalent: **£34,523** Leadership group, assistant head teacher, principal teacher and equivalent: **£37,284** [Source: Teachers' national pay scales]	NQF 6
2317 Senior professionals of educational establishments	Administrator (higher education, university) Bursar Head teacher (primary school) Principal (further education) Registrar (educational establishments)	New entrant: **£23,000** Experienced worker: **£37,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2318 Education	Curriculum adviser	New entrant: **£20,200**	NQF 6

advisers and school inspectors	Education adviser Education officer School inspector	[Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£20,900** [Source: Annual Survey of Hours and Earnings 2013]	
2319 Teaching and other educational professionals not elsewhere classified	Adult education tutor Education consultant Music teacher Nursery manager (day nursery) Owner (nursery: children's) Private tutor TEFL	New entrant: **£2,100** Experienced worker: **£6,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2412 Barristers and judges	Advocate Barrister Chairman (appeals tribunal, inquiry) Coroner Crown prosecutor District judge	New entrant: **£20,500** Pupillage: **£20,500** Experienced worker (not pupillage): **£31,700** [Source: The Bar Council in 2011, uplifted based on national changes in earnings and the Tier 2 (General) minimum salary threshold]	NQF 6
2413 Solicitors	Managing clerk (qualified solicitor) Solicitor Solicitor-partner Solicitor to the council	New entrant: **£20,400** Experienced worker: **£28,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2419 Legal professionals not elsewhere classified	Attorney Justice's clerk Lawyer Legal adviser Legal consultant	New entrant: **£29,200** Experienced worker: **£41,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6

	Legal counsel Solicitor's clerk (articled)		
2421 Chartered and certified accountants	Accountant (qualified) Auditor (qualified) Chartered accountant Company accountant Cost accountant (qualified) Financial controller (qualified) Management accountant (qualified)	New entrant: **£15,200** Experienced worker: **£24,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2423 Management consultants and business analysts	Business adviser Business consultant Business continuity manager Financial risk analyst Management consultant	New entrant: **£19,100** Experienced worker: **£27,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2424 Business and financial project management professionals	Chief knowledge officer Contracts manager (security services) Project manager Research support officer	New entrant: **£24,000** Experienced worker: **£32,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2425 Actuaries, economists and statisticians	Actuarial consultant Actuary Economist Statistician Statistical analyst	New entrant: **£27,600** Experienced worker: **£32,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2426 Business and related research professionals	Crime analyst (police force) Fellow (research) Games researcher (broadcasting) Inventor	New entrant: **£19,500** Experienced worker: **£23,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6

2429 Business, research and administrative professionals not elsewhere classified	Civil servant (grade 6, 7) Company secretary (qualified) Policy adviser (government) Registrar (government)	New entrant: **£20,400** Experienced worker: **£27,800** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2431 Architects	Architect Architectural consultant Chartered architect Landscape architect	Part 1 graduate: **£21,000** Part 2 graduate: **£23,100** Part 3 graduate / newly-registered architect: **£27,300** Experienced worker: **£31,200** [Source: Royal Institute of British Architects in 2011, uplifted based on national changes in earnings]	NQF 6
2432 Town planning officers	Planning officer (local government: building and contracting) Town planner Town planning consultant	New entrant: **£19,400** Experienced worker: **£20,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2433 Quantity surveyors	Quantity surveyor Surveyor (quantity surveying)	New entrant: **£21,600** Experienced worker: **£27,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2434 Chartered surveyors	Building surveyor Chartered surveyor Hydrographic surveyor Land surveyor	New entrant: **£19,400** Experienced worker: **£25,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2436 Construction project managers and related professionals	Contract manager (building construction) Project manager (building construction) Transport planner	New entrant: **£22,700** Experienced worker: **£27,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2442 Social workers	Psychiatric social worker Senior practitioner (local	Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783**	NQF 6

	government: social services) Social worker	Band 7 and equivalent: **£30,764** Band 8a and equivalent: **£39,239** Band 8b and equivalent: **£45,707** Band 8c and equivalent: **£54,998** Band 8d and equivalent: **£65,922** Band 9 and equivalent: **£77,850** [Source: NHS Agenda for Change 2013]	
2443 Probation officers	Inspector (National Probation Service) Probation officer Youth justice officer	New entrant: **£12,500** Experienced worker: **£24,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2449 Welfare professionals not elsewhere classified	Children's guardian Rehabilitation officer Social services officer Youth worker (professional)	New entrant: **£12,500** Experienced worker: **£20,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2451 Librarians	Chartered librarian Librarian Technical librarian University librarian	New entrant: **£12,800** Experienced worker: **£17,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2452 Archivists and curators	Archivist Conservator Curator Keeper (art galley) Museum officer	All workers: **£21,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2461 Quality control and planning	Planning engineer Quality assurance engineer	New entrant: **£22,500** Experienced worker: **£27,200**	NQF 6

engineers	Quality control officer (professional) Quality engineer	[Source: Annual Survey of Hours and Earnings 2013]	
2462 Quality assurance and regulatory professionals	Compliance manager Financial regulator Patent attorney Quality assurance manager Quality manager	New entrant: **£22,500** Experienced worker: **£27,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2463 Environmental health professionals	Air pollution inspector Environmental health officer Food inspector Public health inspector Technical officer (environmental health)	New entrant: **£22,100** Experienced worker: **£26,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2471 Journalists, newspaper and periodical editors	Broadcast journalist Editor Journalist Radio journalist Reporter	New entrant: **£19,400** Experienced worker: **£24,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2472 Public relations professionals	Account manager (public relations) Information officer (public relations) PR consultant Press officer Public relations officer	New entrant: **£14,200** Experienced worker: **£21,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
2473 Advertising accounts managers and creative directors	Account manager (advertising) Advertising Manager Campaign Manager Creative Director	New entrant: **£18,800** Experienced worker: **£26,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6

	Projects Manager (advertising)		
3415 Musicians	Composer Musician Organist Pianist Song writer Violinist	All workers: **£16,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
3416 Arts officers, producers and directors	Film editor Production assistant (broadcasting) Studio manager Television producer Theatrical agent	New entrant: **£20,800** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£25,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
3512 Aircraft pilots and flight engineers	Airline pilot First officer (airlines) Flight engineer Flying instructor Helicopter pilot	New entrant: **£28,000** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£56,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
3532 Brokers	Foreign exchange dealer Insurance broker Investment administrator Stockbroker Trader (stock exchange)	New entrant: **£16,100** Experienced worker: **£26,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
3534 Finance and investment analysts and advisers	Financial adviser Financial analyst Financial consultant Mortgage adviser Pensions consultant	New entrant: **£19,500** Experienced worker: **£26,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6

3535 Taxation experts	Tax adviser Tax consultant Tax inspector Taxation specialist	New entrant: **£24,100** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£28,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
3538 Financial accounts managers	Accounts manager Audit manager Credit manager Fund manager Relationship manager (bank)	New entrant: **£18,300** Experienced worker: **£24,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
3545 Sales accounts and business development managers	Account manager (sales) Area sales manager Business development manager Product development manager Sales manager	New entrant: **£22,000** Experienced worker: **£30,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 6

Back to list of tables

Table 3 – Occupations skilled to National Qualifications Framework (NQF) level 4 and above

SOC code and description	Related job titles	Appropriate salary rates	Skill level
All occupations in Table 1	As stated in Table 1	As stated in Table 1	PhD
All occupations in Table 2	As stated in Table 2	As stated in Table 2	NQF 6
1211 Managers and proprietors in agriculture and horticulture	Farm manager Farm owner Nursery manager (horticulture)	New entrant: **£16,000** Experienced worker: **£22,200** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 4
1213 Managers	Cattery owner	New entrant: **£16,000**	NQF 4

and proprietors in forestry, fishing and related services	Forest manager Racehorse trainer	[Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£20,500** [Source: Annual Survey of Hours and Earnings 2013]	
1241 Health care practice managers	Clinic manager GP practice manager Veterinary practice manager	New entrant: **£14,500** Experienced worker: **£22,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
1242 Residential, day and domiciliary care managers and proprietors	Care manager Day centre manager Nursing home owner Residential manager (residential home)	New entrant: **£14,300** Experienced worker: **£21,800** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
1251 Property, housing and estate managers	Estate manager Facilities manager Landlord (property management) Property manager	New entrant: **£16,600** Experienced worker: **£23,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
1255 Waste disposal and environmental services managers	Environmental manager (refuse disposal) Manager (local government: cleansing dept.) Recycling plant manager Scrap metal dealer	New entrant: **£15,200** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£28,900** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 4
1259 Managers and proprietors in other services not elsewhere	Betting shop manager Graphic design classified manager Library manager Plant hire manager Production manager	New entrant: **£15,700** Experienced worker: **£20,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4

	(entertainment)		
2435 Chartered architectural technologists	Architectural technologist	New entrant: **£19,400** Experienced worker: **£26,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3116 Planning, process and production technicians	Process technician Production controller Production planner Production technician	New entrant: **£14,100** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£22,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3121 Architectural and town planning technicians	Architectural assistant Architectural technician Construction planner Planning enforcement officer	New entrant: **£17,200** Experienced worker: **£21,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3131 IT operations technicians	Computer games tester Database administrator IT technician Network administrator Systems administrator	New entrant: **£14,700** Experienced worker: **£19,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3213 Paramedics	Ambulance paramedic Emergency care practitioner Paramedic Paramedic-ECP	New entrant: **£28,400** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£32,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3218 Medical and dental technicians	Cardiographer Dental hygienist Dental technician Medical technical officer	Band 3 and equivalent: **£16,271** Band 4 and equivalent: **£18,838** Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783**	NQF 4

	Orthopaedic technician	Band 7 and equivalent: **£30,764** [Source: NHS Agenda for Change 2013]	
3219 Health associate professionals not elsewhere classified	Acupuncturist Homeopath Hypnotherapist Massage therapist Reflexologist Sports therapist	Band 3 and equivalent: **£16,271** Band 4 and equivalent: **£18,838** Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783** Band 7 and equivalent: **£30,764** [Source: NHS Agenda for Change 2013]	NQF 4
3319 Protective service associate professionals not elsewhere classified	Customs officer Immigration officer Operations manager (security services) Scenes of crime officer Security manager	New entrant: **£22,800** Experienced worker: **£28,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3411 Artists	Artist Illustrator Portrait painter Sculptor	New entrant: **£16,700** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£18,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3412 Authors, writers and translators	Copywriter Editor (books) Interpreter Technical author Translator Writer	New entrant: **£16,700** Experienced worker: **£21,100** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 4
3413 Actors, entertainers and presenters	Actor Disc jockey	All workers: **£16,700** [Source: Annual Survey of Hours	NQF 4

	Entertainer Presenter (broadcasting) Singer	and Earnings 2013]	
3414 Dancers and choreographers	Ballet dancer Choreographer Dancer Dance teacher	All workers: **£16,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3422 Product, clothing and related designers	Design consultant Fashion designer Furniture designer Interior designer Kitchen designer Textile designer	New entrant: **£15,000** Experienced worker: **£21,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3513 Ship and hovercraft officers	Chief engineer (shipping) Marine engineer (shipping) Merchant navy officer Petty officer Tug master Yacht skipper	New entrant: **£28,000** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£42,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3531 Estimators, valuers and assessors	Claims assessor Claims investigator Engineering surveyor Estimator Loss adjuster Valuer	New entrant: **£14,000** Experienced worker: **£20,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3537 Financial and accounting technicians	Accounting technician Business associate (banking) Financial controller	New entrant: **£16,500** Experienced worker: **£24,000** [Source: Annual Survey of Hours	NQF 4

	Insolvency administrator Managing clerk (accountancy)	and Earnings 2013]	
3539 Business and related associate professionals not elsewhere classified	Business systems analyst Data analyst Marine consultant Planning assistant Project administrator Project coordinator	New entrant: **£13,600** Experienced worker: **£19,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3541 Buyers and procurement officers	Buyer Procurement officer Purchasing consultant	New entrant: **£16,900** Experienced worker: **£21,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3543 Marketing associate professionals	Business development executive Fundraiser Market research analyst Marketing consultant Marketing executive	New entrant: **£13,200** Experienced worker: **£19,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3546 Conference and exhibition managers and organisers	Conference coordinator Event organiser Events manager Exhibition organiser Hospitality manager	All workers: **£15,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3561 Public services associate professionals Civil servant (HEO, SEO)	Higher executive officer (government) Principle revenue officer (local government) Senior executive officer (government)	New entrant: **£17,600** Experienced worker: **£22,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3563 Vocational and industrial	IT trainer	New entrant: **£13,000**	NQF 4

trainers and instructors	NVQ assessor Technical instructor Training consultant Training manager	Experienced worker: **£19,300** [Source: Annual Survey of Hours and Earnings 2013]	
3564 Careers advisers and vocational guidance specialists	Careers adviser Careers consultant Careers teacher Placement officer	New entrant: **£15,100** Experienced worker: **£17,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3565 Inspectors of standards and regulations	Building inspector Driving examiner Housing inspector Meat hygiene inspector Trading standards officer	New entrant: **£17,400** Experienced worker: **£23,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
3567 Health and safety officers	Fire protection engineer (professional) Health and safety officer Occupational hygienist Safety consultant Safety officer	New entrant: **£17,700** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£26,400** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 4
4161 Office managers	Business support manager Delivery office manager Office manager Practice manager Sales administration manager Sales office manager	New entrant: **£12,500** Experienced worker: **£19,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4
7220 Customer service managers and supervisors	After sales manager Call centre supervisor Customer service manager Customer service supervisor	New entrant: **£15,600** Experienced worker: **£19,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 4

	Team leader (customer care)		

Back to list of tables

Table 4: Occupations skilled to National Qualifications Framework (NQF) level 3 and above

SOC code and description	Related job titles	Appropriate salary rates	Skill level
All occupations in Table 1	As stated in Table 1	As stated in Table 1	PhD
All occupations in Table 2	As stated in Table 2	As stated in Table 2	NQF 6
All occupations in Table 3	As stated in Table 3	As stated in Table 3	NQF 4
1162 Managers and directors in storage and warehousing	Logistics manager Warehouse manager	New entrant: **£16,900** Experienced worker: **£21,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
1190 Managers and directors in retail and wholesale	Managing director (retail trade) Retail manager Shop manager (charitable organisation) Wholesale manager	New entrant: **£12,200** Experienced worker: **£17,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
1221 Hotel and accommodation managers and proprietors	Caravan park owner Hotel manager Landlady (boarding, guest, lodging house)	New entrant: **£11,000** Experienced worker: **£15,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
1225 Leisure and sports managers	Amusement arcade owner Leisure centre manager Social club manager Theatre manager	New entrant: **£14,800** Experienced worker: **£19,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
1226 Travel agency managers and	Tourist information manager Travel agency owner	New entrant: **£11,400** [Source: Annual Survey of	NQF 3

proprietors	Travel manager	Hours and Earnings 2013] Experienced worker: **£20,600** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	
1252 Garage managers and proprietors	Garage director Garage owner Manager (repairing: motor vehicles)	New entrant: **£15,200** Experienced worker: **£22,800** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
1253 Hairdressing and beauty salon managers and proprietors	Hairdressing salon owner Health and fitness manager Manager (beauty salon)	New entrant: **£15,200** Experienced worker: **£21,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
1254 Shopkeepers and proprietors - wholesale and retail	Antiques dealer Fashion retailer Newsagent Shopkeeper	New entrant: **£15,200** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£16,400** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3
3111 Laboratory technicians	Laboratory analyst Laboratory technician Medical laboratory assistant Scientific technician Water tester	New entrant: **£9,100** Experienced worker: **£14,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3112 Electrical and electronics technicians	Avionics technician Electrical technician Electronics technician Installation engineer (Electricity Supplier)	New entrant: **£14,100** Experienced worker: **£22,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3113 Engineering technicians	Aircraft technician Commissioning engineer	New entrant: **£18,500** Experienced worker: **£24,500**	NQF 3

	Engineering technician Manufacturing engineer Mechanical technician	[Source: Annual Survey of Hours and Earnings 2013]	
3114 Building and civil engineering technicians	Building services consultant Civil engineering technician Survey technician Technical assistant (civil engineering)	New entrant: **£14,100** Experienced worker: **£19,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3115 Quality assurance technicians	Quality assurance technician Quality control technician Quality officer Quality technician Test technician	New entrant: **£17,600** Experienced worker: **£20,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3119 Science, engineering and production technicians not elsewhere classified	School technician Technical assistant Technician Textile consultant Workshop technician	New entrant: **£14,200** Experienced worker: **£19,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3122 Draughtspersons	CAD operator Cartographer Design technician Draughtsman	New entrant: **£16,800** Experienced worker: **£22,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3216 Dispensing opticians	Dispensing optician Optical dispenser	New entrant: **£12,600** Experienced worker: **£18,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3231 Youth and community workers	Community development officer Youth and community worker Youth project coordinator	All workers: **£13,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3

	Youth worker		
3234 Housing officers	Housing adviser Housing officer Homeless prevention officer Housing support officer	New entrant: **£13,100** Experienced worker: **£18,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3235 Counsellors	Counsellor (welfare services) Debt adviser Drugs and alcohol counsellor Student counsellor	New entrant: **£7,000** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£21,800** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3
3239 Welfare and housing associate professionals not elsewhere classified	Day centre officer Health coordinator Key worker (welfare services) Outreach worker (welfare services) Probation services officer Project worker (welfare services)	New entrant: **£6,100** Experienced worker: **£12,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3312 Police officers (sergeant and below)	Detective (police service) Police constable Police officer Sergeant Transport police officer	New entrant: **£29,500** Experienced worker: **£33,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3313 Fire service officers (watch manager and below)	Fire engineer Fire safety officer Firefighter Watch manager (fire service)	New entrant: **£7,300** Experienced worker: **£26,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3421 Graphic designers	Commercial artist Designer (advertising)	New entrant: **£15,500** Experienced worker: **£20,400**	NQF 3

	Graphic artist Graphic designer MAC operator	[Source: Annual Survey of Hours and Earnings 2013]	
3443 Fitness instructors	Aerobics instructor Fitness instructor Gym instructor Lifestyle consultant Personal trainer Pilates instructor	New entrant: **£1,100** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£13,600** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3
3511 Air traffic controllers	Air traffic control officer Air traffic controller Air traffic services assistant Flight planner	New entrant: **£28,000** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£42,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3520 Legal associate professionals	Barrister's clerk Compliance officer Conveyancer Legal executive Litigator Paralegal	New entrant: **£12,900** Experienced worker: **£18,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3533 Insurance underwriters	Account handler (insurance) Commercial underwriter Insurance inspector Mortgage underwriter Underwriter	New entrant: **£16,400** Experienced worker: **£22,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3536 Importers and exporters	Export controller Export coordinator	New entrant: **£16,400** Experienced worker: **£22,400**	NQF 3

	Exporter Import agent Importer	[Source: Annual Survey of Hours and Earnings 2013]	
3542 Business sales executives	Corporate account executive Sales agent Sales consultant Sales executive Technical representative	New entrant: **£13,700** Experienced worker: **£21,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3544 Estate agents and auctioneers	Auctioneer Auctioneer and valuer Estate agent Letting agent Property consultant	New entrant: **£13,500** Experienced worker: **£17,200** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3
3550 Conservation and environmental associate professionals	Conservation worker Countryside ranger National park warden Park ranger	All workers: **£17,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
3562 Human resources and industrial relations officers	Employment adviser Human resources officer Personnel officer Recruitment consultant	New entrant: **£14,600** Experienced worker: **£20,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
4112 National government administrative occupations	Administrative assistant (courts of justice) Administrative officer (government) Civil servant (EO) Clerk (government) Revenue officer (government)	New entrant: **£11,500** Experienced worker: **£15,800** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
4114 Officers of non-	Administrator (charitable organisation)	New entrant: **£10,600**	NQF 3

governmental organisations	Organiser (trade union) Secretary (research association) Trade union official	Experienced worker: **£15,600** [Source: Annual Survey of Hours and Earnings 2013]	
4134 Transport and distribution clerks and assistants	Export clerk Logistics controller Shipping clerk Transport administrator Transport clerk Transport coordinator	New entrant: **£12,100** Experienced worker: **£17,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
4151 Sales administrators	Marketing administrator Sales administrator Sales clerk Sales coordinator	New entrant: **£10,500** Experienced worker: **£15,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
4214 Company secretaries	Assistant secretary Club secretary Company secretary	New entrant: **£6,000** Experienced worker: **£7,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
4215 Personal assistants and other secretaries	Executive assistant PA-secretary Personal assistant Personal secretary Secretary	New entrant: **£5,600** Experienced worker: **£10,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5211 Smiths and forge workers	Blacksmith Chain repairer Farrier Pewtersmith Steel presser	New entrant: **£17,200** Experienced worker: **£20,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5213 Sheet metal workers	Coppersmith	New entrant: **£17,200**	NQF 3

	Panel beater (metal trades) Sheet metal fabricator Sheet metal worker	Experienced worker: **£20,000** [Source: Annual Survey of Hours and Earnings 2013]	
5221 Metal machining setters and setter-operators	CNC machinist CNC programmer Centre lathe turner Miller (metal trades) Tool setter Turner	New entrant: **£17,400** Experienced worker: **£21,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5222 Tool makers, tool fitters and markers-out	Die maker Engineer-toolmaker Jig maker Marker-out (engineering) Tool fitter Tool maker	New entrant: **£16,000** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£20,000** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3
5224 Precision instrument makers and repairers	Calibration engineer Horologist Instrument maker Instrument mechanic Instrument technician Optical technician Precision engineer Watchmaker	New entrant: **£16,000** Experienced worker: **£19,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5231 Vehicle technicians, mechanics and electricians	Auto electrician Car mechanic HGV mechanic Mechanic (garage) MOT tester	New entrant: **£15,000** Experienced worker: **£19,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3

	Motor mechanic Motor vehicle technician Technician (motor vehicles) Vehicle technician		
5232 Vehicle body builders and repairers	Bodyshop technician Car body repairer Coach builder Panel beater Restoration technician (motor vehicles) Vehicle builder	New entrant: **£15,500** Experienced worker: **£19,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5234 Vehicle paint technicians	Car paint sprayer Coach painter Paint technician (motor vehicles) Vehicle refinisher	New entrant: **£15,400** Experienced worker: **£19,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5242 Tele-communications engineers	Cable jointer Customer service engineer (telecommunications) Installation engineer (telecommunications) Network officer (telecommunications) Telecommunications engineer Telephone engineer	New entrant: **£21,100** Experienced worker: **£27,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5244 TV, video and audio engineers	Installation engineer (radio, television and video) Satellite engineer Service engineer (radio, television and video) Technician (radio, television and video)	New entrant: **£18,500** Experienced worker: **£22,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3

	Television engineer		
5245 IT engineers	Computer repairer Computer service engineer Hardware engineer (computer) Maintenance engineer (computer servicing)	New entrant: **£18,500** Experienced worker: **£19,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5311 Steel erectors	Steel erector Steel fabricator Steel worker (structural engineering)	New entrant: **£15,200** Experienced worker: **£19,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5313 Roofers, roof tilers and slaters	Mastic asphalt spreader Roof tiler Roofer Roofing contractor Slater Thatcher	New entrant: **£15,200** Experienced worker: **£17,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5314 Plumbers and heating and ventilating engineers	Gas engineer Gas service engineer Heating and ventilating engineer Heating engineer Plumber Plumbing and heating engineer	New entrant: **£17,200** Experienced worker: **£22,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5319 Construction and building trades not elsewhere classified	Acoustician Builder Building contractor Fencer Maintenance manager (buildings and other structures) Property developer (building construction)	New entrant: **£15,100** Experienced worker: **£19,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3

5411 Weavers and knitters	Carpet weaver Knitter Knitwear manufacturer Weaver	New entrant: **£12,200** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£13,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5412 Upholsterers	Curtain fitter Curtain maker Soft furnisher Trimmer (furniture mfr) Upholsterer	New entrant: **£12,200** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£14,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5413 Footwear and leather working trades	Cobbler Leather worker (leather goods mfr) Machinist (leather goods mfr) Shoe machinist Shoe repairer	New entrant: **£12,200** Experienced worker: **£14,900** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3
5421 Pre-press technicians	Compositor Plate maker Pre-press manager Pre-press technician Type setter	New entrant: **£13,900** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£17,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5422 Printers	Lithographic printer Machine minder (printing) Print manager Screen printer Wallpaper printer	New entrant: **£14,500** Experienced worker: **£18,400** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3
5423 Print finishing and	Binder's assistant	New entrant: **£10,300**	NQF 3

binding workers	Book binder Finishing supervisor (printing) Print finisher	Experienced worker: **£15,700** [Source: Annual Survey of Hours and Earnings 2013]	
5431 Butchers	Butcher Butcher's assistant Butchery manager Master butcher Slaughterman	New entrant: **£9,300** Experienced worker: **£14,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5432 Bakers and flour confectioners	Baker Baker's assistant Bakery manager Cake decorator Confectioner	New entrant: **£9,300** Experienced worker: **£14,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5441 Glass and ceramics makers, decorators and finishers	Ceramic artist Glass blower Potter (ceramics mfr) Pottery worker Sprayer (ceramics mfr) Stained glass artist	New entrant: **£8,400** Experienced worker: **£15,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5442 Furniture makers and other craft woodworkers	Antiques restorer Cabinet maker Coffin maker Furniture restorer Picture framer Sprayer (furniture mfr)	New entrant: **£8,400** Experienced worker: **£15,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5449 Other skilled trades not elsewhere classified	Diamond mounter Engraver Goldsmith	New entrant: **£8,400** Experienced worker: **£18,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3

	Paint sprayer Piano tuner Sign maker Silversmith Wig maker		
6131 Veterinary nurses	Animal nurse Veterinary nurse	New entrant: **£7,400** Experienced worker: **£13,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
6144 Houseparents and residential wardens	Foster carer Matron (residential home) Resident warden Team leader (residential care home) Warden (sheltered housing)	New entrant: **£6,700** Experienced worker: **£11,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
6214 Air travel assistants	Air hostess Cabin crew Customer service agent (travel) Flight attendant Passenger service agent	New entrant: **£8,100** Experienced worker: **£13,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
6215 Rail travel assistants	Retail service manager (railways) Station assistant (underground railway) Ticket inspector (railways) Train conductor Train manager	New entrant: **£18,400** Experienced worker: **£24,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
7125 Merchandisers and window dressers	Merchandiser Sales merchandiser Visual merchandising manager	New entrant: **£13,500** Experienced worker: **£17,100** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3

	Window dresser		
7130 Sales supervisors	Sales supervisor (retail trade: delivery round) Section manager (retail trade) Shop supervisor (retail trade) Supervisor (retail, wholesale trade) Team leader (retail trade)	New entrant: **£9,300** Experienced worker: **£13,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
7215 Market research interviewers	Interviewer (market research) Market researcher (interviewing) Telephone interviewer Telephone researcher Traffic enumerator	New entrant: **£6,400** Experienced worker: **£10,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
8124 Energy plant operatives	Boilerman Control room operator(electric) Hydraulic engineman Plant operator (electricity supplier) Power station operator	New entrant: **£13,200** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£16,200** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3
8126 Water and sewerage plant operatives	Controller (water treatment) Plant operator (sewage works) Pump attendant Water treatment engineer Water treatment operator	New entrant: **£13,200** Experienced worker: **£24,500** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
8215 Driving instructors	Driving instructor HGV instructor Instructor (driving school) Motorcycle instructor	New entrant: **£8,900** Experienced worker: **£16,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3

Back to list of tables

Table 5: Occupations in which some jobs are skilled to National Qualifications Framework (NQF) level 3 and some jobs are lower-skilled

SOC code and description	Related job titles	Jobs which are skilled to NQF 3 (other jobs are lower-skilled)	Appropriate salary rates	Skill level
1223 Restaurant and catering establishment managers and proprietors	Café owner Fish & chip shopkeeper Operations manager (catering) Restaurant manager Shop manager (take-away food shop)	• Restaurant manager • Fast food restaurant manager • Assistant restaurant manager, establishments with 80 or more covers (covers being the maximum number of customers that can be seated at any one time)	New entrant: **£12,500** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£15,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
1224 Publicans and managers of licensed premises	Landlady (public house) Licensee Manager (wine bar) Publican	• Publican • Licensee or pub manager	New entrant: **£11,400** Experienced worker: **£15,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
3132 IT user support technicians	Customer support analyst Help desk operator IT support technician Systems support officer	• Senior PC support analyst • Senior PC support • Technical pre- or post-sales support • Senior database administrator or analyst • Database administrator or analyst • Computer engineers, installation and maintenance	New entrant: **£16,600** Experienced worker: **£21,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
3217 Pharma-ceutical	Dispensing technician	• Jobs at NHS Agenda for Change	New entrant: **£10,700**	NQF 3 / Lower-

technicians	Pharmaceutical technician Pharmacy technician	band 4 or equivalent or above	Experienced worker: **£15,600** [Source: Annual Survey of Hours and Earnings 2013]	skilled
3417 Photo-graphers, audio-visual and broad-casting equipment operators	Audio visual technician Cameraman Photographer Projectionist Sound engineer Theatre technician (entertainment)	• Audio visual technician • Senior audio visual technician • Photographer • Press photographer (regional) • Press photographer (National) • Film technician • Sound recordist • Camera operator (film, television production)	New entrant: **£14,300** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£15,900** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5111 Farmers	Agricultural contractor Agricultural technician Crofter (farming) Farmer Herd manager	• Herd managers • Livestock breeders • Pig breeders • Agricultural contractor jobs that require an NQF level 3 in Agricultural Crop Production, Mixed Farming or Livestock Production, or an NPTC Advanced National Certificate in Agriculture	New entrant: **£9,100** Experienced worker: **£14,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5112 Horti-cultural trades	Grower Horticulturalist (market gardening) Market Gardener Nursery Assistant (agriculture) Nurseryman	• Horticultural foreman • Horticultural nursery supervisor • Horticultural technician • Nursery stock production technician or specialist	New entrant: **£9,100** Experienced worker: **£14,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5113 Gardeners and	Garden designer Gardener	• Gardening Team Supervisor or Manager	New entrant: **£9,100**	NQF 3 / Lower-skilled

landscape gardeners	Gardener-handyman Landscape gardener	• Landscaper jobs, where the job requires a Registration of Land-Based Operatives (ROLO) Gold Card • Garden Designer	Experienced worker: **£14,100** [Source: Annual Survey of Hours and Earnings 2013]	
5114 Grounds-men and green-keepers	Greenkeeper Groundsman Groundsperson	• Head Greenkeeper • Ground Manager • Head Groundsperson	New entrant: **£12,100** Experienced worker: **£15,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5119 Agri-cultural and fishing trades not elsewhere classified	Aboricultural consultant Bee farmer Gamekeeper Share fisherman Trawler skipper Tree surgeon	• Fishing vessel skippers in inshore areas, and limited and unlimited offshore areas • Fishing vessel mates in unlimited offshore areas • Forest officers and forest or woodland managers • Supervising tree surgeons and supervising arbori-culturists / arborists • Head gamekeepers, head river keepers and head ghillies • Managers in animal husbandry, forestry and fishing not elsewhere classified	New entrant: **£9,100** Experienced worker: **£14,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5212 Moulders, core makers and die casters	Core Maker (metal trades) Die Caster Moulder (metal trades) Pipe Maker (foundry)	• Jobs which require an engineering technician registered with the Engineering Council • Jobs which require an NQF level 3 qualification in Materials Processing and Finishing	New entrant: **£17,200** Experienced worker: **£20,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled

		• Foundry or casting shop foremen		
5214 Metal plate workers, and riveters	Boiler maker Metal plate worker Plater Plater-welder	• Jobs which require successful completion of the National Apprenticeship Scheme for Engineering Construction (NASEC) • Jobs which require successful completion of an Advanced Modern Apprenticeship in fabrication or welding	New entrant: **£17,200** Experienced worker: **£24,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5215 Welding trades	Fabricator-welder Fitter-welder Spot welder (metal) Welder Welding technician	• High integrity pipe welders where the job requires three or more years related on-the-job experience • Welding foreman • Welding engineer or consultant • Welding fitter • Welding supervisor • Welding technician • Jobs which require successful completion of an Advanced Modern Apprenticeship in fabrication or welding	New entrant: **£18,000** Experienced worker: **£20,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5216 Pipe fitters	Pipe engineer Pipe fitter Pipe welder-fitter	• Pipe fitter / welder jobs that require an Engineering Services Gold SKILLcard in Heating and Ventilation Fitting / Welding	New entrant: **£17,200** Experienced worker: **£28,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5223 Metal working production and mainten-ance fitters	Agricultural engineer Bench fitter Engineering machinist	• Fitter, turner or millwright jobs that require a completed Engineering	New entrant: **£15,700** Experienced worker: **£20,700**	NQF 3 / Lower-skilled

	Fabricator Installation engineer Maintenance fitter Mechanical engineer	Advanced Apprenticeship with an NQF level 3 qualification in Engineering Maintenance or Engineering Technology and Maintenance	[Source: Annual Survey of Hours and Earnings 2013]	
5235 Aircraft maintenance and related trades	Aeronautical engineer Aircraft electrician Aircraft engineer Aircraft fitter Aircraft mechanic Maintenance engineer (aircraft)	• Aircraft engineers • Licensed and military certifying engineer / inspector technician • Airframe fitter	New entrant: **£15,400** Experienced worker: **£27,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5236 Boat and ship builders and repairers	Boat builder Fitter (boat building) Frame turner (ship building) Marine engineer Ship's joiner Shipwright	• Jobs which require successful completion of the National Apprenticeship Scheme for Engineering Construction (NASEC) • Jobs which require successful completion of an Advanced Modern Apprenticeship in fabrication or welding	New entrant: **£15,400** [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: **£22,300** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3 / Lower-skilled
5241 Electricians and electrical fitters	Electrical contractor Electrical engineer Electrical fitter Electrician	• Electricians, as defined by the joint industry board (JIB) or the Scottish joint industry board (SJIB) grading definitions • Approved electricians, as defined by the JIB / SJIB grading definitions • Technicians, as defined by the JIB /	New entrant: **£18,500** Experienced worker: **£23,700** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled

		SJIB grating definitions		
5249 Electrical and electronic trades not elsewhere classified	Alarm engineer Electronics engineer Field engineer Linesman Service engineer	• LE1-equivalent line workers and cable jointers (Chargehands or Leadhands) • Electrical / electronics engineers not elsewhere classified	New entrant: **£18,600** Experienced worker: **£23,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5312 Bricklayers and masons	Bricklayer Dry stone waller Stone mason	• Architectural Stone Carver • Stonemason • Bricklayer, where the job requires NQF level 3 in Bricklaying or Trowel Trades	New entrant: **£15,500** Experienced worker: **£20,000** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3 / Lower-skilled
5414 Tailors and dress-makers	Cutter (hosiery, knitwear mfr) Dressmaker Fabric cutter Tailor Tailoress	• Bespoke or handcraft tailor jobs that require a completed Bespoke Tailoring Apprenticeship leading to an NQF level 3 in Bespoke Cutting and Tailoring • Jobs that require a completed Modern Apprenticeship in Handicraft Tailoring leading to an NQF level 3 in Apparel Manufacturing Technology	New entrant: **£12,200** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced worker: **£13,400** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5419 Textiles, garments and related trades not elsewhere classified	Clothing manufacturer Embroiderer Hand sewer Sail maker Upholstery cutter	• Jobs that require Licentiateship (LTI) or Associateship (Ctext ATI) of the Textile Institute • Pattern cutter jobs that require an ABC Level 3 Certificate in Pattern Cutting or	New entrant: **£12,200** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)] Experienced	NQF 3 / Lower-skilled

		an NQF level 3 in Apparel Technology • Head pattern graders • Pattern grader jobs that require a completed Advanced • Apprenticeship in Textiles	worker: **£13,400** [Source: Annual Survey of Hours and Earnings 2013]	
5433 Fish-mongers and poultry dressers	Butcher (fish, poultry) Filleter (fish) Fish processor Fishmonger Poultry processor	• Manual filleters of frozen fish, where the job requires an individual with three or more years' related on-the-job paid experience • Machine-trained operatives in the fish processing industry, where the job requires an individual with three or more years' related on-the-job paid experience • Quality controllers in the fish processing industry, where the job requires an individual with three or more years' related on-the-job paid experience	New entrant: **£7,300** Experienced worker: **£11,000** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5434 Chefs	Chef Chef-manager Head chef Pastry chef	• Skilled chef jobs where the pay is at least equal to the appropriate salary rates shown and the job requires three or more years relevant experience	All rates apply after deductions for accommodation, meals, etc. Any overtime must also be paid at least at these rates. Skilled chef as defined in the Shortage Occupation List in Appendix K: **£29,570**	NQF 3 / Lower-skilled

			[Source: Migration Advisory Committee] Other chef (new entrant): **£8,000** Other chef (experienced worker): **£12,600** [Source: Annual Survey of Hours and Earnings 2013]	
5436 Catering and bar managers	Bar manager Catering manager Floor manager (restaurant) Kitchen manager Steward (club)	• Catering manager • Banqueting manager • Hotel food and beverage manager	New entrant: **£7,700** Experienced worker: **£12,300** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
5443 Florists	Floral assistant Floral designer Florist Flower arranger	• Florist managers and shop managers who manage purchasing and relationships with suppliers, manage and develop staff, and ensure that the business meets health and safety standards and other legal requirements • Senior florists and floral designers who manage the production and design of formal displays	New entrant: **£8,400** Experienced worker: **£14,600** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
6121 Nursery nurses and assistants	Crèche assistant Crèche worker Nursery assistant	• Nursery nurse / practitioner • Nursery supervisor • Nursery room leader • Montessori teacher • Pre-school assistant	New entrant: **£4,700** Experienced worker: **£7,400**	NQF 3 / Lower-skilled

	Nursery nurse		[Source: Annual Survey of Hours and Earnings 2013]	
6123 Play-workers	Playgroup assistant Playgroup leader Playgroup supervisor Playworker	• Playgroup leader • Playgroup supervisor	New entrant: **£1,500** Experienced worker: **£3,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
6139 Animal care services occupations not elsewhere classified	Animal technician Canine beautician Groom Kennel assistant Kennel maid Stable hand	• Head lad and travelling head lad for horseracing stables • Head groom for horseracing stables and performance horse stud farms • Competition groom • Stud hand, stallion handler, foaling specialists in performance horse • stud farms • Head riding instructor • Work rider	New entrant: **£7,400** Experienced worker: **£9,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
6141 Nursing auxiliaries and assistants	Auxiliary nurse Health care assistant (hospital service) Health care support worker Nursing assistant Nursing auxiliary	• Jobs at NHS Agenda for Change band 3 or equivalent or above	Band 3 and equivalent: **£16,271** Band 4 and equivalent: **£18,838** [Source: NHS Agenda for Change 2013]	NQF 3 / Lower-skilled
6143 Dental nurses	Dental assistant Dental nurse Dental nurse-receptionist Dental surgery assistant	• Registered dental nursing jobs that require registration with the General Dental Council (GDC) (Dental nurse is a protected title)	Band 3 and equivalent: **£16,271** Band 4 and equivalent: **£18,838** Band 5 and equivalent: **£21,388** Band 6 and equivalent: **£25,783**	NQF 3 / Lower-skilled

			[Source: NHS Agenda for Change 2013]	
6146 Senior care workers	Senior care assistant Senior carer Senior support worker (Local government: welfare services) Team leader (nursing home)	• Skilled senior care worker jobs in **England and Northern Ireland** which include responsibility for supervising staff, and require a relevant NQF level 2 or equivalent qualification in care and two or more years relevant experience • Skilled senior care worker jobs in **Scotland** which include responsibility for supervising staff, and require a relevant Scottish Credit and Qualifications Framework level 6 or equivalent qualification in care and registration with the Scottish Social Services Council as a Supervisor • Skilled senior care worker jobs in **Wales** which require a relevant NQF level 3 or equivalent qualification in care and registration with the Care Council for Wales as an Assistant Manager, Senior Care Worker, Senior Care Officer or Senior Care Assistant • Senior care worker	All rates apply after deductions for accommodation, meals, etc. Any overtime must also be paid at least at these rates. New entrant: **£6,700** Experienced worker: **£12,100** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled

		jobs where the individual has (or previously had) leave as a work permit holder which was granted for them to do the job		
8232 Marine and waterways transport operatives	Engine room attendant (shipping) Engineer, nos (boat, barge) Ferryman Merchant seaman Seaman (shipping)	• Merchant navy master • Merchant navy chief officer • Merchant navy 2nd officer • Merchant navy 3rd officer • Merchant navy chief engineer officer • Merchant navy 2nd engineer officer • Merchant navy 3rd engineer officer • Merchant navy 4th engineer officer • Officer of the watch • Chief mate • Ship master	New entrant: **£18,500** Experienced worker: **£24,800** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled
9119 Fishing and other elementary agriculture occupations not elsewhere classified	Horticultural worker Labourer (landscape gardening) Mushroom picker Nursery worker	• Sheep Shearers with a recognised qualification equivalent to British Wool Marketing Board (BWMB) Bronze, Silver or Gold Seal • Chick sexers (vent sexers)	New entrant: **£12,300** Experienced worker: **£13,600** [Source: Annual Survey of Hours and Earnings 2011 (no 2013 data available)]	NQF 3 / Lower-skilled
9273 Waiters and waitresses	Head waiter Silver service waiter Steward (catering) Waiter Waitress	• Head waiter or waitress, establishments with 80 or more covers (covers being the maximum number of customers that can be seated at any one time) • Sommelier	New entrant: **£2,200** Experienced worker: **£3,200** [Source: Annual Survey of Hours and Earnings 2013]	NQF 3 / Lower-skilled

Back to list of tables

Table 6: Lower-skilled occupations

SOC code and description	Related job titles	Skill level
3233 Child and early years officers	Child protection officer Education welfare officer Portage worker (educational establishments)	Lower-skilled
3315 Police community support officers	Civilian support officer (police service) Community support officer (police service) Police community support officer	Lower-skilled
4113 Local government administrative occupations	Administrative assistant (local government) Administrative officer (police service) Benefits assistant (local government) Clerical officer (local government) Local government officer nos	Lower-skilled
4121 Credit controllers	Credit control clerk Credit controller Debt management	Lower-skilled

	associate Loans administrator	
4122 Book-keepers, payroll managers and wages clerks	Accounts administrator Accounts assistant Accounts clerk Auditor Bookkeeper Payroll clerk	Lower-skilled
4123 Bank and post office clerks	Bank clerk Cashier (bank) Customer adviser (building society) Customer service officer (bank) Post office clerk	Lower-skilled
4124 Finance officers	Deputy finance officer Finance officer Regional finance officer (PO)	Lower-skilled
4129 Financial administrative occupations not elsewhere classified	Cashier Finance administrator Finance assistant Finance clerk Tax assistant Treasurer Valuation assistant	Lower-skilled

4131 Records clerks and assistants	Admissions officer Clerical officer (hospital service) Filing clerk Records clerk Ward clerk	Lower-skilled
4132 Pensions and insurance clerks and assistants	Administrator (insurance) Claims handler Clerical assistant (insurance) Insurance clerk Pensions administrator	Lower-skilled
4133 Stock control clerks and assistants	Despatch clerk Material controller Stock control clerk Stock controller Stores administrator	Lower-skilled
4135 Library clerks and assistants	Information assistant (library) Learning resource assistant Library assistant Library clerk Library supervisor	Lower-skilled
4138 Human resources administrative occupations	Course administrator Human resources administrator	Lower-skilled

	Personnel administrator Personnel clerk	
4159 Other administrative occupations not elsewhere classified	Administrative assistant Clerical assistant Clerical officer Clerk Office administrator	Lower-skilled
4162 Office supervisors	Administration supervisor Clerical supervisor Facilities supervisor Office supervisor	Lower-skilled
4211 Medical secretaries	Clinic coordinator Clinic administrator Medical administrator Medical secretary Secretary (medical practice)	Lower-skilled
4212 Legal secretaries	Legal administrator Legal clerk Legal secretary Secretary (legal services)	Lower-skilled
4213 School secretaries	Clerical assistant (schools) School	Lower-skilled

	administrator School secretary Secretary (schools)	
4216 Receptionists	Dental receptionist Doctor's receptionist Medical receptionist Receptionist Receptionist-secretary	Lower-skilled
4217 Typists and related keyboard occupations	Audio typist Computer operator Typist Typist-clerk Word processor	Lower-skilled
5225 Air-conditioning and refrigeration engineers	Air conditioning engineer Air conditioning fitter Refrigeration engineer Refrigeration technician Service engineer (refrigeration)	Lower-skilled
5237 Rail and rolling stock builders and repairers	Coach repairer (railways) Mechanical fitter (railway and rolling stock) Railway engineer Rolling stock	Lower-skilled

	technician	
5250 Skilled metal, electrical and electronic trades supervisors	Electrical supervisor Maintenance supervisor (manufacturing) Workshop manager	Lower-skilled
5315 Carpenters and joiners	Carpenter Carpenter and joiner Joiner Kitchen fitter Shop fitter	Lower-skilled
5316 Glaziers, window fabricators and fitters	Glass Cutter Glazier Installer (double glazing) Window fabricator Window fitter	Lower-skilled
5321 Plasterers	Fibrous plasterer Plasterer Plastering contractor	Lower-skilled
5322 Floorers and wall tilers	Carpet fitter Ceramic tiler Flooring contractor Mosaic floor layer	Lower-skilled
5323 Painters and decorators	Artexer French polisher	Lower-skilled

	Paper hanger Ship sprayer Wood stainer	
5330 Construction and building trades supervisors	Builder's foreman Construction foreman Construction supervisor Maintenance supervisor Site foreman	Lower-skilled
5435 Cooks	Cook Cook-supervisor Head cook	Lower-skilled
6122 Childminders and related occupations	Au pair Child care assistant Child minder Nanny	Lower-skilled
6125 Teaching assistants	Classroom assistant School assistant Teaching assistant	Lower-skilled
6126 Educational support assistants	Education support assistant Learning support assistant Non-teaching assistant (schools) Special needs	Lower-skilled

	assistant (educational establishments) Support assistant (educational establishments)	
6132 Pest control officers	Fumigator Pest control officer Pest control technician Pest controller	Lower-skilled
6142 Ambulance staff (excluding paramedics)	Ambulance care assistant Ambulance driver Ambulance technician Emergency medical technician	Lower-skilled
6145 Care workers and home carers	Care assistant Care worker Carer Home care assistant Home carer Support worker (nursing home)	Lower-skilled
6147 Care escorts	Bus escort Escort Escort-driver School escort	Lower-skilled

6148 Undertakers, mortuary and crematorium assistants	Crematorium technician Funeral director Pall bearer Undertaker	Lower-skilled
6211 Sports and leisure assistants	Croupier Leisure attendant Lifeguard Sports assistant	Lower-skilled
6212 Travel agents	Reservations clerk (travel) Sales consultant (travel agents) Travel adviser Travel agent Travel consultant	Lower-skilled
6219 Leisure and travel service occupations not elsewhere classified	Bus conductor Holiday representative Information assistant (tourism) Steward (shipping) Tour guide	Lower-skilled
6221 Hairdressers and barbers	Barber Colourist (hairdressing) Hair stylist Hairdresser	Lower-skilled

6222 Beauticians and related occupations	Beautician Beauty therapist Nail technician Tattooist	Lower-skilled
6231 Housekeepers and related occupations	Cook-housekeeper House keeper Lifestyle manager	Lower-skilled
6232 Caretakers	Caretaker Janitor Porter (college) Site manager (educational establishments)	Lower-skilled
6240 Cleaning and housekeeping managers and supervisors	Butler Cleaner-in-charge Cleaning supervisor Domestic supervisor Head house keeper Supervisor (cleaning)	Lower-skilled
7111 Sales and retail assistants	Retail assistant Sales adviser Sales assistant Sales consultant (retail trade) Shop assistant	Lower-skilled
7112 Retail cashiers and	Check-out operator	Lower-skilled

check-out operators	Forecourt attendant General assistant (retail trade: check-out) Till operator	
7113 Telephone salespersons	Sales adviser (telephone sales) Telesales executive Telesales operator	Lower-skilled
7114 Pharmacy and other dispensing assistants	Dispenser Health care assistant (retail chemist) Optical assistant Pharmacy assistant	Lower-skilled
7115 Vehicle and parts salespersons and advisers	Car sales executive Car salesman Parts adviser (retail trade) Parts salesman (motor vehicle repair)	Lower-skilled
7121 Collector salespersons and credit agents	Agent (insurance) Canvasser Collector (insurance) Distributor (door-to-door sales) Insurance agent	Lower-skilled
7122 Debt, rent and other	Collecting agent	Lower-skilled

cash collectors	Collector (gas supplier) Debt collector Meter reader Vending operator	
7123 Roundspersons and van salespersons	Dairyman (retail trade: delivery round) Ice-cream salesman Milkman (milk retailing) Roundsman Van salesman	Lower-skilled
7124 Market and street traders and assistants	Market assistant Market trader Owner (market stall) Stall holder Street trader	Lower-skilled
7129 Sales related occupations not elsewhere classified	Demonstrator Hire controller Sales representative (retail trade)	Lower-skilled
7211 Call and contact centre occupations	Call centre agent Call centre operator Customer service adviser (call centre) Customer service operator	Lower-skilled

7213 Telephonists	Call handler (motoring organisation) Operator (telephone) Switchboard operator (telephone) Telephonist Telephonist-receptionist	Lower-skilled
7214 Communication operators	Call handler (emergency services) Communications operator Control room operator (emergency services) Controller (taxi service)	Lower-skilled
7219 Customer service occupations not elsewhere classified	Customer adviser Customer service administrator Customer service adviser Customer service assistant Customer services representative	Lower-skilled
8111 Food, drink and tobacco process operatives	Baker (food products mfr) Bakery assistant	Lower-skilled

	Factory worker (food products mfr) Meat processor Process worker (brewery) Process worker (dairy)	
8112 Glass and ceramics process operatives	Glass worker Kiln man (glass mfr) Process worker (fibre glass mfr)	Lower-skilled
8113 Textile process operatives	Hosiery worker Machinist (rope, twine mfr) Process worker (textile mfr) Spinner (paper twine mfr)	Lower-skilled
8114 Chemical and related process operatives	Gas producer operator Process technician (chemical mfr) Process worker (cement mfr) Process worker (nuclear fuel production)	Lower-skilled
8115 Rubber process operatives	Disc cutter (rubber mfr) Moulder (rubber goods mfr)	Lower-skilled

	Process worker (rubber reclamation) Tyre builder	
8116 Plastics process operatives	Extrusion operator (plastics mfr) Fabricator (plastics mfr) Injection moulder Laminator (fibreglass) Process worker (plastic goods mfr)	Lower-skilled
8117 Metal making and treating process operatives	Degreaser (metal trades) Foreman (metal refining) Furnaceman (metal trades) Process worker (nickel mfr) Wire drawer	Lower-skilled
8118 Electroplaters	Electroplater Galvaniser Metal sprayer Powder coater	Lower-skilled
8119 Process operatives not elsewhere classified	Melting pot assistant (electric cable) Mixing plant foreman (asphalt mfr)	Lower-skilled

	Process worker (electrical engineering) Stone finisher (cast concrete products mfr)	
8121 Paper and wood machine operatives	Box maker (cardboard) Guillotine operator (printing) Machinist (paper goods mfr) Sawyer Wood machinist	Lower-skilled
8122 Coal mine operatives	Coal miner Colliery worker Driller (coal mine)	Lower-skilled
8123 Quarry workers and related operatives	Derrickman (oil wells) Diamond driller (well sinking) Plant operator (quarry) Quarry operative	Lower-skilled
8125 Metal working machine operatives	Engineer, nos Machinist (metal trades) Metal polisher Process worker (metal trades)	Lower-skilled

8127 Printing machine assistants	Finishing operative (printing) Lithographer (printing) Machinist (printing) Print operator Printer's assistant	Lower-skilled
8129 Plant and machine operatives not elsewhere classified	Bench hand (metal trades) Cable maker (spring mfr) Laser operator Manufacturer (metal goods mfr) Saw doctor	Lower-skilled
8131 Assemblers (electrical and electronic products)	Assembler (electrical, electronic equipment mfr) Line operator (electrical) Solderer Team leader (electrical, electronic equipment mfr: assembly) Technical operator (circuit board mfr)	Lower-skilled
8132 Assemblers (vehicles and metal goods)	Assembler (metal trades) Lineworker (vehicle	Lower-skilled

	mfr) Manufacturing operator (metal trades) Process worker (metal trades: assembly) Team leader (motor vehicle mfr: assembly)	
8133 Routine inspectors and testers	Quality assurance inspector Quality auditor Quality controller Quality inspector Test engineer	Lower-skilled
8134 Weighers, graders and sorters	Grader (food products mfr) Metal sorter Selector (ceramics mfr) Weighbridge clerk Weighbridge operator	Lower-skilled
8135 Tyre, exhaust and windscreen fitters	Tyre and exhaust fitter Tyre fitter Tyre technician Windscreen fitter	Lower-skilled
8137 Sewing machinists	Overlocker	Lower-skilled

	Seamstress Sewing machinist Stitcher Upholstery machinist	
8139 Assemblers and routine operatives not elsewhere classified	Assembler Gluer (furniture mfr) Paint line operator Production assistant Riveter (soft toy mfr)	Lower-skilled
8141 Scaffolders, stagers and riggers	Bell hanger (church bells) Stage rigger (shipbuilding) Tackleman (steelworks)	Lower-skilled
8142 Road construction operatives	Asphalter Concrete finisher (building construction) Highways maintenance hand Paver Road worker	Lower-skilled
8143 Rail construction and maintenance operatives	Line Inspector (railways) Maintenance man (railway maintenance and repair)	Lower-skilled

	Relayer (railways) Trackman (railways) Ultrasonic engineer (railway maintenance and repair)	
8149 Construction operatives not elsewhere classified	Asbestos remover Cable layer Demolition worker Dry liner General handyman Maintenance man Thermal insulation engineer	Lower-skilled
8211 Large goods vehicle drivers	Haulage contractor HGV driver Lorry driver Owner (heavy goods vehicle) Tanker driver	Lower-skilled
8212 Van drivers	Courier driver Delivery driver Driver Parcel delivery driver Van driver	Lower-skilled
8213 Bus and coach drivers	Bus driver Coach driver Coach operator	Lower-skilled

	Minibus driver PSV driver	
8214 Taxi and cab drivers and chauffeurs	Chauffeur Mini cab driver Taxi driver Taxi owner	Lower-skilled
8221 Crane drivers	Crane driver Crane operator Haulage engine driver Winchman	Lower-skilled
8222 Fork-lift truck drivers	Fork lift driver Fork lift truck driver Fork truck operator Stacker-driver	Lower-skilled
8223 Agricultural machinery drivers	Agricultural machinist Attendant (agricultural machinery) Operator (agricultural machinery) Tractor driver (agriculture)	Lower-skilled
8229 Mobile machine drivers and operatives not elsewhere classified	Digger driver Dredger Excavator driver JCB driver	Lower-skilled

	Plant operator Rig operator	
8231 Train and tram drivers	Train driver Train operator Tram driver	Lower-skilled
8233 Air transport operatives	Aircraft dispatcher Baggage handler Cargo handler (airport) Ramp agent Refueller (airport)	Lower-skilled
8234 Rail transport operatives	Railway worker Shunter Signalman (railways) Transport supervisor (railways)	Lower-skilled
8239 Other drivers and transport operatives not elsewhere classified	Bus inspector Operations assistant (freight handling) Test driver (motor vehicle mfr) Transport supervisor Yard foreman (road transport)	Lower-skilled
9111 Farm workers	Agricultural worker	Lower-skilled

	Farm labourer Farm worker Herdsman Shepherd	
9112 Forestry workers	Forestry contractor Forestry worker Lumberjack	Lower-skilled
9120 Elementary construction occupations	Electrician's mate (building construction) Ground worker (building construction) Hod carrier Labourer (building construction)	Lower-skilled
9132 Industrial cleaning process occupations	Cleaner and greaser Factory cleaner Hygiene operator Industrial cleaner	Lower-skilled
9134 Packers, bottlers, canners and fillers	Factory worker (packing) Packaging operator Packer Paint filler	Lower-skilled
9139 Elementary process plant occupations not elsewhere classified	Factory worker Fitter's mate Labourer	Lower-skilled

	(engineering) Material handler	
9211 Postal workers, mail sorters, messengers and couriers	Courier Leaflet distributor Mail sorter Messenger Postman	Lower-skilled
9219 Elementary administration occupations not elsewhere classified	General assistant Office junior Office worker Reprographic technician	Lower-skilled
9231 Window cleaners	Window cleaner Window cleaning contractor	Lower-skilled
9232 Street cleaners	Cleansing operative (street cleaning) Road sweeper Street cleaner	Lower-skilled
9233 Cleaners and domestics	Chambermaid Cleaner Domestic Home help School cleaner	Lower-skilled
9234 Launderers, dry cleaners and pressers	Carpet cleaner Dry cleaner Garment presser	Lower-skilled

	Laundry assistant Laundry worker	
9235 Refuse and salvage occupations	Binman (local government: cleansing department) Hopper attendant (refuse destruction) Refuse disposal operative Salvage worker	Lower-skilled
9236 Vehicle valeters and cleaners	Car wash assistant Carriage service man (railways) Motor car polisher (garage) Vehicle valeter	Lower-skilled
9239 Elementary cleaning occupations not elsewhere classified	Amenity block attendant Chimney cleaner Sweep (chimney) Toilet attendant	Lower-skilled
9241 Security guards and related occupations	CCTV operator Park keeper Private investigator Security guard Security officer	Lower-skilled
9242 Parking and civil enforcement occupations	Car park attendant Community warden	Lower-skilled

	Parking attendant Traffic warden	
9244 School midday and crossing patrol occupations	Dinner lady (schools) Lollipop man Lunchtime supervisor Midday supervisor School crossing patrol	Lower-skilled
9249 Elementary security occupations not elsewhere classified	Bailiff Commissionaire Court usher Door supervisor Doorman	Lower-skilled
9251 Shelf fillers	General assistant (retail trade) Grocery assistant Shelf filler Shelf stacker	Lower-skilled
9259 Elementary sales occupations not elsewhere classified	Code controller (wholesale, retail trade) Home shopper Order picker (retail trade) Trolley assistant (wholesale, retail trade)	Lower-skilled

9260 Elementary storage occupations	Labourer (haulage contractor) Order picker Warehouse assistant Warehouse operator Warehouse supervisor Warehouseman	Lower-skilled
9271 Hospital porters	Hospital porter Porter (hospital service) Portering supervisor (hospital services)	Lower-skilled
9272 Kitchen and catering assistants	Catering assistant Crew member (fast food outlet) Kitchen assistant Kitchen porter	Lower-skilled
9274 Bar staff	Bar supervisor Barmaid Barperson Bartender Glass collector (public house)	Lower-skilled
9275 Leisure and theme park attendants	Arcade assistant Cinema attendant Ride operator Steward (sports	Lower-skilled

	ground) Usher Usherette	
9279 Other elementary services occupations not elsewhere classified	Bingo caller Hotel assistant Night porter Porter (residential buildings) Stage hand (entertainment)	Lower-skilled

Back to list of tables

Table 7: Occupations which are ineligible for Tier 2 (General) and Tier 2 (Intra-Company Transfer) applications for reasons other than skill level

SOC code and description	Related job titles	Reason for ineligibility
1116 Elected officers and representatives	Councillor (local government) Member of Parliament	Those subject to immigration control cannot stand for elections.
1171 Officers in armed forces	Army officer Flight-lieutenant Squadron-leader	Those subject to immigration control cannot apply for jobs in this occupation.
2444 Clergy	Chaplain Minister (religious organisation) Pastor Priest Vicar	Tier 2 applicants for this occupation must apply in the Tier 2 (Minister of Religion) category.
3311 NCOs and other ranks	Aircraftman	Those subject to immigration control

	Aircraft technician (armed forces) Lance-corporal Sergeant (armed forces) Soldier Weapons engineer (armed forces)	cannot apply for jobs in this occupation.
3314 Prison service officers (below principal officer)	Prison custodial officer Prison escort officer Prison officer Prison warden	Those subject to immigration control cannot apply for jobs in this occupation.
3441 Sports players	Cricketer Footballer Golfer	Tier 2 applicants for this occupation must apply in the Tier 2 (Sportsperson) category.
3442 Sports coaches, instructors and officials	Referee Riding instructor Sports development officer Swimming teacher	Tier 2 applicants for this occupation must apply in the Tier 2 (Sportsperson) category.

Back to list of tables

Table 8: Transition from SOC 2000 to SOC 2010 for applicants continuing to work in the same occupation

SOC 2000 code and description, as stated on previous Certificate of Sponsorship	Skill level (SOC 2000)	SOC 2010 code(s) and description(s), the most relevant of which must be stated on new Certificate of Sponsorship	Skill level (SOC 2010)

1111 Senior officials in national government	NQF 6	1115 Chief executives and senior officials	NQF 6
1112 Directors and chief executives of major organisations	NQF 6	1115 Chief executives and senior officials 1131 Financial managers and directors	NQF 6
1113 Senior officials in local government	NQF 6	1139 Functional managers and directors not elsewhere classified 2424 Business and financial project management professionals	NQF 6
1114 Senior officials of special interest organisations	NQF 6	1139 Functional managers and directors not elsewhere classified 2424 Business and financial project management professionals	NQF 6
1121 Production, works and maintenance managers	NQF 6	1121 Production managers and directors in manufacturing	NQF 6
1122 Managers in construction	NQF 6	1122 Production managers and directors in construction 2436 Construction project managers and related professionals	NQF 6
1123 Managers in mining and energy	NQF 6	1123 Production managers and directors in mining and energy 2424 Business and financial project management professionals	NQF 6
1131 Financial managers and chartered secretaries	NQF 6	1131 Financial managers and directors	NQF 6
1132 Marketing and sales	NQF 6	1132 Marketing and sales directors	NQF 6

managers			
1132 Marketing and sales managers	NQF 6	3545 Sales accounts and business development managers	NQF 6
1133 Purchasing managers	NQF 6	1133 Purchasing managers and directors	NQF 6
1134 Advertising and public relations directors	NQF 6	1134 Advertising and public relations managers 2473 Advertising accounts managers and creative directors	NQF 6
1135 Personnel, training and industrial relations managers	NQF 6	1135 Human resource managers and directors	NQF 6
1135 Personnel, training and industrial relations managers	NQF 6	3563 Vocational and industrial trainers and instructors	NQF 4
1136 Information technology and telecommunications directors	NQF 6	1136 Information and communication technology managers 2133 IT specialist managers 2134 IT project and programme managers	NQF 6
1137 Research and development managers	PhD	1139 Functional managers and directors not elsewhere classified	NQF 6
1137 Research and development managers	PhD	2150 Research and development managers	PhD
1141 Quality assurance managers	NQF 6	2462 Quality assurance and regulatory professionals	NQF 6
1142 Customer care	NQF 4	7220 Customer service managers and	NQF 6

managers		supervisors	
1151 Financial institution managers	NQF 6	1150 Financial institution managers and directors 2424 Business and financial project management professionals 3538 Financial accounts managers	NQF 6
1152 Office managers	NQF 4	3538 Financial accounts managers	NQF 6
1152 Office managers	NQF 4	4161 Office managers	NQF 4
1161 Transport and distribution managers	NQF 6	1161 Managers and directors in transport and distribution	NQF 6
1162 Storage and warehouse managers	NQF 3	1162 Managers and directors in storage and warehousing	NQF 3
1163 Retail and wholesale managers	NQF 3	1190 Managers and directors in retail and wholesale 7130 Sales supervisors	NQF 3
1172 Police officers (inspectors and above)	NQF 6	1172 Senior police officers	NQF 6
1173 Senior officers in fire, ambulance, prison and related services	NQF 6	1173 Senior officers in fire, ambulance, prison and related services	NQF 6
1174 Security managers	NQF 4	3319 Protective service associate professionals not elsewhere classified	NQF 4
1181 Health services and public health managers and directors	NQF 6	1181 Hospital and health service managers 2231 Nurses	NQF 6
1182 Pharmacy managers	NQF 6	2213 Pharmacists	NQF 6

1183 Healthcare practice managers	NQF 4	1241 Health care practice managers	NQF 4
1184 Social services managers and directors	NQF 6	1184 Social services managers 2424 Business and financial project management professionals	NQF 6
1185 Residential and day care managers	NQF 4	1242 Residential, day and domiciliary care managers and proprietors	NQF 4
1211 Farm managers	NQF 3	1211 Managers and proprietors in agriculture and horticulture	NQF 4
1212 Natural environment and conservation managers	NQF 6	2141 Conservation professionals 2142 Environment professionals	NQF 6
1219 Managers in animal husbandry, forestry and fishing not elsewhere classified	NQF 4	1211 Managers and proprietors in agriculture and horticulture 1213 Managers and proprietors in forestry, fishing and related services	NQF 4
1219 Managers in animal husbandry, forestry and fishing not elsewhere classified	NQF 4	5119 Agricultural and fishing trades not elsewhere classified	NQF 3 / Lower-skilled
1221 Hotel and accommodation managers	NQF 3	1221 Hotel and accommodation managers and proprietors	NQF 3
1222 Conference and exhibition managers	NQF 4	3546 Conference and exhibition managers and organisers	NQF 4
1223 Restaurant and catering managers	NQF 3 / Lower-skilled	1223 Restaurant and catering establishment managers and proprietors 5436 Catering and bar managers	NQF 3 / Lower-skilled
1224 Publicans and	NQF 3 /	1224 Publicans and managers of	NQF 3 /

managers of licensed premises	Lower-skilled	licensed premises	Lower-skilled
1225 Leisure and sports managers	NQF 3	1225 Leisure and sports managers	NQF 3
1226 Travel agency managers	NQF 3	1226 Travel agency managers and proprietors	NQF 3
1231 Property, housing and land managers	NQF 4	1251 Property, housing and estate managers	NQF 4
1232 Garage managers and proprietors	NQF 3	1252 Garage managers and proprietors	NQF 3
1233 Hairdressing and beauty salon managers and proprietors	NQF 3	1253 Hairdressing and beauty salon managers and proprietors	NQF 3
1234 Shopkeepers and wholesale / retail dealers	NQF 3	1254 Shopkeepers and proprietors - wholesale and retail	NQF 3
1235 Recycling and refuse disposal managers	NQF 4	1255 Waste disposal and environmental services managers	NQF 4
1239 Managers and proprietors in other services not elsewhere classified	NQF 4	1259 Managers and proprietors in other services not elsewhere classified	NQF 4
2111 Chemists	PhD	2111 Chemical scientists	PhD
2112 Biological scientists and research chemists	PhD	2112 Biological scientists and biochemists	PhD
2113 Physicists, geologists and meteorologists	PhD	2113 Physical scientists	PhD
2121 Civil engineers	NQF 6	2121 Civil engineers	NQF 6

2122 Mechanical engineers	NQF 6	2122 Mechanical engineers	NQF 6
2123 Electrical engineers	NQF 6	2123 Electrical engineers	NQF 6
2124 Electronics engineers	NQF 6	2124 Electronics engineers	NQF 6
2125 Chemical engineers	NQF 6	2127 Production and process engineers	NQF 6
2126 Design and development engineers	NQF 6	2126 Design and development engineers	NQF 6
2127 Production and process engineers	NQF 6	2127 Production and process engineers	NQF 6
2128 Planning and quality control engineers	NQF 6	2127 Production and process engineers 2461 Quality control and planning engineers	NQF 6
2128 Planning and quality control engineers	NQF 6	3116 Planning, process and production technicians	NQF 4
2129 Engineering professionals not elsewhere classified	NQF 6	2129 Engineering professionals not elsewhere classified	NQF 6
2131 IT strategy and planning professionals	NQF 6	2139 Information technology and telecommunications professionals not elsewhere classified	NQF 6
2132 Software professionals	NQF 6	2135 IT business analysts, architects and systems designers 2136 Programmers and software development professionals 2139 Information technology and telecommunications professionals not elsewhere classified	NQF 6

2211 Medical practitioners	NQF 6	2211 Medical practitioners	NQF 6
2212 Psychologists	NQF 6	2212 Psychologists	NQF 6
2213 Pharmacists / pharmacologists	NQF 6	2213 Pharmacists	NQF 6
2214 Ophthalmic opticians	NQF 6	2214 Ophthalmic opticians	NQF 6
2215 Dental practitioners	NQF 6	2215 Dental practitioners	NQF 6
2216 Veterinarians	NQF 6	2216 Veterinarians	NQF 6
2311 Higher education teaching professionals	PhD	2311 Higher education teaching professionals	PhD
2312 Further education teaching professionals	NQF 6	2312 Further education teaching professionals	NQF 6
2313 Education officers, school inspectors	NQF 6	2318 Education advisers and school inspectors	NQF 6
2314 Secondary education teaching professionals	NQF 6	2314 Secondary education teaching professionals	NQF 6
2315 Primary and nursery education teaching professionals	NQF 6	2315 Primary and nursery education teaching professionals	NQF 6
2316 Special needs education teaching professionals	NQF 6	2316 Special needs education teaching professionals	NQF 6
2317 Registrars and senior administrators of educational establishments	NQF 6	2317 Senior professionals of educational establishments	NQF 6
2319 Teaching professionals not	NQF 6	2319 Teaching and other educational professionals not elsewhere classified	NQF 6

elsewhere classified			
2321 Scientific researchers	PhD	2119 Natural and social science professionals not elsewhere classified	PhD
2322 Social science researchers	PhD	2114 Social and humanities scientists	PhD
2329 Researchers not elsewhere classified	PhD	2119 Natural and social science professionals not elsewhere classified	PhD
2329 Researchers not elsewhere classified	PhD	2426 Business and related research professionals	NQF 6
2411 Solicitors and lawyers, judges and coroners	NQF 6	2412 Barristers and judges 2413 Solicitors 2419 Legal professionals not elsewhere classified	NQF 6
2419 Legal professionals not elsewhere classified	NQF 6	2419 Legal professionals not elsewhere classified	NQF 6
2421 Chartered and certified accountants	NQF 6	2421 Chartered and certified accountants	NQF 6
2422 Management accountants	NQF 6	2421 Chartered and certified accountants	NQF 6
2423 Management consultants, actuaries, economists and statisticians	NQF 6	2423 Management consultants and business analysts 2425 Actuaries, economists and statisticians	NQF 6
2431 Architects	NQF 6	2431 Architects	NQF 6
2432 Town planners	NQF 6	2432 Town planning officers	NQF 6

2433 Quantity surveyors	NQF 6	2433 Quantity surveyors	NQF 6
2434 Chartered surveyors (not quantity surveyors)	NQF 6	2434 Chartered surveyors	NQF 6
2441 Public service administrative professionals	NQF 6	2429 Business, research and administrative professionals not elsewhere classified	NQF 6
2442 Social workers	NQF 6	2442 Social workers	NQF 6
2443 Probation officers	NQF 6	2443 Probation officers	NQF 6
2451 Librarians	NQF 6	2451 Librarians	NQF 6
2452 Archivists and curators	NQF 6	2452 Archivists and curators	NQF 6
3111 Laboratory technicians	NQF 3	3111 Laboratory technicians	NQF 3
3112 Electrical / electronics technicians	NQF 3	3112 Electrical and electronics technicians	NQF 3
3113 Engineering technicians	NQF 3	3113 Engineering technicians	NQF 3
3114 Building and civil engineering technicians	NQF 3	3114 Building and civil engineering technicians	NQF 3
3115 Quality assurance technicians	NQF 3	3115 Quality assurance technicians	NQF 3
3119 Science, engineering and production technicians not elsewhere classified	NQF 3	3116 Planning, process and production technicians	NQF 4
3119 Science, engineering and production technicians	NQF 3	3119 Science and engineering technicians not elsewhere classified	NQF 3

not elsewhere classified			
3121 Architectural and town planning technicians	NQF 4	2435 Chartered architectural technologists 3121 Architectural technologists and town planning technicians	NQF 4
3122 Draughtspersons	NQF 3	3122 Draughtspersons	NQF 3
3123 Building inspectors	NQF 4	3565 Inspectors of standards and regulations	NQF 4
3131 IT operations technicians	NQF 4	3131 IT operations technicians	NQF 4
3132 IT user support technicians	NQF 3 / Lower-skilled	3132 IT user support technicians	NQF 3 / Lower-skilled
3211 Nurses	NQF 6	2231 Nurses	NQF 6
3212 Midwives	NQF 6	2232 Midwives	NQF 6
3213 Paramedics	NQF 4	3213 Paramedics	NQF 4
3214 Medical radiographers	NQF 6	2217 Medical radiographers	NQF 6
3215 Chiropodists	NQF 6	2218 Podiatrists	NQF 6
3216 Dispensing opticians	NQF 3	3216 Dispensing opticians	NQF 3
3217 Pharmaceutical dispensers	NQF 3 / Lower-skilled	3217 Pharmaceutical technicians	NQF 3 / Lower-skilled
3218 Medical and dental technicians	NQF 4	2219 Health professionals not elsewhere classified	NQF 6

3218 Medical and dental technicians	NQF 4	3218 Medical and dental technicians	NQF 4
3221 Physiotherapists	NQF 6	2221 Physiotherapists	NQF 6
3222 Occupational therapists	NQF 6	2222 Occupational therapists	NQF 6
3223 Speech and language therapists	NQF 6	2223 Speech and language therapists	NQF 6
3229 Therapists not elsewhere classified	NQF 6	2229 Therapy professionals not elsewhere classified	NQF 6
3229 Therapists not elsewhere classified	NQF 6	3219 Health associate professionals not elsewhere classified	NQF 4
3231 Youth and community workers	NQF 3	2449 Welfare professionals not elsewhere classified	NQF 6
3231 Youth and community workers	NQF 3	3231 Youth and community workers 3239 Welfare and housing associate professionals not elsewhere classified	NQF 3
3232 Housing and welfare officers	NQF 3	3234 Housing officers 3235 Counsellors 3239 Welfare and housing associate professionals not elsewhere classified	NQF 3
3312 Police officers (sergeant and below)	NQF 3	3312 Police officers (sergeant and below)	NQF 3
3313 Fire service officers (leading fire officer and below)	NQF 3	3313 Fire service officers (watch manager and below)	NQF 3
3319 Protective service associate professionals not	NQF 4	3319 Protective service associate professionals not elsewhere classified	NQF 4

elsewhere classified			
3411 Artists	NQF 4	3411 Artists	NQF 4
3412 Authors, writers	NQF 4	3412 Authors, writers and translators	NQF 4
3413 Actors, entertainers	NQF 4	3413 Actors, entertainers and presenters	NQF 4
3414 Dancers and choreographers	NQF 4	3414 Dancers and choreographers	NQF 4
3415 Musicians	NQF 6	3415 Musicians	NQF 6
3416 Arts officers, producers and directors	NQF 6	3416 Arts officers, producers and directors	NQF 6
3421 Graphic designers	NQF 3	2137 Web design and development professionals	NQF 6
3421 Graphic designers	NQF 3	3421 Graphic designers	NQF 3
3422 Product, clothing and related designers	NQF 4	3422 Product, clothing and related designers	NQF 4
3431 Journalists, newspaper and periodical editors	NQF 6	2471 Journalists, newspaper and periodical editors	NQF 6
3432 Broadcasting associate	NQF 6	3416 Arts officers, producers and professionals directors	NQF 6
3433 Public relations officers	NQF 6	2472 Public relations professionals	NQF 6
3434 Photographers and audio-visual equipment operators	NQF 3 / Lower-skilled	3417 Photographers, audio-visual and broadcasting equipment operators	NQF 3 / Lower-skilled

3443 Fitness instructors	NQF 3	3443 Fitness instructors	NQF 3
3511 Air traffic controllers	NQF 3	3511 Air traffic controllers	NQF 3
3512 Aircraft pilots and flight engineers	NQF 6	3512 Aircraft pilots and flight engineers	NQF 6
3513 Ship and hovercraft officers	NQF 4	3513 Ship and hovercraft officers	NQF 4
3520 Legal associate professionals	NQF 3	3520 Legal associate professionals	NQF 3
3531 Estimators, valuers and assessors	NQF 4	3531 Estimators, valuers and assessors	NQF 4
3532 Brokers	NQF 6	3532 Brokers	NQF 6
3533 Insurance underwriters	NQF 3	3533 Insurance underwriters	NQF 3
3534 Finance and investment analysts / advisers	NQF 6	3534 Finance and investment analysts and advisers	NQF 6
3535 Taxation experts	NQF 6	3535 Taxation experts	NQF 6
3536 Importers, exporters	NQF 3	3536 Importers and exporters	NQF 3
3537 Financial and accounting technicians	NQF 4	3537 Financial and accounting technicians	NQF 4
3539 Business and related associate professionals not elsewhere classified	NQF 4	3539 Business and related associate professionals not elsewhere classified 3546 Conference and exhibition managers and organisers	NQF 4
3541 Buyers and	NQF 4	3541 Buyers and procurement officers	NQF 4

purchasing officers			
3542 Sales representatives	NQF 3	3542 Business sales executives 4151 Sales administrators	NQF 3
3543 Marketing associate professionals	NQF 4	3543 Marketing associate professionals	NQF 4
3544 Estate agents, auctioneers	NQF 3	3544 Estate agents and auctioneers	NQF 3
3551 Conservation and environmental protection officers	NQF 4	2141 Conservation professionals 2142 Environment professionals	NQF 6
3552 Countryside and park rangers	NQF 3	3550 Conservation and environmental associate professionals	NQF 3
3561 Public services associate professionals	NQF 4	2429 Business, research and administrative professionals not elsewhere classified	NQF 6
3561 Public services associate professionals	NQF 4	3561 Public service associate professionals	NQF 4
3562 Personnel and industrial relations officers	NQF 3	3562 Human resources and industrial relations officers	NQF 3
3563 Vocational and industrial trainers and instructors	NQF 3	3563 Vocational and industrial trainers and instructors	NQF 4
3564 Careers advisers and vocational guidance specialists	NQF 4	3564 Careers advisers and vocational guidance specialists	NQF 4
3565 Inspectors of factories, utilities and trading standards	NQF 6	3565 Inspectors of standards and regulations	NQF 4

3566 Statutory examiners	NQF 4	3565 Inspectors of standards and regulations	NQF 4
3567 Occupational hygienists and safety officers (health and safety)	NQF 4	2219 Health professionals not elsewhere classified	NQF 6
3567 Occupational hygienists and safety officers (health and safety)	NQF 4	3567 Health and safety officers	NQF 4
3568 Environmental health officers	NQF6	2463 Environmental health professionals 3565 Inspectors of standards and regulations	NQF 6
4111 Civil Service executive officers	NQF 3	3561 Public services associate professionals	NQF 4
4111 Civil Service executive officers	NQF 3	4112 National government administrative occupations	NQF 3
4114 Officers of non-governmental organisations	NQF 3	4114 Officers of non-governmental organisations	NQF 3
4134 Transport and distribution clerks	NQF 3	4134 Transport and distribution clerks and assistants	NQF 3
4137 Market research interviewers	NQF 3	7215 Market research interviewers	NQF 3
4214 Company secretaries	NQF 3	4214 Company secretaries	NQF 3
4215 Personal assistants and other secretaries	NQF 3	4215 Personal assistants and other secretaries	NQF 3
5111 Farmers	NQF 3 / Lower-	5111 Farmers	NQF 3 / Lower-

	skilled		skilled
5112 Horticultural trades	NQF 3 / Lower-skilled	5112 Horticultural trades	NQF 3 / Lower-skilled
5113 Gardeners and landscape gardeners	NQF 3 / Lower-skilled	5113 Gardeners and groundsmen / groundswomen 5114 Groundsmen and greenkeepers	NQF 3 / Lower-skilled
5119 Agricultural and fishing trades not elsewhere classified	NQF 3 / Lower-skilled	5119 Agricultural and fishing trades not elsewhere classified 6139 Animal care services occupations not elsewhere classified	NQF 3 / Lower-skilled
5211 Smiths and forge workers	NQF 3	5211 Smiths and forge workers	NQF 3
5212 Moulders, core makers, die casters	NQF 3 / Lower-skilled	5212 Moulders, core makers and die casters	NQF 3 / Lower-skilled
5213 Sheet metal workers	NQF 3	5213 Sheet metal workers	NQF 3
5214 Metal plate workers, and riveters	NQF 3 / Lower-skilled	5214 Metal plate workers, shipwrights, riveters 5236 Boat and ship builders and repairers	NQF 3 / Lower-skilled
5215 Welding trades	NQF 3 / Lower-skilled	5215 Welding trades	NQF 3 / Lower-skilled
5216 Pipe fitters	NQF 3 / Lower-skilled	5216 Pipe fitters	NQF 3 / Lower-skilled

5221 Metal machining setters and setter-operators	NQF 3	5221 Metal machining setters and setter-operators	NQF 3
5222 Tool makers, tool fitters and markers-out	NQF 3	5222 Tool makers, tool fitters and markers-out	NQF 3
5223 Metal working production and maintenance fitters	NQF 3 / Lower-skilled	5223 Metal working production and maintenance fitters 5235 Aircraft maintenance and related trades	NQF 3 / Lower-skilled
5224 Precision instrument makers and repairers	NQF 3	5224 Precision instrument makers and repairers	NQF 3
5231 Motor mechanics, auto engineers	NQF 3	5231 Vehicle technicians, mechanics and electricians	NQF 3
5232 Vehicle body builders and repairers	NQF 3	5232 Skilled metal, electrical and electronic trades supervisors	NQF 3
5233 Auto electricians	NQF 3	5231 Vehicle technicians, mechanics and electricians	NQF 3
5234 Vehicle spray painters	NQF 3	5234 Vehicle paint technicians	NQF 3
5241 Electricians, electrical fitters	NQF 3 / Lower-skilled	5241 Electricians and electrical fitters	NQF 3 / Lower-skilled
5242 Telecommunications engineers	NQF 3	5242 Telecommunications engineers	NQF 3
5243 Lines repairers and cable jointers	NQF 3 / Lower-skilled	5249 Electrical and electronic trades not elsewhere classified	NQF 3 / Lower-skilled
5244 TV, video and audio	NQF 3	5244 TV, video and audio engineers	NQF 3

engineers			
5245 Computer engineers, installation and maintenance	NQF 3	3132 IT user support technicians	NQF 3
5245 Computer engineers, installation and maintenance	NQF 3	5245 IT engineers	NQF 3 / Lower-skilled
5249 Electrical / electronics engineers not elsewhere classified	NQF 3	5249 Electrical and electronic trades not elsewhere classified	NQF 3 / Lower-skilled
5311 Steel erectors	NQF 3	5311 Steel erectors	NQF 3
5312 Bricklayers, masons	NQF 3 / Lower-skilled	5312 Bricklayers and masons	NQF 3 / Lower-skilled
5313 Roofers, roof tilers and slaters	NQF 3	5313 Roofers, roof tilers and slaters	NQF 3
5314 Plumbers, heating and ventilating engineers	NQF 3	5314 Plumbers and heating and ventilating engineers	NQF 3
5319 Construction trades not elsewhere classified	NQF 3	5319 Construction and building trades not elsewhere classified	NQF 3
5411 Weavers and knitters	NQF 3	5411 Weavers and knitters	NQF 3
5412 Upholsterers	NQF 3	5412 Upholsterers	NQF 3
5413 Leather and related trades	NQF 3	5413 Footwear and leather working trades	NQF 3
5414 Tailors and dressmakers	NQF 3 / Lower-skilled	5414 Tailors and dressmakers	NQF 3 / Lower-skilled

5419 Textiles, garments and related trades not elsewhere classified	NQF 3 / Lower-skilled	5419 Textiles, garments and related trades not elsewhere classified	NQF 3 / Lower-skilled
5421 Originators, compositors and print preparers	NQF 3	5421 Pre-press technicians	NQF 3
5422 Printers	NQF 3	5422 Printers	NQF 3
5423 Bookbinders and print finishers	NQF 3	5423 Print finishing and binding workers	NQF 3
5424 Screen printers	NQF 3	5422 Printers	NQF 3
5431 Butchers, meat cutters	NQF 3	5431 Butchers	NQF 3
5432 Bakers, flour confectioners	NQF 3	5432 Bakers and flour confectioners	NQF 3
5433 Fishmongers, poultry dressers	NQF 3 / Lower-skilled	5433 Fishmongers and poultry dressers	NQF 3 / Lower-skilled
5434 Chefs, cooks	NQF 3 / Lower-skilled	5434 Chefs	NQF 3 / Lower-skilled
5491 Glass and ceramics makers, decorators and finishers	NQF 3	5441 Glass and ceramics makers, decorators and finishers	NQF 3
5492 Furniture makers, other craft woodworkers	NQF 3	5442 Furniture makers and other craft woodworkers	NQF 3
5493 Pattern makers (moulds)	NQF 3	5449 Other skilled trades not elsewhere classified	NQF 3

5494 Musical instrument makers and tuners	NQF 3	5449 Other skilled trades not elsewhere classified	NQF 3
5495 Goldsmiths, silversmiths, precious stone workers	NQF 3	5449 Other skilled trades not elsewhere classified	NQF 3
5496 Floral arrangers, florists	NQF 3 / Lower-skilled	5443 Florists	NQF 3 / Lower-skilled
5499 Hand craft occupations not elsewhere classified	NQF 3	5449 Other skilled trades not elsewhere classified	NQF 3
6111 Nursing auxiliaries and assistants	NQF 3 / Lower-skilled	6141 Nursing auxiliaries and assistants	NQF 3 / Lower-skilled
6113 Dental nurses	NQF 3 / Lower-skilled	6143 Dental nurses	NQF 3 / Lower-skilled
6114 Houseparents and residential wardens	NQF 3	6144 Houseparents and residential wardens	NQF 3
6115 Care assistants and home carers	NQF 3 / Lower-skilled	6146 Senior care workers	NQF 3 / Lower-skilled
6121 Nursery nurses	NQF 3 / Lower-skilled	6121 Nursery nurses and assistants	NQF 3 / Lower-skilled
6123 Playgroup leaders / assistants	NQF 3 / Lower-skilled	6123 Playworkers	NQF 3 / Lower-skilled
6131 Veterinary nurses	NQF 3	6131 Veterinary nurses	NQF 3

6131 Veterinary nurses	NQF 3	6139 Animal care services occupations not elsewhere classified	NQF 3 / Lower-skilled
6214 Air travel assistants	NQF 3	6214 Air travel assistants	NQF 3
6215 Rail travel assistants	NQF 3	6215 Rail travel assistants	NQF 3
7125 Merchandisers and window dressers	NQF 3	7125 Merchandisers and window dressers	NQF 3
8124 Energy plant operatives	NQF 3	8124 Energy plant operatives	NQF 3
8126 Water and sewerage plant operatives	NQF 3	8126 Water and sewerage plant operatives	NQF 3
8215 Driving instructors	NQF 3	8215 Driving instructors	NQF 3
8217 Seafarers (merchant navy); barge, lighter and boat operatives	NQF 3 / Lower-skilled	8232 Marine and waterways transport operatives	NQF 3 / Lower-skilled
9119 Fishing and agriculture related occupations not elsewhere classified	NQF 3 / Lower-skilled	9119 Fishing and other elementary agriculture occupations not elsewhere classified	NQF 3 / Lower-skilled
9224 Waiters, Waitresses	NQF 3 / Lower-skilled	9273 Waiters and waitresses	NQF 3 / Lower-skilled

Back to list of tables

Table 9: Creative sector codes of practice

Ballet	
Appropriate salary rate	Payment should be commensurate with industry standards set out

	at: www.equity.org.uk; www.itc-arts.org; www.solt.co.uk; and www.tmauk.org.
Exemptions from advertising for those deemed to be making an additional contribution to the UK labour market	**1. The dancer is required for continuity** The applicant has worked for a period of one month or more during the past year on the same production outside the EEA prior to coming to the UK. The "same production" means one which is largely the same in terms of direction and design as the production outside the EEA. The Sponsor must be able to supply proof that the dancer is currently working, or has worked, on the same production outside the EEA and has done so, or did so, for at least one month during the past year, e.g. contract of employment, press cuttings, cast list. **2. The dancer has international status** The applicant is internationally famous in their field. (This is different to being well-known only in one country.). The Sponsor must be able to supply proof that the dancer has international status, e.g. press cuttings, awards, publicity material, television/radio interviews, programmes. **3. The dancer is engaged by a unit company** A unit company is a ballet company which exists in a country outside the EEA and has put on at least one production in that country. The Sponsor must be able to supply proof that the company has put on at least one production in its home country, e.g. press cuttings, awards, publicity material, television/radio interviews, programmes; and proof that the applicant is engaged by the unit company for the production in the UK, e.g. contract of employment. **4. The dancer is recruited from a specified school for a specified company** The applicant is recruited from: (a) the English National Ballet School for English National Ballet; (b) the Royal Ballet School for the Royal Ballet; or (c) the Royal Ballet School or Elmhurst School for Dance for

	Birmingham Royal Ballet. The Sponsor must be able to supply proof that, at the time of recruitment, the applicant was or recently had been a student at the school concerned, e.g. a letter of confirmation from the school, and proof that the applicant has been engaged by the company concerned, e.g. contract of employment, letter of confirmation from the company.
Required advertising media for other posts	At least one of: • The Stage • Dance Europe • The Spotlight Link • Dancing Times • Equity's Job Information Service

Dancers (in dance forms other than ballet)	
Appropriate salary rate	Payment should be commensurate with industry standards set out at: www.equity.org.uk; www.itc-arts.org; www.solt.co.uk; and www.tmauk.org.
Exemptions from advertising for those deemed to be making an additional contribution to the UK labour market	**1. The dancer is required for continuity** The applicant has worked for a period of one month or more during the past year on the same production outside the EEA prior to it coming to the UK. The "same production" means one which is largely the same in terms of direction and design as the production outside the EEA. The Sponsor must be able to supply proof that the dancer is currently working or has worked on the same production outside the EEA and has done so, or did so, for at least one month during the past year, e.g. contract of employment, press cuttings, cast list. **2. The dancer has international status** The applicant is internationally famous in their field. (This is different to being well-known only in one country.) The Sponsor must be able to supply proof that the dancer has international status, e.g. press cuttings, awards, publicity material, television/radio interviews, programmes.

	3. The dancer is engaged by a unit company A unit company is a dance company which exists in a country outside the EEA and has put on at least one production in that country. The Sponsor must be able to supply proof that the company has put on at least one production in its home country, e.g. press cuttings, awards, publicity material, television/radio interviews, programmes; and proof that the individual is engaged by the unit company for the production in the UK, e.g. contract of employment. **4. The dancer performs in a certain style unlikely to be available in the EEA** It would not be reasonable to expect the sponsor to engage an EEA national because a style is required which would be unlikely to be available in the EEA labour force. The Sponsor must be able to supply proof that: (a) a certain style is required; and (b) the individual performs in that style, e.g. press cuttings, awards, publicity material, proof of training.
Required advertising media for other posts **At least one of:**	• Dance agencies • The Stage • Dance Europe • Juice • The Spotlight Link • Equity's Job Information Service

Performers in film and television	
Appropriate salary rate	Payment should be at least at the level of the appropriate UK market rates, which can be obtained from Equity at www.equity.org.uk or from 020 767 00246. No worker may be paid less than the national minimum wage.
Exemptions from advertising for those	**1. The work is for continuity** The Sponsor must be able to supply proof that the overseas

deemed to be making an additional contribution to the UK labour market	national has worked on, or will be working on the same production overseas for at least one month. Where a Sponsor wishes to issue a Certificate of Sponsorship for reasons of continuity involving a performer that has worked on the same piece of work overseas for less than one month, the Sponsor must notify Equity at least 5 working days prior to the issuing of the certificate with details of the filming schedules. This is in order to verify that the migrant is being genuinely engaged for reasons of continuity. Sponsors may issue Certificates of Sponsorship for performers to enter the UK to undertake post-production work only and provided that such post-production work solely relates to their own role in the film or TV production. For such Certificate of Sponsorship, neither the one month requirement nor prior notice to Equity procedure applies. The Sponsor must be able to supply documentary proof that the performer has worked on, or will be working on, the same production outside the UK for at least a month e.g. contracts, press cuttings, cast lists, etc. **2. The performer has international status** The Sponsor must be able to provide proof the applicant is known internationally, or they has demonstrable international box-office appeal e.g. press cuttings, awards, accolades, publicity material, television/radio interviews, film and TV credits; or documentary proof that the performer has demonstrable international box-office appeal through international box office figures for films they have starred in or led as a principal performer. **3. Highly specialist or unusual roles** For certain highly specialist or unusual roles, it may not be possible or reasonable to recruit from the EEA because the role requires specific or specialist attributes, including but not limited to: physical appearance; physical talent and linguistic or vocal skills. In such circumstances, where appropriate, Sponsors should first attempt to conduct searches in the EEA as set out in category 3 to a reasonable degree. However, it is recognised that the extent of such searches within the EEA shall be proportionate to the rarity and specialty of the attributes of the role. The Sponsor must be able to provide proof: • that the role requires certain highly specialist attributes; and

- that the performer possesses those attributes; and
- of the casting process and casting considerations; and
- of reasonable and appropriate searches in the EEA (if applicable); and
- a list of any EEA candidates who were unavailable at the required time.

4. Featured guest in an entertainment programme, or subject of a factual programme

The applicant must be a featured guest on an entertainment programme or subject of a factual programme. For example, actors, comedians or other performers booked to appear on a chat show or a professional variety show, or scheduled to be subject of an arts programme or documentary. The Sponsor must be able to provide:

- A formal letter from the broadcaster or producer or copy of the relevant section of the commissioning agreement confirming the reason the migrant is required (e.g. to feature in an entertainment programme); and
- The name of the programme concerned; and
- Details of any recording or filming schedules.

5. Performers who are tied to the finance of the production

The applicant must be necessary to a production because the finance is contingent on the particular performer being cast in the film or TV production. The Sponsor must be able to provide a formal letter of confirmation from the production's principal financier.

6. Performers who do not meet the key criteria but who are commercially important

The applicant must be commercially important to the production. This may be demonstrated by a formal letter in support from a principal financier, or distributor. The Sponsor must give prior notice to Equity providing supporting evidence detailing: description of the role and film, and the reasons why advertising

	was not appropriate and a letter in support. The sponsor must provide Equity with: • the details of the performer(s) required, role, description of the production; and • the reasons why the role has not been advertised; and, • a formal letter in support of the migrant from a financier or distributor; and • if the performer is an up-and-coming performer, or cast to appeal to a particular overseas audience, then evidence of their CV, reviews, previous work, awards/accolades, and/or evidence of audience appeal would be required. **7. International Co-productions** Sponsors issuing CoSs to performers taking part in international co-productions structured under one of the UK's bilateral co-production treaties, or under the European Convention on Cinematographic Co-Production, need to provide the following evidence: • Provisional approval from the UK Film Council certification department that the film is being structured as an official co-production; or • Interim certification from the UK Film Council Certification Department.
Required advertising media for other posts	• A resident labour search in accordance with standard industry practice, which will normally involve engagement of casting agents within the EEA and contacting performers' agents, and may include advertising on Equity's job information service or Spotlight magazine.
Additional evidence required for stunt performers	The sponsor must also demonstrate that the applicant possesses the equivalent qualifications, skills and competence to UK industry standards. This may be demonstrated by either 1) a reference in support from a UK-based expert with demonstrable knowledge of the UK stunt industry; or 2) evidence of competence at a level equivalent to UK industry standards.

Performers in theatre or opera	
Appropriate salary rate	Payment should be commensurate with industry standards set out at: www.equity.org.uk; www.itc-arts.org; www.solt.co.uk; and www.tmauk.org.
Exemptions from advertising for those deemed to be making an additional contribution to the UK labour market	**1. The performer is required for continuity** The applicant has worked for a period of one month or more during the past year, on the same production outside the EEA prior to it coming to the UK. The "same production" means one which is largely the same in terms of direction and design as the production outside the EEA. The Sponsor must be able to provide proof that the performer is currently working, or has worked, on the same production outside the EEA and has done so, or did so, for at least one month during the past year, e.g. contract of employment, press cuttings, cast list. **2. The performer has international status** The applicant is internationally famous in his field. (This is different to being well-known only in one country.) The Sponsor must be able to provide proof that the performer has international status, e.g. press cuttings, awards, publicity material, television/radio interviews, programmes. 3. The performer is engaged by a unit company A unit company is a theatre or opera company which exists in a country outside the EEA and has put on at least one production in that country. The Sponsor must be able to provide proof that the company has put on at least one production in its home country, e.g. press cuttings, awards, publicity material, television/radio interviews, programmes; and proof that the individual is engaged by the unit company for the production in the UK, e.g. contract of employment. 4. The performer has a certain attribute unlikely to be available in the EEA The role requires an attribute which would be unlikely to be available in the EEA labour force, e.g. a certain physical

	appearance, physical talent, or linguistic or vocal skill. The Sponsor must be able to provide proof that (a) the role requires a certain attribute; and (b) the individual has that attribute. 5. The performer is the subject of an exchange under one of the UK theatre industry's exchange programmes The applicant satisfies the requirements of either of the exchange programmes with the United States and Australia operated by the theatre industry. Sponsors wishing to use this category must contact Equity in the first instance: Stephen Spence at sspence@equity.org.uk or on 020 76700233.
Required advertising media for other posts	At least one of: The Stage PCR Spotlight agents Equity's Job Information Service

Workers in film and television	
Appropriate salary rate	Payment of migrant workers in all cases must not be below the UK market rates found on the PACT and BECTU websites at www.pact.co.uk and www.bectu.org.uk. No worker may be paid less than the national minimum wage.
Exemptions from advertising for those deemed to be making an additional contribution to the UK labour market	**1. The worker is a Senior Creative Grade** The applicant must possess the skills and experience of a Senior Creative Grade for the following roles: • Producer • Director • Director of Photography (Cinematographer)

	• Production Designer • Costumer Designer • Hair/Make Up Supervisor • Editor • Composer • Visual Effects Supervisor • Sound Designer • Script Writer The Sponsor must be able to provide documentary proof that the worker has the skills and experience in that role e.g. film and TV credits, qualifications, CV, press cuttings, awards, accolades, publicity material, television/radio interviews. **2. The worker is required for production continuity** The applicant must be providing significant creative input and have worked on or will be working in a post involving creative input on the same piece of work overseas for at least one month. The sponsor must demonstrate that the applicant has a direct working relationship with a Senior Creative Grade as listed in Category 1. For example, a first assistant editor might work directly with an Editor on the same piece of work overseas. No more than one additional worker may be sponsored in addition to a Senior Creative Grade, other than in exceptional circumstances, where there is a case based on production continuity. Sponsors must be able to provide: • Evidence that the role involves creative input and the worker possesses the skills and qualifications for the role, e.g. copies of qualifications, CV, credits, press cuttings, awards, accolades; and • Evidence that the worker is currently, or has worked on, or will be working on the same production outside the UK for at least a month and evidence of current working relationship with a key Creative grade in Category 1 i.e. contracts, letters of engagement, casting lists, CV, references in support, credits, press cuttings; and • In the circumstances where more than one additional worker is sponsored, the case must be set out in

supporting documentation from the Sponsor.

3. Other key creative workers

The applicant must be providing key creative input and has a significant previous working relationship with a Senior Creative Grade as listed in Category 1. A "significant" previous working relationship entails an established pattern of joint working on a number of previous productions rather than isolated or random examples. No more than one additional worker may be sponsored in addition to a Senior Creative Grade, other than in exceptional circumstances, where there is a creative case.

The UK Border Agency will notify BECTU promptly of the issuing of certificates of sponsorship for camera, editing and grip grades, and 1st Assistant Directors and BECTU may request sight of the evidence in support for such grades.

The UK Border Agency will notify the Production Guild promptly of the issuing of certificates of sponsorship for the following grades: Executive Producer (when providing the functions of a Line Producer or Financial Controller/Production Accountant), Line Producer, Co-Producer, 1st Assistant Director, Unit Production Manager, Production Supervisor, Financial Controller, Production Accountant and the Production Guild may request sight of the evidence in support for such roles.

Sponsors must be able to provide:

- Evidence that the applicant is in a creative or technical role and possesses the skills and qualifications for the role, e.g. copies of qualifications, CV, credits, press cuttings, awards, accolades etc; and
- Evidence of the applicant's previous working relationship with a key Creative Grade in category 1 e.g. CV, references in support, credits, press cuttings; and
- In the circumstances where more than one additional worker is sponsored per Department head, the case must be set out in a supporting documentation from the

	Sponsor. **4. The role is highly specialist, where advertising is demonstrably not appropriate** For certain highly specialist roles, it would not be reasonable to expect an employer to undertake a resident labour market search. One example would be a role which requires particular attributes considered unlikely to be available from the resident labour force, for example where the role involves the application of highly specialist skills or new technology or proprietary technology or special effect, or unique knowledge. The Sponsor must be able to provide documentary proof that it would not be reasonable to expect the sponsor to undertake a resident labour market search e.g. in relation to above example, proof that the role requires certain highly specialised skills e.g. job description; and that the applicant possesses those skills e.g. qualifications, CV, credits. For all roles under this category, UKBA will notify BECTU promptly of the issuing of certificates of sponsorship and BECTU may request sight of the evidence in support for such grades. **5. International Co-productions** Sponsors issuing certificates of sponsorship to workers taking part in international co-productions structured under one of the UK's bilateral co-production treaties, or under the European Convention on Cinematographic Co-Production, need to provide the following evidence: • Provisional approval from the UK Film Council certification department that the film is being structured as an official co-production; or • Interim certification from the UK Film Council Certification Department.
Required advertising media for other posts	• **For roles where formal advertising is not the usual industry practice for recruiting for a particular role:** For these roles, the sponsor must carry out suitable and reasonable searches of the resident labour market, such as contacting agents, organisations, diary services or semi-formal worker networks. Where such informal recruitment methods are

	used, the sponsor must demonstrate a reasonable period within which it has searched the resident labour market, this should be for a least a period of two weeks. • **Where formal advertising is usual for a role:** For these roles, the sponsor must advertise the role to suitably qualified resident workers in an appropriate journal, newspaper, website or online directory. The choice of advertising medium should be appropriate for the particular role. The following advertising media may be appropriate: searching relevant online directories such as the Knowledge Online, Production Base, or through industry organisations such as the Production Guild. Other forms of advertising may be appropriate depending on the type of role. For longer terms contracts advertisements in Guardian Media, Broadcast, Screen International, Marketing Week would be appropriate. Under this category, in the case of camera, editing and grip grades, and 1st Assistant Directors, the UK Border Agency shall promptly notify BECTU of the issuing of certificates of sponsorship and BECTU may request sight of the evidence of the steps to search for resident labour for these roles. Under this category, in the case of Executive Producer (when providing the functions of a Line Producer or Financial Controller/Production Accountant) Line Producer, Co-Producer, 1st Assistant Director, Unit Production Manager, Production Supervisor, Financial Controller, Production Accountant grades, the UK Border Agency will promptly notify the Production Guild of the issuing of a certificate of sponsorship and the Production Guild may request sight of the evidence in support for such roles.
Additional evidence required for Personal Assistants to Directors and Producers of international status	Sponsors may issue a Certificate of Sponsorship to a single, non-technical, non-creative personal assistant who supports a Director or Producer under category 1, who have demonstrable international status i.e. are known worldwide for international box office success. The Sponsor must notify BECTU promptly of the issuing of a certificate under this category for a PA to a Director and must

	notify the Production Guild promptly of the issuing of a certificate for a PA to a Producer. They may request sight of the evidence in support for such roles. Sponsors issuing certificates to migrants under this category must be able to supply proof that: • the migrant has a significant previous working relationship with the Director or Producer (a "significant" previous working relationship entails an established pattern of joint working on a number of previous productions rather than isolated or random examples); and • the migrant works only as a personal assistant to the Director/Producer and does not undertake creative or technical duties; and • the Director or Producer is of international status i.e. known worldwide , or they have demonstrable box-office appeal worldwide. • the worker has the skills and experience in that role e.g. a reference in support from the Director or Producer, film and TV credits, qualifications, and CV • the Director or Producer has international status e.g. press cuttings, awards, accolades, publicity material, television/radio interviews, film and TV credits; or, documentary proof that they have demonstrable worldwide box-office appeal through box office figures for films they have led.

Back to list of tables

Back to top

Immigration Rules
Appendix K

Shortage Occupation List

1. Where these Rules refer to jobs which appear on the Shortage Occupation List, this means only those specific jobs within each Standard Occupational Classification code stated in Tables 1 and 2 below and, where stated, where the further specified criteria are met.

2. Jobs which appear on the United Kingdom Shortage Occupation List are set out in Table 1.

3. Jobs which appear on the Scotland Only Shortage Occupation List are set out in Table 2.

Table 1 - United Kingdom Shortage Occupation List

Standard Occupational Classification (SOC) code and description	**Job titles included on the United Kingdom Shortage Occupation List and further criteria**
Production managers and directors in mining and energy (1123)	**Only** the following jobs in this occupation code: The following jobs in the decommissioning and waste management areas of the nuclear industry: • managing director • programme director • site director The following jobs in the electricity transmission and distribution industry: • project manager • site manager
2112 Biological scientists and biochemists	**Only** the following job in this occupation code: • clinical neurophysiologist
2113 Physical Scientists	**Only** the following jobs in this occupation code: The following jobs in the construction-related ground engineering industry: • engineering geologist • hydrogeologist • geophysicist

	The following jobs in the oil and gas industry: • geophysicist • geoscientist • geologist • geochemist • technical services manager in the decommissioning and waste areas of the nuclear industry • nuclear medicine scientist • radiotherapy physicist • senior resource geologist and staff geologist in the mining sector
2119 Natural and social science professionals not elsewhere classified	**Only** the following jobs in this occupation code: • informatician • bio-informatician
2121 Civil engineers	**Only** the following jobs in this occupation code: The following jobs in the construction-related ground engineering industry: • geotechnical engineer • tunnelling engineer The following jobs in the oil and gas industry: • petroleum engineer • drilling engineer • completions engineer • fluids engineer • reservoir engineer • offshore and subsea engineer • control and instrument engineer • process safety engineer • wells engineer • senior mining engineer in the mining sector
2122 Mechanical engineers	**Only** the following job in this occupation code: • mechanical engineer in the oil and gas industry
2123 Electrical engineers	**Only** the following jobs in this occupation code: • electrical engineer in the oil and gas industry

	The following jobs in the electricity transmission and distribution industry: • power system engineer • control engineer • protection engineer The following jobs in the aerospace industry: • electrical machine design engineer • power electronics engineer
2124 Electronics Engineers	**Only** the following jobs in this occupation code: The following jobs in the railway industry: • signalling design manager • signalling design engineer • signalling principles designer • senior signalling design checker • signalling design checker • signalling systems engineer • specialist electronics engineer in the automotive manufacturing and design industry
2126 Design and development engineers	**Only** the following jobs in this occupation code: • design engineer in the electricity transmission and distribution industry The following jobs in the automotive design and manufacturing industry: • product development engineer • product design engineer The following jobs in the electronics system industry: • integrated circuit design engineer • integrated circuit test engineer
2127 Production and process engineers	**Only** the following jobs in this occupation code: • chemical engineer • manufacturing engineer (process planning) in the aerospace industry • technical services representative in the decommissioning and waste areas of the nuclear industry
2129 Engineering professionals not elsewhere	**Only** the following jobs in this occupation code:

classified	The following jobs in the electricity transmission and distribution industry: • project engineer • proposals engineer The following jobs in the aerospace industry: • aerothermal engineer • stress engineer • chief of engineering • advance tool and fixturing engineer The following jobs in the decommissioning and waste management areas of the civil nuclear industry: • operations manager • decommissioning specialist manager • project/planning engineer • radioactive waste manager • radiological protection advisor The following jobs in the civil nuclear industry: • nuclear safety case engineer • mechanical design engineer (pressure vehicles) • piping design engineer • mechanical design engineer (stress) • thermofluids/process engineer
2135 IT Business analysts, architects and systems designers	**Only** the following jobs in this occupation code: • systems engineer in visual effects and 2D/3D computer animation for the film, television or video games sectors
2136 Programmers and software development professionals	**Only** the following jobs in this occupation code: The following jobs in visual effects and 2D/3D computer animation for the film, television or video games sectors: • software developer • shader writer • games designer The following jobs in the electronics system industry: • driver developer • embedded communications engineer
2142 Environmental Professionals	**Only** the following jobs in this occupation code: the following jobs in the construction-related ground

	engineering industry: • contaminated land specialist • geoenvironmental specialist • landfill engineer
2211 Medical practitioners	**Only** the following jobs in this occupation code: consultant in the following specialities: • emergency medicine • haematology • old age psychiatry Non-consultant, non-training, medical staff post in the following specialities: • anaesthetics • general medicine specialities delivering acute care services (intensive care medicine, general internal medicine (acute), emergency medicine (including specialist doctors working in accident and emergency)) • rehabilitation medicine • psychiatry
2217 Medical Radiographers	**Only** the following jobs in this occupation code: • HPC registered diagnostic radiographer • HPC registered therapeutic radiographer • sonographer Sponsors must retain evidence of the individual's HPC registration and provide this to the UK Border Agency on request. (Registration may need to be done after the individual has entered the United Kingdom but must be done before starting work).
2231 Nurses	**Only** the following job in this occupation code: • specialist nurse working in neonatal intensive care units Sponsors must retain evidence of the individual's provisional / full NMC registration and provide this to the UK Border Agency on request.
2314 Secondary education teaching professionals	**Only** the following jobs in this occupation code: • secondary education teachers in the subjects of maths and science (chemistry and physics only)

2442 Social workers	**Only** the following jobs in this occupation code: • social worker working in children's and family services
2461 Quality control and planning engineers	**Only** the following jobs in this occupation code: The following jobs in the electricity transmission and distribution industry: • planning / development engineer • quality, health, safety and environment (QHSE) engineer
3113 Engineering technicians	**Only** the following jobs in this occupation code: The following jobs in the electricity transmission and distribution industry: • commissioning engineer • substation electrical engineer
3218 Medical and dental technicians	**Only** the following jobs in this occupation code: • nuclear medicine technologist • radiotherapy technologist
3411 Artist	**Only** the following jobs in this occupation code: • Animator in visual effects and 2D/3D computer animation for the film, television or video games sectors
3414 Dancers and choreographers	**Only** the following jobs in this occupation code: Skilled classical ballet dancers who meet the standard required by internationally recognised United Kingdom ballet companies (e.g. Birmingham Royal Ballet, English National Ballet, Northern Ballet Theatre, The Royal Ballet and Scottish Ballet). The company must either: • have performed at or been invited to perform at venues of the calibre of the Royal Opera House, Sadler's Wells or Barbican, either in the United Kingdom or overseas; or • attract dancers and/or choreographers and other artists from other countries; or • be endorsed as being internationally recognised by a United Kingdom industry body such as the Arts Councils (of England, Scotland and/or Wales) Skilled contemporary dancers who meet the standard required by internationally recognised United Kingdom

	contemporary dance companies (e.g. Shobana Jeyasingh Dance Company, Scottish Dance Theatre and Rambert Dance Company). The company must either: • have performed at or been invited to perform at venues of the calibre of Sadler's Wells, the Southbank Centre or The Place, either in the United Kingdom or overseas; or • attract dancers and/or choreographers and other artists from all over the world; or • be endorsed as being internationally recognised by a United Kingdom industry body such as the Arts Councils (of England, Scotland and/or Wales)
3415 Musicians	**Only** the following jobs in this occupation code: • skilled orchestral musicians who are leaders, principals, sub-principals or numbered string positions, and who meet the standard required by internationally recognised UK orchestras (including London Symphony Orchestra, London Philharmonic Orchestra, Philharmonia Orchestra and Royal Philharmonic Orchestra)
3416 Arts officers, producers and directors	**Only** the following jobs in this occupation code: The following jobs in visual effects and 2D/3D computer animation for the film, television or video games sectors: • 2D supervisor • 3D supervisor • computer graphics supervisor • producer • production manager • technical director • visual effects supervisor
3421 Graphic designers	**Only** the following jobs in this occupation code: The following jobs in visual effects and 2D/3D computer animation for the film, television or video games sectors: • compositing artist • matte painter • modeller • rigger • stereo artist • texture artist
3541 Buyers and purchasing officers	**Only** the following job in this occupation code: • manufacturing engineer (purchasing) in the

	aerospace industry
5215 Welding trades	**Only** the following job in this occupation code: • high integrity pipe welder where the job requires three or more years' related on-the-job experience Sponsors must retain references from the individual's past employer(s) detailing three or more years' related on-the-job experience and provide these to the UK Border Agency on request. Sponsors must also retain relevant evidence to enable them to justify the following: 1) why does the job require someone with three or more years' related on-the-job experience? What elements of the job require this experience and why? 2) why could the job not be carried out to the required standard by someone with less experience? 3) how would you expect a settled worker to gain this experience before being appointed to the post?
5235 Aircraft maintenance and related trades	**Only** the following jobs in this occupation code: • licensed and military certifying engineer/inspector technician
5249 Line repairers and cable jointers	**Only** the following job in this occupation code: • overhead lines worker, working on high voltage lines that carry at least 275,000 volts
5434 Chefs	**Only** the following job in this occupation code: Skilled chef where: • the pay is at least £29,570 per year after deductions for accommodation, meals etc; and • the job requires five or more years relevant experience in a role of at least equivalent status to the one they are entering; and • the job is not in either a fast food outlet, a standard fare outlet, or an establishment which provides a take-away service; and The job is in one of the following roles:

	• executive chef - limited to one per establishment • head chef - limited to one per establishment • sous chef - limited to one for every four kitchen staff per establishment • specialist chef - limited to one per speciality per establishment A fast food outlet is one where food is prepared in bulk for speed of service, rather than to individual order. A standard fare outlet is one where the menu is designed centrally for outlets in a chain / franchise, rather than by a chef or chefs in the individual restaurant. Standard fare outlets also include those where dishes and / or cooking sauces are bought in ready-made, rather than prepared from fresh / raw ingredients. Sponsors must retain references from the individual's past employer(s) detailing five or more years' relevant experience in a role of at least equivalent status and provide these to the UK Border Agency on request. Sponsors must also retain relevant evidence to enable them to justify the following: 1) why does the job require someone with at least five years' previous experience in a role of at least equivalent status? What elements of the job require this experience and why? 2) why could the job not be carried out to the required standard by someone with less experience? 3) how would you expect a settled worker to gain this experience before being appointed to the post?

Table 2 – Scotland only Shortage Occupation List

Standard Occupational Classification (SOC) code and description	**Job titles included on the Scotland only Shortage Occupation List and further criteria**
All	All job titles and occupations on the United Kingdom Shortage Occupation List
2113 Physical scientists	**Only** the following jobs in this occupation code: • jobs on the United Kingdom Shortage Occupation List

	• staff working in diagnostics radiology (including magnetic resonance imaging)
2211 Medical practitioners	**Only** the following jobs in this occupation code: • jobs on the United Kingdom Shortage Occupation List • ST3, ST4, ST5 and ST6 trainees in paediatrics or anaesthetics • SAS staff doctors in paediatrics or anaesthetics • consultants in paediatrics or anaesthetics • non-consultant, non-training doctors in the specialty obstetrics and gynaecology

Back to top

Immigration Rules
Appendix KoLL

Knowledge of language and life

This is a consolidated version of the Immigration Rules

Part 1 – general

1.1

Purpose

This Appendix sets out how an applicant for indefinite leave to enter or remain must demonstrate sufficient knowledge of the English language and about life in the United Kingdom where it is a requirement of the Rules to demonstrate this for the purposes of an application for indefinite leave to enter or remain. It also sets out general exemptions to the requirement on grounds of age and enables the decision maker to waive the requirement in light of special circumstances in any particular case

"Specified" in this Appendix means "specified in Part 4 of this appendix"

Part 2 - knowledge of language and life

2.1 An applicant for leave to enter or remain has sufficient knowledge of the English language and about life in the United Kingdom for the purpose of an application for indefinite leave to enter or remain made under these Rules if the requirements set out in paragraphs 2.2 and 2.3 are met unless the exceptions set out in Part 3 apply.

2.2 For the purposes of paragraph 2.1, an applicant demonstrates sufficient knowledge of the English language if:

(a) the applicant has provided specified documentary evidence that:

i) the applicant is a national or citizen of one of the following countries:

- Antigua and Barbuda
- Australia
- The Bahamas
- Barbados
- Belize
- Canada
- Dominica
- Grenada
- Guyana
- Jamaica
- New Zealand
- St Kitts and Nevis

- St Lucia
- St Vincent and the Grenadines
- Trinidad and Tobago
- USA.

or

ii) the applicant has passed an English language test in speaking and listening at a minimum level B1 of the Common European Framework of Reference for Languages with a provider approved by the Secretary of State as specified in Appendix O to these Rules; or

iii) the applicant has obtained an academic qualification(not a professional or vocational qualification), which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, from an educational establishment in one of the following countries: Antigua and Barbuda; Australia; The Bahamas; Barbados; Belize; Dominica; Grenada; Guyana; Ireland; Jamaica; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and The Grenadines; Trinidad and Tobago; the UK; the USA; and provides the specified documents;

or

iv) the applicant has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, and

(1) provides the specified documentary evidence to show he has the qualification, and

(2) UK NARIC has confirmed that the qualification was taught or researched in English; or

v) the applicant has obtained an academic qualification (not a professional or vocational qualification) which is deemed by UK NARIC to meet the recognised standard of a Bachelor's or Master's degree or PhD in the UK, and provides the specified evidence to show:

(1) he has the qualification, and

(2) that the qualification was taught or researched in English; or.

vi) the applicant has taken and passed in England, Wales or Northern Ireland a qualification in English for Speakers of Other Languages (ESOL) which:

(aa) includes speaking and listening;

(bb) is at ESOL Entry level 3, level 1, level 2 or level 3,

(cc) is regulated by the Office of Qualifications and Examinations Regulation (OFQUAL), the Welsh Government or the Council for Curriculum, Examinations and Assessment (CCEA), and

(dd) is listed as an ESOL qualification on the Register of Regulated Qualifications,

or

vii) the applicant has passed in Scotland a National Qualification in English for Speakers of Other Languages at Scottish Credit and Qualifications Framework (SCQF) level 4, 5 or 6 awarded by the Scottish Qualifications Authority;

or

(b) the applicant-

(i) has limited leave to enter or remain in the UK, and

(ii) that leave (or a grant of leave which preceded it provided any periods of leave since have been unbroken) was given on the basis that the applicant had an English language qualification at a minimum level of B1 on the Common European Framework of Reference for Languages.

(iii) at the date of application, the provider of that qualification continues to be approved by the Secretary of State as specified in Appendix O to these Rules.

2.3 For the purposes of sub-paragraph (1), an applicant demonstrates sufficient knowledge about life in the United Kingdom if:

(a) the applicant has passed the test known as the "Life in the UK test" administered by learndirect limited; or

(b) in respect of an applicant who was resident in the Isle of Man, the applicant took and passed the test in the Isle of Man known as the "Life in the UK test" and which was administered by an educational institution or other person approved for that purpose by the Lieutenant Governor; or

(c) in respect of an applicant who was resident in the Bailiwick of Guernsey or in the Bailiwick of Jersey, the applicant took and passed the test known as the "Citizenship Test" and which was administered by an educational institution or other person approved for that purpose by the Lieutenant Governor of Guernsey or Jersey (as the case may be).

Part 3 - exceptions

3.1 Notwithstanding any requirement to the contrary in these Rules, for the purposes of this appendix, an applicant will not be required to demonstrate sufficient knowledge of the English language and about life in the UK where:

(a) the applicant is under 18 years of age at the date of his or her application, or

(b) the applicant is at least 65 years of age at the date of his or her application, or

(c) in all the circumstances of the case, the decision maker considers that, because of the applicant's mental or physical condition, it would be unreasonable to expect the applicant to fulfil that requirement.

3.2 In the following circumstances an applicant will be deemed to have demonstrated sufficient knowledge of the English language and about life in the UK:

(a) Where the application for indefinite leave to enter or remain in the United Kingdom is made under:

(i) paragraph 196D and the applicant has had, as at the day on which the application is made, continuous leave to enter or remain in the United Kingdom for at least 15 years as the spouse or civil partner of a person who has or has had leave to enter or remain under paragraphs 128-193 (but not paragraphs 135I - 135K), or

(ii) paragraph 198 and the applicant has had, as at the day on which the application was made, continuous leave to enter or remain in the United Kingdom for at least 15 years as the child of a person who has or has had leave to enter or remain in the United Kingdom under paragraphs 128–193 (but not paragraphs 135l-135K), or

(iii) paragraph 248D and the applicant has had, as at the day on which the application was made, continuous leave to enter or remain in the United Kingdom for at least 15 years as a person exercising rights of access to a child resident in the United Kingdom and that child is under the age of 18 at the day on which the applicant's application for indefinite leave is made under paragraph 248D, or

(iv) paragraph 273D and the applicant has had, as at the day on which the application is made, continuous leave to enter or remain in the United Kingdom for at least 15 years as a spouse or civil partner of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means, or

(v) paragraph 275A and the applicant has had, as at the day on which the application was made, continuous leave to enter or remain in the United Kingdom for at least 15 years as the child of a person who has or has had leave to enter or remain in the United Kingdom as a retired person of independent means, or

(vi) paragraph 287 and the applicant has had, as at the day on which the application is made, continuous leave to enter or remain in the United Kingdom for at least 15 years under paragraph 281 or paragraph 284,

or

(vii) paragraph 295G and the applicant has had, as at the day on which the application is made, continuous leave to enter or remain in the United Kingdom for at least 15 years under paragraph 295B or paragraph 295D, or

(viii) paragraph 298 and the applicant has had, as at the day on which the application is made, continuous leave to enter or remain in the United Kingdom for at least 15 years under paragraph 302 or Appendix FM or paragraph 319R or paragraph 319X, or

(ix) paragraph 319E and the applicant has had, as at the day on which the application is made, continuous leave to enter or remain in the United Kingdom for at least 15 years as the partner of a relevant points based system migrant

(x) paragraph 319J and the applicant has had, as at the day on which the application is made, continuous leave to enter or remain in the United Kingdom for at least 15 years as the child of a relevant points based system migrant

(xi) section E-ILRP of Appendix FM and the applicant has had, as at the day on which the application is made, continuous leave to enter or remain in the United Kingdom for at least 15 years on the day on which the application is made as a partner (except where leave is as a fiancé or proposed civil partner) under section D-LTRP of Appendix FM; or

(xii) section E-ILRPT of Appendix FM and the applicant has had, as at the day on which the application is made, continuous leave to enter or remain in the United Kingdom for at least 15 years on the day on which the application is made as a parent under section D-ILRPT of Appendix FM, or
(xiii) paragraph 25 or 31 of Appendix Armed Forces and the applicant has completed, on the date on which the application is made, a continuous period of leave to enter or remain in the United Kingdom of at least 15 years as the partner of a member of HM Forces under that Appendix, or

(xiv) paragraph 45 or 49 of Appendix Armed Forces and the applicant has completed, on the date on which the application is made, a continuous period of leave to enter or remain in the United Kingdom of at least 15 years as the child of a member of HM Forces under that Appendix,and

(b)(i) the applicant has provided specified documentary evidence of an English language speaking and listening qualification at A2 CEFR or ESOL entry level 2 or Scottish Credit and Qualification Framework level 3; or
(ii) where paragraph 39C(c) of these Rules applies, the applicant has provided specified documentary evidence of an English language speaking and listening qualification at A2 CEFR with a provider approved by the Secretary of State as specified in Appendix O to these Rules.
:

and

(c) the applicant has provided specified documentary evidence from a qualified English language teacher that the applicant has made efforts to learn English but does not yet have sufficient knowledge of the English language to pass a qualification at B1 CEFR, or ESOL entry level 3 or Scottish Credit and Qualification Framework level 4.

and

(d) the applicant is not a national or a citizen of one of the following countries:

- Antigua and Barbuda
- Australia
- The Bahamas
- Barbados
- Belize
- Canada
- Dominica
- Grenada
- Guyana

- Jamaica
- New Zealand
- St Kitts and Nevis
- St Lucia
- St Vincent and the Grenadines
- Trinidad and Tobago
- USA.

3.3 Where paragraph 39C(c) of these Rules applies, an applicant demonstrates sufficient knowledge of the English language and about life in the UK where:

(i) upon a request by the decision-maker to provide additional evidence of knowledge of the English language, he or she has provided specified documentary evidence that he or she has passed an English language test in speaking and listening at a minimum B1 of the Common European Framework of Reference for Languages with a provider approved by the Secretary of State as specified in Appendix O to these Rules, unless paragraph 3.2 of this Appendix applies; or

(ii) upon a request by the decision-maker to provide additional evidence of knowledge about life in the UK, he or she has provided specified evidence that he or she has passed the test known as the “Life in the UK test” administered by learndirect limited under arrangements approved by the decision-maker; or

(iii) upon a request by the decision-maker to provide additional evidence of knowledge of the English language and about life in the UK, he or she has provided the evidence set out in sub-paragraphs (i) and (ii).

Part 4 - specified documents

4.1 Where these Rules require an applicant to demonstrate sufficient knowledge of the English language and of life in the United Kingdom, the applicant must supply the documents specified in paragraphs 4.6 to 4.14 below.

4.2 The decision maker will only consider evidence submitted after the date on which an application is made where the circumstances in paragraph 39(C)(c) of these Rules or paragraphs 4.3 or .4.6 of the Appendix apply.

4.3 Where an applicant has submitted:

(i) a document in the wrong format (for example, if a letter is not on letterhead paper as specified); or

(ii) a document that is a copy and not an original document, or

(iii) a document which does not contain all of the specified information,

or

(iv) fails to submit a specified document,

the decision-maker may contact the applicant or his or her representative (in writing or otherwise), and request the document or the correct version of the document. The document must be received by the Home Office at the address specified in the request within such timescale (which will not be unreasonable) as is specified.

4.4 A decision-maker may decide not to request a document under paragraph 4.3 where he or she does not anticipate that the supply of that document will lead to a grant of leave to enter or remain in the United Kingdom because the application may be refused for other reasons.

4.5 Without prejudice to the decision maker's discretion under paragraph 4.2 and also his or her right in all cases to request the original or specified document and refuse an application in circumstances in which they are not provided, where an applicant submits a specified document:

(i) in the wrong format, or

(ii) which is a copy and not an original document, or

(iii) which does not contain all of the specified information but the missing information is verifiable from,

(aa) other documents submitted with the application,

(bb) the website of the organisation which issued the document,

or

(cc) the website of the appropriate regulatory body;

the application for leave to enter or remain in the United Kingdom may be granted exceptionally providing the decision-maker is satisfied that the specified documents are genuine and that the applicant meets all the other requirements.

4.6 Where the decision-maker is satisfied that there is a valid reason why a document has not been and cannot be supplied, (for example, because the document has been permanently lost or destroyed), he or she may waive the requirement for the document to be provided or may instead request alternative or additional evidence (which may include confirmation of evidence from the organisation which issued the original document).

4.7 The evidence specified for the purposes of paragraph 2.2 of this Appendix is:

(a) a certificate that:

(i) is from an English language test provider approved by the Secretary of State for the purposes of limited leave to enter or remain as specified in Appendix O of these Rules, and is in respect of a test approved by the Secretary of State as specified in that Appendix, and

(ii) shows the applicant's name; and

(iii) shows the qualification obtained, and

(iv) shows that the level of speaking and listening skills attained by the applicant met or exceeded level B1 of the Common European Framework of Reference, and

(v) shows the date of award of the qualification;

or,

(b) a print out of the online score from a PTE Academic (Pearson) test which:

(i) is from an English language test provider approved by the Secretary of State for the purposes of limited leave to enter or remain as specified in Appendix O of these rules, and

(ii) is in respect of a test approved by the Secretary of State as specified in that Appendix , and

(iii) can be used to show the qualification obtained; and,

(iv) shows that the level of speaking and listening skills attained by the applicant met or exceeded level B1 of the Common European Framework of Reference;

or

(c) a certificate or other document issued by an awarding organisation that is recognised either by Ofqual, the Welsh Government, or CCEA that

(i) is issued in England, Wales or Northern Ireland in respect of a qualification listed as an ESOL qualification in the OFQUAL Register of Regulated Qualifications, and

(ii) shows that the level of speaking and listening skills attained by the applicant met or exceeded ESOL entry level 3; or

(d) a certificate that

(i) is issued in Scotland in respect of a National Qualification in English for Speakers of Other Languages awarded by the Scottish Qualifications Authority, and

(ii) shows that the level of speaking and listening skills attained by the applicant met or exceeded Scottish Credit and Qualifications Framework level 4

4.8 Subject to paragraphs 4.9 and 4.10 the documentary evidence specified for the purposes of paragraph 2.2 of this Appendix as showing that a person is a national or a citizen of one of the countries listed in paragraph 2.2 is a valid passport or travel document which satisfactorily establishes the applicant's nationality.

4.9 If the applicant cannot provide their passport or travel document other evidence of nationality of the type described in paragraph 4.10 may exceptionally be supplied in the

following circumstances (the reason for which must be indicated by the applicant on their application form), where:

(a) the applicant's passport has been lost or stolen, or

(b) the applicant's passport has expired and has been returned to the relevant authorities, or

(c) the applicant's passport is with another part of the Home Office.

4.10 Where paragraph 4.9 applies, the alternative evidence specified for the purposes of establishing the applicant's nationality is:

(a) a valid national identity document; or

(b) an original letter from the applicant's Home Government or Embassy confirming the applicant's full name, date of birth and nationality.

4.11. The evidence specified for the purposes of paragraph 2.2(a)(iii) to 2.2(a)(v) (academic qualification recognised by UK NARIC) is:

(a) a certificate issued by the relevant institution confirming the award of the academic qualification and showing:

(i) the applicant's name,

(ii) the title of the award,

(iii) the date of the award,

(iv) the name of the awarding institution, and,

(v) for paragraph 2.2(a)(iii) that the qualification was taught in English

or,

(b) where an applicant has not, at the date of application, formally graduated or no longer has his or her certificate and is unable to obtain a duplicate certificate:

(i) an original academic reference from the institution awarding the academic qualification that:

(aa) is on official letter headed paper,

(bb) shows the applicant's name,

(cc) shows the title of the award,

(dd) confirms that the qualification was taught in English,

(ee) states when the academic qualification was (or as the case may be, will be) awarded,

and

(ff) confirms that the institution is unable to issue a duplicate certificate of award or (as the case may be in respect of an applicant who has not yet graduated) the date on which the certificate will be issued.

or

(ii) an original academic transcript that;

(aa) is on official letter headed paper,

(bb) shows the applicant's name,

(cc) shows the name of the academic institution,

(dd) shows the course title,

(ee) confirms that the qualification was taught in English, and,

(ff) confirms the award given.

4.12 In the absence of any evidence to the contrary, a qualification obtained in one of the following countries will be assumed for the purposes of this Appendix to have been taught in English: Antigua and Barbuda, Australia, the Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Ireland, Jamaica, New Zealand, St Kitts and Nevis, St Lucia, St Vincent and the Grenadines, Trinidad and Tobago, the UK or the USA.

4.13 The evidence specified for the purposes of paragraph 3.2(b)(i) (evidence of English language speaking and listening) is the same as that specified for the purposes of paragraphs 2.2(a)(vi) and 2.2(a)(vii) except that:

(a) references to B1 are to be read as references to A2,

(b) references to ESOL levels Entry 3, level 1, level 2 and level 3 are to be read as references to ESOL Entry level 2, and

(c) references to Scottish Credit and Qualification Framework Level 4, 5 and 6 are to be read as references to Scottish Qualification Framework Level 3.

4.13A. The evidence specified for the purposes of paragraph 3.2(b)(ii) (evidence of English language speaking and listening) is the same as that specified for the purposes of paragraph 2.2(a)(ii) except that references to B1 are to be read as references to A2.

4.14 a) The evidence specified for the purposes of paragraph 3,2(c) (evidence from qualified English teacher) is a letter from the teacher which is signed by him or her and dated no more than 3 months before the date on which the application for indefinite leave to remain is made and which includes the following information:

(i) the applicant's name,

(ii) confirmation that the applicant has attended an English language class taught by that teacher for at least 75 guided learning hours and which was taught during the period of 12 months immediately preceding the date on which the application for indefinite leave to remain was made,

(iii) confirmation that the teacher has assessed that the speaking and listening level attained by the applicant is not at B1 level or above,

(iv) confirmation that the applicant is considered unlikely to attain B1 level through further study

(v) confirmation of the teacher's qualifications as an English language teacher within the meaning of this Appendix.

(b) For the purposes of paragraph (a)(ii) "guided learning hours" means the time during which a person is taught or given instruction and does not include any time spent on unsupervised preparation or study.

4.15 The documentary evidence specified for the purposes of paragraph 2.3 of this Appendix is:

(a) a pass notification letter issued by learndirect limited in respect of the test known as the "Life in the UK test", or

b) where the "Life in the UK test" was taken and passed in the Isle of Man, a pass certificate in respect of the test issued by the relevant educational institution or other person approved for that purpose by the Lieutenant Governor, or

(c) where the "Citizenship test" was taken in the Bailiwick of Guernsey or, as the case may be, in the Bailiwick of Jersey, a pass certificate issued by the relevant educational institution or other person approved for that purpose by the Lieutenant Governor of Guernsey or Jersey (as the case may be).

4.16 The evidence specified for the purposes of paragraph 3.3(i) of this Appendix (evidence of English language speaking and listening) is the same as that specified for the purpose of paragraph 2.2(a)(ii) of this Appendix.

4.17 The evidence specified for the purposes of paragraph 3.3(ii) of this Appendix (evidence of knowledge about life in the UK) is the same as that specified at paragraph 4.15(a) of this Appendix.

Part 5 - interpretation

5.1 For the purposes of this Appendix "decision maker" means an Entry Clearance Officer or the Secretary of State.

5.2 For the purposes of this Appendix, "qualified English language teacher" means a person who holds a qualification in teaching English as a foreign language or in teaching English to speakers of other languages which was awarded by an awarding organisation regulated by OFQUAL or the Welsh Government or the CCEA or the Scottish Qualification Authority.

Back to top

Immigration Rules
Appendix L

Designated Competent Body criteria for Tier 1 (Exceptional Talent) applications

This is a consolidated version of the current Immigration Rules

Criteria for endorsement by The Royal Society, The Royal Academy of Engineering or The British Academy

1. To be considered for endorsement, the applicant must first:

(a) satisfy all of the mandatory "Exceptional Talent (world leader) criteria, and at least one of the qualifying criteria, in the table below, or

(b) satisfy all of the "Exceptional Promise (potential world leader)" criteria in the table below.

Exceptional Talent (world leader)	**Exceptional Promise (potential world leader)**
Mandatory	**Mandatory**
The applicant must: • Be an active researcher in a relevant field, typically within a university, research institute or within industry; • Have a PhD or equivalent research experience; • Provide a dated letter of personal recommendation from an eminent person resident in the UK supporting the Tier 1 (Exceptional Talent) application who is familiar with his work and his contribution to his field, and is qualified to assess his claim to be a world leader in his field; • Meet one or more of the following Qualifying Criteria.	The applicant must: • Be an active researcher in a relevant field, typically within a university, research institute or within industry; • Have a PhD or equivalent research experience (including industrial research); • Provide a dated letter of personal recommendation from an eminent person resident in the UK supporting the Tier 1 (Exceptional Talent) application who is familiar with his work and his contribution to his field, and is qualified to assess his claim that he has the potential to be a world leader in his field; • Be at an early stage in his career; • Have been awarded, hold, or have held in the past five years, a prestigious UK-based Research Fellowship, or an international Fellowship or advanced research post judged by the competent

	bodies to be of equivalent standing.
Qualifying	
• Be a member of his national academy or a foreign member of academies of other countries (in particular any of the UK national academies); • Have been awarded a prestigious internationally recognised prize; • Provide a written recommendation from a reputable UK organisation concerned with research in his field. The dated letter must be written by an authorised senior member of the organisation, such as a Chief Executive, Vice-Chancellor or similar, on official paper.	

2. To be considered for endorsement, the applicant must provide the following documents:

(a) A completed Designated Competent Bodies' Tier 1 (Exceptional Talent) application form;

(b) A short curriculum vitae outlining his career and publication history (of no more than 3 A4 sides in length);

(c) A mandatory dated letter of recommendation written in support of the application from an eminent person resident in the UK who is familiar with his work and his contribution to his field, and is qualified to assess his claim to be a world leader or a potential world leader in his field. The letter should include be dated and details of how the eminent person knows the applicant; the applicant's achievements in the specialist field, and how in the opinion of the eminent person the applicant exhibits exceptional talent; how the applicant would benefit from living in the UK; and the contribution they would make to UK research excellence and to wider society.

(d) Evidence in relation to at least one of the qualifying criteria listed above.

3. The documents in paragraph 2 above must be:

(a) Hard copy,

(b) Printed (not hand-written), and

(c) Written in English or accompanied by authorised English translations.

4. If the eligibility criteria in paragraph 1 are met, and the documents outlined in paragraph 2 are provided in accordance with the requirements at paragraph 3, then the Designated Competent Body will assess the applicant for endorsement, taking into consideration the following assessment criteria:

(a) The applicant's track record/career history (including his international standing, the significance of his publications, prizes and research funding awarded, patents, and the impact of past innovation activity, in a company, academia or as an individual);

(b) The strength of the supporting statements in the letter of personal recommendation, and evidence in relation to qualifying criteria, including a written recommendation from a reputable UK organisation concerned with research in the applicant's field (if relevant);

(c) The expected benefits of the applicant's presence in the UK in terms of the contribution to UK research excellence and to wider society, including potential economic benefits from exploitation of intellectual capital; and

(d) The additional factors in the table below.

Exceptional Talent (world leader)	**Exceptional Promise (potential world leader)**
• Whether the applicant is the winner of a prestigious prize or award; • Whether the applicant has secured significant funding for his work in the past ten years; • Whether the applicant is regarded as a world leader in your field.	• Whether the applicant has provided evidence sufficient to demonstrate that he has the potential to be a future world leader in the field; • The level of additional funding secured during or following tenure of a relevant fellowship; • Whether he can provide evidence of a relevant prize or award for early career researchers; • The significance of his contribution to his field relative to his career stage.

4A. The Designated Competent Body will advise the Home Office whether or not it endorses the applicant. If the applicant is judged by the Designated Competent Body to have met the published eligibility criteria for consideration as well as assessed to have met the assessment criteria to a level considered demonstrable of a world leader in their field or a potential world leader in their field then the Designated Competent Body will endorse the applicant. If the applicant is judged by the Designated Competent Body not to have met the eligibility criteria or assessed not to have met the assessment criteria to a level considered demonstrable of a world leader in their field or a potential world leader in their field, then the Designated Competent Body will not endorse the applicant.

Criteria for endorsement by The Arts Council

5. The applicant must either:

(a) be established as, or demonstrate potential to become, a world-leading artist or an internationally-recognised expert within the fields of the arts (encompassing dance, music, theatre, visual arts and literature), museums or galleries; or

(b) be established as a world-leading artist or an internationally-recognised expert within the film, television, animation, post-production and visual effects industry.

6. The applicant must:

(a) be professionally engaged in producing work of outstanding quality which has been published (other than exclusively in newspapers or magazines), performed, presented, distributed or exhibited internationally;

(b) show recent and regular activity of being engaged professionally as a practitioner in his field;

(c) show a substantial (if applying under the exceptional talent criteria) or developing (if applying under the exceptional promise criteria) track record in at least one country other than his country of residence.

7. If the applicant's field is within the arts, museums or galleries, he must provide the evidence specified in the table below to demonstrate that his work is of exceptional quality and has national or international recognition. This evidence must consist of no more than 10 documents in total, and must be submitted as paper-based documents in hard copy with the application.

Evidence cannot include other objects, Digital Versatile Discs (DVDs) or Compact Discs (CDs), digital files or web links. (If an applicant wishes to use the content of a webpage as one of his 10 permitted supporting documents, he must provide a printed copy of the page which clearly shows the Uniform Resource Locator (URL) for the page.)

A document in this context is defined as a single article, review, letter, etc. If more than the permitted ten documents are submitted, only the first ten documents listed will be considered; additional evidence in excess of the permitted ten documents will be disregarded.

Exceptional talent within the fields of the arts, museums or galleries	**Exceptional Promise (potential world leader)**
The applicant must provide evidence to support **two or more** of the following: 1) Examples of significant media recognition such as features, articles and/or reviews from national publications or broadcasting companies in at least one country other than the applicant's country of residence. Event listings or advertisements are not acceptable. 2) Proof of having won international awards for excellence, for example the Booker Prize, a Grammy Award; or domestic awards in another country, for example a Tony Award. The Arts Council will judge whether a particular award provides appropriate evidence of international recognition in the applicant's field.	The applicant must provide evidence to support **two or more** of the following: 1) Two or more examples of media recognition such as articles and/or reviews from national publications or broadcasting companies in at least one country other than the applicant's country of residence. Event listings or advertisements are not acceptable. 2) Proof of having won or been nominated or shortlisted for international awards for excellence, for example the Booker Prize, a Grammy Award; or domestic awards in another country, for example a Tony Award. The Arts Council will judge whether a particular award provides appropriate evidence of recognition in the applicant's field. 3) Proof of appearances, performances,

3) Proof of appearances, performances, publications or exhibitions in the past five years in contexts which are recognised as internationally significant in the applicant's field or evidence of extensive international distribution and audiences for the applicant's work. The Arts Council will judge whether such appearances, performances, exhibitions or distribution provide appropriate evidence of international significance in the applicant's field.	publications or exhibitions in the past three years in contexts which are internationally recognised in the applicant's field or evidence of international distribution and audiences for the applicant's work. The Arts Council will judge whether such appearances, performances, exhibitions or distribution provide appropriate evidence of international recognition in the applicant's field.

8. If the applicant's field is within the film, television, animation, post-production and visual effects industry, he must:

(a) have won, or within the last five years from the year of application, have received a nomination for:

(i) an Academy Award,

(ii) a British Academy of Film and Television Arts (BAFTA) award,

(iii) a Golden Globe, or

(iv) an Emmy award

and provide:

(1) full details of the production nomination or award, including category and year of nomination or award,

(2) evidence of the applicant's involvement if the nomination or award was as part of a group, and

(3) evidence of the credit the applicant received for the nomination or award;

or

(b) have, within the last five years from the year of application, made a significant and direct contribution to winning or being nominated for:

(i) an Academy Award,

(ii) a British Academy of Film and Television Arts (BAFTA) award,

(iii) a Golden Globe, or

(iv) an Emmy award

and provide evidence from the named person on the award(s) or nomination(s) which demonstrates that the applicant has significantly influenced or directly resulted in the award or nomination to the named person; or

(c) demonstrate notable industry recognition by providing evidence of:

(i) international distribution sales and recognition, and

(ii) having achieved one of the following combinations:

(1) won a minimum of two,

(2) won one, and, within the last five years before the date of application, have been nominated for one other, or

(3) within the last three years before the date of application, have been nominated for a minimum of three,

of the following Notable Industry Recognition Awards:

- Akil Koci Prize
- American Academy of Arts and Letters Gold Medal in Music
- Angers Premiers Plans
- ARIA Music Awards (Australian Recording Industry Association)
- ASCAP awards (American Society of Composers, Authors and Publishers)
- Australian Academy of Cinema and Television Arts (AACTS)
- Awit Awards (Philippine Association of the Record Industry)
- BAFTA Cymru
- BAFTA Games Awards
- BAFTA Interactive Awards
- BAFTA Scotland
- BAFTA Television Craft Awards
- Berlin International Film Festival
- BET Awards (Black Entertainment Television, United States)
- BFI London Film Festival
- Brit Awards
- British Composer Awards – For excellence in classical and jazz music
- Brooklyn International Film Festival
- Cannes International Film Festival / Festival de Cannes
- Chicago International Film Festival
- Cinema Jove International Film Festival
- Classic Rock Roll of Honour Awards – An annual awards program bestowed by Classic Rock
- Comet (Viva, Germany)
- Cork International Film Festival
- Country Music Awards of Australia (Country Music Association of Australia)
- DICE Awards organised by the Academy of Interactive Arts and Sciences
- Directors Guild of America Award
- Distinguished Service to Music Medal (Kappa Kappa Psi) – For exceptional service to American bands and band music
- Echo (German Phonographic Academy)
- Edinburgh International Film Festival

- Ernst von Siemens Music Prize
- Fédération Internationale de la Presse Cinématographique or International Film Critics Award given by the International Federation of Film Critics
- GDC Awards
- George Peabody Medal (Peabody Institute)
- Gold Badge Awards – For outstanding contributions to the music and the entertainment industry of the United Kingdom
- Golden Melody Awards (Taiwan)
- Grammy Awards
- Grand Prix du Disque (France)
- Grawemeyer Award for Music Composition
- IGF Awards
- Independent Music Awards
- Independent Spirit Awards
- International Film Music Critics Association Awards
- Ivor Novello Awards
- Juno Awards (Canadian Academy of Recording Arts and Sciences)
- Latin Grammy Award (Latin Academy of Recording Arts & Sciences)
- Léonie Sonning Music Prize (Léonie Sonning Music Foundation)
- Locarno Film Festival
- Los Premios MTV Latinoamérica – Previously known as MTV Video Music Awards Latinoamérica (MTV)
- Melbourne International Film Festival
- Mercury Prize
- MTV Music Awards (MTV)
- Otaka Prize – An annual composition prize for Japanese composers
- Polar Music Prize
- Praemium Imperiale
- Preis der deutschen Schallplattenkritik – For achievement in recorded music
- Prix de Rome
- Pulitzer Prize for Music
- Raindance Film Festival
- Rolf Schock Prize in Musical Arts
- Rotterdam International Film Festival
- Sanremo Music Festival (Italy)
- Sao Paulo International Film Festival
- Satellite Awards
- Saturn Awards
- Sibelius Prize
- South by Southwest Film Festival
- Stockholm International Film Festival
- Sundance Film Festival
- Suntory Music Award (Japan)
- Sydney Film Festival
- The Annime Awards
- Toronto International Film Festival
- Tribeca Film Festival
- Venice International Film Festival
- Visual Effects Society Awards
- Women in Film and Television Awards
- Writers Guild Awards of Great Britain

- Writers Guild of America Awards

9. The applicant must provide letters of endorsement as specified in the table below, which must:

(a) be written on headed paper, dated, and signed by the author who must be an authorised member of the organisation such as the Chief Executive, Artistic Director, Principal or Chair;

(b) include details of the author's credentials (for example, a Curriculum Vitae or résumé) and how they know the applicant (whether through personal relationship or reputation);

(c) detail the applicant's achievements in his specialist field and how in the opinion of the author he has demonstrated that he is, or has the potential to become, a world leader in his field;

(d) describe how the applicant would benefit from living in the UK and the contribution he could make to cultural life in the UK, including details of any future professional engagements in the UK that the author is aware of;

(e) include full contact details of the author including personal email address and direct telephone number so that personal contact can be made; and

(f) be written specifically for the purpose of supporting the application, not as a general all-purpose reference letter.

Letters of endorsement for exceptional talent and exceptional promise
The applicant must provide 3 letters of endorsement (as described in paragraph 9 above). • The **first letter** must be from a **UK based** arts or cultural organisation, institution or company which is well-established nationally and/or internationally and widely acknowledged as possessing expertise in its field. • The **second letter** must be from another arts or cultural organisation, institution or company which is well-established nationally and/or internationally and widely acknowledged as possessing expertise in its field. This second organisation may be UK or overseas based. • The **third letter** may be **either** from a third arts or cultural organisation, institution or company (UK or overseas based) which is well-established nationally and/or internationally and widely acknowledged as possessing expertise in its field or from an eminent individual with internationally recognised expertise in the applicant's specialist field.

Criteria for endorsement by Tech City UK

10. The applicant must satisfy all of the mandatory criteria, and at least two of the qualifying criteria, in the table below:

Exceptional Talent (world leader)

Mandatory
The applicant must have a proven track record of innovation working for a digital technology company. The applicant must provide a dated letter of personal recommendation from a recognised expert resident in the UK who is familiar with his work and his contribution to his field, and is qualified to assess his claim to be a world leader in his field. The applicant must meet two or more of the following Qualifying Criteria.
Qualifying
The applicant: • Has led in the development of new or leading-edge technology; • Has had significant commercial success in the digital technology sector; • Has received or been nominated for a prestigious internationally recognised prize in the digital technology sector; • Has been recognised as a world-leading talent in the digital technology sector.

11. The applicant must provide the following documents:

(a) A completed Designated Competent Bodies' Tier 1 (Exceptional Talent) application form;

(b) A short curriculum vitae outlining his career and publication history (of no more than 3 A4 sides in length).

(c) Evidence of any active businesses established or businesses that have been dissolved in the last five years or evidence of share ownership through employment in a digital technology sector company.

(d) A dated letter of recommendation written in support of the application from a recognised expert in the UK who is familiar with his work and his contribution to his field, and is qualified to assess his claim to be a world leader in his field. The letter should include be dated and include details of how the recognised expert knows the applicant; the applicant's achievements in the specialist field, and how in the opinion of the recognised expert the applicant exhibits exceptional talent; how the applicant would benefit from living in the UK; and the contribution they would make to the UK digital technology sector.

(e) Evidence in relation to at least two of the qualifying criteria listed above.

12. The documents in paragraph 11 above must be written in English or accompanied by authorised English translations.

13. When assessing applicants Tech City UK will take into consideration the following:

(a) The applicant's track record/career history (including his international standing, the significance of his work and the impact of his activity in a company or as an individual);

(b) The strength of the supporting statements in the letter of personal recommendation, and evidence in relation to qualifying criteria; and

(c) The expected benefits of the applicant's presence in the UK in terms of the contribution to the UK digital technology sector.

Back to top

Immigration Rules
Appendix M

Sports Governing Bodies for Tier 2 (Sportsperson) and Tier 5 (Temporary Worker - Creative and Sporting) applications

This is a consolidated version of the Immigration Rules

1. Applicants in these categories must be endorsed by the relevant Governing Body from the table below, and the Certificate of Sponsorship Checking Service entry relating to the application must confirm this endorsement.

2. Each Governing Body may only endorse applicants in the Tier(s) specified in the table.

Sport	Governing body	Tiers
Archery	Grand National Archery Society	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Athletics	UK Athletics	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Badminton	Badminton England	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Badminton	Badminton Scotland	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Baseball	BaseballSoftball UK	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Basketball	Basketball England	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Basketball	Basketball Ireland	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Boxing	British Boxing Board of Control	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)

Canoeing	British Canoeing	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Chinese Martial Arts	British Council for Chinese Martial Arts	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Cricket	England and Wales Cricket Board (ECB)	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Cricket	Cricket Scotland	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Cricket	Cricket Ireland	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Curling	Royal Caledonian Curling Club	Tier 2 (Sportsperson)
Cycling	British Cycling	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Equestrianism	British Horse Society	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Fencing	British Fencing	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Field Hockey England	England Hockey	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Field Hockey Scotland	Scottish Hockey Union	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Field Hockey Wales	Welsh Hockey Union	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Field Hockey Ireland	Irish Hockey Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Football England	The Football Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)

Football Scotland	Scottish Football Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Football Wales	The Football Association of Wales	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Football Northern Ireland	Irish Football Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Gymnastics	British Gymnastics	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Handball	British Handball Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Ice Hockey	Ice Hockey (UK)	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Ice Skating	National Ice Skating Association of Great Britain and Northern Ireland	Tier 5 (Temporary Worker – Creative and Sporting)
Jockeys and Trainers	British Horseracing Authority	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Judo	British Judo Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Kabbadi	England Kabaddi Federation (UK) Registered	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Lacrosse	English Lacrosse	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Motorcycling (except speedway)	Auto-cycle Union	Tier 2 (Sportsperson)
Motorsports	The Royal Automobile Club Motor Sports Association Ltd	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Netball	Welsh Netball Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)

Netball	England Netball	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Netball	Netball Northern Ireland	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Netball	Netball Scotland	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Polo	Hurlingham Polo Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Rowing	British Rowing	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Rugby League	Rugby Football League	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Rugby Union England	Rugby Football Union	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Rugby Union Scotland	Scottish Rugby Union	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Rugby Union Wales	Welsh Rugby Union	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Rugby Union Ireland	Ulster Rugby	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Sailing, windsurfing and powerboating	Royal Yachting Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Shooting	British Shooting	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Snooker	World Snooker	Tier 2 (Sportsperson)
Speedway	British Speedway Promoters Association	Tier 2 (Sportsperson)
Squash and racketball	England Squash and Racketball	Tier 2 (Sportsperson) and

		Tier 5 (Temporary Worker – Creative and Sporting)
Swimming, water polo, diving and synchronised swimming	British Swimming	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Table Tennis	English Table Tennis Federation	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Taekwondo	GB Taekwondo	Tier 2 (Sportsperson)
Tennis	Lawn Tennis Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Triathlon	British Triathlon	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Water Skiing	British Water Ski	Tier 5 (Temporary Worker – Creative and Sporting)
Wheelchair Basketball	British Wheelchair Basketball	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Wrestling	British Wrestling Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
Yoga	The British Wheel of Yoga	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)

Back to top

Immigration Rules
Appendix N

Approved Tier 5 government authorised exchange schemes

This is a consolidated version of the Immigration Rules

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
AIESEC internships	The scheme is part of AIESEC's global exchange programme in which 4,000 graduates participate every year. It develops the leadership skills of recent graduates from overseas, with typically at least a years' experience in management (marketing, finance, sales), technical (IT, engineering) and development (charity) through work with UK companies and organisations.	AIESEC	Work experience programme Maximum 12 months	All UK
American Institute for Foreign Study (AIFS	A programme for US undergraduate education majors and postgraduate students run jointly with the Institute of Education, with whom they spend an initial 4 weeks and followed by around 10 weeks undertaking	AIFS (UK) Ltd	Work experience programme Maximum 12 months	England

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	placements working with teachers in English secondary schools.			
Bar Council	The scheme is an umbrella for three types of programmes involving overseas law, overseas students and lawyers undertaking pupillages (both funded and unfunded) and mini pupillages within barristers chambers and other legal training programmes.	Bar Council	Work experience programme Maximum 12 months	All UK
BAE Systems Training, Intern and Graduate Programme	Programme designed to allow individuals to train alongside BAE Systems in the UK.	BAE systems	Research and training programme. Maximum 24 months	UK
BNSC Satellite KHTT Programme	A secondment programme for employees of foreign space agencies to undertake practical training and work experience working alongside specialist UK staff	British National Space Centre (DBIS)	Research and training programmes Maximum 24 months	All UK
BOND business internships	Overseas Industrial Placement scheme (BOND) is a UK Trade & Investment initiative whereby high quality professionals, selected through	British Council	Work experience programme Maximum 12 months	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	the British Council offices overseas, are assigned to UK companies for up to a year. Participants gain an understanding of UK business practices and the programme aims to foster links between them and the British business community.			
British Council – Speak European	This programme will provide practical, on-the-job training to a group of mid-career government employees from Serbia working in key departments of the central government, as well as in local self-government institutions.	British Council	Work experience programme Maximum 12 months	All UK
Broadening Horizons	The Broadening Horizons scheme brings to the UK Taiwanese teachers who are professionally qualified to teach Mandarin as a second language, to provide children at participating schools with a unique opportunity to study Mandarin Chinese and to explore the culture of Taiwan, which also brings benefits to teachers and	The Sir Bernard Lovell Language School	Work experience programme Maximum 12 months	England

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	language assistants.			
BUNAC Blue Card Internships – 'Intern in Britain'	BUNAC has over 40 years' experience of running international work programmes. The Blue Card Internships scheme provides a well-controlled pathway for a wide range of organisations in the UK to offer and to benefit from work experience opportunities (internships) for eligible students and recent graduates.	BUNAC	Work experience programme Maximum 12 months	All UK
Cabinet Office Interchange Programme	To bring in relevant expertise and cutting edge thinking from the private sector and academia to help deliver the Government's Efficiency and Reform agenda.	Cabinet Office	Work experience programme Maximum 12 months	All UK
Chatham House Fellowship	The scheme provides opportunities for overseas government and non-government experts, drawn from policy communities, the private sector, academia and civil society, to participate in and undertake research at Chatham House	The Royal Institute of International Affairs (Chatham House)	Research & Training Programmes Maximum 24 months	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	relevant to their government or non-government area(s) of expertise.			
Chevening Programme	The programme includes scholars and researchers attending the UK Environment Programme's World Conservation Monitoring Centre in Cambridge, the Oxford Centre for Islamic Studies and the Clore Leadership programme.	Association of Commonwealth Universities (ACU)	Research and training programmes Maximum 24 months	All UK
City Fellowships Scheme	The scheme aims to strengthen Anglo-American financial relations by bringing young minority financiers from the US to the City of London to work at Goldman Sachs and Morgan Stanley.	Sponsors for Educational Opportunity (SEO) London	Work experience programme Maximum 12 months	All UK
Commonwealth Exchange Programme	The programme offers teachers the opportunity to work in different education systems, exchange ideas and knowledge and observe teaching practices in another country. Teachers exchange positions and homes with those from Australia, Canada or New Zealand for	Commonwealth Youth Exchange Council (CYEC)	Work experience programme Maximum 12 months	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	between one term and one year. Exchanges to Canada take place from September to August. Those to Australia and New Zealand run from January to December.			
Commonwealth Scholarships and Fellowships Plan	This is an annual scheme made available to developing Commonwealth countries by the Commonwealth Scholarships Commission. Participants undertake academic, medical or professional research fellowships.	Association of Commonwealth Universities	Research and training programmes Maximum 24 months	All UK
Competition Commission and US Federal Trade Commission scheme	A work exchange scheme with the USA, primarily with the Federal Trade Commission and the Journal of Economists, to promote cooperation and mutual understanding with the objective of learning from one another's expertise in competition regulation.	Competition Commission	Work experience programme Maximum 12 months	All UK
Defence Academy		Defence Academy	Research and training programmes Maximum 24 months	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
De La Rue Internship	Internship Programme for Post Graduate students at the University of West Indies, to build on and consolidate the support De La Rue already provides to high achieving students in the Caribbean through a scholarship programme	De La Rue International	Work experience programme Maximum 12 months	All UK
Encouraging Dynamic Global Entrepreneurs (EDGE)	EDGE is a unique business development and entrepreneurial programme involving undergraduates from Scottish and overseas universities and 5th- and 6th-year school pupils. They work in consultancy teams implementing key business development for companies, providing experiential learning for students and businesses.	Scottish Enterprise	Work experience programme Maximum 12 months	Scotland
Engineering work placement scheme	This scheme offers overseas engineering students (both undergraduates and graduates) short work experience opportunities with engineering	Twin Training International	Work experience programme Maximum 12 months	UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	companies in the UK.			
Erasmus	Erasmus is a European Commission educational exchange programme for higher education students and teachers. It aims to increase student mobility within Europe through opportunities for work and study and promotes trans-national cooperation projects among universities across Europe. Erasmus Mundus is for joint cooperation and mobility programmes for postgraduate students, researchers and staff.	British Council Wales British Council Scotland British Council British Council Northern Ireland	Work experience programme Maximum 12 months	All UK
EU-China Managers Exchange and Training Programme (METP)	The programme is co-funded by the EU and the People's Republic of China with the aim of training Chinese and EU business managers, especially in small and medium-sized companies, in their languages, culture and business practices and to build networks.	Manchester Metropolitan University	Work experience programme Maximum 12 months	All UK
European	Part of the	British Council	Work	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
Voluntary Service (Youth in Action Programme)	European Union's Youth in Action Programme, funded by the European Commission, the EVS scheme offers people aged 18-30 the opportunity to undertake voluntary work placements in the social, cultural, environmental and sports sectors for a period of 2 to 12 months. Placements of 2 weeks to 2 months are also available.		experience programme Maximum 12 months	
Finance Ministries and Central Banks schemes	The schemes includes secondments by employees of other central banks and financial institutions, research fellowships and PhD research internships for economists who will undertake placements with the Bank of England for between 1 and 18 months' duration.	HM Treasury	Research and training programmes Maximum 24 months	All UK
Food Standards Australia and New Zealand	A secondment programme for government bodies, to promote cooperation and mutual understanding with the objective of learning from one	Food Standards Agency	Work experience programme Maximum 12 months	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	another's expertise in food safety.			
Foreign & Commonwealth Office		Foreign & Commonwealth Office	Work experience programme Maximum 12 months	All UK
Foreign Language Assistants Programme	Working with partner organisations overseas to provide opportunities for young people to work as language assistants in the UK, the programme aims to improve both the language ability of the assistants and students in addition to expanding their cultural awareness.	British Council Wales British Council Scotland British Council British Council Northern Ireland	Work experience programme Maximum 12 months	All UK
Fullbright UK-US Teacher Exchange Programme	Run by the British Council in collaboration with the US Department of State, the programme offers outstanding UK teachers the opportunity to trade places. Teachers can spend the autumn term or one full academic year teaching in the United States. Exchanges involve elementary and secondary schools, including community and further education colleges	British Council Wales British Council Scotland British Council British Council Northern Ireland	Work experience programme Maximum 12 months	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	throughout the US.			
Glasgow Caledonian University International exchange programme	To offer students, through the exchange programme, work experience, cultural diversity and personal development to strengthen their employability.	Glasgow Caledonian University	Work experience programme Maximum 12 months	Scotland
Grundtvig	Grundtvig, part of the European Commission's Lifelong Learning Programme, aims to strengthen the European dimension in adult education and lifelong learning. Funding is open to any organisation based in one of the countries participating in the programme involved in adult education. The programme funds a range of activities: assistantships, in-service training, learner workshops, visits and exchanges.	Ecorys UK Ltd	Work experience programme Maximum 12 months	All UK
Hanban: Mandarin teachers scheme	The scheme is part of Hanban's global exchange programme through which it sponsors volunteer and professional Mandarin teachers to undertake placements at Confucius institutes	Hanban UK Ltd	Overseas Government language programme. Maximum 24 months	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	and classrooms in the UK, and at institutions in the UK which are covered by Hanban UK‟s teaching exchange programme. These roles are not filling teaching vacancies. The scheme aims to build and/or enhance foreign language skills and foster good cultural relations in between the UK and China.			
Highways Agency Scheme	The scheme is intended to honour the historic and future commitments to facilitating the sharing of experience, scientific information, technology, working practice and organisational cultures between Highways Agency and similar administrations outside of the EEA.	Highways Agency	Work experience programme Maximum 12 months	All UK
HMC Projects in Central and Eastern Europe – Teachers' Work Exchange Scheme	This scheme offers teachers from Central and Eastern Europe a year of work experience in UK independent schools to enable them to experience	HMC Projects in Central and Eastern Europe	Work experience programme Maximum 12 months	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	the UK educational system.			
HMRC Exchange Scheme	The scheme facilitates the sharing of experience, working practices and organisational cultures between HM Revenue & Customs and tax, customs and similar administrations outside the EEA	HM Revenue & Customs	Work experience programme Maximum 12 months	All UK
IAESTE	IAESTE UK provides science, engineering and applied arts graduates with training experience relevant to their studies through work placements.	British Council Wales British Council Scotland British Council British Council Northern Ireland	Work experience programme Maximum 12 months	England Northern Ireland Scotland Wales
Intensive Korean Public School English Teacher Training Programme	A customised in-service continuing professional development programme for very experienced Korean English teachers who have been specially selected.	University of Chichester	Work Experience Programme Maximum 12 months	England
International Cross-Posting Programme for Kazakhstan	UK Trade & Investment	Work experience programme Maximum 12 months	All UK	
International Defence and Security Scheme (IDSS)	The aim of the IDSS scheme is to share knowledge, experience and best practice	ADS Group	Work experience programme Maximum 12	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	between the UK and foreign defence, aerospace, security and space industries in cooperative programmes.		months	
International Exchange Programme (UK) Ltd	Providing international training and career development through guided practical work experience across the environmental and land-based sector. Programmes monitored and industry endorsed via individuals' IntSCA personal development programme, encouraging continued skills progression.	IEPUK Ltd	Work experience programme Maximum 12 months	All UK
International Fire and Rescue Training Scheme		Capita	Research and training programmes Maximum 24 months	England with scope to include devolved administrations if required.
International Horticulture Scheme	This is an international horticultural and education skills development and exchange scheme designed to develop practical skills and to further academic studies within the designated establishments of	Lantra	Work experience programme Maximum 12 months	Gardens or establishments linked to the Royal Botanic Gardens, Kew the Royal Horticultural Society's gardens.

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	the Royal Botanic Gardens, Kew and the Royal Horticultural Society.			
International Internship Scheme	A scheme for young people and future business leaders from outside the EEA to experience working for UK companies in the UK working environment.	Fragomen LLP	Work experience programme Maximum 12 months	All UK
International Science and Innovation Unit		International Science and Innovation Unit	Work experience programme Maximum 12 months	All UK
International Student Internship Scheme (ISIS)	This internship scheme will offer supernumerary work placements to: Chinese students from the top 211 universities; Chinese graduates from UK universities (who will transfer from Tier 4 to Tier 5 GAE) and Chinese nationals (students and graduates) applying direct from China. Interns will spend time with large UK businesses looking to expand their Chinese presence and to grow their trade links with	Denning Legal & Overseas Student Service Centre	Work experience programme Maximum 12 months	UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	China.			
International Optometrists Scheme	Scheme for registration for optometry graduates with a 2.2 degree or above. The scheme ensures they have the knowledge and skills to enter the General Optical Council's (GOC) Register and practise optometry without supervision.	College of Optometrists	Research and training programmes Maximum 24 months	All UK
Jiangsu Centre for Chinese Studies in Essex	To promote the teaching and learning of Mandarin and an appreciation of Chinese culture in Essex schools and to the wider local community, including businesses; underpin the links of friendship, education, culture and business between the County of Essex and the Province of Jiangsu.	Essex County Council	Work experience programme Maximum 12 months	All UK
Korean Teacher Exchange Programme	The scheme contributes to the DfE objective of strengthening maths teaching in schools.	Institute of Education University of London	Work experience programme Maximum 12 months	All UK
Law Society Tier 5 scheme for migrant lawyers	This scheme for migrant lawyers is open to law firms based in England	The Law Society of England and Wales	Work experience programme Maximum 12	England and Wales

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	and Wales. It covers placements, internships and secondments offered to lawyers and law students from other countries coming to the UK for primarily non-economic purposes for limited periods to share knowledge, experience and best practice.		months	
Leonardo da Vinci	Leonardo is part of the European Commission's Lifelong Learning Programme. UK organisations work with European partners to exchange best practice, increase staff expertise and develop learners' skills. The programme is open to any organisation involved in vocational training in the countries participating in the programme and includes activities such as mobility projects, preparatory visits and transfer of innovation.	Ecorys Ltd	Work experience programme Maximum 12 months	All UK
London Organising Committee of the Olympic and Paralympic Olympic Games	Secondment programme for employees of future organising committees, allowing them to		Work experience programme Maximum 12 months	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
(LOCOG)	undertake practical training and work experience working alongside London 2012 staff. They will then cascade this learning back to their home organising committee.			
Lord Chancellor's Training Scheme for Young Chinese Lawyers	The programme is organised to enable the Chinese lawyers to obtain practical experience in commercial law, litigation and court procedure as well as the management of a legal practice.	British Council	Work experience programme Maximum 12 months	All UK
Mathematics Teacher Exchange Programme (England - China)	Mathematics teachers from China will support the teaching and learning of mathematics, and promote their approaches to the teaching of mathematics, in a network of Maths Hubs across England which are funded by the Department for Education (DfE). There will also be reciprocal arrangements for teachers from England to spend time in schools in China.	National College for Teaching and Leadership, Department for Education	Work experience 12 months	England
Medical Training Initiative	The scheme allows post-graduate	Academy of Medical Royal	Research and training	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	medical graduates to undertake a fixed period of training or development in the UK, normally within the NHS. It covers all schemes and arrangements sponsored or administered by the medical royal colleges and similar organisations for the training of overseas doctors. MTI placements are temporary and require the approval of the employer and the local postgraduate dean of the relevant medical royal college.	Colleges	programmes Maximum 24 months	
Medical Training Initiative for Dentistry	International Training Fellows: the Faculty of Dental Surgery (FDS) of the Royal College of Surgeons of England is able to sponsor suitably qualified postgraduate dentists to come to the UK for clinical training in an approved hospital training post.	The Royal College of Surgeons of England	Research and training programmes Maximum 24 months	England
Mountbatten Programme		Mountbatten Institute	Work experience programme Maximum 12 months	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
National Assembly for Wales Intern Programme	The scheme enables students from Ohio University to undertake intern placements for up to three months with assembly members.	National Assembly for Wales	Work experience programme Maximum 12 months	Wales
National Policing Improvement Agency (NPIA)	To support the NPIA in establishing a UK Police Training and Development Exchange Scheme, aligned to one of its core strategic aims of improving international police training and development partnerships. The aim is to increase shared good practice, improve interoperability and enhance the impact of UK international policing assistance aligned to HMG security and development priorities.	National Policing Improvement Agency (NPIA)	Work experience programme Maximum 12 months	All UK
NHS Tayside International Staff Exchange Scheme	The scheme aims to share different ways of working and approaches to care needs. This would provide an insight into how different health systems operate and use this to develop local services.	NHS Tayside	Work experience programme Maximum 12 months	All UK
NIM China		LGC Ltd	Work	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
Secondee Programme			experience programme Maximum 12 months	
NPL Guest Worker and Secondment Scheme	This reciprocal scheme aims to encourage closer collaboration between UK and overseas organisations interested in metrology by allowing scientists, industrial experts and students to undertake placements with the NPL.	National Physical Laboratory (NPL) Management Limited	Research and training programmes Maximum 24 months	England
Overseas Fellows Post	The opportunity is accredited by the General Medical Council and approved by the Royal College of Surgeons of Edinburgh International Medical Graduate Sponsorship Scheme.	National Health Service (NHS) Highland	Research and training programmes Maximum 24 months	Scotland
REX Programme	The REX programme enables highly qualified teachers from Japan to work temporarily in countries where English is spoken to teach Japanese language and culture.	Ceredigion County Council	Work experience programme Maximum 12 months	All UK
Royal Pharmaceutical Society	Pre-registration placements are supernumerary	Royal Pharmaceutical Society	Research and training programmes	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
international pre-registration scheme.	training positions, under the supervision of a pre-registration tutor, which enables the pre-registration trainee pharmacist to undergo training as mandated by the General Pharmaceutical Council (GPhC).		Maximum 24 months	
Scottish Government Interchange Scheme	A scheme to share knowledge, experience and best practice with other governments and organisations on the full range of policy areas for which the Scottish Government has responsibility.	Scottish Government	Work Experience Programme Maximum 12	
Scottish Schools Education Research Centre (SSERC) Work Exchange programme with China	Offers employees of the Educational Equipment Research and Development Centre (EERDC) in China to come to Scotland to share best practices and educational resources with their Scottish counterparts and to develop new educational resources	Scottish Schools Education Research Centre (SSERC)	Work experience programme Maximum 12 months	Scotland
Serious Fraud Office	This is an exchange programme between the Serious fraud Office and law enforcement	Serious Fraud Office	Work experience Maximum 12 months	UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	partners in overseas jurisdictions. The programme will help to promote greater co-operation with investigations, and to share and develop investigative techniques and approaches in the fight against fraud and corruption in the UK and overseas.			
Sponsored researchers	A scheme to enable higher education institutions to recruit sponsored researchers, or visiting academics giving lectures, acting as examiners or working on supernumerary research collaborations. Institutions do not need individual support from the Department for Business, Innovation and Skills to operate a scheme.	Higher education institutions	Research and training programmes Maximum 24 months	All UK
Sponsored Scientific Researcher Initiative	This scheme enables organisations to engage overseas postgraduate scientists in formal research projects	UK Shared Business Services Limited (UKSBS)	Research & Training Programmes Maximum 24 months	UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	and/or collaborations within an internationally recognised host institute/laboratory for sharing knowledge, experience and best practice, and enabling the individual to experience the social and cultural life of the United Kingdom			
The Ofgem International Staff Exchange Scheme	A scheme to promote cooperation and mutual understanding between Ofgem and similar regulatory agencies overseas.	Office of Gas & Electricity Markets (Ofgem)	Work experience programme Maximum 12 months	England
Tier 5 interns scheme	Designed for employers, the Tier 5 intern programme is a government approved scheme which allows graduates and undergraduates from countries outside the EEA to gain intern experience working within UK industry and provides organisations with the scope to deploy the brightest and best talent on key initiatives and learn skills they can take back to their home	GTI Recruiting Solutions	Work experience programme Maximum 12 months	All UK

Name of scheme	Scheme summary	Name of overarching body (sponsor)	Type of scheme	Area of UK covered
	country.			
UK-India Education and Research Initiative	This 5-year initiative is designed to facilitate education and research cooperation between the 2 countries through collaboration between schools, professional and technical skills, HE research and graduate work experience.	British Council British Council Wales British Council Scotland British Council N Ireland	Work experience programme Maximum 12 months	England Wales Scotland N Ireland
US-UK Education Commission (also known as the US-UK Fulbright Commission)	To foster mutual understanding between the US and the UK through academic exchange by the awarding of merit based scholarships.	US-UK Education Commission (also known as the US-UK Fulbright Commission)	Research and training programmes Maximum 24 months	All UK
Welsh Language Teaching Programme in Patagonia	The scheme aims to strengthen the use of Welsh in Patagonia by bringing Patagonians to Wales to improve their language fluency and bilingual environments. Participants are teachers, tutors or those suitable to work in activities which develop the use of Welsh in the wider social and business situations.	British Council Wales	Work experience programme Maximum 12 months	Wales

Back to top

Immigration Rules
Appendix O

List of English language tests that have been approved by the Home Office for English language requirements for limited leave to enter or remain under the Immigration Rules

This is a consolidated version of the Immigration Rules

1. Where two or more components (reading, writing, speaking and listening) of an English language test are examined and awarded together, for example a combined exam and certificate for reading and writing skills, the specified evidence submitted by the applicant must show that he achieved the required scores in all the relevant components during a single sitting of that examination, unless exempted from sitting a component on the basis of his disability. This requirement does not apply to applications made under part 8 or Appendix FM unless Appendix KoLL applies.

2. Only the level(s) of Test specified for each Test are approved.

English language test	Awarded by	Levels covered by test	Test validity	Documents required with application
Cambridge English: Key (also known as Key English Test)	Cambridge English (previously known as Cambridge ESOL)	A1 A2 B1	No expiry	For tests taken before 6 April 2013: Certificate, Statement of results, Candidate ID number and Candidate's secret number (applicants should provide Statement of Entry if possible) For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number).
Cambridge English: Preliminary (also known as Preliminary English Test)	Cambridge English (previously known as Cambridge ESOL)	A2 B1 B2	No expiry	before 6 April 2013: Certificate, Statement of results, Candidate ID number and Candidate's secret number (applicants should provide Statement of Entry if possible) For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online

				system using name, date of birth and passport number)
Cambridge English: First (also known as First Certificate in English)	Cambridge English (previously known as Cambridge ESOL)	B1 B2 C1	No expiry	For tests taken before 6 April 2013: Certificate, Statement of results, Candidate ID number and Candidate's secret number (applicants should provide Statement of Entry if possible) For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
Cambridge English: Advanced (also known as Certificate in Advanced English)	Cambridge English (previously known as Cambridge ESOL)	B2 C1 C2	No expiry	For tests taken before 6 April 2013: Certificate, Statement of results, Candidate ID number and Candidate's secret number (applicants should provide Statement of Entry if possible) For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
Cambridge English: Proficiency (also known as Certificate of Proficiency in English)	Cambridge English (previously known as Cambridge ESOL)	C1 C2	No expiry	For tests taken before 6 April 2013: Certificate, Statement of results, Candidate ID number and Candidate's secret number (applicants should provide Statement of Entry if possible) For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
Cambridge English: Business Preliminary (also known as Business English Certificate	Cambridge English (previously known as Cambridge ESOL)	A2 B1 B2	No expiry	For tests taken before 6 April 2013: Certificate, Statement of results, Candidate ID number and Candidate's secret number (applicants should provide Statement of Entry if possible) For tests taken on or after 6 April

Preliminary)				2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
Cambridge English: Business Vantage (also known as Business English Certificate Vantage)	Cambridge English (previously known as Cambridge ESOL)	B1 B2 C1	No expiry	For tests taken before 6 April 2013: Certificate, Statement of results, Candidate ID number and Candidate's secret number (applicants should provide Statement of Entry if possible) For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
Cambridge English: Business Higher (also known as Business English Certificate Higher)	Cambridge English (previously known as Cambridge ESOL)	B2 C1 C2	No expiry	For tests taken before 6 April 2013: Certificate, Statement of results, Candidate ID number and Candidate's secret number (applicants should provide Statement of Entry if possible) For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
Cambridge English Legal (also known as International Legal English Certificate)	Cambridge English (previously known as Cambridge ESOL)	B2 C1	No expiry	For tests taken before 6 April 2013: Certificate, Statement of results, Candidate ID number and Candidate's secret number (applicants should provide Statement of Entry if possible) For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
Cambridge English: Financial (also known	Cambridge English (previously known as	B2 C1	No expiry	For tests taken before 6 April 2013: Certificate, Statement of results, Candidate ID number and Candidate's secret number

as International Certificate in Financial English)	Cambridge ESOL)			(applicants should provide Statement of Entry if possible) For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
ESOL Skills for Life Entry 1	Cambridge English (previously known as Cambridge ESOL)	A1	No expiry	For tests taken before 6 April 2013: Certificate, Statement of Results for each component (reading, writing, speaking, listening), Name of test centre For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
ESOL Skills for Life Entry 2	Cambridge English (previously known as Cambridge ESOL)	A2	No expiry	For tests taken before 6 April 2013: Certificate, Statement of Results for each component (reading, writing, speaking, listening), Name of test centre For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
ESOL Skills for Life Entry 3	Cambridge English (previously known as Cambridge ESOL)	B1	No expiry	For tests taken before 6 April 2013: Certificate, Statement of Results for each component (reading, writing, speaking, listening), Name of test centre For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
ESOL Skills for Life Level 1	Cambridge English (previously known as	B2	No expiry	For tests taken before 6 April 2013: Certificate, Statement of Results for each component (reading, writing, speaking,

	Cambridge ESOL)			listening), Name of test centre For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
ESOL Skills for Life Level 2	Cambridge English (previously known as Cambridge ESOL)	C1	No expiry	For tests taken before 6 April 2013: Certificate, Statement of Results for each component (reading, writing, speaking, listening), Name of test centre For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
IELTS (Academic and General Training)	Cambridge English (previously known as Cambridge ESOL)	B1 B2 C1 C2	2 years	For tests taken before 6 April 2013: Test report form For tests taken on or after 6 April 2013: no documents required (Scores will be verified using the Cambridge English online system using name, date of birth and passport number)
City & Guilds International Speaking and Listening IESOL Diploma at A1 level	City & Guilds	A1(spouse / partner)	No expiry	One of the following document combinations: (1) 'International Speaking and Listening IESOL Diploma' certificate Or (2) ISESOL certificate plus IESOL Listening (A1) certificate
City & Guilds International ESOL (IESOL) Diploma	City & Guilds	A1 (spouse / partner)	No expiry	For tests booked or taken before 6 April 2013 by Points-Based System applicants, and for all spouse and partner applicants: One of the following document combinations:

				(1) IESOL Diploma certificate plus IESOL notification of candidate results sheet Or (2) ISESOL certificate plus IESOL certificate plus IESOL notification of candidate results sheet Or (3) ISESOL certificate plus IESOL notification of candidate results sheet For tests booked and taken online on or after 6 April 2013 by Points-Based System applicants: One of the following document combinations (1) IESOL Diploma certificate Or (2) ISESOL certificate plus IESOL certificate
City & Guilds International ESOL (IESOL) Diploma	City & Guilds	A1 (all other categories) A2 B1 B2 C1 C2	No expiry	For tests booked or taken before 6 April 2013: One of the following document combinations: (1) IESOL Diploma certificate plus IESOL notification of candidate results sheet Or (2) ISESOL certificate plus IESOL certificate plus IESOL notification of candidate results sheet For tests other than A1 booked and taken online on or after 6 April 2013:

				One of the following document combinations: (1) IESOL Diploma certificate Or (2) ISESOL certificate plus IESOL certificate For A1 (all other categories) tests booked and taken online on or after 6 April 2013: (1) IESOL Diploma certificate Or (2) ISESOL certificate plus IESOL certificate plus Notification of candidate results sheet
Pearson Test of English Academic (PTE Academic)	Pearson	A1 A2 B1 B2 C1 C2	2 years	Print-out of online score report. Scores must also be sent to the Home Office online. Pearson does not issue paper certificates.
Integrated skills in English	Trinity College London	A2 B1 B2 C1 C2	For UK immigration purposes, the tests are valid for 2 years only	For tests taken before 1 July 2013: Summary slip and certificate For tests taken on or after 1 July 2013: Certificate which must show the candidate's name, qualification, date of award and the candidate Trinity ID For tests taken on or after 6 November 2014: Certificate as above which must also state “SELT Centre” on the test certificate and the test must be able to be verified on the online verification tool.
Graded examinations in Spoken	Trinity College London	A1 or higher	For UK immigration purposes,	Certificate For tests taken on or after 6

English			the tests are valid for 2 years only	November 2014: Certificate as above which must also state “SELT Centre” on the test certificate and the test must be able to be verified on the online verification tool.

Back to top

Immigration Rules
Appendix P

Lists of financial institutions that do not satisfactorily verify financial statements, or whose financial statements are accepted

This is a consolidated version of the Immigration Rules

1. An institution may be included on the relevant list of those that do not satisfactorily verify financial statements if:

(a) on the basis of experience, that it does not verify financial statements to the UK Border Agency's satisfaction in more than 50 per cent of a sample of cases; or

(b) it does not participate in specified schemes or arrangements in the country of origin, where the UK Border Agency trusts the verification checks provided by banks that do participate in those schemes.

2. An institution may be (but is not required to be) included on the relevant list of those whose financial statements are accepted if it:

(a) is an international bank;

(b) is a national bank with a UK private banking presence;

(c) is a regulated national or state bank that provides a core banking service; or

(d) has a history of providing satisfactory verification checks to the UK Border Agency.

3. The addition or removal of each institution to or from the relevant lists will be considered on its own facts.

4. An applicant will not satisfy any requirement in these rules which requires him to provide documents if those documents relate to a financial institution on a list of those that do not satisfactorily verify financial statements.

5. Where stated in the lists below, the 'effective date' is the date from which the UK Border Agency will not accept financial statements relating to the stated institution.

6. The UK Border Agency will continue to verify financial information from other institutions on a case-by-case basis, and may refuse applications on the basis of these individual checks.

7. The following lists have been established and are set out below:

(i) Financial institutions in Cameroon whose financial statements are accepted, set out in Table 1;
(ii) Financial institutions in India that do not satisfactorily verify financial statements, set out in Table 2;
(iii) Financial institutions in India whose financial statements are accepted, set out in Table 3;
(iv) Financial institutions in Ghana whose financial statements are accepted, set out in Table 4;

(v) Financial institutions in Pakistan that do not satisfactorily verify financial statements, set out in Table 5;
(vi) Financial institutions in Pakistan whose financial statements are accepted, set out in Table 6;
(vii) Financial institutions in Iran that do not satisfactorily verify financial statements, set out in Table 7;
(viii) Financial institutions in Iran whose financial statements are accepted, set out in Table 8;
(ix) Financial institutions in the Philippines that do not satisfactorily verify financial statements, set out in Table 9;
(x) Financial institutions in the Philippines whose financial statements are accepted, set out in Table 10;
(xi) Financial institutions in Bangladesh that do not satisfactorily verify financial statements, set out in Table 11;
(xii) Financial institutions in Bangladesh whose financial statements are accepted, set out in Table 12.
(xiii) Financial institutions in Sri Lanka whose financial statements are accepted, set out in Table 13.

Table 1: Financial institutions whose financial statements are accepted – Cameroon

Name of Financial Institution
Afriland First Bank
Banque Atlantique du Cameroun
BGFI Bank Cameroun
BICEC
CITIBANK NA Cameroon
Commercial Bank of Cameroon
Credit Agricole – Societe Commerciale de Banque (CA-SCB)
Ecobank Cameroun (EBC)
National Financial Credit Bank
SGBC
Standard Chartered Bank Cameroun (SCBC)
Union Bank of Cameroon Ltd (UBC)
United Bank For Africa Cameroun Plc (UBAC)

Back to list of tables

Table 2: Financial institutions that do not satisfactorily verify financial statements – India

Name of financial institution	Effective date
AP Mahajans Co-operative Urban Bank Ltd	24 November 2011
AP Janata Co-operative Urban Bank Ltd	24 November 2011
AP RajaRajeswari Mahila Co-Operative	24 November 2011
Abhinandan Urban Co-operative Bank Ltd	24 November 2011
Abhinav Sahakari Bank Ltd	24 November 2011
Abhivriddhi Mahila Sahakara Bank	24 November 2011
Abhyudaya Mahila Urban Co-operative Bank Ltd	24 November 2011
Abiramam Co-Op Urban Bank Ltd	24 November 2011
Accountant General's Office Employees Co-opera	24 November 2011
ACE Co-operative Bank Ltd	24 November 2011
Adarniya PD Patil Saheb Sahakari Bank Ltd	24 November 2011
Adarsh Co-operative Bank Ltd	24 November 2011
Adarsh Co-operative Urban Bank Ltd	24 November 2011
Adarsh Mahila Mercantile Co-operative Bankltd	24 November 2011
Adarsh Mahila Nagari Sahakari Bank Ltd	24 November 2011
Adarsha Pattana Souharda Sahakara Bank	24 November 2011
Adhyapaka Urban Co-operative Bank Ltd	24 November 2011
Adoor Co-operative Urban Bank Ltd	24 November 2011
Agartala Co-Op Urban Bank Ltd	24 November 2011
Agra Zilla Sahakari Bank Ltd	24 November 2011
Agrasen Co-operative Urban Bank Ltd	24 November 2011
Agroha Co-operative Urban Bank Ltd	24 November 2011
Ahilyadevi Urban Co-Operative Bank Ltd	24 November 2011
Ahmedabad District Central Co-operative Bank Ltd	24 November 2011
Ahmednagar District Central Co-operative Bank Ltd	24 November 2011
Ahmednagar Merchants' Co-operative Bank Ltd	24 November 2011
Ahmednagar Shahar Sahakari Bank Ltd	24 November 2011
Ahmednagar Zilla Prathamik Shikshak Saha Bank	24 November 2011
Ajantha Urban Co-operative Bank Ltd	24 November 2011
Ajara Urban Co-operative Bank Ltd	24 November 2011
Ajinkyatara Mahila Sahakari Bank Ltd	24 November 2011
Ajinkyatara Sahakari Bank Ltd	24 November 2011
Ajmer Central Co-operative Bank Ltd	24 November 2011
Ajmer Urban Co-Op Bank Ltd	24 November 2011
Akhand Anand Co-Operative Bank Ltd	24 November 2011
Akkamahadevi Mahila Sahakari Bank	24 November 2011
Akki-Alur Urban Co-operative Bank Ltd	24 November 2011
Akola District Central Co-operative Bank Ltd	24 November 2011
Akola Merchant Co-operative Bank Ltd	24 November 2011
Alappuzha District Co-operative Central Bank Ltd	24 November 2011
Alavi Co-Op Bank Ltd	24 November 2011
Alibag Co-operative Urban Bank Ltd	24 November 2011
Aligarh Zilla Sahakari Bank Ltd	24 November 2011
Allahabad District Central Co-operative Bank Ltd	24 November 2011
Allahabad UP Gramin Bank	24 November 2011
Alleppey Urban Co-operative Bank Ltd	24 November 2011

Almel Urban Co-operative Bank Ltd	24 November 2011
Almora Urban Co-operative Bank Ltd	24 November 2011
Almora Zilla Sahakari Bank Ltd	24 November 2011
Alnavar Urban Co-operative Bank Ltd	24 November 2011
Alwar Central Co-operative Bank Ltd	24 November 2011
Alwar Urban Co-Op Bank Ltd	24 November 2011
Alwaye Urban Co-operative Bank Ltd	24 November 2011
Amalapuram Co-operative Town Bank Ltd	24 November 2011
Amalner Co-operative Urban Bank Ltd	24 November 2011
Aman Sahakari Bank Ltd	24 November 2011
Amanath Co-operative Bank Ltd	24 November 2011
Amarnath Co-operative Bank Ltd	24 November 2011
Ambajogai Peoples Co-operative Bank Ltd	24 November 2011
Ambala Central Co-operative Bank Ltd	24 November 2011
Ambarnath Jai-Hind Cooperative Bank Ltd	24 November 2011
Ambasamudram Co-Op Urban Bank Ltd	24 November 2011
Ambica Mahila Sahakari Bank Ltd	24 November 2011
Ameer Urban Co-operative Bank Ltd	24 November 2011
Ammapet Urban Co-Op Bank Ltd	24 November 2011
Amod Nagric Co-op. Bank Ltd	24 November 2011
Amravati District Central Co-operative Bank Ltd	24 November 2011
Amreli Jilla Madhyasth Sahakari Bank Maryadit	24 November 2011
Amreli Nagrik Sahakari Bank Ltd	24 November 2011
Amritsar Central Co-operative Bank Ltd	24 November 2011
Anand Mercantile Co-Op Bank Ltd	24 November 2011
Ananda Co-operative Bank Ltd	24 November 2011
Anandeshwari Nagrik Sahakarti banAnanthasayanam Co-operative Bank Ltd	24 November 2011
Anantnag Central Co-operative Bank Ltd	24 November 2011
Anantpur co-op Town Bank Ltd	24 November 2011
Andersul Urban Co-operative Bank Ltd	24 November 2011
Andhra Bank Employees Co-Op Bank Ltd	24 November 2011
Andhra Pradesh Grameena Vikas Bank	24 November 2011
Andhra Pradesh Mahesh Co-Op Urban Bank Ltd	24 November 2011
Andhra Pragathi Grameena Bank	24 November 2011
Angul United Central Co-operative Bank Ltd	24 November 2011
Ankaleshwar Udyognagar Co-Operative Bank Ltd	24 November 2011
Ankola Urban Co-operative Bank Ltd	24 November 2011
Anna Sahaeb Magar Sahakari Bank	24 November 2011
Anuradha Urban Co-operative Bank Ltd	24 November 2011
Apani Sahakari Bank Ltd	24 November 2011
Apna Sahakari Bank Ltd	24 November 2011
Appasaheb Birnale Sahakari Bank Ltd	24 November 2011
Arantangi Co-Op Town Bank Ltd	24 November 2011
Arcot Co-operative Urban Bank Ltd	24 November 2011
Arihant Urban Co-Operative Bank	24 November 2011
Ariyalur Co-Op Urban Bank Ltd	24 November 2011
Arjun Urban Co-operative Bank Ltd	24 November 2011
Arkonam Co-Op Urban Bank Ltd	24 November 2011
Army Base Work-Shop Credit Co-operative	24 November 2011
Arni Co-Operative Town Bank Ltd	24 November 2011
Aroodhjyoti Pattan Sahakara Bank Niyamith,	24 November 2011

Arrah-Buxer District Central Co-operative Bank Ltd	24 November 2011
Arsikere Urban Co-operative Bank Ltd	24 November 2011
Aruna Sahakara Bank Niyamitha	24 November 2011
Arunachal Pradesh Rural Bank	24 November 2011
Arvind Sahakari Bank Ltd	24 November 2011
Arya Vaishya Co-operative Bank Ltd	24 November 2011
Aryapuram Co-operative Urban Bank Ltd	24 November 2011
Aryavart Gramin Bank	24 November 2011
Ashok Nagri Sahakari Bank Ltd	24 November 2011
Ashok Sahakari Bank Ltd	24 November 2011
Ashoknagar Co-operative Bank Ltd	24 November 2011
Ashta People's Co-op. Bank Ltd	24 November 2011
Aska Central Co-operative Bank Ltd	24 November 2011
Assam Gramin Vikash Bank	24 November 2011
Astha Mahila Nagrik Sahakari Bank	24 November 2011
Attur Town Co-Op Bank Ltd	24 November 2011
Aurangabad District Central Co-operative Bank Ltd	24 November 2011
Aurangabad District Co-operative Bank Ltd	24 November 2011
AVB Employees' Co-operative Credit Society & Bank	24 November 2011
Azad Co-operative Bank Ltd	24 November 2011
Azamgarh District Central Co-operative Bank Ltd	24 November 2011
B Komarapalayam Co op Urban Bank Limited	24 November 2011
Bagalkot Central Co-operative Bank Ltd	24 November 2011
Bagalkot Urban Co-operative Bank Ltd	24 November 2011
Baghat Urban Coop Bank Limited Solan.	24 November 2011
Bahraich District central Co-operative Bank Ltd	24 November 2011
Bailhongal Merchants' Co-operative Bank Ltd	24 November 2011
Bailhongal Urban Co-operative Bank Ltd	24 November 2011
Baitarani Gramya Bank	24 November 2011
Bajirao Appa Sahakari Bank Ltd	24 November 2011
Balangir District Central Co-operative Bank Ltd	24 November 2011
Balasore Coop.Urban Bank Ltd	24 November 2011
Balasore District Central Co-operative Bank Ltd	24 November 2011
Balgeria Central Co-operative Bank Ltd	24 November 2011
Balitikuri Co-operative Bank Limited	24 November 2011
Ballia District Central Co-operative Bank Ltd	24 November 2011
Ballia –Etawah Gramin Bank	24 November 2011
Bally Co-operative Bank Limited	24 November 2011
Balotra Urban Coop.Bank Ltd	24 November 2011
Balsinor Nagarik Sahakari Bank Ltd	24 November 2011
Balusseri Co-operative Urban Bank Ltd	24 November 2011
Banaras Mercantile Co-operative Bank Ltd	24 November 2011
Banaskantha District Central Co-operative Bank Ltd	24 November 2011
Banaskantha Mercantile co-op Bank Limited	24 November 2011
Banda District Central Co-operative Bank Ltd	24 November 2011
Banda Urban Co-operative Bank Ltd	24 November 2011
Bangalore City Co-operative Bank Ltd	24 November 2011
Bangalore District and Bangalore Rural	24 November 2011
Bangiya Gramin Vikash Bank	24 November 2011
Bank Jogindra Central Co-operative Bank Ltd	24 November 2011
Banki District Central Co-operative Bank Ltd	24 November 2011
Bankura District Central Co-operative Bank Ltd	24 November 2011

Banswara Central Co-operative Bank Ltd	24 November 2011
Bapatla Co-operative Urban Bank Ltd	24 November 2011
Bapuji Co-operative Bank Ltd	24 November 2011
Bapunagar Maahilaa Co-Operative Bank Ltd	24 November 2011
Barabanki District Central Co-operative Bank Ltd	24 November 2011
Baramati Co-op. Bank Ltd	24 November 2011
Baramulla Central Co-operative Bank Ltd	24 November 2011
Baran Nagarik Sahakari Bank Limited	24 November 2011
Baranagar Co-operative Bank Limited	24 November 2011
Bardoli Nagrik Sahakari Bank Ltd	24 November 2011
Bareilly Zilla Sahakari Bank Ltd	24 November 2011
Baripada Urban Co op Bank Limited	24 November 2011
Barmer Central Co-operative Bank Ltd	24 November 2011
Baroda City co-op bank Limited	24 November 2011
Baroda District Central Co-operative Bank Ltd	24 November 2011
Baroda Gujarat Gramin Bank	24 November 2011
Baroda Rajasthan Gramin Bank	24 November 2011
Baroda Trader's Co op Bank Ltd	24 November 2011
Baroda Uttar Pradesh Gramin Bank	24 November 2011
Basaveshwar Sahakar Bank	24 November 2011
Basoda Nagrik Sahakari Bank	24 November 2011
Bassein Catholic Co-operative Bank Ltd	24 November 2011
Basti District Central Co-operative Bank Ltd	24 November 2011
Batlagundu Co op Urban Bank Limited	24 November 2011
Bavla Nagarik Sahakari Bank Limited	24 November 2011
Bayad Nagarik Sahakari Bank Ltd	24 November 2011
Beawar Urban Cooperative Bank Ltd	24 November 2011
Bechraji Nagarik Sahakari Bank Ltd	24 November 2011
Bedkihal Urban Co-operative Bank Ltd	24 November 2011
Beed District Central Co-operative Bank Ltd	24 November 2011
Begusarai District Central Co-operative Bank Ltd	24 November 2011
Begusarai District Central Co-operative Bank Ltd	24 November 2011
Behrampore District Central Co-operative Bank Ltd	24 November 2011
Belgaum District Central Co-operative Bank Ltd	24 November 2011
Belgaum District Revenue Employees' Co-operative	24 November 2011
Belgaum Industrial Co-operative Bank Ltd	24 November 2011
Belgaum Zilla Rani Channamma Mahila Sahakari	24 November 2011
Bellad Bagewadi Urban Souharda Sahakari Bank	24 November 2011
Bellary District Co-operative Central Bank Ltd	24 November 2011
Bellary Urban Co-operative Bank Ltd	24 November 2011
Belur Urban Co-operative Bank Ltd	24 November 2011
Berhampur Co-Operative Urban Bank Ltd,	24 November 2011
Betul Nagarik Sahakari Bank	24 November 2011
Bhabhar Vibhag Nagarik sahakari Bank Limited	24 November 2011
Bhadgaon Peoples Co-operative Bank	24 November 2011
Bhadohi Urban Co-operative Bank Ltd	24 November 2011
Bhadradri Co-Operative Urban Bank Ltd	24 November 2011
Bhadran People's Co op Bank Ltd	24 November 2011
Bhagalpur Central Co-operative Bank Ltd	24 November 2011
Bhagini Nivedita Sahakari Bank Ltd	24 November 2011
Bhagyodaya co-op Bank Limited	24 November 2011
Bhagyodaya Friends Urban Co-operative Bank Ltd	24 November 2011

Bhandara District Central Co-operative Bank Ltd	24 November 2011
Bhandari Co-op Bank Ltd	24 November 2011
Bharat Co-operative Bank (Mumbai) Ltd	24 November 2011
Bharat Heavy Electricals Employees Co op Bank	24 November 2011
Bharat Urban Co-operative Bank Ltd	24 November 2011
Bharath Co-operative Bank Limited	24 November 2011
Bharathiya Sahakara Bank	24 November 2011
Bharati Sahakari Bank Limited	24 November 2011
Bharatpur Central Co-operative Bank Ltd	24 November 2011
Bharatpur Urban Co-Op Bank Ltd	24 November 2011
Bhatinda Central Co-operative Bank Ltd	24 November 2011
Bhatkal Urban Co-operative Bank Limited	24 November 2011
Bhatpara Naihati Co-operative Bank Limited	24 November 2011
Bhausaheb Birajdar Nagari Sahakari Bank Ltd	24 November 2011
Bhavana Rishi Co-Operative Urban Bank Ltd	24 November 2011
Bhavanagar District Central Co-operative Bank Ltd	24 November 2011
Bhavani Sahakari Bank Limited	24 November 2011
Bhavani Urban Co-operative Bank Ltd	24 November 2011
Bhavanikudal Co op Urban Bank Limited	24 November 2011
Bhavasar Kshatriya Co-operative Bank Ltd	24 November 2011
Bhavnagar Mahila Nagarik Sahakari Bank Ltd	24 November 2011
Bhawanipatna Central Co-operative Bank Ltd	24 November 2011
Bhilai Nagarik Sahakari Bank	24 November 2011
Bhilwara Central Co-operative Bank Ltd	24 November 2011
Bhilwara Mahila Urban Co-op. Bank Ltd	24 November 2011
Bhilwara Urban Co op Bank Limited	24 November 2011
Bhimashankar Nagari Sahakari Bank Ltd	24 November 2011
Bhimavaram Co-op Urban Bank Limited	24 November 2011
Bhind Nagarik Sahakari Bank	24 November 2011
Bhinger Urban Co-operative Bank Limited	24 November 2011
Bhiwani Central Co-operative Bank Ltd	24 November 2011
Bhopal District Central Co-operative Bank Ltd	24 November 2011
Bhopal Nagarik SahakariBank Limited	24 November 2011
Bhuj Commercial Co op Bank Ltd	24 November 2011
Bhuj Mercantile Co-operative Bank Ltd	24 November 2011
Bhupathiraju Co op Credit Bank Limited	24 November 2011
Bhusawal People's Co-op. Bank Ltd	24 November 2011
Bicholim Urban Co- operative Bank Limited	24 November 2011
Bidar District Central Co-operative Bank Ltd	24 November 2011
Bidar Mahila Urban Co-operative Bank Ltd,	24 November 2011
Big Kancheepuram Co op Town Bank Limited	24 November 2011
Bihar Kshetriya Gramin Bank	24 November 2011
Bijapur District Central Co-operative Bank Ltd	24 November 2011
Bijapur District Mahila Co-operative Bank Ltd	24 November 2011
Bijapur Mahalaxmi Urban Co-operative Bank Ltd	24 November 2011
Bijapur Sahakari Bank	24 November 2011
Bijapur Zilla Sarkari Naukarara Sahakari Bank	24 November 2011
Bijnor Jilla Sahakari Bank Ltd	24 November 2011
Bijnor Urban Co-operative Bank Ltd	24 November 2011
Bikaner Central Co-operative Bank Ltd	24 November 2011
Bilagi Pattan Sahakari Bank	24 November 2011
Birbhum District Central Co-operative Bank Ltd	24 November 2011

Birdeo Sahakari Bank Ltd	24 November 2011
Bodeli Urban Co op Bank Ltd	24 November 2011
Bombay Mercantile Co-operative Bank Limited	24 November 2011
Borsad Nagarik Sahakari Bank Ltd	24 November 2011
Botad Peoples Co-Operative Bank Ltd	24 November 2011
Boudh Central Co-operative Bank Ltd	24 November 2011
Brahmadeodada Mane Sahakari Bank Ltd	24 November 2011
Brahmawart Commercial Co-operative Bank Ltd	24 November 2011
Bramhapuri Urban Co-operative Bank Ltd	24 November 2011
Broach District Central Co-operative Bank Ltd	24 November 2011
Budaun Zilla Sahakari Bank Ltd	24 November 2011
Budge-Budge Nangi Co-operative Bank Ltd	24 November 2011
Buldhana District Central Co-operative Bank Ltd	24 November 2011
Bundi Central Co-operative Bank Ltd	24 November 2011
Bundi Urban Co op Bank Limited	24 November 2011
Burdwan Central Co-operative Bank Ltd	24 November 2011
Business Co-operative Bank	24 November 2011
Calicut Co-operative Urban Bank Ltd	24 November 2011
Cannanore Co-operative Urban Bank Ltd	24 November 2011
Cardamom Merchants Co-operative Bank Ltd	24 November 2011
Catholic Co-Operative Urban Bank Ltd	24 November 2011
Cauvery Kalpatharu Grameena Bank	24 November 2011
Chaitanya Co-Operative Urban Bank Ltd	24 November 2011
Chaitanya Godavari Grameena Bank	24 November 2011
Chaitanya Mahila Sahakari Bank Ltd	24 November 2011
Chamba Urban Coop.Bank Ltd	24 November 2011
Chamoli Zilla Sahakari Bank Ltd	24 November 2011
Chanasma Commercial Coop. Bank Ltd	24 November 2011
Chanasma Nagrik Sahakari Bank Ltd	24 November 2011
Chandgad Urban Coop. Bank Ltd	24 November 2011
Chandrapur District Central Co-operative Bank Ltd	24 November 2011
Chandraseniya Kayastha Prabhu Coop Bank Ltd	24 November 2011
Chandwad Merchant's Coop. Bank Ltd	24 November 2011
Changanacherry Co-operative Urban Bank Ltd	24 November 2011
Charda Nagrik Sahakari Bank Ltd	24 November 2011
Charminar Co-operative Urban Bank Ltd	24 November 2011
Chartered Sahakari Bank	24 November 2011
Chatrapur Coop Bank Ltd	24 November 2011
Chembur Nagarik Sahakari Bank Ltd	24 November 2011
Chengalpattu Coop Urban Bank Ltd	24 November 2011
Chennai Central Co-operative Bank Ltd	24 November 2011
Chennai Port Trust Employees Co-Op Bank Ltd	24 November 2011
Chennimalai Co-operative Urban Bank Ltd	24 November 2011
Cherpalcheri Co-operative Urban Bank Ltd	24 November 2011
Chhapi Nagrik Sahakari Bank Ltd	24 November 2011
Chhattisgarh Gramin Bank	24 November 2011
Chhopda Urban Co-operative Bank	24 November 2011
Chidambaram Coop. Urban Bank Ltd	24 November 2011
Chidambaranar District Central Co-operative Bank Ltd	24 November 2011
Chikmagalur District Central Co-operative Bank Ltd	24 November 2011
Chikmagalur Jilla Mahila Sahakara Bank	24 November 2011
Chikmagalur Pattana Sahakara Bank	24 November 2011

Chikmagalur-Kodagu Grameena Bank	24 November 2011
Chiplun Urban Coop.Bank Ltd	24 November 2011
Chitradurg District Central Co-operative Bank Ltd	24 November 2011
Chittoor Co-operative Town Bank Ltd	24 November 2011
Chittoor District Co-operative Bank Ltd	24 November 2011
Chittorgarh Central Co-operative Bank Ltd	24 November 2011
Chittorgarh Urban Co-operative Bank Ltd	24 November 2011
Chopda People's Urban Coop. Bank Ltd	24 November 2011
Choudeshwari Sahakari Bank Ltd	24 November 2011
Churu Central Co-operative Bank Ltd	24 November 2011
Churu Zilla Urban Coop. Bank Ltd	24 November 2011
Citizen Coop Bank Limited	24 November 2011
Citizen Co-op. Bank Ltd	24 November 2011
Citizen Co-operative Bank Ltd	24 November 2011
Citizen Credit Co-operative Bank Ltd	24 November 2011
Citizen Urban Co opBank Limited	24 November 2011
Citizens' Urban Co-operative Bank Ltd	24 November 2011
City Co-operative Bank	24 November 2011
Coastal Urban Co-operative Bank Ltd	24 November 2011
Coimbatore City Coop. Bank Ltd	24 November 2011
Coimbatore District Central Co-opertive Bank Ltd	24 November 2011
Col RD Nikam Sainik Sahakari Bank Ltd	24 November 2011
Colour Merchants'Coop Bank Ltd	24 November 2011
Commercial Cooperative Bank Ltd	24 November 2011
Commercial Co-operative Bank Ltd	24 November 2011
Comptroller's Office Co-operative Bank Ltd	24 November 2011
Contai Co-operative Bank Ltd	24 November 2011
Coonoor Cooperative Urban Bank Ltd	24 November 2011
Coop Bank of Baroda Ltd	24 November 2011
Coop Bank of Rajkot Ltd	24 November 2011
Co-operative bank of Mehsana Ltd	24 November 2011
Cooperative City Bank Ltd	24 November 2011
Cooperative Urban Bank Ltd	24 November 2011
Cordite Factory Coop Bank Ltd	24 November 2011
Cosmos Co-operative Urban Bank Ltd	24 November 2011
Cuddalore & Villipuram DCCB Employees Co-Op	24 November 2011
Cuddalore District Central Co-operative Bank Ltd	24 November 2011
Cuddapah District Central Co-operative Bank Ltd	24 November 2011
Cumbum CoopTown Bank Ltd	24 November 2011
Cuttack United Central Co-operative Bank Ltd	24 November 2011
DY Patil Sahakari Bank Ltd	24 November 2011
Dadasaheb Gajmal Co-op. Bank Ltd	24 November 2011
Dadasaheb Ramrao Patil Co-op.Bank Ltd	24 November 2011
Dahanu Road Janata Co-op. Bank Ltd	24 November 2011
Dahod Mercantile Co-op. Bank Ltd	24 November 2011
Dahod Urban Co-op. Bank Ltd	24 November 2011
Daivadnya Sahakara Bank	24 November 2011
Dakor Nagrik Sahakari Bank Ltd	24 November 2011
Dakshin Dinajpur (Balurghat) District Central Co-op. Bank Ltd	24 November 2011
Dakshina Kannada Jilla Mahila Co-operative Ban	24 November 2011
Dalmiapuram Empl.s'Co-op. Bank Ltd	24 November 2011

Dapoli Urban Co-op. Bank Ltd	24 November 2011
Darjeeling District Central Co-operative Bank Ltd	24 November 2011
Darus Salam Coop. Urban Bank Ltd	24 November 2011
Dattatraya Maharaj Kalambi Jaoli Sahakari Bank	24 November 2011
Daund Urban Co-Operative Bank Ltd	24 November 2011
Dausa Central Co-operative Bank Ltd	24 November 2011
Dausa Urban Co-Operative Bank Ltd	24 November 2011
Davangere Central Co-operative Bank Ltd	24 November 2011
Davangere Urban Co-operative Bank Ltd	24 November 2011
Davangere-Harihar Urban Sahakara Bank	24 November 2011
Dayalbagh Mahila Co-operative Bank Ltd	24 November 2011
Deccan Co-Operative Urban Bank Ltd	24 November 2011
Deccan Grameena Bank	24 November 2011
Deccan Merchants Co-op. Bank Ltd	24 November 2011
Deendayal Nagari Sahakari Bank Ltd	24 November 2011
Deepak Sahakari Bank Ltd	24 November 2011
Defence Accounts Co-operative Bank Ltd	24 November 2011
Dehradun District Central Co-operative Bank Ltd	24 November 2011
Delhi Nagrik Sehkari Bank Ltd	24 November 2011
Dena Gujarat Gramin Bank	24 November 2011
Deoghar Jamtara District Co-operative Central Bank Ltd	24 November 2011
Deogiri Nagari Sahakari Bank Ltd	24 November 2011
Deola Merchants'Coop Bank Ltd	24 November 2011
Deoria Kasia District Central Co-operative Bank Ltd	24 November 2011
Desaiganj Nagari Co-operative Bank	24 November 2011
Development Co-operative Bank Ltd	24 November 2011
Devgad Urban Co-op. Bank Ltd	24 November 2011
Devi Gayatri Co-operative Urban Bank Ltd	24 November 2011
Devyani Co-operative Bank Ltd	24 November 2011
Dhakuria Co-operative Bank Ltd	24 November 2011
Dhanashree Urban Co-operative Bank Ltd	24 November 2011
Dhanbad District Central Co-operative Bank Ltd	24 November 2011
Dhanera Mercantile Co-Operative Bank Ltd	24 November 2011
Dharampuri District Central Co-operative Bank Ltd	24 November 2011
Dharamvir Sambhaji Urban Co-operative Bank Ltd	24 November 2011
Dharapuram Coop Urban Bank Limited	24 November 2011
Dharmaj Peoples' Co-op.Bank Ltd	24 November 2011
Dharmapuri Co-op. Town Bank Ltd	24 November 2011
Dharmavaram Co-op. Town Bank Ltd	24 November 2011
Dhinoj Nagrik Sahakari Bank Ltd	24 November 2011
Dholpur Urban Co-op.Bank Ltd	24 November 2011
Dhrangadhra Peoples'Co-op. Bank Ltd	24 November 2011
Dhule and Nandurbar Jilha Sarkari Nokaranchi	24 November 2011
Dhule Vikas Sahakari Bank Ltd	24 November 2011
Dhulia District Central Co-operative Bank Ltd	24 November 2011
Dilip Urban Co-operative Bank Ltd	24 November 2011
Dindigul Central Co-operative Bank Ltd	24 November 2011
Dindigul Urban Coop Bank Ltd	24 November 2011
District Central Co-operative Bank Ltd, Bulandshahar	24 November 2011
District Co-operative Bank Ltd, Sitapur	24 November 2011
Dombivli Nagari Sahakari Bank Ltd	24 November 2011

Dr Annasahab Chaugule Co-op. Bank Ltd	24 November 2011
Dr Babasaheb Ambedkar Nagari Sahakari Bank	24 November 2011
Dr Babasaheb Ambedkar Sahakari Bank Ltd	24 November 2011
Dr Babasaheb Ambedkar Urban Co-operativeBank	24 November 2011
Dr Jaiprakash Mundada Urban Co-oprative Bank	24 November 2011
Dr Shivajirao Patil Nilangekar Urban Co-operativ	24 November 2011
Dumka District Co-operative Central Bank Ltd	24 November 2011
Dungarpur Central Co-operative Bank Ltd	24 November 2011
Durga Co-op. Urban Bank Ltd	24 November 2011
Durgapur Mahila Co-Operative Bank LtdDurgapur Steel Peoples' Co-operative Bank Ltd	24 November 2011
Durg-Rajnandgaon Gramin Bank	24 November 2011
Dwarakadas Mantri Nagari Sahakari Bk. Ltd	24 November 2011
Eastern & North East Frontier Railway Co-operative	24 November 2011
Eenadu Co-Operative Urban bank Ltd	24 November 2011
Ellaquai Dehati Bank	24 November 2011
Eluri Co-operative Urban Bank Ltd	24 November 2011
Eluru Co-op Urban Bank Ltd	24 November 2011
Eluru District Central Co-operative Bank Ltd	24 November 2011
Ernakulam District Co-operative Central Bank Ltd	24 November 2011
Erode Co-operative Urban Bank Ltd	24 November 2011
Erode District Central Co-operative Bank Ltd	24 November 2011
Etah District Co-operative Bank Ltd	24 November 2011
Etah Urban Co-operative Urban Bank Ltd	24 November 2011
Etawah Urban Co-operative Bank Ltd	24 November 2011
Etawah Zilla Sahakari Bank Ltd	24 November 2011
Excellent Co-operative Bank Ltd	24 November 2011
Faiz Mercantile Co-operative Bank Ltd	24 November 2011
Faizabad co-operative District Bank Ltd	24 November 2011
Faridabad Central Co-operative Bank Ltd	24 November 2011
Faridcot Central Co-operative Bank Ltd	24 November 2011
Farrukhabad District Central Co-operative Bank Ltd	24 November 2011
Fatehabad Central Co-operative Bank Ltd	24 November 2011
Fatehgarh Sahib Central Co-operative Bank Ltd, Sirhind	24 November 2011
Fathehpur District Central Co-operative Bank Ltd	24 November 2011
Fazilka Central Co-operative Bank Ltd	24 November 2011
Feroke Co-operative Urban Bank Ltd	24 November 2011
Ferozepur Central Co-operative Bank Ltd	24 November 2011
Financial Co-Operative Bank Ltd	24 November 2011
Gadchiroli District Central Co-operative Bank Ltd	24 November 2011
Gadhinglaj Urban Co op Bank Limited	24 November 2011
Gandevi People's Co op Bank Limited	24 November 2011
Gandhi Coop Urban Bank Ltd	24 November 2011
Gandhi Gunj Co-operative Bank Ltd	24 November 2011
Gandhibag Sahakari Bank Ltd	24 November 2011
Gandhidham Co op Bank Limited	24 November 2011
Gandhidham Mercantile Co-op.Bk.Ltd	24 November 2011
Gandhinagar Nagarik Co op Bank Limited	24 November 2011
Gandhinagar Urban Co-operative Bank Ltd	24 November 2011
Ganesh Sahakari Bank Ltd	24 November 2011
Ganga Mercantile Urban Co-operative Bank Ltd	24 November 2011

Ganganagar Kendriya Sahakari Bank Ltd	24 November 2011
Ganraj Nagri Sahakari Bank Ltd	24 November 2011
Gauhati Co-op Urban Bank Ltd	24 November 2011
Gautam Sahakari Bank Ltd	24 November 2011
Gayatri Co-operative Urban Bank Ltd	24 November 2011
George Town Co op Bank Limited	24 November 2011
Ghaziabad District Central Co-operative Bank Ltd	24 November 2011
Ghaziabad Urban Co-operative Bank Ltd	24 November 2011
Ghazipur District Co-operative Bank Ltd	24 November 2011
Ghazipur Urban Co-operative Bank Ltd	24 November 2011
Ghoghamba Vibhag Nagarik Sahakari Bank Limite	24 November 2011
Ghoti Marchants Co-op. Bank Ltd	24 November 2011
Giridh District Central Co-operative Bank Ltd	24 November 2011
Goa Urban Co-operative Bank Limited	24 November 2011
Gobichettipalyam Co op Urban Bank Limited	24 November 2011
Godavari Laxmi Co-op Bank Ltd	24 November 2011
Godavari Urban Co-op.Bank Ltd	24 November 2011
Godhra City Co op Bank Limited	24 November 2011
Godhra Urban Co op Bank Limited	24 November 2011
Gokak Urban Co-operative Credit Bank Ltd	24 November 2011
Gokul Co-operative Urban Bank Ltd	24 November 2011
Gomthi Nagariya Sahkari Bank Ltd	24 November 2011
Gondal Nagarik Sahakari Bank Limited	24 November 2011
Gondia District Central Co-operative Bank Ltd	24 November 2011
Gooty Coop Town Bank Ltd	24 November 2011
Gopalganj District Central Co-operative Bank Ltd	24 November 2011
Gopinath Patil Parsik Janata Sahakari Bank Ltd	24 November 2011
Gorakhpur Zilla Sahakari Bank Ltd	24 November 2011
Government Employees Co-operative Bank Ltd,	24 November 2011
Gozaria Nagrik Sahakari Bank Ltd	24 November 2011
Graduates' Co-operative Bank Ltd	24 November 2011
Grain Merchants' Co-operative Bank Ltd	24 November 2011
Greater Bombay Co-operative Bank Limited	24 November 2011
Guardian Souharda Sahakari Bank	24 November 2011
Gudiwada Co-op. Urban bank Ltd	24 November 2011
Gudiyattam Co-Operative Urban Bank Ltd	24 November 2011
Gujarat Ambuja Co-operative Bank Ltd	24 November 2011
Gujarat Mercantile Co-Operative Bank Ltd	24 November 2011
Gulbarga District Central Co-operative Bank Ltd	24 November 2011
Gulshan Mercantile Urban Co-operative Bank Ltd	24 November 2011
Gumla Simdga District Central Co-operative Bank Ltd	24 November 2011
Guna District Central Co-operative Bank Ltd	24 November 2011
Guntur Coop Urban Bank Ltd	24 November 2011
Guntur District Co-operative Bank Ltd	24 November 2011
Guntur Women Co-op Urban Bank Ltd	24 November 2011
Gurdaspur Central Co-operative Bank Ltd	24 November 2011
Gurgaon Central Co-operative Bank Ltd	24 November 2011
Gurgaon Gramin Bank	24 November 2011
Guruvayur Co-operative Urban Bank Ltd	24 November 2011
Hadgali Urban Co-operative Bank Ltd	24 November 2011
Hadoti Kshetriya Gramin Bank	24 November 2011
Halol Mercantile Coop Bank Limited	24 November 2011

Halol Urban Coop Bank Limited	24 November 2011
Hamirpur District Co-operative Bank Ltd	24 November 2011
Hanamasagar Urban Co-operative Bank Ltd	24 November 2011
Hangal Urban Co-operative Bank Ltd	24 November 2011
Hansot Nagrik Sahakari Bank Limited	24 November 2011
Hanumanthanagar Co-operative Bank Ltd,	24 November 2011
Hardoi District Co-operative Bank Ltd	24 November 2011
Hardoi Urban Co-operative Bank Ltd	24 November 2011
Harihareshwar Sahakari Bank Ltd	24 November 2011
Harij Nagrik Sahakari Bank Ltd	24 November 2011
Haryana Gramin Bank	24 November 2011
Hassan District Central Co-operative Bank Ltd	24 November 2011
Hasti Co-operative Bank Ltd	24 November 2011
Haveli Sahakari Bank Maryadit.	24 November 2011
Haveri Urban Co-operative Bank Limited	24 November 2011
Hazaribagh District Central Co-operative Bank Ltd	24 November 2011
Himachal Gramin Bank	24 November 2011
Himatnagar Nagrik Sahakari Bank Limited	24 November 2011
Hindu Co-operative Bank Ltd	24 November 2011
Hindustan Coop Bank Limited	24 November 2011
Hindustan Co-operative Bank Ltd	24 November 2011
Hindustan Shipyard Staff Coop.Bank Ltd	24 November 2011
Hira Sugar Employees' Co-operative Bank Ltd	24 November 2011
Hiriyur Urban Co-operative Bank Ltd	24 November 2011
Hissar District Central Co-operative Bank Ltd	24 November 2011
Hissar Urban Coop Bank Limited	24 November 2011
Honavar Urban Co-operative Bank Ltd	24 November 2011
Hoogly District Central Co-operative Bank Ltd	24 November 2011
Hoshiarpur Central Co-operative Bank Ltd	24 November 2011
Hospet Co-operative City Bank Ltd	24 November 2011
Hotel Industrialists Co-operative Bank Ltd	24 November 2011
Howrah District Central Co-operative Bank Ltd	24 November 2011
Hubli Urban Co-operative Bank Limited	24 November 2011
Hukeri Urban Co-operative Bank Ltd	24 November 2011
Hutatma Sahakari Bank Ltd	24 November 2011
Hyderabad District Central Co-operative Bank Ltd	24 November 2011
Ichalkaranji Merchants Co-op Bank Ltd	24 November 2011
Idar Nagrik Sahakari Bank Ltd	24 November 2011
Idukki District Co-operative Central Bank Ltd	24 November 2011
Ilayangudi Coop Urban Bank Ltd	24 November 2011
Ilkal Co-operative Bank Ltd	24 November 2011
Imperial Urban Co-operative Bank Ltd	24 November 2011
Imperial Urban cooprative Bank Ltd	24 November 2011
Imphal Urban Coop Bank Ltd	24 November 2011
Income Tax Department Co-operative Bank Ltd	24 November 2011
Indapur Urban Co-operative Bank Ltd	24 November 2011
Independence Co-operative Bank Ltd	24 November 2011
Indian Mercantile Co-operative Bank Ltd	24 November 2011
Indira Mahila Nagari Sahakari Bank Ltd	24 November 2011
Indira Mahila Sahakari Bank Ltd	24 November 2011
Indore Premier Co-operative Bank Ltd	24 November 2011
Indraprastha Sehkari Bank Limited	24 November 2011

Indrayani Co-operative Bank Ltd	24 November 2011
Industrial Cooperative Bank Ltd	24 November 2011
Innespeta Coop urban Bank Ltd	24 November 2011
Innovative Co-operative Urban Bank Ltd	24 November 2011
Integral Urban co-operative Bank Ltd	24 November 2011
Irinjalakuda Town Co-Operative Bank Ltd	24 November 2011
Islampur Urban Cooperative Bank Ltd	24 November 2011
J&K Grameen Bank	24 November 2011
Jagruti Co-operative Bank Ltd	24 November 2011
Jagruti Co-operative Urban Bank Ltd	24 November 2011
Jai Bhawani Sahakari Bank Ltd	24 November 2011
Jai Hind Urban Co-operative Bank Ltd	24 November 2011
Jai Kalimata Mahila Urban Co-Operative Bank Ltd	24 November 2011
Jain Co-operative Bank Ltd	24 November 2011
Jain Sahakari Bank Ltd	24 November 2011
Jaipur Central Co-operative Bank Ltd	24 November 2011
Jaipur Thar Gramin Bank	24 November 2011
Jaisalmer Central Co-operative Bank Ltd	24 November 2011
Jalana District Central Co-operative Bank Ltd	24 November 2011
Jalaun District Co-operative Bank Ltd	24 November 2011
Jalgaon District Central Co-operative Bank Ltd	24 November 2011
Jalgaon Janata Sahakari Bank Ltd	24 November 2011
Jalgaon Merchants' Sahakari Bank Ltd	24 November 2011
Jalgaon People's Co-operative Bank Ltd	24 November 2011
Jalna Merchants Co-operative Bank Ltd	24 November 2011
Jalore Central Co-operative Bank Ltd	24 November 2011
Jalore Nagarik Sahakari Bank Ltd	24 November 2011
Jalpaiguri Central Co-operative Bank Ltd	24 November 2011
Jamia Co-operative Bank Ltd	24 November 2011
Jamkhandi Urban Co-operative Bank Ltd	24 November 2011
Jamkhed Merchants Co-operative Bank Ltd	24 November 2011
Jammu Central Co-operative Bank Ltd	24 November 2011
Jamnagar District Central Co-operative Bank Ltd	24 November 2011
Jamnagar mahila Sahakari Bank Ltd	24 November 2011
Jamnagar People's Coop Bank Ltd	24 November 2011
Jampeta Co-operative Urban Bank Ltd	24 November 2011
Janakalyan Co-Operative Bank Ltd	24 November 2011
Janakalyan Sahakari Bank Ltd	24 November 2011
Janalaxmi Co-operative Bank Ltd	24 November 2011
Janaseva Sahakari (Borivli) Bank Ltd	24 November 2011
Janaseva Sahakari Bank Ltd	24 November 2011
Janata Coop Bank Ltd	24 November 2011
Janata Coop Bank Ltd Godhra.	24 November 2011
Janata Sahakari Bank Limited	24 November 2011
Janata Sahakari Bank Limited	24 November 2011
Janata Sahakari Bank Ltd	24 November 2011
Janata Sahakari Bank Ltd	24 November 2011
Janata Urban Co-operative Bank Ltd	24 November 2011
Janatha Seva Co-operative Bank Ltd	24 November 2011
Jankalyan Urban Co-operative Bank Ltd	24 November 2011
Janseva Co-operative Bank Ltd	24 November 2011
Janseva Nagari Sahakari Bank	24 November 2011

Jansewa Urban Co-operative Bank Ltd	24 November 2011
Jath Urban Coop Bank Ltd	24 November 2011
Jaunpur Zilla Sahakari Bank Ltd	24 November 2011
Jawahar Sahakari Bank Ltd	24 November 2011
Jawahar Urban Coop Bank Ltd	24 November 2011
Jay Tuljabhavani Urban Co-operative Bank Ltd	24 November 2011
Jayprakash Narayan Nagari Sahakari Bank Ltd	24 November 2011
Jaysingpur Udgaon Sahakari Bank Ltd	24 November 2011
Jeypore coop Urban Bank Ltd	24 November 2011
Jhabua Dhar Kshetriya Gramin Bank	24 November 2011
Jhajjar Central Co-operative Bank Ltd	24 November 2011
Jhalawar Central Co-operative Bank Ltd	24 November 2011
Jhalawar Nagarik Sahakari Bank Ltd	24 November 2011
Jhalod Urban Coop Bank Ltd	24 November 2011
Jharkhand Gramin Bank	24 November 2011
Jhunjhunu Central Co-operative Bank Ltd	24 November 2011
Jijamata Mahila Nagri Sahakari Bank Ltd	24 November 2011
Jijamata Mahila Sahakari Bank Ltd	24 November 2011
Jijau Commercial Co-operative Bank Ltd	24 November 2011
Jilla Sahakari Kendriya Bank Maryadit	24 November 2011
Jind Central Co-operative Bank Ltd	24 November 2011
Jivan Commercial Coop Bank Ltd	24 November 2011
Jivhaji Sahakari Bank Ltd	24 November 2011
Jodhpur Central Co-operative Bank Ltd	24 November 2011
Jodhpur Nagarik Sahakari Bank Ltd	24 November 2011
Jolarpet Coop Urban Bank Ltd	24 November 2011
Jowai Co-Operative Urban Bank Ltd	24 November 2011
Jubilee Hills Mercantile Co-Operative Urban Bank	24 November 2011
Jugalkishor Tapdia - Shri Mahesh Urban Co-opera	24 November 2011
Jullunder Central Co-operative Bank Ltd	24 November 2011
Junagadh Commercial Coop Bank Ltd	24 November 2011
Junagadh District Central Co-operative Bank Ltd	24 November 2011
Kachchh District Central Co-operative Bank Ltd	24 November 2011
Kaduthuruthy Urban Co-operative Bank Ltd	24 November 2011
Kagal Co-op. Bank Ltd	24 November 2011
Kaira District Central Co-operative Bank Ltd	24 November 2011
Kaithal Central Co-operative Bank Ltd	24 November 2011
Kakatiya Co-operative Urban Bank Ltd	24 November 2011
Kakinada Co-op. Town Bank Ltd	24 November 2011
Kakinada Co-operative Central Bank Ltd	24 November 2011
Kalghatgi Urban Co-operative Bank Ltd	24 November 2011
Kalinga Gramya Bank	24 November 2011
Kallappanna Awade Ichalkaranji Janata Sahakari Bank Ltd	24 November 2011
Kallidaikurichi Coop Urban Bank Limited	24 November 2011
Kalol Nagarik Sahakari Bank Ltd	24 November 2011
Kalol Urban Co-op. Bank Ltd	24 November 2011
Kalpavruksha Co-operative Bank Ltd	24 November 2011
Kalupur Commercial Coop.Bank Ltd	24 November 2011
Kalwan Marchants' Co-op. Bank Ltd	24 November 2011
Kalyan Cooperative Bank Ltd	24 November 2011
Kalyan Janata Sahakari Bank Ltd	24 November 2011

Kalyansagar Urban Co-operative Bank Ltd	24 November 2011
Kamala Co-operative Bank Ltd	24 November 2011
Kamaraj coop Town Bank Ltd	24 November 2011
Kamuthi Coop Urban Bank Ltd	24 November 2011
Kanaka Mahalakshmi Co-operative Bank Ltd	24 November 2011
Kanaka Pattana Sahakara Bank	24 November 2011
Kanara District Central Co-operative Bank Ltd	24 November 2011
Kancheepuram Central co-operative Bank Ltd	24 November 2011
Kangra Central Co-operative Bank Ltd	24 November 2011
Kankaria Maninagar Nagarik Sahakari Bank Ltd	24 November 2011
Kannur (Cannanore) District Cooperative Central Bank Ltd	24 November 2011
Kanpur Zilla Sahakari Bank Ltd	24 November 2011
Kanyakumari District Central Co-operative Bank Ltd	24 November 2011
Kapadwanj Peoples' Co-op. Bank Ltd	24 November 2011
Kapurthala Central Co-operative Bank Ltd	24 November 2011
Karad Janata Sahakari Bank Ltd	24 November 2011
Karad Urban Co-operative Bank Ltd	24 November 2011
Karaikudi Coop. Town Bank Ltd	24 November 2011
Karamana Co-operative Urban Bank Ltd	24 November 2011
Karan Urban Cooperative Bank Ltd	24 November 2011
Karimnagar Coop. Urban Bank Ltd	24 November 2011
Karimnagar District co-operative Bank Ltd	24 November 2011
Karjan Nagarik Sahakari Bank Ltd	24 November 2011
Karmala Urban Co-op. Bank Ltd	24 November 2011
Karnal Central Co-operative Bank Ltd	24 November 2011
Karnala Nagari Sahakari Bank Ltd	24 November 2011
Karnataka Central Co-operative Bank Ltd	24 November 2011
Karnataka Co-operative Bank Ltd	24 November 2011
Karnataka Rajya Kaigarika Vanijya Sahakara Bank	24 November 2011
Karnataka Vikas Grameena Bank	24 November 2011
Karnavathi Co-operative Bank Ltd	24 November 2011
Karunagapalli Taluk Urban Co-operative Bank Ltd	24 November 2011
Karuntattankudi Dravidian Coop Bank Ltd	24 November 2011
Karur Town Coop Bank Ltd	24 November 2011
Karwar Urban Co-operative Bank Ltd	24 November 2011
Kasaragod District Co-operative Central Bank Ltd	24 November 2011
Kasargod Co-operative Town Bank Ltd	24 November 2011
Kashi Gomti Samyut Gramin Bank	24 November 2011
Kashipur Urban Co-opeerative Bank Ltd	24 November 2011
Kasundia Co-operative Bank Ltd	24 November 2011
Katihar District Central Co-operative Bank Ltd	24 November 2011
Kattappana Urban Co-operative Bank Ltd	24 November 2011
Kaujalgi Urban Co-operative Bank Ltd	24 November 2011
Kaveripatnam Coop Town Bank Ltd	24 November 2011
Kavita Urban Co-Operative Bank Ltd	24 November 2011
Kedarnath Urban Co-operative Bank Ltd	24 November 2011
Kempegowda Pattana Souharda Sahakara Bank	24 November 2011
Kendrapara Urban Coop Bank Ltd,	24 November 2011
Keonjhar Central Co-operative Bank Ltd	24 November 2011
Kerala Mercantile Co-operative Bank Ltd	24 November 2011
Khagaria District Central Co-operative Bank Ltd	24 November 2011

Khalilabad Nagar Sahkari Bank Ltd	24 November 2011
Khambhat Nagrik Sahakari Bank Ltd	24 November 2011
Khammam District Co-operative Central Bank Ltd	24 November 2011
Khanapur Co-operative Bank Ltd	24 November 2011
Khardah Co-operative Bank Ltd	24 November 2011
Kheda Peoples' Co-op. Bank Ltd	24 November 2011
Khedbrahma Nagrik Sahakari Bank Ltd	24 November 2011
Kheralu Nagarik Sahakari Bank Ltd	24 November 2011
Khurda Central Co-operative Bank Ltd	24 November 2011
Kisan Nagri Sahakari Bank	24 November 2011
Kittur Channamma Mahila Sahakari Bank	24 November 2011
Kodagu District Central Co-operative Bank Ltd	24 November 2011
Kodagu Zilla Mahila Sahakara Bank	24 November 2011
Kodaikanal Coop. Urban Bank Ltd	24 November 2011
Kodinar Nagarik Sahakari Bank Ltd	24 November 2011
Kodinar Taluka Co-operative Banking Union Ltd	24 November 2011
Kodoli Urban Co-op. Bank Ltd	24 November 2011
Kodungallur Town Co-operative Urban Bank Ltd	24 November 2011
Kohinoor Sahakari Bank Ltd	24 November 2011
Koilkuntla Co-Operative Town Bank Ltd	24 November 2011
Kokan Mercantile Co-op. Bank Ltd	24 November 2011
Kokan Prant Sahakari Bank Ltd	24 November 2011
Kolar District Central Co-opertive Bank Ltd	24 November 2011
Kolhapur District Central Co-operative Bank Ltd	24 November 2011
Kolhapur Mahila Sahakari Bank Ltd	24 November 2011
Kolhapur Urban Co-op. Bank Ltd	24 November 2011
Kolikata Mahila Co-Operative Bank Ltd	24 November 2011
Kolkata Police Co-operative Bank Ltd	24 November 2011
Kollam District Co-operative Central Bank Ltd	24 November 2011
Konark Urban Co-operative Bank Ltd	24 November 2011
Konnagar Samabaya Bank Ltd	24 November 2011
Konoklota Mahila Urban Co-operative Bank Ltd	24 November 2011
Kopargaon Peoples' Co-operative Bank Ltd	24 November 2011
Koraput Central Co-operative Bank Ltd	24 November 2011
Kosamba Mercantile Co-op. Bank Ltd	24 November 2011
Kota Central Co-operative Bank Ltd	24 November 2011
Kota Mahila Nagarik Sahakari Bank Ltd	24 November 2011
Kota Nagarik Sahakari Bank Ltd	24 November 2011
Koteshwara Sahakari Bank	24 November 2011
Kottakal Co-operative Urban Bank Ltd	24 November 2011
Kottayam Co-operative Urban Bank Ltd	24 November 2011
Kottayam District Co-operative Central Bank Ltd	24 November 2011
Kovilpatti Co-operative Bank Ltd	24 November 2011
Kovvur Coop. Urban Bank Ltd	24 November 2011
Koyana Sahakari Bank Ltd	24 November 2011
Kozhikode District co-operative Central Bank Ltd	24 November 2011
Kranti Co-Operative Urban Bank Ltd	24 November 2011
Krishna District Co-operative Central Bank Ltd	24 November 2011
Krishna Grameena Bank	24 November 2011
Krishna Pattana Sahakar Bank	24 November 2011
Krishna Urban Co-operative Bank Ltd	24 November 2011
Krishna Valley Co-operative Bank Ltd	24 November 2011

Krishnagiri Urban Coop. Bank Ltd	24 November 2011
Krushiseva Urban Co-operative Bank Ltd	24 November 2011
Kshetriya Kisan Gramin Bank	24 November 2011
Kukarwada Nagrik Sahakari Bank Ltd	24 November 2011
Kulitalai Coop Urban Bank Limited	24 November 2011
Kumbakonam Central Co-operative Bank Ltd	24 November 2011
Kumbakonam Coop. Urban Bank Ltd	24 November 2011
Kumbhi Kasari Sahakari Bank Ltd	24 November 2011
Kumta Urban Co-operative Bank Ltd	24 November 2011
Kunbi Sahakari Bank Ltd	24 November 2011
Kuppam Coop.Town Bank Ltd	24 November 2011
Kurla Nagrik Sahakari Bank Ltd	24 November 2011
Kurmanchal Nagar Sahkari Bank Ltd	24 November 2011
Kurnool District Central co-operative Bank Ltd	24 November 2011
Kurukshetra Central Co-operative Bank Ltd	24 November 2011
Kurukshetra Urban Co-op. Bank Ltd	24 November 2011
Kushtagi Pattana Sahakari Bank	24 November 2011
Kutch Co-operative Bank Ltd	24 November 2011
Kutch Mercantile Co-operative Bank Ltd	24 November 2011
Kuttiady Co-operative Urban Bank Ltd	24 November 2011
LIC of India Staff Co-operative Bank Ltd	24 November 2011
LIC Employees' Coop Bank LtdLakhimpur-Kheri District Co-operative Bank Ltd	24 November 2011
Lakhvad Nagrik Sahakari Bank Limited	24 November 2011
Lala Urban Coop Bank Limited	24 November 2011
Lalbaug Co-Operative Bank Ltd	24 November 2011
Lalgudi Coop Urban Bank Limited	24 November 2011
Lalitpur District Central Co-operative Bank Ltd	24 November 2011
Langpi Dehangi Rural Bank	24 November 2011
Lasalgaon Merchant's Coop.Bank Ltd	24 November 2011
Latur District Central Co-operative Bank Ltd	24 November 2011
Laxmi Co-operative Bank Ltd	24 November 2011
Laxmi Co-operative Bank Ltd,	24 November 2011
Laxmi Urban Co-operative Bank Ltd	24 November 2011
Laxmi Vishnu Sahakari Bank Ltd	24 November 2011
Liberal Co-operative Bank Ltd	24 November 2011
Liluah Co-operative Bank Limited	24 November 2011
Limbasi Urban Coop Bank Limited	24 November 2011
Limdi Urban Coop Bank Limited	24 November 2011
Little Kancheepuram Coop Urban Bank Limited	24 November 2011
Lokapavani Mahila Sahakari Bank	24 November 2011
Lokmangal Co-operative Bank Ltd	24 November 2011
Lokneta Dattaji Patil Sahakari Bank Ltd	24 November 2011
Lokseva Sahakari Bank Ltd	24 November 2011
Lokvikas Nagari Sahakari Bank Ltd	24 November 2011
Lonavla Sahakari Bank Ltd	24 November 2011
Lucknow University Adm Staff Primary Co-operative	24 November 2011
Lucknow Urban Co-operative Bank Limited	24 November 2011
Ludhiana Central Co-operative Bank Ltd	24 November 2011
Lunawada Nagrik Sahakari Bank Limited	24 November 2011
Lunawada People's Coop Bank Ltd	24 November 2011
MD Pawar Peoples Co-operative Bank Ltd	24 November 2011

MS Co-Operative Bank Ltd	24 November 2011
Madanapalle Co-Op Town Bank Ltd	24 November 2011
Madgaum Urban Co-op Bank Ltd	24 November 2011
Madhavpura Mercantile Co-Op Bank Ltd	24 November 2011
Madheshwari Urban Development Co-operative	24 November 2011
Madhya Bharat Gramin Bank	24 November 2011
Madhya Bihar Gramin Bank	24 November 2011
Madikeri Town Co-operative Bank Ltd	24 November 2011
Madura Sourashtra Co-Op Bank Ltd	24 November 2011
Madurai District Central Co-operative Bank Ltd	24 November 2011
Madurantakam Co-Op Urban Bank Ltd	24 November 2011
Magadh District Central Co-operative Bank Ltd	24 November 2011
Maha Mantralaya & Allied Offices Coop Bank Ltd	24 November 2011
Mahabaleshwar Urban Co-op Bank Ltd	24 November 2011
Mahabhairab Co-Operative Urban Bank Ltd	24 November 2011
Mahabubanagar District Co-operative Central Bank Ltd	24 November 2011
Mahakaushal Kshetriya Gramin Bank	24 November 2011
Mahalakshmi Co-operative Bank Ltd	24 November 2011
Mahalaxmi Co-operative Bank Ltd	24 November 2011
Mahalingpur Urban Co-Op Bank Ltd	24 November 2011
Mahamedha Urban Co-operative Bank Ltd	24 November 2011
Mahanagar Co-operative Bank Ltd	24 November 2011
Mahanagar Co-Operative Urban Bank Ltd	24 November 2011
Maharaja Co-operative Urban Bank Ltd	24 November 2011
Maharana Pratap Co-Operative Urban Bank Ltd	24 November 2011
Maharashtra Gramin Bank	24 November 2011
Maharashtra Nagari Sahakari Bank	24 November 2011
Mahatma Fule District Urban Co-operative Bank	24 November 2011
Mahatma Fule Urban Co-oprative Bank Ltd	24 November 2011
Mahaveer Co-operative Bank Ltd	24 November 2011
Mahaveer Co-Operative Urban Bank Ltd	24 November 2011
Mahendragarh Central Co-operative Bank Ltd	24 November 2011
Mahesh Sahakari Bank Ltd	24 November 2011
Mahesh Urban Co-operative Bank Ltd	24 November 2011
Mahila Co-operative Bank Ltd	24 November 2011
Mahila Co-Operative Nagrik Bank Ltd	24 November 2011
Mahila Sahakari Bank Ltd	24 November 2011
Mahoba Urban Co-operative Bank Ltd	24 November 2011
Mahudha Nagrik Sahakari Bank Ltd	24 November 2011
Mainpuri District Co-operative Bank Ltd	24 November 2011
Makarpura Industrial Estate Co-op Bank Ltd	24 November 2011
Malad Sahakari Bank Ltd	24 November 2011
Malappuram District Co-operative Central Bank Ltd	24 November 2011
Malda District Central Co-operative Bank Ltd	24 November 2011
Malegaon Merchants Co-op Bank Ltd	24 November 2011
Mallapur Urban Co-operative Bank Ltd	24 November 2011
Malleswaram Co-operative Bank Ltd	24 November 2011
Malpur Nagrik Sahakari Bank Ltd	24 November 2011
Malviya Urban Co-operative Bank Ltd	24 November 2011
Malwa Gramin Bank	24 November 2011
Manapparai Town Co-Op Bank Ltd	24 November 2011
Mandal Nagarik Sahakari Bank Ltd	24 November 2011

Mandapeta Co-Operative Town Bank Ltd	24 November 2011
Mandi Urban Co-op Bank Ltd	24 November 2011
Mandvi Mercantile Co-operative Bank Ltd	24 November 2011
Mandvi Nagrik Sahakari Bank Ltd	24 November 2011
Mandya City Co-operative Bank Ltd	24 November 2011
Mandya District Central Co-operative Bank Ltd	24 November 2011
Mangal Cooperative Bank Ltd	24 November 2011
Mangaldai Nagar Samabai Bank Ltd	24 November 2011
Mangalore Catholic Co-operative Bank Ltd	24 November 2011
Mangalore Co-operative Town Bank Ltd	24 November 2011
Maninagar Co-Op Bank Ltd	24 November 2011
Manipal Co-operative Bank Ltd	24 November 2011
Manipur Rural Bank	24 November 2011
Manipur Women's Co-op Bank Ltd	24 November 2011
Manjeri Co-operative Urban Bank Ltd	24 November 2011
Manjra Mahila Urban Co-operative Bank Ltd	24 November 2011
Manmad Urban Co-operative Bank Ltd	24 November 2011
Manmandhir Co-Op. Bank Ltd	24 November 2011
Mannargudi Co-Op Urban Bank Ltd	24 November 2011
Manndeshi Mahila Sahakari Bank Ltd	24 November 2011
Manorama Urban Co-operative Bank Ltd	24 November 2011
Mansa Central Co-operative Bank Ltd	24 November 2011
Mansa Nagrik Sahakari Bank Ltd	24 November 2011
Mansarovar Urban Co-operative Bank Ltd	24 November 2011
Mansingh Co-operative Bank Ltd	24 November 2011
Mantha Urban Co-operative Bank LtdManvi Pattana Souharda Sahakari Bank	24 November 2011
Manwath Urban Co-Operative Bank Ltd	24 November 2011
Mapusa Urban Co-operative Bank of Goa Ltd	24 November 2011
Maratha Co-operative Urban Bank Ltd	24 November 2011
Maratha Sahakari Bank Ltd	24 November 2011
Markandey Nagari Sahakari Bank Ltd	24 November 2011
Marketyard Commercial Cooperative Bank Ltd	24 November 2011
Marwar Ganganagar Bikaner Gramin Bank	24 November 2011
Masulipatanam Co-Op Urban Bank Ltd	24 November 2011
Mathura Zilla Sahakari Bank Ltd	24 November 2011
Matoshri Mahila Sahakari Bank Ltd	24 November 2011
Mattancherry Mahajanik Co-operative Urban Bank	24 November 2011
Mattancherry Sarvajanik Co-operative Bank Ltd	24 November 2011
Mayani Urban Co-op. Bank Ltd	24 November 2011
Mayuram Co-Op Urban Bank Ltd	24 November 2011
Mayurbhanj Central Co-operative Bank LtdMechanical Department Primary Co-operative Bank	24 November 2011
Medak District Co-operative Central Bank Ltd	24 November 2011
Meenachil East Urban Co-operative Bank Ltd	24 November 2011
Meerut District Co-operative Bank Ltd	24 November 2011
Meghalaya Rural Bank	24 November 2011
Megharaj Nagrik Sahakari Bank Ltd	24 November 2011
Mehmadabad Urban People's Co-Op Bank Ltd	24 November 2011
Mehsana District central Co-operative Bank Ltd	24 November 2011
Mehsana Jilla Panchayat Karmachari Co op Bank	24 November 2011
Mehsana Mahila Sahakari Bank Ltd	24 November 2011

Mehsana Nagrik Sahakari Bank Ltd	24 November 2011
Mehsana Urban Co-Op Bank Ltd	24 November 2011
Melur Co-Op Urban Bank Ltd	24 November 2011
Memon Co-op Bank Ltd	24 November 2011
Mercantile Cooperative Bank Ltd	24 November 2011
Mercantile Urban Co-operative Bank Ltd	24 November 2011
Merchants' Co-operative Bank Ltd	24 November 2011
Merchants' Liberal Co-operative Bank Ltd	24 November 2011
Merchants' Souharda Sahakara Bank	24 November 2011
Merchants' Urban Co-operative Bank Ltd,	24 November 2011
Mettupalayam Co-Op Urban Bank Ltd	24 November 2011
Mewar Anchalik Gramin Bank	24 November 2011
Millath Co-operative Bank Ltd	24 November 2011
Mirzapur Urban Co-operative Bank Ltd	24 November 2011
Mirzapur Zilla Sahakari Bank Ltd	24 November 2011
Mizoram Rural Bank	24 November 2011
Mizoram Urban Co-Op Development Bank Ltd	24 November 2011
Modasa Nagrik Sahakari Bank Ltd	24 November 2011
Model Co-op Bank Ltd	24 November 2011
Model Co-Operative Urban Bank Ltd	24 November 2011
Modern Co-op Bank Ltd	24 November 2011
Moga Central Co-operative Bank Ltd	24 November 2011
Mogaveera Co-op Bank Ltd	24 November 2011
Mohol Urban Co-operative Bank Ltd	24 November 2011
Moirang Primary Coop Bank Ltd	24 November 2011
Monghyr-Jamui District Central Co-operative Bank Ltd	24 November 2011
Moradabad Zilla Sahakari Bank Ltd	24 November 2011
Moti Urban Cooperative Bank Ltd	24 November 2011
Motihari District Central Co-operative Bank Ltd	24 November 2011
Mudalgi Co operative Bank Ltd,	24 November 2011
Mudgal Urban Co-operative Bank Ltd	24 November 2011
Mudhol Co-Operative Bank Ltd	24 November 2011
Mugberia District Central co-operative Bank Ltd	24 November 2011
Mukkuperi Co-Op Urban Bank Ltd	24 November 2011
Muktai Co-op. Bank Ltd	24 November 2011
Muktsar Central Co-operative Bank Ltd	24 November 2011
Mula Sahakari Bank Ltd	24 November 2011
Mulgund Urban Souharda Co-operative Bank Ltd	24 November 2011
Mumbai District Central Co-operative Bank Lt	24 November 2011
Mumbai Mahanager Palika Shikshan VibhagSaha	24 November 2011
Municipal Coop Bank Ltd	24 November 2011
Municipal Cooperative Bank Ltd	24 November 2011
Murshidabad District Central Co-opertive Bank Ltd	24 November 2011
Musiri Urban Co-operative Bank Ltd	24 November 2011
Muslim Cooperative Bank Ltd	24 November 2011
Muvattupuzha Urban Co-operative Bank Ltd	24 November 2011
Muzaffarnagar District Co-operative Bank Ltd	24 November 2011
Muzaffarrur District Central Co-operative Bank Ltd	24 November 2011
Mysore Co-operative Bank Ltd	24 November 2011
Mysore District central Co-operative Bank Ltd	24 November 2011
Mysore Merchant's Co-operative Bank Ltd	24 November 2011
Mysore Silk Cloth Merchants' Co-operative Bank	24 November 2011

Mysore Zilla Mahila Sahakara Bank Niyamitha.	24 November 2011
NE Rly Emp.Multi State Pri.Co-operative Bank	24 November 2011
Nabagram People's Co-operative Credit Bank Ltd	24 November 2011
Nadapuram Co-operative Urban Bank Ltd	24 November 2011
Nadia District Central Co-operative Bank Ltd	24 November 2011
Nadiad People's Coop. Bank Ltd	24 November 2011
Nagaland Rural Bank	24 November 2011
Nagar Sahakari Bank Ltd	24 November 2011
Nagar Urban Co-operative Bank Ltd	24 November 2011
Nagar Vikas Sahkari Bank Ltd	24 November 2011
Nagarik Sahakari Bank Ltd	24 November 2011
Nagarik Samabay Bank Ltd	24 November 2011
Nagaur Central Co-operative Bank Ltd	24 November 2011
Nagaur Urban Coop. Bank Ltd	24 November 2011
Nagina Urban Co-operative Bank Ltd	24 November 2011
Nagnath Urban Co-operative Bank Ltd	24 November 2011
Nagpur District Central Co-operative Bank Ltd	24 November 2011
Nagpur Mahanagarpalika Karmachari Sahahakari	24 November 2011
Nagpur Nagrik Sahakari Bank Ltd	24 November 2011
Nagrik Sahkari Bank Ltd	24 November 2011
Nainital Almora Kshetriya Gramin Bank	24 November 2011
Nainital District Co-operative Bank Ltd	24 November 2011
Nakodar Hindu Coop. Bank Ltd	24 November 2011
Nalanda District Central Co-operative Bank Ltd	24 November 2011
Nalbari Urban Co-operative Bank Ltd	24 November 2011
Nalgaonda District Co-operative Central Bank Ltd	24 November 2011
Namakkal Coop. Urban Bank Ltd	24 November 2011
Nandani Sahakari Bank Ltd	24 November 2011
Nanded District Central Co-operative Bank Ltd	24 November 2011
Nandgaon Urban Co-operative Ltd	24 November 2011
Nandurbar Merchants' Co-op Ltd	24 November 2011
Narayanaguru Urban Co-operative Bank Ltd,	24 November 2011
Narmada Malwa Gramin Bank	24 November 2011
Naroda Nagrik Coop.Bank Ltd	24 November 2011
Nasik District Central Co-operative Bank Ltd	24 November 2011
Nasik District Industrial & Mercantile Co-op Bank	24 November 2011
Nasik Jilha Mahila Sahakari Bank Ltd	24 November 2011
Nasik Merchant's Co-operative Bank Ltd	24 November 2011
Nasik Road Deolali Vyapari Sahakari Bank Ltd	24 November 2011
Nasik Zilla Girna Sahakari Bank Ltd	24 November 2011
Nasik Zilla Mahila Vikas Sahakari Bank Ltd	24 November 2011
Nasik Zilla Sar & Par Karmachari Sah Bank	24 November 2011
National Co-operative Bank Ltd	24 November 2011
National Co-operative Bank Ltd	24 November 2011
National Insurance Emp Co-operative Cr & Bank	24 November 2011
National Mercantile Co-operative Bank Ltd	24 November 2011
National Urban Co-operative Bank Ltd	24 November 2011
National Urban Co-operative Bank Ltd	24 November 2011
Nav Jeevan Coop Bank	24 November 2011
Navabharat Co-operative Urban Bank Ltd	24 November 2011
Navakalyan Co-operative Bank Ltd	24 November 2011
Naval Dockyard Coop Bank Ltd	24 November 2011

Navanagara Urban Co-operative Bank Ltd	24 November 2011
Navanirman Co-Operative Urban Bank Ltd	24 November 2011
Navapur Mercantile Co-operative Bank Ltd	24 November 2011
Navi Mumbai Co-operative Bank Ltd	24 November 2011
Navnirman Coop.Bank Ltd	24 November 2011
Navsarjan Industrial Co-Operative Bank Ltd	24 November 2011
Nawadh Central Co-operative Bank Ltd	24 November 2011
Nawanagar Coop Bank Ltd	24 November 2011
Nawanshahr Central Co-operative Bank Ltd	24 November 2011
Nayagarh Central Co-operative Bank Ltd	24 November 2011
Nazareth Urban Coop. Bank Ltd	24 November 2011
Nedumangad Co-operative Urban Bank Ltd	24 November 2011
Needs of Life Coop Bank Ltd	24 November 2011
Neela Krishna co-operative Urban Bank Ltd	24 November 2011
Neelachal Gramya Bank	24 November 2011
Nehru Nagar Co-operative Bank Ltd	24 November 2011
Nellai Nagar Coop. Urban Bank Ltd	24 November 2011
Nellore Coop. Urban Bank Ltd	24 November 2011
Nellore District Co-operative Central Bank Ltd	24 November 2011
Nemmara Co-operative Urban Bank Ltd	24 November 2011
Nesargi Urban Co-operative Credit Bank Ltd	24 November 2011
New Agra Urban Co-operative Bank Ltd	24 November 2011
New India Co-operative Bank Ltd	24 November 2011
New Urban Co-operative Bank Ltd	24 November 2011
Neyyattinkara Co-operative Bank Ltd	24 November 2011
Nicholson Coop. Town Bank Ltd	24 November 2011
Nidhi Co-Operative Bank Ltd	24 November 2011
Nilambur Co-operative Urban Bank Ltd	24 November 2011
Nileshwar Co-operative Urban Bank Ltd	24 November 2011
Nilgiries Central Co-operative Bank Ltd	24 November 2011
Nilkanth Urban Coop Bank Ltd	24 November 2011
Nipani Urban Souharda Sahakari Bank	24 November 2011
Niphad Urban Coop. Bank Ltd	24 November 2011
Nirmal Urban Co-operative Bank Ltd	24 November 2011
Nishigandha Sahakari Bank Ltd	24 November 2011
Nizamabad District Co-operative Central Bank Ltd	24 November 2011
NKGSB Co-operative Bank Ltd	24 November 2011
Noble Co-operative Bank Ltd	24 November 2011
Noida Commercial Co-operative Bank Ltd	24 November 2011
North Arcot Ambedkar District Central Co-operative Bank Ltd	24 November 2011
North Malabar Gramin Bank	24 November 2011
Northern Railway Primary Co-operative Bank.Ltd	24 November 2011
Nutan Nagari Sahakari Bank Ltd	24 November 2011
Nutan Nagarik Sahakari Bank Ltd	24 November 2011
Nyayamitra Sahakari Bank	24 November 2011
Ode Urban Coop Bank Ltd	24 November 2011
Ojhar Merchants Coop Bank Ltd	24 November 2011
Omalur Urban Co-Operative Bank Ltd	24 November 2011
Om-Datta Chaitanya Sahakari Bank Ltd	24 November 2011
Omerga Janata Sahakari Bank Ltd	24 November 2011
Omkar Nagriya Sahkari Bank Ltd	24 November 2011

Ordinance Equip Factory Prarambhik Sahkari Bk	24 November 2011
Osmanabad District Central Co-operative Bank Ltd	24 November 2011
Osmanabad Janata Sahakari Bank Ltd	24 November 2011
Ottapalam Co-operative Urban Bank Ltd	24 November 2011
Pachhapur Urban Co-operative Bank Ltd	24 November 2011
Pachora People's Co-op. Bank Ltd	24 November 2011
Padmaavati Co-Operative Urban Bank Ltd	24 November 2011
Padmashri Dr.Vithalrao Vikhe Patil Co-operative	24 November 2011
Padra Nagar Nagrik Sahakari Bank Ltd	24 November 2011
Padukkottai Central Co-operative Bank Ltd	24 November 2011
Pala Urban Co-operative Bank Ltd	24 November 2011
Palakkad District Co-operative Central Bank Ltd	24 November 2011
Palamoor Co-operative Urban Bank Ltd	24 November 2011
Palani Coop. Urban Bank Ltd	24 November 2011
Palanpur People's Co-Op Bank Ltd	24 November 2011
Palayamkottai Urban Coop Bank Ltd	24 November 2011
Palghat Co-operative Urban Bank Ltd	24 November 2011
Pali Central Co-operative Bank Ltd	24 November 2011
Pali Urban Cooperative Bank Ltd	24 November 2011
Pallavan Grama Bank	24 November 2011
Pallikonda Coop. Urban Bank Ltd	24 November 2011
Palus Sahakari Bank Ltd	24 November 2011
Panchkula Central Co-operative Bank Ltd	24 November 2011
Panchkula Urban Co-Op Bank Ltd	24 November 2011
Panchmahals District Central Co-operative Bank Ltd	24 November 2011
Panchsheel Mercantile Coop. Bank Ltd	24 November 2011
Pandharpur Marchant's Co-op. Bank Ltd	24 November 2011
Pandharpur Urban Co-operative Bank Ltd	24 November 2011
Pandyan Grama Bank	24 November 2011
Panipat Central Co-operative Bank Ltd	24 November 2011
Panipat Urban Co-Op Bank Ltd	24 November 2011
Panvel Co-op. Urban Bank Ltd	24 November 2011
Papanasam Coop. Urban Bank LtdParamakudi Coop. Urban Bank Ltd	24 November 2011
Parbhani District Central Co-operative Bank Ltd	24 November 2011
Parner Taluka Sainik Sahakari Bank Ltd	24 November 2011
Parshwanath Co-operative Bank Ltd	24 November 2011
Parvatiya Gramin Bank	24 November 2011
Parwanoo Urban Co-operative Bank Ltd	24 November 2011
Paschim Banga Gramin Bank	24 November 2011
Patan Co-op Bank Ltd	24 November 2011
Patan Nagarik Sahakari Bank Ltd	24 November 2011
Patan Urban Co-operative Bank Ltd	24 November 2011
Patdi Nagrik Sahakari Bank Ltd	24 November 2011
Pathanamthitta District Co-operative Central Bank Ltd	24 November 2011
Patiala Central Co-operative Bank Ltd	24 November 2011
Patliputra Central Co-operative Bank Ltd	24 November 2011
Pattukottai Coop Urban Bank Ltd	24 November 2011
Pavana Sahakari Bank Ltd	24 November 2011
Payangadi Urban Co-operative Bank Ltd	24 November 2011
Payyanur Co-operative Town Bank Ltd	24 November 2011
Payyoli Co-operative Urban Bank Ltd	24 November 2011

Pen Co-op Urban Bank Ltd	24 November 2011
Peoples Co-operative Bank Ltd	24 November 2011
People's Co-operative Bank Ltd	24 November 2011
People's Urban Co-operative Bank Ltd	24 November 2011
Periyakulam Co-op Urban Bank Ltd	24 November 2011
Pij People's Co-Op Bank Ltd	24 November 2011
Pilibhit District Co-operative Bank Ltd	24 November 2011
Pimpalgaon Merchants'Co-op. BAnk Ltd d	24 November 2011
Pimpri Chinchwad Sahakari Bank	24 November 2011
Pioneer Urban Co-operative Bank Ltd	24 November 2011
Pioneer Urban Co-operative Bank Ltd	24 November 2011
Pithorgarh Zilla Sahakari Bank Ltd	24 November 2011
Pochampally Co-Operative Urban Bank Ltd	24 November 2011
Pollachi Coop Urban Bank Ltd	24 November 2011
Ponani Co-operative Urban Bank Ltd	24 November 2011
Pondicherry Coop Urban Bank Ltd	24 November 2011
Ponnampet Town Co-operative Bank	24 November 2011
Poona Marchant's Co-op Bank Ltd	24 November 2011
Poornawadi Nagrik Sahakari Bank	24 November 2011
Porbandar Commercial Co-Op Bank Ltd	24 November 2011
Porbandar Vibhagiya Nagarik Sahakari Bank Ltd	24 November 2011
Postal & .MS Employees' Coop Bank Ltd	24 November 2011
Pragathi Co-operative Bank Ltd	24 November 2011
Pragathi Gramin Bank	24 November 2011
Pragathi Sahakara Bank	24 November 2011
Pragati Coop Bank Ltd	24 November 2011
Pragati Sahakari Bank Ltd	24 November 2011
Pragati Urban Co-operative Bank Ltd	24 November 2011
Prakasam District Co-operative Central Bank Ltd	24 November 2011
Prakasapuram Coop. Urban Bank Ltd	24 November 2011
Pratap Coop Bank Ltd	24 November 2011
Pratapgarh Jilla Sahakari Bank Ltd	24 November 2011
Prathama Bank	24 November 2011
Prathamik Shikshak Sahakari bank ltd	24 November 2011
Prathamik Shikshak Sahakari Bank Ltd	24 November 2011
Pravara Sahakari Bank Ltd	24 November 2011
Premier Automobile Employees' Co-op. Bank Ltd	24 November 2011
Prerna Co-operative Bank Ltd	24 November 2011
Prime Co-operative Bank Ltd	24 November 2011
Pritisangam Sahakari Bank Ltd	24 November 2011
Priyadarshani Mahila Nagri Sahakari Bank Ltd	24 November 2011
Priyadarshani Nagari Sahakari Bank Ltd	24 November 2011
Priyadarshani Urban Co-operative Bank Ltd	24 November 2011
Priyadarshini Mahila Coop Bank Ltd	24 November 2011
Priyadarshini Mahila Sahakari Bank Ltd	24 November 2011
Priyadarshini Mahila Urban Sahakari Bank	24 November 2011
Priyadarshini Urban Co-Operative Bank Ltd	24 November 2011
Proddatur Co-Op Town Bank Ltd	24 November 2011
Progressive Coop Bank Ltd	24 November 2011
Progressive Mercantile Coop Bank Ltd	24 November 2011
Progressive Urban Co-operative Bank Ltd	24 November 2011
Pudukottai Coop.Town Bank Ltd	24 November 2011

Puduvai Bharathiar Grama Bank	24 November 2011
Pune Cantonment Sahakari Bank Ltd	24 November 2011
Pune District Central Co-operative Bank Ltd	24 November 2011
Pune Municipal Corporation Servants Co-operative	24 November 2011
Pune Sahakari Bank Ltd	24 November 2011
Pune Urban Co-op. Bank Ltd	24 November 2011
Punjab & Maharashtra Co-operative Bank Ltd	24 November 2011
Punjab Gramin Bank	24 November 2011
Purasawalkam Coop. Bank Ltd	24 November 2011
Puri Urban Co-op. Bank Ltd	24 November 2011
Purnea District Central Co-operative Bank Ltd	24 November 2011
Purulia Central Co-operative Bank Ltd	24 November 2011
Purvanchal Gramin Bank	24 November 2011
Pusad Urban Co-operative Bank Ltd	24 November 2011
Puttur Co-operative Town Bank Ltd	24 November 2011
Quilon Co-operative Urban Bank Ltd	24 November 2011
RBI Employees' Co-op Credit Bank Ltd	24 November 2011
RS Co-operative Bank Ltd	24 November 2011
Raddi Sahakara Bank	24 November 2011
Radhasoami Urban Co-operative Bank Ltd	24 November 2011
Rae Bareli District Co-operative Bank Ltd	24 November 2011
Rahimatpur Sahakari Bank Ltd	24 November 2011
Raichur City Urban Co-operative Bank Ltd	24 November 2011
Raichur District Central co-operative Bank Ltd	24 November 2011
Raigad District Central Co-operative Bank Ltd	24 November 2011
Raigad Sahakari Bank Ltd	24 November 2011
Raiganj Central Co-operative Bank Ltd	24 November 2011
Railway Co-operative Bank Ltd	24 November 2011
Railway Employees' Coop Bank Ltd	24 November 2011
Railway Employees'Coop Banking Soc Ltd	24 November 2011
Railway Shramik Sahakari Bank Ltd	24 November 2011
Raj Laxmi Mahila Urban Co-Operative Bank Ltd	24 November 2011
Rajadhani Co-Operative Bank Ltd	24 November 2011
Rajajinagar Co-operative Bank Ltd	24 November 2011
Rajapalayam Co-Op Urban Bank Ltd	24 November 2011
Rajapur Sahakari Bank Ltd	24 November 2011
Rajapur Urban Cooperative Bank Ltd	24 November 2011
Rajarambapu Sahakari Bank Ltd	24 November 2011
Rajarshi Shahu Government Servants' Co-op.Bank	24 November 2011
Rajarshi Shahu Sahakari Bank	24 November 2011
Rajasthan Gramin Bank	24 November 2011
Rajasthan Urban Co-Operative Bank Ltd	24 November 2011
Rajdhani Nagar Sahkari Bank Ltd	24 November 2011
Rajgurunagar Sahakari Bank Ltd	24 November 2011
Rajiv Gandhi Sahakari Bank Ltd	24 November 2011
Rajkot Commercial Cooperative Bank Ltd	24 November 2011
Rajkot Nagrik Sahakari Bank Ltd	24 November 2011
Rajkot Peoples Co-Operative Bank Ltd	24 November 2011
Rajlaxmi Urban Co-operative Bank Ltd	24 November 2011
Rajmata Urban Co-operative Bank Ltd	24 November 2011
Rajpipla Nagrik Sahakari Bank Ltd	24 November 2011
Rajputana Mahila Urban Co-op Bank Ltd	24 November 2011

Rajsamand Urban Co-operative Bank Ltd	24 November 2011
Rajula Nagrik Sahakari Bank Ltd	24 November 2011
Ramakrishna Mutually Aided Co-operative	24 November 2011
Ramanagaram Urban Co-operative Bank Ltd	24 November 2011
Ramanathapuram Co-Op Urban Bank Ltd	24 November 2011
Ramanathapuram District Central Co-operative Bank Lt	24 November 2011
Rameshwar Co-operative Bank Ltd	24 November 2011
Ramgarhia Co-operative Bank Ltd	24 November 2011
Rampur District Co-operative Bank Ltd	24 November 2011
Ramrajya Sahakari Bank Ltd	24 November 2011
Ranaghat People's Bank Ltd	24 November 2011
Ranchi-Khunti Central Co-operative Bank Ltd	24 November 2011
Rander People's Co-Op Bank Ltd	24 November 2011
Randheja Commercial Co-Op Bank Ltd	24 November 2011
Ranga Reddy Co-operative Urban Bank LtdRaniganj Co-operative Bank Ltd	24 November 2011
Ranilaxmibai Urban Co-operative Bank Ltd	24 November 2011
Ranipet Town Co-Op Bank Ltd	24 November 2011
Ranuj Nagrik Sahakari Bank Ltd	24 November 2011
Rasipuram Co-Op Urban Bank Ltd	24 November 2011
Ratanchand Shaha Sahakari Bank Ltd	24 November 2011
Ratnagiri District Central Co-operative Bank Ltd	24 November 2011
Ratnagiri Urban Co-operative Bank Ltd	24 November 2011
Raver People's Co-op Bank Ltd	24 November 2011
Ravi Commercial Urban Co-operative Bank Ltd	24 November 2011
Rayat Sevak Co-op Bank Ltd	24 November 2011
Rendal Sahakari Bank Ltd	24 November 2011
Repalle Co-Op Bank Ltd	24 November 2011
Reserve Bank Employees' Coop Bank Ltd	24 November 2011
Reserve Bank Employees' Co-operative Bank Ltd	24 November 2011
Revdanda Co-op Urban bank Ltd	24 November 2011
Rewari Central Co-operative Bank Ltd	24 November 2011
Rewa-Sidhi Gramin Bank	24 November 2011
Rohika Central Co-opertive Bank Ltd	24 November 2011
Rohtak Central Co-operative Bank Ltd	24 November 2011
Ron Taluka Primary Teachers' Co-operative	24 November 2011
Ropar Central Co-operative Bank Ltd	24 November 2011
Rukhmini Nagari Sahakati Bank Ltd	24 November 2011
Rupee Co-operative Bank Ltd	24 November 2011
Rushikulya Gramya Bank	24 November 2011
Sabarkantha District Central Co-operative Bank Ltd	24 November 2011
Sachin Industrial Co-Operative Bank Ltd	24 November 2011
Sadalga Urban Souharda Sahakari Bank	24 November 2011
Sadguru Gahininath Urban Co-op Bank Ltd	24 November 2011
Sadhana Sahakari Bank Ltd	24 November 2011
Sadhana Sahakari Bank Ltd	24 November 2011
Saharanpur District Co-operative Bank Ltd	24 November 2011
Sahasrarjun Seva Kalyan Co-operative Bank Ltd	24 November 2011
Sahebrao Deshmukh Co-op Bank Ltd	24 November 2011
Sahyadri Mahila Urban Co-operative Bank Ltd	24 November 2011
Sahyadri Sahakari Bank Ltd	24 November 2011

Sai Nagari Sahakari Bank	24 November 2011
Saibaba Janata Sahakari Bank LtdSaibaba Nagari Sahakari Bank	24 November 2011
Saidapet Co op Bank Ltd	24 November 2011
Salal Sarvodaya Nagrik Sahakari Bank Ltd	24 November 2011
Salem District Central Co-operative Bank Ltd	24 November 2011
Salem Urban Co op Bank Ltd	24 November 2011
Salur Cooperative Urban Bank Ltd	24 November 2011
Samarth Sahakari Bank	24 November 2011
Samarth Sahakari Bank Ltd	24 November 2011
Samarth Urban Co-Operative Bank Ltd	24 November 2011
Samastipur District Central Co-operative Bank Ltd	24 November 2011
Samastipur Kshetriya Gramin Bank	24 November 2011
Samata Co-operative Development Bank Ltd	24 November 2011
Samata Sahakari Bank Ltd	24 November 2011
Samatha Mahila Co-Operative Urban Bank Ltd	24 November 2011
Sambalpur District Central Co-operative Bank Ltd	24 November 2011
Sampada Sahakari Bank Ltd	24 November 2011
Samruddhi Co-operative Bank Ltd	24 November 2011
Sandur Pattana Souharda Sahakari Bank	24 November 2011
Sangamner Merchant's Co op Bank Ltd	24 November 2011
Sanghamitra Co-Operative Urban Bank Ltd	24 November 2011
Sangli District Central Co-operative Bank Ltd	24 November 2011
Sangli District Primary Teacher's Co op Bank Ltd	24 November 2011
Sangli Sahakari Bank Ltd	24 November 2011
Sangli Urban Co-operative Bank Ltd	24 November 2011
Sangola Urban Co-operative Bank Ltd	24 November 2011
Sangrur Central Co-operative Bank Ltd	24 November 2011
Sankari Co op Urban Bank Ltd	24 November 2011
Sankheda Nagarik Sahakari Bank Ltd	24 November 2011
Sanmathi Sahakari Bank Ltd	24 November 2011
Sanmitra Mahila Nagri Sahakari Bank	24 November 2011
Sanmitra Sahakari Bank	24 November 2011
Sanmitra Sahakari Bank Ltd	24 November 2011
Sanmitra Urban Co-operative Bank Ltd	24 November 2011
Sant Motiram Maharaj Nagari Sahakari Bank Ltd	24 November 2011
Sant Sopankaka Sahakari Bank	24 November 2011
Santrampur Urban Co-op Bank Ltd	24 November 2011
Saptagiri Grameena Bank	24 November 2011
Sarangpur Co op Bank Limited	24 November 2011
Saraspur Nagarik Co op Bank Limited	24 November 2011
Saraswat Co-operative Bank Ltd	24 November 2011
Saraswathi Sahakari Bank Ltd	24 November 2011
Sardar Bhiladwala Pardi Peoples Coop Bank Ltd	24 November 2011
Sardar Vallabhbhai Sahakari Bank Limited	24 November 2011
Sardarganj Mercantile Coop Bank Ltd	24 November 2011
Sardargunj Mercantile Coop Bank Ltd	24 November 2011
Sarjerao-Dada Naik Shirala Sahakari Bank Ltd	24 November 2011
Sarsa People's Co op Bank Limited	24 November 2011
Sarva UP Gramin Bank	24 November 2011
Sarvodaya Commercial Coop Bank Ltd	24 November 2011
Sarvodaya Co-operative Bank Ltd	24 November 2011

Sarvodaya Nagrik Sahakari Bank Ltd	24 November 2011
Sarvodaya Sahakari Bank Ltd	24 November 2011
Sarvodaya Sahakari Bank Ltd	24 November 2011
Sasaram Bhabua Central Co-operative Bank Ltd	24 November 2011
Satana Merchants' Co-op. Bank Ltd	24 November 2011
Satara District Central Co-operative Bank Ltd	24 November 2011
Satara Sahakari Bank Ltd	24 November 2011
Sathamba People's Co op Bank Ltd	24 November 2011
Satpura Narmada Kshetriya	24 November 2011
Satyamangalam Co op Urban Bank Ltd	24 November 2011
Satyashodhak Sahakari Bank Ltd	24 November 2011
Saurashtra Co op Bank Ltd	24 November 2011
Saurashtra Gramin Bank	24 November 2011
Savanur Urban Co-operative Bank Ltd	24 November 2011
Sawai Madhopur Central Co-operative Bank Ltd	24 November 2011
Sawai Madhopur Urban Co-operative Bank Ltd	24 November 2011
Sawantwadi Urban Co-op. Bank Ltd	24 November 2011
Secunderabad Co-Operative Urban Bank Ltd	24 November 2011
Secunderabad Mercantile Co-operative Urban Bank	24 November 2011
Seva Vikas Coop Bank Ltd	24 November 2011
Sevalia Urban Co op Bank Ltd	24 November 2011
Seven Hills Co-Operative Urban Bank Ltd	24 November 2011
Shahada People's Co-operative Bank Ltd	24 November 2011
Shahjahanpur District Central Co-operative Bank Ltd	24 November 2011
Shalini Sahakari Bank LtdShamrao Vithal Co-operative Bank Ltd	24 November 2011
Shankar Nagari Sahakari Bank Ltd	24 November 2011
Shankarrao Chavan Nagri Sahakari Bank	24 November 2011
Shankerrao Mohite-Patil Sahakari Bank Ltd	24 November 2011
Sharad Nagari Sahakari Bank Ltd	24 November 2011
Sharad Sahakari Bank Ltd	24 November 2011
Sharda Gramin Bank	24 November 2011
Shatabdi Mahila Sahakari Bank Ltd	24 November 2011
Shedbal Urban Co-operative Bank Ltd	24 November 2011
Shevapet Urban Coop Bank Ltd	24 November 2011
Shiggaon Urban Co-operative Bank Ltd	24 November 2011
Shihori Nagarik Sahakari Bank Ltd	24 November 2011
Shikshak Sahakari Bank Ltd	24 November 2011
Shillong Co op Urban Bank Ltd	24 November 2011
Shimla Urban Co op Bank Ltd	24 November 2011
Shimoga Arecanut Mandy Merchants Co-operativ	24 November 2011
Shimoga District Central Co-operative Bank Ltd	24 November 2011
Shimsha Sahakara Bank	24 November 2011
Shirpur Merchants Co-op. Bank Ltd	24 November 2011
Shirpur Peoples Co-operative Bank Ltd	24 November 2011
Shiva Sahakari Bank	24 November 2011
Shivaji Nagari Sahakari Bank Ltd	24 November 2011
Shivajirao Bhosale Sahakari Bank Ltd	24 November 2011
Shivalik Mercantile Co-operative Bank Ltd	24 November 2011
Shivam Sahakari Bank Ltd	24 November 2011
Shivdaulat Sahakari Bank Ltd	24 November 2011
Shivneri Sahakari Bank Ltd	24 November 2011

Shivparvati Mahila Nagari Sahakari Bank Ltd	24 November 2011
Shivshakti Urban Co-op BnkLtd	24 November 2011
Sholapur District Central Co-operative Bank Ltd	24 November 2011
Sholavandan Urban Coop Bank Ltd	24 November 2011
Sholinghur Co op Urban Bank Ltd	24 November 2011
Shoranur Co-operative Urban Bank Ltd	24 November 2011
Shree Agrasen Co-operative Bank Ltd	24 November 2011
Shree Baria Nagarik Sahakari Bank Ltd	24 November 2011
Shree Basaveshwar Co-operative Bank Ltd	24 November 2011
Shree Basaveshwar Urban Co-operative Bank Ltd	24 November 2011
Shree Bhadran Mercantile Cooperative Bank Ltd	24 November 2011
Shree Bharat Coop Bank Ltd	24 November 2011
Shree Bhavnagar Nagrik Sahakari Bank Limited	24 November 2011
Shree Botad Mercantile Co op Bank Ltd	24 November 2011
Shree Coop. Bank Ltd	24 November 2011
Shree Dhandhuka Janta Sahakari Bank Ltd	24 November 2011
Shree Dharati Cooperative Bank Ltd	24 November 2011
Shree Gajanan Lokseva Sahakari Bank Ltd	24 November 2011
Shree Gajanan Maharaj Urban Co-operative Bank	24 November 2011
Shree Gajanan Urban Co-operative Bank Ltd	24 November 2011
Shree Govardhansingji Raghuvashi Sahakari Bank	24 November 2011
Shree Kadi Nagrik Sahakari Bank Ltd	24 November 2011
Shree Lathi Vibhagiya Sahakari Bank Ltd	24 November 2011
Shree Laxmi Coop Bank Ltd	24 November 2011
Shree Laxmi Mahila Sahakari Bank Ltd	24 November 2011
Shree Laxmi Mahila Sahakari Bank Ltd,	24 November 2011
Shree Lodhra Nagrik Sahakari Bank Ltd	24 November 2011
Shree Mahabaleshwar Co operative Bank Ltd	24 November 2011
Shree Mahalaxmi Mercantile Coop Bk Ltd	24 November 2011
Shree Mahalaxmi Urban Co-operative Credit Bank	24 November 2011
Shree Mahavir Sahakari Bank	24 November 2011
Shree Mahayogi Lakshmamma Co-Operative Ban	24 November 2011
Shree Mahesh Co-operative Ltd	24 November 2011
Shree Mahuva Nagrik Sahakari Bank Ltd	24 November 2011
Shree Murugharajendra Co-operative Bank	24 November 2011
Shree Panchaganga Nagari Sahakari Bank Ltd	24 November 2011
Shree Parswanth Co-Operative Bank Ltd	24 November 2011
Shree Samarth Sahakari Bank Ltd	24 November 2011
Shree Savarkundla Nagrik Sahakari Bank Ltd	24 November 2011
Shree Savli Nagrik Sahakari Bank Ltd	24 November 2011
Shree Sidhhi Vinayak Nagari Sahakari Bank Ltd	24 November 2011
Shree Talaja Nagarik Sahakari Bank Limited	24 November 2011
Shree Tukaram Co-operative Bank Ltd	24 November 2011
Shree Vardhaman Sahakari Bank Ltd	24 November 2011
Shree Virpur Urban Sahakari Bank Ltd	24 November 2011
Shree Vyas Dhanvarsha Sahakari Bank Ltd	24 November 2011
Shree Warana Sahakari Bank Ltd	24 November 2011
Shree Yugprabhav Sahakari Bank Limited	24 November 2011
Shreeji Bhatia Co-operative Bank Ltd	24 November 2011
Shreenath Coop Bank Ltd,	24 November 2011
Shreeram Sahakari Bank Ltd	24 November 2011
Shreyas Gramin Bank	24 November 2011

Shri Adinath Co-Operative Bank Ltd	24 November 2011
Shri Anand Co-operative Bank Ltd	24 November 2011
Shri Anand Nagari Sahakari Bank Ltd	24 November 2011
Shri Arihant Co-operative Bank Ltd	24 November 2011
Shri Babasaheb Deshmukh Sahakari Bank Ltd	24 November 2011
Shri Balaji Co-op Bank Ltd	24 November 2011
Shri Balbhim Coop Bank Ltd	24 November 2011
Shri Basaveshwar Sahakari Bank	24 November 2011
Shri Bhagasara Nagrik Sahakari Bank Limited	24 November 2011
Shri Bhailalbhai Contractor Smarak Co-operative	24 November 2011
Shri Bharat Urban Coop Bank Ltd	24 November 2011
Shri Bhausaheb Thorat Amrutvahini Sahakari Bank	24 November 2011
Shri Chatrapati Shivaji Maharaj Sahakari Bank	24 November 2011
Shri Chhani Nagrik Sahakari Bank Limited	24 November 2011
Shri Chhatrapati Rajarshi Shahu Urban Co-operat	24 November 2011
Shri Chhatrapati Urban Co-operative Bank Ltd	24 November 2011
Shri Gajanan Nagari Sahakari Bank Ltd	24 November 2011
Shri Ganesh Sahakari Bank Ltd	24 November 2011
Shri Gurudev Brahmanand Pattana Sahakara Bank	24 November 2011
Shri Gurusiddheshwar Co-operative Bank Ltd	24 November 2011
Shri Janata Sahakari Bank Ltd	24 November 2011
Shri Kadasiddeshwar Pattan Sahakari Bank	24 November 2011
Shri Kanyaka Nagari Sahakari Bank Ltd	24 November 2011
Shri Lakshmi Krupa Urban Cooperative Bank Ltd	24 November 2011
Shri Laxmi Sahakari Bank Ltd	24 November 2011
Shri Mahalaxmi Coop Bank Ltd	24 November 2011
Shri Mahalaxmi Pattan Sahakara Bank	24 November 2011
Shri Mahant Shivayogi Sahakari Bank Ltd	24 November 2011
Shri Mahaveer Urban Co-Operative Bank Ltd	24 November 2011
Shri Mahila Sewa Sahakari Bank Ltd	24 November 2011
Shri Morbi Nagrik Sahakari Bank Ltd	24 November 2011
Shri Nrusingh Saraswati sahakari Bank Ltd	24 November 2011
Shri Patneshwar Urban cooprative Bank Ltd	24 November 2011
Shri Rajkot District Central Co-operative Bank Ltd	24 November 2011
Shri Rukmini Sahakari Bank Ltd	24 November 2011
Shri Sai Urban Co-operative Bank Ltd	24 November 2011
Shri Satyavijay Sahakari Bank Ltd	24 November 2011
Shri Shadakshari Shivayogi Siddharameshwar	24 November 2011
Shri Shantappanna Mirji Urban Co-operative Bank	24 November 2011
Shri Sharada Sahakari Bank Ltd	24 November 2011
Shri Sharan Veereshwar Sahakari Bank	24 November 2011
Shri Shiddheshwar Co-operative Bank Ltd	24 November 2011
Shri Shivaji Sahakari Bank Ltd	24 November 2011
Shri Shivayogi Murughendra Swami Urban Co-op	24 November 2011
Shri Shiveshwar Nagri Sahakari Bank Ltd	24 November 2011
Shri Siddeshwar Co-operative Bank Ltd	24 November 2011
Shri Swami Samarth Sahakari Bank Ltd	24 November 2011
Shri Swami Samarth Urban Co-operative Bank Ltd	24 November 2011
Shri Veer Pulikeshi Co-operative Bank Ltd	24 November 2011
Shri Veershaiv Co op Bank Ltd	24 November 2011
Shri Vijay Mahantesh Co-operative Bank Limited	24 November 2011
Shri Vinayak Sahakari Bank Limited	24 November 2011

Shri Vyankatesh Co-operative Bank Ltd	24 November 2011
Shri Yashwant Sahakari Bank Ltd	24 November 2011
Shrikrishna Co-operative Bank Ltd	24 November 2011
Shrimant Malojiraje Sahakari Bank Ltd	24 November 2011
Shripatrao Dada Sahakari Bank Ltd	24 November 2011
Shriram Urban Co-operative Bank Ltd	24 November 2011
Shushruti Souharda Sahakara Bank Niyamita	24 November 2011
Siddaganga Urban Co-operative Bank Ltd	24 November 2011
Siddarthnagar District Co-operative Bank Ltd	24 November 2011
Siddharth Sahakari Bank Maryadit	24 November 2011
Siddheshwar Sahakari Bank Ltd	24 November 2011
Siddheshwar Urban Co-operative Bank	24 November 2011
Siddhi Cooperative Bank Ltd	24 November 2011
Sihor Mercantile Co op Bank Ltd	24 November 2011
Sihor Nagrik Sahakari Bank Ltd	24 November 2011
Sikar Central Co-operative Bank Ltd	24 November 2011
Sikar Urban Co Op Bank Ltd	24 November 2011
Sind Co-Operative Urban Bank Ltd	24 November 2011
Sindgi Urban Co-operative Bank Ltd	24 November 2011
Sindhudurg District Central Co-operative Bank Ltd	24 November 2011
Sindhudurg Sahakari Bank Ltd	24 November 2011
Singhbhum District Central Co-operative Bank Ltd	24 November 2011
Sinor Nagrik Sahakari Bank Ltd	24 November 2011
Sir M Vishweshwaraiah Sahakar Bank Niyamitha	24 November 2011
Sir M.Visvesvaraya Co-operative Bank Ltd	24 November 2011
Sircilla Co op Urban bank Limited	24 November 2011
Sirkali Co op Urban Bank Ltd	24 November 2011
Sirohi Central Co-operative Bank Ltd	24 November 2011
Sirsa Central Co-operative Bank Ltd	24 November 2011
Sirsi Urban Sahakari Bank Ltd	24 November 2011
Sitamarhi Central Co-operative Bank Ltd	24 November 2011
Sivagangai (Pasumpon) District Central Co-operative Bank Ltd	24 November 2011
Sivakasi Co op Urban Bank Ltd	24 November 2011
Siwan Co-operative Central Bank Ltd	24 November 2011
Smriti Nagrik Sahakari Bank Maryadit., Mandsau	24 November 2011
Sojitra Co-operative Bank Ltd	24 November 2011
Solapur Janata Sahakari Bank Ltd	24 November 2011
Solapur Nagri Audhyogik Sahakari Bank	24 November 2011
Solapur Siddheshwar Sahakari Bank Ltd	24 November 2011
Solapur Social Urban Co-op Bank Ltd	24 November 2011
Sonbhadra Nagar Sahkari Bank Ltd	24 November 2011
Sonepat Central Co-operative Bank Ltd	24 November 2011
Sonpeth Nagri Sahakari Bank	24 November 2011
Soubhagya Mahila Souharda Sahakar Bank	24 November 2011
South Canara District Central Co-operative Bank Ltd	24 November 2011
South Kanara Government Officers' Co-operative	24 November 2011
South Malabar Gramin Bank	24 November 2011
Sree Anjaneya Co-operative Bank Ltd	24 November 2011
Sree Bhyraveshwara Sahakara Bank Niyamitha	24 November 2011
Sree Chaitanya Co-Operative Bank Ltd	24 November 2011
Sree Charan Souharda Co-operative Bank Ltd	24 November 2011

Sree Co-operative Urban Bank Ltd	24 November 2011
Sree Harihareshwara Urban Co-operative Bank Ltd	24 November 2011
Sree Narayana Guru Co-op. Bank Ltd	24 November 2011
Sree Subramanyeswara Co-operative Bank Ltd	24 November 2011
Sree Thyagaraja Co-operative Bank Ltd	24 November 2011
Sreenidhi Souharda Sahakari Bank Niyamitha	24 November 2011
Sreenivasa Padmavatthi Co-Operative Urban Bank	24 November 2011
Sri Amba Bhavani Urban Co-operative Bank Ltd	24 November 2011
Sri Balaji Urban Co-operative Bank Ltd	24 November 2011
Sri Banashankari Mahila Co-operative Bank Ltd	24 November 2011
Sri Basaveshwar Pattana Sahakari Bank Niyamit	24 November 2011
Sri Basaveshwar Sahakar Bank Niyamitha	24 November 2011
Sri Basaveshwara Pattana Sahakara Bank	24 November 2011
Sri Basaveswar Co-operative Bank Ltd	24 November 2011
Sri Bhagavathi Co-operative Bank Ltd	24 November 2011
Sri Bharathi Co-op Urban Bank Ltd	24 November 2011
Sri Channabasavaswamy Souharda Pattana Saha	24 November 2011
Sri Durgadevi Mahila Sahakari Bank Ltd	24 November 2011
Sri Ganapathi Urban Co-operative Bank Ltd	24 November 2011
Sri Ganesh Co-operative Bank Ltd	24 November 2011
Sri Gavisiddeshwar Urban Co-operative Bank Ltd	24 November 2011
Sri Gayatri Co-Operative Urban Bank Ltd	24 November 2011
Sri Gokarnanath Co-operative Bank Ltd	24 November 2011
Sri Guru Raghavendra Sahakara Bank	24 November 2011
Sri Kalahasti Co-operative Town Bank Ltd	24 November 2011
Sri Kalidasa Sahakara Bank	24 November 2011
Sri Kamalambika Co op Urban Bank Ltd	24 November 2011
Sri Kannikaparameshwari Co-operative Bank Ltd	24 November 2011
Sri Kanyakaparameswari Co-operative Bank Ltd	24 November 2011
Sri Krishnarajendra Co-operative Bank Ltd	24 November 2011
Sri Lakshmi Mahila Sahakara Bank	24 November 2011
Sri Lakshminarayana Co-operative Bank Ltd	24 November 2011
Sri Laxminarayana Coop Urban Bank Ltd	24 November 2011
Sri Mahatma Basaveshwar Co-Operative Bank	24 November 2011
Sri Mallikarjuna Pattana Sahakari Bank	24 November 2011
Sri Parshwanatha Sahakara Bank	24 November 2011
Sri Rama Co-operative Bank Ltd	24 November 2011
Sri Revana Siddeshwar Pattana Sahakara Bank	24 November 2011
Sri Seetharaghava Souharda Sahakara Bank	24 November 2011
Sri Sharada Mahila Co-operative Bank Ltd	24 November 2011
Sri Sharadamba Mahila Cooperative Urban Bank	24 November 2011
Sri Sharanabasaveshwar Pattana Sahakar Bank	24 November 2011
Sri Siddarameshwara Sahakara Bank	24 November 2011
Sri Sudha Co-operative Bank Ltd	24 November 2011
Sri Vasavamba Co-operative Bank Ltd	24 November 2011
Sri Veerabhadreshwar Co-operative Bank Ltd	24 November 2011
Srikakulam Co-op.Urban Bank Ltd	24 November 2011
Srikakulam District Co-operative Central Bank Ltd	24 November 2011
Srimatha Mahila Sahakari Bank	24 November 2011
Sriramnagar Pattana Sahakar Bank	24 November 2011
Srirangam Co op Urban Bank Ltd	24 November 2011
Srivilliputtur Co op Urban Bank Ltd	24 November 2011

Stambhadri Co-operative Urban Bank Ltd	24 November 2011
State Transport Coop Bank Ltd	24 November 2011
State Transport Employees' Coop Bank Ltd	24 November 2011
Sterling Urban Co-Operative Bank Ltd	24 November 2011
Subramanianagar Coop Urban Bank Ltd	24 November 2011
SUCO Souharda Sahakari Bank Ltd	24 November 2011
Sudha Co-operative Urban Bank Ltd	24 November 2011
Suleimani Coop Bank Ltd	24 November 2011
Sultanpur Zilla Sahakari Bank Ltd	24 November 2011
Sultan's Battery Co-operative Urban Bank Ltd	24 November 2011
Sumerpur Mercantile Urban Co-operative Bank Lt	24 November 2011
Sundargarh Central Co-operative Bank Ltd	24 November 2011
Sundarlal Sawji Urban Co-operative Bank Ltd	24 November 2011
Surat District Central Co-operative Bank Ltd	24 November 2011
Surat Mercantile Coop Bank Ltd	24 November 2011
Surat Nagrik Sahakari Bank Ltd	24 November 2011
Surat National Coop Bank Ltd	24 November 2011
Surat Peoples Coop Bank Ltd	24 November 2011
Surendranagar District Central Co-operative Bank Ltd	24 November 2011
Surguja Kshetriya Gramin Bank	24 November 2011
Sutlej Kshetriya Gramin Bank	24 November 2011
Suvarna Co-operative Bank Ltd	24 November 2011
Suvarnayug Sahakari Bank Ltd	24 November 2011
Suvikas Peoples Co-Operative Bank Ltd	24 November 2011
Swami Samarth Sahakari Bank Ltd	24 November 2011
Swami Vivekanand Sahakari Bank	24 November 2011
Swarna Bharathi Sahakara Bank	24 November 2011
Swarna Co-Operative Urban Bank Ltd	24 November 2011
Swasakthi Mercantile Co-Operative Urban Bank	24 November 2011
Swatantrya Senani	24 November 2011
Tadpatri Coop Town Bank Ltd	24 November 2011
Talikoti Sahakari Bank	24 November 2011
Taliparamba Co-operative Urban Bank Ltd	24 November 2011
Talod Nagarik Sahakari Bank Ltd	24 November 2011
Tambaram Coop Urban Bank Ltd	24 November 2011
Tamilnadu Circle Postal Co-Op Bank Ltd	24 November 2011
Tamilnadu Industrial Co-operative Bank	24 November 2011
Tamluk-Ghatal Central Co-operative Bank Ltd	24 November 2011
Tandur Mahila Co--operative Bank Ltd	24 November 2011
Tanur Co-operative Urban Bank Ltd	24 November 2011
Tarapur Co-Op Urban Bank Ltd	24 November 2011
Tasgaon Urban Co-operative Bank Ltd	24 November 2011
Tavaragera Pattana Souharda Sahakar Bank	24 November 2011
Teachers' Co-operative Bank Ltd	24 November 2011
Tehri Garhwal District Co-operative Bank Ltd	24 November 2011
Tellicherry Co-operative Urban Bank Ltd	24 November 2011
Tenali Co-Op Urban Bank Ltd	24 November 2011
Terna Nagari Sahakari Bank Ltd	24 November 2011
Textile Co-op.Bank of Surat Ltd	24 November 2011
Textile Co-operative Bank Ltd	24 November 2011
Textile Manufacturers' Co-operative Bank	24 November 2011
Textile Traders' Coop Bank Ltd	24 November 2011

Thane Bharat Sahakari Bank Ltd	24 November 2011
Thane District Central Co-operative Bank Ltd	24 November 2011
Thane Janata Sahakari Bank Ltd	24 November 2011
Thanjavur Central Co-operative Bank Ltd	24 November 2011
Thanjavur Public Servants'Coop Bank Ltd	24 November 2011
Thasra Peoples'Co-Op Bank Ltd	24 November 2011
The Adilabad District Central Co-operative Bank Ltd	24 November 2011
The Adinath Co-operative Bank Ltd	24 November 2011
The Agrasen Nagari Sahakari Bank Ltd	24 November 2011
The Akola Janata Commercial Co-operative Bank Ltd	24 November 2011
The Akola Urban Co-operative Bank Ltd	24 November 2011
The Amravati Merchants' Co-operative Bank Ltd	24 November 2011
The Amravati People's Co-operative Bank Ltd	24 November 2011
The Amravati Zilla Mahila Sahakari Bank Ltd	24 November 2011
The Amravati Zilla-Parishad Shikshak Sahakari	24 November 2011
The Anantapur District Central Co-operative Bank Ltd	24 November 2011
The Andaman and Nicobar State Co-operative Bank Ltd	24 November 2011
The Andhra Pradesh State Co-operative Bank Ltd	24 November 2011
The Anjangaon Surji Nagari Sahakari Bank Ltd	24 November 2011
The Annasaheb Savant Co-Op. Urban Bank	24 November 2011
The Arunachal Pradesh State co-operative Apex Bank Ltd	24 November 2011
The Assam Co-operative Apex Bank Ltd	24 November 2011
The Associate Co-operative Bank Ltd	24 November 2011
The Aurangabad District Industrial & Urban Co-op	24 November 2011
The Badagara Co-operative Urban Bank Ltd	24 November 2011
The Baidyabati Sheoraphuli Co-operative Bank	24 November 2011
The Bank Employees' Co-operative Bank Ltd	24 November 2011
The Bankura Town Co-operative Bank Limited	24 November 2011
The Bantra Co-operative Bank Limited	24 November 2011
The Bhagyalakshmi Mahila Sahakari Bank Ltd	24 November 2011
The Bhandara Urban Co-operative Bank Ltd	24 November 2011
The Bihar Awami Co-operative Bank Ltd	24 November 2011
The Bihar State Co-operative Bank Ltd	24 November 2011
The Bishnupur Town Co-operative Bank Limited	24 November 2011
The Boral Union Co-operative Bank Limited	24 November 2011
The Chandigarh State Co-operative Bank Ltd	24 November 2011
The Chhattisgarh RajyaSahakari Bank Maryadit	24 November 2011
The Chikhli Urban Co-operative Bank Ltd	24 November 2011
The Chitnavispura Sahakari Bank Ltd	24 November 2011
The Citizen Co operative Bank Limited	24 November 2011
The Citizen Co-operative Bank Ltd	24 November 2011
The Citizens' Co-operative Bank Ltd	24 November 2011
The Delhi State Co-operative Bank Ltd	24 November 2011
The Devika Urban Co-operative Bank Ltd	24 November 2011
The Dr. Panjabrao Deshmukh Urban Co-operative	24 November 2011
The Eastern Railway Employees'Co-operative Bank	24 November 2011
The Ghadchiroli Nagari Sahakari Bank	24 November 2011
The Ghatal Peoples' Co-operative Bank Ltd	24 November 2011
The Goa State Co-operative Bank Ltd	24 November 2011
The Gujarat Industrial Co-operative Bank Ltd	24 November 2011

The Gujarat Rajya Karmachari Cooperative Bank	24 November 2011
The Gujarat State Co-operative Bank Ltd	24 November 2011
The Haryana State Co-opertive Apex Bank Ltd	24 November 2011
The Himachal Pradesh State Co-operative Bank Ltd	24 November 2011
The Hooghly Co-operative Credit Bank Limited	24 November 2011
The Jalna People's Co-operative Bank Ltd	24 November 2011
The Jambusar People's Coop Bank Ltd	24 November 2011
The Jammu and Kashmir State Co-operative Bank Ltd	24 November 2011
The Jamshedpur Urban Co-operative Bank Ltd	24 November 2011
The Janata Commercial Co-operative Bank Ltd	24 November 2011
The Jaynagar Mozilpur Peoples' Co-operative BanK	24 November 2011
The Kalna Town Credit Co-operative Bank Ltd	24 November 2011
The Kangra Co-operative Bank Ltd	24 November 2011
The Kapol Co-operative Bank Ltd	24 November 2011
The Karnataka State Co-operative Apex Bank Ltd	24 November 2011
The Kashmir Mercantile Co-operative Bank Ltd,	24 November 2011
The Kerala State Co-operative Bank Ltd	24 November 2011
The Keshav Sehkari Bank Ltd	24 November 2011
The Khamgaon Urban Co-operative Bank Ltd	24 November 2011
The Khatra Peoples' Co-operative Bank Ltd	24 November 2011
The Khattri Co-operative Urban Bank Ltd	24 November 2011
The Koylanchal Urban Co-operative Bank Ltd	24 November 2011
The Krishnagar City Co-operative Bank Ltd	24 November 2011
The Latur Urban Co-operative Bank Ltd	24 November 2011
The Madhya Pradesh Rajya Sahakari Bank Maryadit	24 November 2011
The Maharashtra State Co-operative Bank Ltd	24 November 2011
The Mahila Urban Co-operative Bank Ltd	24 November 2011
The Mahila Vikas Co-operative Bank Ltd	24 November 2011
The Malkapur Urban Co-operative Bank Ltd	24 November 2011
The Manipur State Co-operative Bank Ltd	24 November 2011
The Meghalaya Co-operative Apex Bank Ltd	24 November 2011
The Mehkar Urban Co-operative Bank Ltd	24 November 2011
The Midnapore People's Co-operative Bank Ltd	24 November 2011
The Mizoram Co-operative Apex Bank Ltd	24 November 2011
The Muzzaffarpur District Central Co-operative Bank Ltd	24 November 2011
The Nabadwip Co-operative Credit Bank Ltd	24 November 2011
The Nabapalli Co-operative Bank Ltd	24 November 2011
The Nagaland State Co-operative Bank Ltd	24 November 2011
The Nagarik Shakari Bank Maryadit, Jhabua	24 November 2011
The Nanded Merchant's Co-operative Bank Ltd	24 November 2011
The Nandura Urban Co-operative Bank Ltd	24 November 2011
The Navodaya Urban Co-operative Bank Ltd	24 November 2011
The Orissa State Co-operative Bank Ltd	24 November 2011
The Panihati Co-operative Bank LtdThe Pondichery State Co-opertive Bank Ltd	24 November 2011
The Prerna Nagari Sahakari Bank LtdThe Punjab State Co-operative Bank Ltd	24 November 2011
The Raipur Urban Mercantile Co-operative Bank	24 November 2011
The Rajasthan State Co-operative Bank Ltd	24 November 2011
The Sahyog Urban Co-operative Bank Ltd	24 November 2011
The Santragachi Co-operative Bank Ltd	24 November 2011

The Shibpur Co-operative Bank Ltd	24 November 2011
The Sikkim State Co-operative Bank Ltd	24 November 2011
The Social Coop Bank Ltd	24 November 2011
The Sonepat Urban Co-op. Bank Ltd	24 November 2011
The Suri Friends' Union Co-operative Bank Ltd	24 November 2011
The Sutex Co operative Bank Ltd	24 November 2011
The Tamil Nadu State Apex Co-operative Bank Ltd	24 November 2011
The Tapindu Urban Co-operative Bank Ltd	24 November 2011
The Tripura State Co-operative Bank Ltd	24 November 2011
The Udgir Urban Co-operative Bank Ltd	24 November 2011
The Union Co-operative Bank Ltd	24 November 2011
The Urban Co-operative Bank Ltd	24 November 2011
The Uttar Pradesh Co-operative Bank Ltd	24 November 2011
The Uttaranchal Rajya Sahakari Bank Ltd	24 November 2011
The Uttarpara Co-operative Bank Ltd	24 November 2011
The V.S.V.Co-operative Bank Ltd	24 November 2011
The Vaidyanath Urban Co-operative Bank Ltd	24 November 2011
The Vaijapur Merchants Co-operative Bank	24 November 2011
The Vaish Co-operative Adarsh Bank Ltd	24 November 2011
The Vaish Co-operative Commercial Bank Ltd	24 November 2011
The Vaish Co-operative New Bank Ltd	24 November 2011
The Vardhman Co-operative Bank Ltd	24 November 2011
The Washim Urban Co-operative Bank Limited	24 November 2011
The West Bengal State Co-operative Bank Ltd	24 November 2011
The Yavatmal Mahila Sahakari Bank Ltd	24 November 2011
The Yavatmal Urban Co-operative Bank Ltd	24 November 2011
Thiruvaikuntam Co op Urban Bank Ltd	24 November 2011
Thiruvalluvar Town Co-Op. Bank Ltd	24 November 2011
Thiruvananthapuram District Co-operative Central Bank Ltd	24 November 2011
Thiruvannamali Sambuvarayar District Central	24 November 2011
Thodupuzha Urban Co-operative Bank Ltd	24 November 2011
Thrissur District Co-operative Central Bank Ltd	24 November 2011
Thyagarayanagar Co-Op Bank Ltd	24 November 2011
Tindivanam Co-Op Urban Bank Ltd	24 November 2011
Tiruchendoor Co-Op Urban Bank Ltd	24 November 2011
Tiruchengode Co-Op Urban Bank Ltd	24 November 2011
Tiruchirapalli City Co-Op Bank Ltd	24 November 2011
Tiruchirapalli District Central Co-operative Bank Ltd	24 November 2011
Tiruchirapalli Hirudayapuram Co-Op Credit Bank	24 November 2011
Tirukoilur Co-Op Urban Bank Ltd	24 November 2011
Tirumala Co-op. Urban Bank Ltd	24 November 2011
Tirumangalam Co-Op Urban Bank Ltd	24 November 2011
Tirunelveli Central Co-operative Bank Ltd	24 November 2011
Tirunelveli Junction Co-Op Urban Bank Ltd	24 November 2011
Tirupati Co-Op Bank Ltd	24 November 2011
Tirupati Urban Co-operative Bank Ltd	24 November 2011
Tirupattur Urban Co-operative Bank Ltd	24 November 2011
Tiruppur Coop Urban Bank Ltd	24 November 2011
Tirur Urban Co-operative Bank Ltd	24 November 2011
Tiruturaipundi Co-Op Urban Bank Ltd	24 November 2011
Tiruvalla East Co-operative Bank Ltd	24 November 2011

Tiruvalla Urban Co-operative Bank Ltd	24 November 2011
Tiruvallur Co-Op Urban Bank Ltd	24 November 2011
Tiruvannamalai Co-Op Urban Bank Ltd	24 November 2011
Tiruvathipuram Coop Urban Bank Ltd	24 November 2011
Tonk Central Co-operative Bank Ltd	24 November 2011
Town Co-operative Bank Ltd	24 November 2011
Town Co-operative Bank Ltd	24 November 2011
Transport Coop Bank Ltd, Indore	24 November 2011
Trichur Urban Co-operative Bank Ltd	24 November 2011
Tripura Gramin Bank	24 November 2011
Trivandrum Co-operative Urban Bank Ltd	24 November 2011
Tumkur District Central Co-operative Bank Ltd	24 November 2011
Tumkur Grain Merchants Co-operative Bank Ltd	24 November 2011
Tumkur Pattana Sahakara Bank	24 November 2011
Tumkur Veerashaiva Co-operative Bank Ltd	24 November 2011
Tura Urban Co-Op Bank Ltd	24 November 2011
Tuticorin Co-Op Bank Ltd	24 November 2011
Tuticorin Melur Co-Op Bank Ltd	24 November 2011
Twin Cities Co-Operative Urban Bank Ltd	24 November 2011
UP Civil Secretriat Primary Co-operative Bank	24 November 2011
UP Postal Primary Co-operative Bank Ltd	24 November 2011
Udaipur Central Co-operative Bank Ltd	24 November 2011
Udaipur Mahila Samridhhi Urban Coop Bk Ltd	24 November 2011
Udaipur Mahila Urban Co-op.Bk.Ltd	24 November 2011
Udaipur Urban Coop. Bank Ltd	24 November 2011
Udamalpet Cooperative Bank Ltd	24 November 2011
Udhagmandlam Coop Urban Bank Ltd	24 November 2011
Udhana Citizen Co-operative Bank Ltd	24 November 2011
Udupi Co-operative Town Bank Ltd	24 November 2011
Udyam Vikas Sahakari Bank Ltd	24 November 2011
Ujjain Audhyogik Vikas Nagrik Sahkari Bank	24 November 2011
Ujjain Nagarik Sahakari Bank Maryadit, Ujjain	24 November 2011
Ujjain Paraspar Sahakari Bank Maryadit	24 November 2011
Uma Cooperative Bank Ltd	24 November 2011
Umiya Urban Co-operative Bank	24 November 2011
Umreth Urban Co op Bank Ltd	24 November 2011
Una Peoples' Co-op. Bank Ltd	24 November 2011
Unava Nagrik Sahakari Bank Ltd	24 November 2011
Union Co op Bank Limited Naroda.	24 November 2011
United Commercial Co-operative Bank Ltd	24 November 2011
United Coop Bank Ltd	24 November 2011
United Co-operative Bank Limited	24 November 2011
United India Co-operative Bank Ltd	24 November 2011
United Mercantile Co-operative Bank Ltd	24 November 2011
United Puri Nimpara Central Co-operative Bank Ltd	24 November 2011
Universal Co-Operative Urban Bank Ltd	24 November 2011
Unjha Nagarik Sahakari Bank Ltd	24 November 2011
Uravakonda Coop Town Bank Ltd	24 November 2011
Urban Co op Bank Limited	24 November 2011
Urban Co op Bank Limited Cuttack	24 November 2011
Usilampatti Coop Urban Bank Ltd	24 November 2011
Uthamapalayam Coop. Urban Bank Ltd	24 November 2011

Utkal Coop Banking Soc Ltd	24 November 2011
Utkal Gramya Bank	24 November 2011
Uttar Banga Kshetriya Gramin Bank	24 November 2011
Uttar Bihar Gramin Bank	24 November 2011
Uttarakhand co-op. Bank LTD	24 November 2011
Uttaranchal Gramin Bank	24 November 2011
Uttarkashi Zilla Sahakari Bank Ltd	24 November 2011
Uttarsanda Peoples Coop Bank Ltd	24 November 2011
VISL Employees' Co-operative Bank Ltd	24 November 2011
Vadali Nagrik Sahakari Bank Ltd	24 November 2011
Vadnagar Nagrik Sahakari Bank Limited	24 November 2011
Vaijanath Appa Saraf Marathwada Nagari Sahaka	24 November 2011
Vaikom Urban Co-operative Bank Limited	24 November 2011
Vaishali District Central Co-operative Bank Ltd	24 November 2011
Vaishali Urban Co-op. Bank Ltd	24 November 2011
Vaishya Nagari Sahakari Bank Ltd	24 November 2011
Vaishya Sahakari Bank Ltd	24 November 2011
Vallabh Vidhyanagar Commercial Co op Bank Ltd	24 November 2011
Valmiki Urban Co-operative Bank Ltd	24 November 2011
Valparai Co-Operative Urban Bank Ltd	24 November 2011
Valsad District Central Co-operative Bank Ltd	24 November 2011
Valsad Mahila Nagrik Sahakari Bank Ltd	24 November 2011
Vananchal Gramin Bank	24 November 2011
Vani Co-operative Urban Bank Ltd	24 November 2011
Vani Merchants Co-operative Bank Ltd	24 November 2011
Vaniyambadi Town Coop bank Ltd	24 November 2011
Varachha Co-operative bank Ltd	24 November 2011
Varaganeri Coop Bank Ltd	24 November 2011
Varanashi District Central Co-operative Bank Ltd	24 November 2011
Vardhaman (Mahila) Co-Op Urban Bank Ltd	24 November 2011
Vasai Janata Sahakari Bank Ltd	24 November 2011
Vasai Vikas Sahakari Bank Ltd	24 November 2011
Vasantdada Nagari Sahakari Bank Ltd	24 November 2011
Vasavi Coop Urban Bank Limited	24 November 2011
Vasundhara Mahila Nagari Sahakari Bank Ltd	24 November 2011
Veershaiva Co-op Bank Ltd	24 November 2011
Veershaiva Sahakari Bank Ltd	24 November 2011
Vejalpur Nagarik Sahakari bank Ltd	24 November 2011
Vellala Coop Bank Ltd	24 November 2011
Vellore Coop Town Bank Ltd	24 November 2011
Velur Coop Urban Bank Ltd	24 November 2011
Vepar Udhyog Vikas Sahakari Bank Limited	24 November 2011
Veraval Mercantile Coop Bank Limited	24 November 2011
Veraval Peoples Coop Bank Limited	24 November 2011
Vidharbha Kshetriya Gramin Bank	24 November 2011
Vidharbha Merchants Urban Co-operative Bank	24 November 2011
Vidisha Bhopal Kshetriya	24 November 2011
Vidya Sahakari Bank Ltd	24 November 2011
Vidyanand Co-operative Bank Ltd	24 November 2011
Vidyasagar Central Co-operative Bank Ltd	24 November 2011
Vijapur Nagrik Sahakari Bank Limited	24 November 2011
Vijay Commercial Coop Bank Limited	24 November 2011

Vijay Coop Bank Limited	24 November 2011
Vikas Co-operative Bank Ltd	24 November 2011
Vikas Sahakari Bank Ltd	24 November 2011
Vikas Souharda Co-operative Bank Ltd	24 November 2011
Vikas Urban Co-operative Bank	24 November 2011
Vikramaditya Nagarik Sahakari Bank Maryadit,	24 November 2011
Villupuram Coop Urban Bank Limited	24 November 2011
Villupuram District Central Co-operative Bank Ltd	24 November 2011
Vima Kamgar Co-operative Bank Ltd	24 November 2011
Virajpet Pattana Sahakara Bank	24 November 2011
Viramgam Mercantile Coop Bank Limited	24 November 2011
Viravanallur Coop Urban Bank Ltd	24 November 2011
Virudhunagar Coop Urban Bank Ltd	24 November 2011
Virudhunagar District Central Co-operative Bank Ltd	24 November 2011
Visakhapatnam Co-op. Bank Ltd	24 November 2011
Vishakapatnam District Co-operative Central Bank Ltd	24 November 2011
Vishwakalyan Sahakara Bank	24 November 2011
Vishwakarma Nagari Sahakari Bank Ltd	24 November 2011
Vishwakarma Sahakara Bank	24 November 2011
Vishwanathrao Patil Murgud Sahakari Bank Ltd	24 November 2011
Vishwas Co-operative Bank Ltd	24 November 2011
Vishweshwar Sahakari Bank Ltd	24 November 2011
Visveshvaraya Grameena Bank	24 November 2011
Vita Merchants Coop Bank Ltd	24 November 2011
Vita Urban Co-operative Bank Ltd	24 November 2011
Vitthal Nagari Sahari Bank Ltd	24 November 2011
Vivekanada Nagarik Sahakari Bank Maryad.,Shuj	24 November 2011
Vriddhachalam Coop Urban Bank Ltd	24 November 2011
Vyankateshwara Sahakari Bank Ltd	24 November 2011
Vyapari Sahakari Bank Ltd	24 November 2011
Vyaparik Audhyogik Sahakari Bank Maryadit	24 November 2011
Vyavasayik Evam Audhyogik Sah.Bk.Maryadit.	24 November 2011
Vyavsaik Sahakari Bank Maryadit, Raipur	24 November 2011
Vysya Co-operative Bank Ltd	24 November 2011
Waghodia Urban Coop Bank Ltd	24 November 2011
Wai Urban Coop Bank Ltd	24 November 2011
Wainganga Krishna Gramin Bank	24 November 2011
Walchandnagar Sahakari Bank Ltd	24 November 2011
Wana Nagrik Sahakari Bank Ltd	24 November 2011
Wani Nagari Sahakari Bank Ltd	24 November 2011
Warangal Urban Coop Bank Ltd	24 November 2011
Wardha District Ashirwad Mahila Nagari Sahakari	24 November 2011
Wardha District Central Co-operative Bank Ltd	24 November 2011
Wardha Nagari Sahakari Adhikosh (Bank)	24 November 2011
Wardha Zilla Parishad Employees (Urban) Co-op	24 November 2011
Wardhaman Urban Co-operative Bank Ltd	24 November 2011
Warud Urban Co-operative Bank Ltd	24 November 2011
Women's Co-operative Bank Ltd	24 November 2011
Wynad District Co-operative Central Bank Ltd	24 November 2011
Yadagiri Lakshmi Narasimha Swamy Co-op.Urban	24 November 2011
Yadrav Co-operative Bank Ltd	24 November 2011
Yamuna Nagar Central Co-operative Bank Ltd	24 November 2011

Yaragatti Urban Co-operative Credit Bank Ltd	24 November 2011
Yashwant Co-op Bank Ltd	24 November 2011
Yashwant Nagari Sahakari Bank Ltd	24 November 2011
Yavatmal District Central Co-operative Bank Ltd	24 November 2011
Yawal Peoples Co-op Bank Ltd	24 November 2011
Yemmiganur Co-op Town Bank Ltd	24 November 2011
Yeola Merchants Coop Bank Ltd	24 November 2011
Yeshwant Urban Co-operative Bank Ltd	24 November 2011
Youth Development Coop Bank Ltd	24 November 2011
Zilla Sahakari Bank Ltd, Garhwal	24 November 2011
Zilla Sahakari Bank Ltd, Haridwar	24 November 2011
Zilla Sahakari Bank Ltd, Jhansi	24 November 2011
Zilla Sahakari Bank Ltd, Lucknow	24 November 2011
Zilla Sahakari Bank Ltd, Mau	24 November 2011
Zilla Sahakari Bank Ltd, Unnao	24 November 2011
Zoroastrian Co-operative Bank Ltd	24 November 2011

Back to list of tables

Table 3: Financial institutions whose financial statements are accepted – India

Name of Financial Institution
Scheduled Commercial Banks – India
Abu Dhabi Commercial Bank Ltd
American Express Bank Ltd
Arab Bangladesh Bank Limited
Allahabad Bank
Andhra Bank
Antwerp Diamond Bank NV
Axis Bank Ltd
Bank Internasional Indonesia
Bank of America NA
Bank of Bahrain & Kuwait BSC
Barclays Bank Plc
BNP PARIBAS
Bank of Ceylon
Bharat Overseas Bank Ltd
Bank of Baroda
Bank of India
Bank of Maharashtra
Canara Bank
Central Bank of India
Calyon Bank
Citibank NA
Cho Hung Bank
Chinatrust Commercial Bank Ltd
Centurion Bank of Punjab Limited
City Union Bank Ltd
Coastal Local Area Bank Ltd
Corporation Bank
Catholic Syrian Bank Ltd.
Deutsche Bank AG
Development Credit Bank Ltd.
Dena Bank
IndusInd Bank Limited
ICICI Bank
IDBI Bank Limited
Indian Bank
Indian Overseas Bank
Industrial Development Bank of India
ING Vysya Bank
J P Morgan Chase Bank, National Association
Krung Thai Bank Public Company Limited
Kotak Mahindra Bank Limited
Karnataka Bank
Karur Vysya Bank Limited.
Lord Krishna Bank Ltd.

Mashreqbank psc
Mizuho Corporate Bank Ltd.
Oman International Bank S A O G
Oriental Bank of Commerce
Punjab & Sind Bank
Punjab National Bank
Societe Generale
Sonali Bank
Standard Chartered Bank
State Bank of Mauritius Ltd
SBI Commercial and International Bank Ltd
State Bank of Bikaner and Jaipur
State Bank of Hyderabad
State Bank of India
State Bank of Indore
State Bank of Mysore
State Bank of Patiala
State Bank of Saurashtra
State Bank of Travancore
Syndicate Bank
The Bank of Nova Scotia
The Bank of Tokyo-Mitsubishi, Ltd
The Development Bank of Singapore Ltd (DBS Bank Ltd.)
The Hongkong & Shanghai Banking Corporation Ltd
Tamilnad Mercantile Bank Ltd
The Bank of Rajasthan Limited
The Dhanalakshmi Bank Limited
The Federal Bank Ltd
The HDFC Bank Ltd
The Jammu & Kashmir Bank Ltd
The Nainital Bank Ltd
The Sangli Bank Ltd
The South Indian Bank Ltd
The Ratnakar Bank Ltd
The Royal Bank of Scotland NV
The Lakshmi Vilas Bank Ltd
UCO Bank
Union Bank of India
United Bank Of India
Vijaya Bank
Yes Bank

Back to list of tables

Table 4: Financial institutions whose financial statements are accepted – Ghana

Name of Financial Institution
Access Bank (Ghana) Ltd
Agricultural Development Bank Ltd
ARB Apex Bank
Bank of Africa (Gh) Ltd
Bank of Baroda (Ghana) Ltd
Barclays Bank of Ghana Ltd
BSIC Ghana Ltd
CAL Bank Ltd
Citibank NA Ghana
Ecobank Ghana Ltd
Energy Bank (Ghana) Ltd
Fidelity Bank Ghana Ltd
First Atlantic Bank Ltd
First Capital Plus Bank Limited
Ghana Commercial Bank Limited
Ghana International Bank Plc
Guaranty Trust bank (Ghana) Ltd
HFC Bank Ltd
International Commercial Bank Ltd
Merchant Bank (Ghana) Ltd
National Investment Bank Ltd
Prudential Bank Ltd
The Royal Bank Ltd
SG-SSB Ltd
Stanbic Bank Ghana Ltd
Standard Chartered Bank Ghana Limited
uniBank Ghana Ltd
United bank for Africa (Ghana) Ltd
UT Bank Ltd
Zenith Bank (Ghana) Ltd

Back to list of tables

Table 5: Financial institutions that do not satisfactorily verify financial statements – Pakistan

Name of Financial Institution	Effective date
Government Post Office Region Islamabad	24 November 2011
Government Post Office Region Karachi	24 November 2011
Government Post Office Region Lahore	24 November 2011

Back to list of tables

Table 6: Financial institutions whose financial statements are accepted – Pakistan

Name of Financial Institution
Al-Baraka Islamic Banking BSC (EC)
Allied Bank Limited
American Express Bank Limited
Askari Bank Limited
Bank Al-Falah
Bank Al-Habib
Bank of Ceylon
Bank of KhyberBank of Tokyo Mitsubishi Limited
Barclays
Burj Bank
Citibank
Credit Agricole Indosuez (The Global French Bank)
Deutsche Bank AG
Doha Bank
Dubai Islamic Bank
Faysal Bank
First Women Bank
GPO Abbottabad
GPO Charsadda
GPO Gujar Khan
GPO Haripur
GPO Jhelum
GPO Kotli
GPO Mardan
GPO Mirpur
GPO Multan
GPO Nowshera
GPO Peshawar
GPO Swabi
GPO Swat
Habib bank AG Zurich
Habib Bank Limited
Habib Metropolitan Bank
Industrial Development Bank of Pakistan (IDBP)
International Finance Investment & Commerce Bank Limited
JS bank
KASB Bank
Khushhali Bank
Mashreq Bank PSC
Meezan Bank
Muslim Commercial Bank (MCB)
National Bank of Pakistan
National Investment Bank (NIB)
National Investment Trust Limited (NIT)
National Savings Abbottabad
National Savings Bahawalpur

National Savings Faisalabad
National Savings Gujranwala
National Savings Hyderabad
National Savings Islamabad
National Savings Karachi
National Savings Lahore
National Savings Multan
National Savings Peshawar
National Savings Quetta
National Savings Sukkur
Oman International Bank SOAG
Pak Kuwait Investment Company (Pvt) Limited
Pak Libya Holding Company (Pvt) Limited
Pak Oman Investment Company (PVT) Limited
Pakistan Industrial Credit & Investment Corporation Limited
Punjab Provincial Corporative Bank (PPCB)
Rupali Bank Limited
Samba Bank Limited
Saudi Pak Industrial & Agricultural Investment Company (Pvt) Limited
Silk Bank Limited
Sindh Bank
SME BANK
Soneri Bank
Standard Chartered Bank
Summit Bank
The Bank of Azad Jammu & Kashmir (Bank of AJK)
The Bank of Punjab
The First Micro Finance Bank Ltd
Trust Bank
United Bank Limited
Zarai Taraqiati Bank Limited (ZTBL)

Back to list of tables

Table 7: Financial institutions that do not satisfactorily verify financial statements – Iran

Name and address of financial institution	Effective date
en Bank: Head office, No24, Esfandiyar Blvd., Valiasr Ave, Tehran, Iran, Tel: +98 21 8233 0000; Building No2, No51, Jahan Koodak Crossroad, Africa Blvd, Tehran, Iran, Tel: +98 21 8461 0000	6 May 2012
Mellat: Head office, 327 Taleghani Ave, Tehran 15817 Iran, Tel: +98 21 82961; Main branch, 21 82962090 , 21 82962440, FAX: + 98 21 82962702; Main Branch 21 82962720 / TLX: 226313 bkntir	6 May 2012
Melli: Bank Melli Iran Central Depts, Ferdowsi Ave. P.O. Box: 11365-123 Tehran, Iran Tel: +98 +21- 23583303, Fax: +98 +21- 26403760	6 May 2012
Tejarat: Bank Tejarat, Esfahan Br., Main Office of Bank Tejarat, Museum of Sheikh Bahayee Ave & Abuzar St junction, Zip Code: 8134877151; Tel: (0311) 2341036, Tlx: 312104, Fax: (0311) 2341039	6 May 2012
Ghavvamin: Head office: No. 252, Milad Tower Beginning of Africa Blvd, Argentin Sq, 151490 Tehran, Iran. Tel: +98 21 88643000, Fax: +98 21 88784021	6 May 2012
Bank Keshavarzi (Agri Bank): General management and Head office No 129, Patric Lumumba St, Jalal-Al-Ahmad Expressway, PO Box: 14155/6395, Tehran, Iran. Tel : +98 21 825 0135, Fax: +98 21 826 2313, Tlx : 212058 ADBI-IR	6 May 2012
Bank Sedarat: Bank Saderat Iran, Sepehr Tower, Somayeh street, P.O. Box 15745 - 631, Tehran, Iran. Tel : 009821 - 8829469, Fax 009821 - 8839534	6 May 2012
Saman Bank: Building no1 no879. Kaledge Junction, Engheleb St., Tehran, Iran. Tel : +982166959050; Building No2: No1543. Tarkesh Dooz Al, Parkway-Valiasr St, Tehran, Iran. Tel: +982126210926-31	6 May 2012
Fereshtegan	6 May 2012
Samenolaemeh	6 May 2012
Samenolhojaj: Next to Shahid Eisavi Alley, Ghiam Shomali St., Nabard St, Pirouzi St Tel: 33195774	6 May 2012
Bank Maskan: PO Box 11365/5699, No 247 3rd Floor Fedowsi Ave, Cross Sarhang Sakhaei St, Tehran, Iran	6 May 2012

Back to list of tables

Table 8: Financial institutions whose financial statements are accepted – Iran

Name and address of Financial Institution
Pasargad: No 430, Mirdamad Blvd, Tehran, 1969774511, Iran. Tel :+98(21)82890
Parsian: No4, Zarafshan St., Shahid Farahzadi Blvd, Shahrak Ghods, Tehran, Iran. Tel:(+ 9821) 88502024

Back to list of tables

Table 9: Financial institutions that do not satisfactorily verify financial statements – Philppines

Name of financial institution	Address of financial institution	Effective date
1st Macro Bank, Inc. (A Rural Bank)	B. Morcilla & P. Herrera Sts., Pateros City	24 November 2011
1st Macro Bank, Inc. (A Rural Bank)	B. Morcilla & P. Herrera Sts., Pateros City	24 November 2011
1st Valley Bank, Inc. (A Rural Bank)	Baroy, Lanao del Norte	24 November 2011
5 Speed Rural Bank, Inc.	J. P. Rizal St., Poblacion, Padre Garcia, Batangas	24 November 2011
A B Capital and Investment Corporation	Unit 1008, 10F Tower I & Exchange Plaza, Ayala Triangle, Ayala Avenue, Makati City	24 November 2011
Advantage Bank Corp. (A Microfinance-Oriented Rural Bank)	Stop Over Commercial Complex, Mac Arthur Highway (Namkwang Road) corner GeronaPura Road, Brgy. Abagon, Gerona, Tarlac	24 November 2011
Agri-Business Rural Bank, Inc.	Poblacion, Solano, Nueva Vizcaya	24 November 2011
Agricom Rural Bank (Sta. Maria,Bulacan), Inc.	F. Santiago cor. A. Morales Sts. Poblacion, Sta. Maria, Bulacan	24 November 2011
Agusan Norte - Butuan City Coop RB	UCCP Bldg., R. Calo St., Butuan City, Agusan del Norte	24 November 2011
Air Materiel Wing Savings & Loan Association, Inc. (AMWSLAI)	AMWSLAI Bldg. Cor. Boni Serrano and 18th Avenue, Murphy, Cubao, Quezon City	24 November 2011
Aliaga Farmers Rural Bank (Nueva Ecija), Inc.	Poblacion West III, Aliaga, Nueva Ecija	24 November 2011
AMA Bank (A Rural Bank)	311 Shaw Blvd., Mandaluyong , Metro Manila	24 November 2011
Anilao Bank (Rural Bank of Anilao (Iloilo), Inc.	Poblacion, Anilao, Iloilo	24 November 2011
Armed Forces of the Phils. Savings & Loan Association, Inc. (AFPSLAI)	AFPSLA Bldg. EDSA Cor. Col. Bonny Serrano, Camp. Aguinaldo, Quezon City	24 November 2011
Arsenal Savings and Loan Association, Inc.	Camp Gen. Antonio Luna, Limay, Bataan	24 November 2011
Asian Consumers Bank (A Rural Bank), Inc.	Basista, Pangasinan	24 November 2011
Asiatrust Development Bank	ATDB Bldg., 1424 Quezon Avenue, 1100 Quezon City	24 November 2011
ASLA Savings & Loan Association, Inc.	G/F Makati Stock Exchange Ayala Avenue, Makati City	24 November 2011
Aspac Rural Bank, Inc.	M. L. Quezon National Highway, 6015 Pusok, Lapu-lapu City, Cebu	24 November 2011
Aurorabank (A Microfinance-Oriented Rural Bank), Inc.	Rizal St., Brgy. 5, Poblacion, Baler, Aurora	24 November 2011
Baclaran Rural Bank, Inc.	83 Redemptorist Rd., Baclaran,	24 November 2011

	Parañaque City	
Bagong Bangko Rural ng Malabang, Inc.	Chinatown, Malabang, Lanao del Sur	24 November 2011
Baguio Vendors Savings & Loan Association, Inc.	2/F BPI Family Bank Building, Malcolm Square, Baguio City	24 November 2011
Balanga Rural Bank, Inc.	Don Manuel Banzon Ave., Doña Francisca Subdivision, Balanga City, Bataan	24 November 2011
Baliuag Rural Bank, Inc.	Baliuag, Bulacan	24 November 2011
Banco Alabang, Inc. (A Rural Bank)	Ground Floor, Minerva Building, National Road, Putatan, Muntinlupa	24 November 2011
Banco Bakun, Inc. (A Rural Bank)	Antamok Tram, Ucab, Itogon, Benguet	24 November 2011
Banco Batangan, Inc. (A Rural Bank)	J.P. Rizal, Taysan, Batangas	24 November 2011
Banco Carmona, Inc., A Rural Bank	J.M. Loyal St., Carmona, Cavite	24 November 2011
Banco de Arevalo, Inc. (A Rural Bank)	Concordia, Sibunag, Guimaras	24 November 2011
Banco de Mindoro, Inc. (A Rural Bank)	Calapan, Oriental Mindoro	24 November 2011
Banco Dingras (Comm. RB Dingras, Inc.)	Madamba, Dingras, Ilocos Norte 2913	24 November 2011
Banco Dipolog, Inc., A Rural Bank	Calibo St., Dipolog City, Zamboanga Del Norte	24 November 2011
Banco Makiling, A Rural Bank, Inc.	Brgy. Poblacion 2, Sto. Tomas, Batangas	24 November 2011
Banco Maximo, Inc. (A Rural Bank)	E. Binghay St., Baliwagan, Balamban, 6041 Cebu	24 November 2011
Banco ng Masa, Inc. (A Microfinance-Oriented Rural Bank)	East Mart, National Highway, Calatagan, Batangas	24 November 2011
Banco Rural de General Tinio (BRGT), Inc.	Poblacion, Gen. Tinio, Nueva Ecija	24 November 2011
Banco Rural de Isla Cordova, Inc.	San Miguel, Cordova, 6017 Cebu	24 November 2011
Banco San Juan, Inc.	71 N. Domingo St., San Juan City (Exec. Office: BSJ Centre Guadalupe Mansion, J.P. Rizal Ext., Makati City)	24 November 2011
Banco Sual (A Rural Bank), Inc.	Poblacion Sual, Pangasinan	24 November 2011
Bangko Buena Consolidated, Inc. (A Rural Bank)	23 Valeria & Rizal Sts., Iloilo City	24 November 2011
Bangko Carrascal, Inc. (A Rural Bank), Inc.	Arreza cor Cervantes St Embarcadero, Carrascal, Surigao del Sur	24 November 2011
Bangko Kabayan (A Rural Bank), Inc.	Santiago St., Poblacion, Ibaan, Batangas	24 November 2011
Bangko Mabuhay (RB of Tanza, Inc.)	Tanza, Cavite	24 November 2011
Bangko Magsaysay (Isabela), Inc. - A Rural Bank	Saguday, Quirino	24 November 2011
Bangko Pangasinan - A Rural Bank, Inc.	Perez Boulevard, Dagupan City	24 November 2011

Bangko Pasig (Rural Bank), Inc.	G/F Hanston Bldg.,Ruby Road, Ortigas Centre, Pasig City	24 November 2011
Bangko Rural ng Magarao (Camarines Sur), Inc.	San Pantaleon, Magarao, Camarines Sur	24 November 2011
Bangko Rural ng Pasacao, Inc.	Sta. Rosa del Sur, Pasacao, 4417, Camarines Sur	24 November 2011
BANGKO RURAL NG SAN TEODORO	VVBG Building Poblacion San Teodoro Oriental Mindoro	24 November 2011
Bangko Rural ng Tagoloan, Inc.	Jacinto St. Poblacion, Tagoloan, Misamis Oriental	24 November 2011
Bank of Florida, Inc. (A Rural Bank)	Dolores, 2000 City of San Fernando, Pampanga	24 November 2011
Bank of Makati (A Rural Bank), Inc.	44 Sen. Gil J. Puyat Ave., Bgy. Isidro, Makati City	24 November 2011
Bank One Savings and Trust Corporation	4201 R. Magsaysay Blvd., Sta. Mesa, Manila 1016	24 November 2011
Banko Nuestra Sra. del Pilar, Inc. (A Rural Bank)	678 McArthur H-way, San Simon, Pampanga	24 November 2011
Bannawag Rural Bank, Inc.	Camilio Osias Street, Balaoan, La Union	24 November 2011
Basa Air Base Savings & Loan Associatiom, Inc.	Basa Air Base, Floridablanca, Pampanga	24 November 2011
Bataan Cooperative Bank	Capitol Compound, Balanga, Bataan	24 November 2011
Bataan Development Bank	Aguirre St., Balanga, Bataan, 2100 Bataan	24 November 2011
Bataan Savings and Loan Association, Inc.	33 Rizal St., Dinalupihan, Bataan 2110	24 November 2011
Batanes Government Employees Savings & Loan, Inc.	1588 Santana St., Brgy. Kaychanarianan, Basco, Batanes	24 November 2011
Batangas Rural Bank for Coop., Inc.	Pastor Ave., New Public Market, Cuta, Batangas City	24 November 2011
Baybank, Inc. (A Rural Bank)	Baganga, Davao Oriental	24 November 2011
Benguet Centre Bank, Inc. A Rural Bank	Poblacion, Sablan, Benguet	24 November 2011
BHF Rural Bank, Inc.	A.V. Fernandez Ave., Mayombo District, Dagupan City	24 November 2011
Bicol Teachers Savings & Loan Association, Inc.	Rm. 203 PVLB Bldg., 4 Peñaranda St, Legazpi City	24 November 2011
Biñan Rural Bank, Inc.	J. Gonzales St., Biñan, Laguna	24 November 2011
Binangonan Rural Bank, Inc.	135 Baltazar St., Layunan, Binangonan, Rizal	24 November 2011
BIR Savings & Loan Association, Inc.	1st Flr. DPC Bldg., BIR Nat'l. Office Compound, Diliman, Quezon City	24 November 2011
Bolbok Rural Bank, Inc.	Mojica Street, Poblacion, San Juan, Batangas	24 November 2011
Bottlers Employees Savings & Loan Association, Inc.	7/F ACE Bldg., Dela Rosa cor. Rada Sts., Legaspi Village, Makati City	24 November 2011
Bridgeway Rural Banking Corp.	Botolan Agora Complex, Batonlapoc, Botolan, Zambales 2202	24 November 2011

Builders Rural Bank, Inc.	410 J.P. Rizal St., Sto. Niño, Marikina City	24 November 2011
Bukidnon Bank, INC (RB of Kalilangan)	Poblacion, Kalilangan, Bukidnon	24 November 2011
Business and Consumers Bank (A Dev't. Bank)	BCB Building, Simon Ledesma St., Jaro, Iloilo City	24 November 2011
Butuan City Rural Bank, Inc.	A. D. Curato St., Butuan City, Agusan del Norte	24 November 2011
Cabanatuan City Rural Bank, Inc.	1068 Burgos Ave., Cabanatuan City, Nueva Ecija	24 November 2011
Cagsawa Rural Bank, Inc.	T. Perez Street, Daraga, Albay	24 November 2011
Camiling Rural Bank, Inc.	Quezon Avenue, Camiling, Tarlac	24 November 2011
Cantilan Bank, Inc. (A Rural Bank)	Cantilan, Surigao del Sur	24 November 2011
Capitol City Bank, Inc., A Rural Bank	Governor's Drive, Trece Martires City, Cavite	24 November 2011
Capiz Settlers Cooperative Rural Bank, Inc.	Elemar Bldg., San Roque Ext., Roxas City 5800	24 November 2011
Card Bank, Inc. (A Microfinance Rural Bank)	20 M. L. Quezon, City Subd. , San Pablo City, Laguna	24 November 2011
Card SME Bank, Inc. A Thrift Bank	Gen. Malvar Ave., Poblacion II, Sto. Tomas, Batangas	24 November 2011
Cavite Naval Base Savings and Loan Association,Inc. (CNBSLAI)	Fort San Felipe, Cavite City	24 November 2011
Cavite Rural Banking Corporation	M.H. del Pilar cor. Kiamzon Sts, Silang, Cavite	24 November 2011
CDCP Employees Savings & Loan Association, Inc.	PNCC Complex, EDSA - Reliance Street, Mandaluyong City	24 November 2011
Cebu International Finance Corporation	8th Floor, CIFC Towers, J. Luna Avenue cor. Humabon St., NRA, 6000 Cebu City	24 November 2011
Cebuana Lhuillier Rural Bank, Inc.	160 Zapote Rd., Bacoor, Cavite	24 November 2011
Central Equity Rural Bank	121 Don Placido Campos Avenue, Dasmariñas, Cavite	24 November 2011
Central Visayas Rural Bank, Inc.	Real St., Dumaguete City 6200, Negros Oriental	24 November 2011
Century Rural Bank Inc.(RB of Babak Inc.)	Babak District, Island Garden City of Samal, 8119 Davao del Norte	24 November 2011
Century Savings Bank Corporation	232 Shaw Blvd. cor. Oranbo Drive, Pasig City 1601	24 November 2011
Certified Savings & Loan Association, Inc.	3/F SGV Bldg., 6760 Ayala Ave., 1226 Makati City	24 November 2011
Citizen's Rural Bank (Cabiao), Inc.	San Juan North, Cabiao, Nueva Ecija 3107	24 November 2011
City Savings Bank	City Savings Bank Financial Plaza cor. Osmena Boulevard. and P. Burgos St., 6000 Cebu City	24 November 2011
Citystate Savings Bank, Inc.	Citystate Centre Building, 709 Shaw Blvd., Oranbo, Pasig City 1600	24 November 2011

Classic Rural Bank, Inc.	Evangelista St., Batangas City	24 November 2011
Community Bank (RB of Alfonso, Inc.)	Mabini St., Alfonso, Cavite	24 November 2011
Community RB of Naawan, Inc.	Magsaysay St., Naawan, Misamis Oriental	24 November 2011
Community Rural Bank of Catmon, Inc.	684 Corazon, Catmon, Cebu	24 November 2011
Community Rural Bank of Clarin, Inc.	Clarin, Misamis Occidental	24 November 2011
Community Rural Bank of Dapitan City, Inc.	Andres Bonifacio St., Dapitan City 7101 Zamboanga del Norte	24 November 2011
Community Rural Bank of Magallon, Inc.	Moises Padilla, Negros Occidental	24 November 2011
Community Rural Bank of Magsaysay, Inc.	Poblacion, Magsaysay, Davao del Sur	24 November 2011
Community Rural Bank of Medellin, Inc.	Jose Rizal St., Poblacion, Medellin, Cebu City	24 November 2011
Community Rural Bank of Romblon, Inc.	Bagong Lipunan, Bry. 1 Romblon, Romblon	24 November 2011
Community Rural Bank of San Felipe, Inc	West Feria, San Felipe, Zambales	24 November 2011
Community Rural Bank of San Gabriel, Inc.	Poblacion, San Gabriel, La Union	24 November 2011
Composite Wing Savings and Loan Association, Inc. (CWSLAI)	Lot 13, Blk. 87, Phase 5, A. Luna St., AFP Officers Village, Fort Bonifacio, Taguig City	24 November 2011
Cooperative Bank of Agusan del Sur	Quezon St., Brgy.2, San Francisco, Agusan del Sur	24 November 2011
Cooperative Bank of Aurora	Avenida Aurora, San Luis, Aurora	24 November 2011
Cooperative Bank of Benguet	JC 225 Central Pico, La Trinidad, Benguet	24 November 2011
Cooperative Bank of Cagayan	Diversion Road, San Gabriel, Tuguegarao City, Cagayan	24 November 2011
Cooperative Bank of Camarines Norte	Governor Panotes Ave.,Daet, Camarines Norte	24 November 2011
Cooperative Bank of Cavite	Capitol Rd., Trece Martires City, Cavite	24 November 2011
Cooperative Bank of Cebu	52-A Andres Abellana Ext., Guadalupe, Cebu City	24 November 2011
Cooperative Bank of Cotabato	CBC Bldg 1, Lanao Kidapawan City, North Cotabato	24 November 2011
Cooperative Bank of Ilocos Norte	Municipal Public Market Brgy #3, San Pablo, San Nicolas, Ilocos Norte 290	24 November 2011
Cooperative Bank of Iloilo	Bonifacio Drive, 5000 Iloilo City	24 November 2011
Cooperative Bank of La Union	Dona Toribia Aspiras Road, Consolacion, Agoo, La Union	24 November 2011
Cooperative Bank of Leyte-Leyte Coop RB	Pongos Hotel Annex, Bonifacio St. cor. Lopez Jaena St., Ormoc City	24 November 2011
Cooperative Bank of Misamis	Oriental Provincial Capitol Compound, Cagayan de Oro City	24 November 2011
Cooperative Bank of Mt. Province	Ground Floor, Diocesan, Bontoc,	24 November 2011

	Mt. Province	
Cooperative Bank of Negros Oriental	Cervantes St.,Dumaguete City	24 November 2011
Cooperative Bank of Nueva Vizcaya	Burgos St. cor.Gaddang Sts., Quirino Solano, Bayombong, Nueva Vizcaya	24 November 2011
Cooperative Bank of Palawan	Junction I, National Highway, Brgy. San Miguel,Puerto Princesa City, Palawan	24 November 2011
Cooperative Bank of Pampanga, Inc.	McArthur Highway, Dolores, San Fernando, Pampanga	24 November 2011
Cooperative Bank of Quezon Province	Granja cor. L. Guinto Sts. Lucena City, Quezon	24 November 2011
Cooperative Bank of Surigao del Sur	Mangagoy, Bislig, Surigao del Sur	24 November 2011
Cooperative Bank of Tarlac, Inc.	Macabulos Drive, San Roque, Tarlac City	24 November 2011
Cooperative Bank of Zambales	Zambales Livelihood Bldg., Magsaysay Ave., Iba, Zambales	24 November 2011
Cooperative Rural Bank of Bohol, Inc.	C.P.Garcia East Ave., Tagbilaran City	24 November 2011
Cooperative Rural Bank of Bukidnon, Inc.	San Victores St., Malaybalay City, Bukidnon	24 November 2011
Cooperative Rural Bank of Bulacan, Inc.	Banga 1st, Plaridel, 3004 Bulacan	24 November 2011
Cooperative Rural Bank of Davao del Sur, Inc.	Luna St., Digos City, Davao del Sur (8002)	24 November 2011
Cooperative Rural Bank of Zamboanga del Norte	484 Gen. Luna and Balintawak Sts., Dipolog City, Zamboanga del Norte	24 November 2011
Cordillera Bank (A Rural Bank), Inc.	M. Crisologo St., Vigan City, Ilocos Sur 2700	24 November 2011
Cordillera Savings Bank, Inc.	No. 31 Mena Crisologo St., Vigan, 2700 Ilocos Sur	24 November 2011
Country Rural Bank of Taguig, Inc.	10 Gen Luna St., Tuktukan, Taguig, Metro Manila	24 November 2011
Countryside Coop Rural Bank of Batangas	Capitol Hills, Batangas City, Batangas	24 November 2011
Countryside Rural Bank of Palauig (Zambales), Inc.	Palauig, Zambales	24 November 2011
Crown Bank, Inc. (A Rural Bank)	San Vicente, Apalit, Pampanga	24 November 2011
CSFirst Bank, INC. - A Rural Bank	J.P. Rizal St., Poblacion Sur, Bayambang, 2423 Pangasinan	24 November 2011
Cuyapo Rural Bank, Inc.	No. 2 Quezon St., Cuyapo, Nueva Ecija	24 November 2011
D' Asian Hills Bank (A Rural Bank)	2/F DAHBI Centre, Fortich St., Malaybalay City, Bukidnon	24 November 2011
De La O Rural Bank, Inc.	San Jose St., Pangil, Laguna	24 November 2011
Delmont Bank, Inc. (RB of San Jose del Monte)	Quirino H-way, Tungkong Mangga, San Jose Del Monte, Bulacan	24 November 2011
DEPW Savings & Loan Association, Inc.	Room 358 City Hall Bldg., Ermita, Manila	24 November 2011

DER Savings & Loan Association, Inc. (DERSALA)	Rm. 410, 5-storey Blsg., BSP Complex, A Mabini St., Malate, Manila	24 November 2011
Diamond Rural Bank, Inc.	2 Kayang St., Baguio City	24 November 2011
Dumaguete City Development Bank	Dr. Vicente Locsin cor. Cervantes Sts., Dumagute City	24 November 2011
Dumaguete Rural Bank, Inc.	San Jose St., Dumaguete City, Negros Oriental	24 November 2011
Dungganon Bank, Inc. (A Microfinance Thrift Bank)	NTWTF Bldg., 102 San Sebastian St. Bacolod City, Negros Occidental	24 November 2011
Earist Savings & Loan Association, Inc.	Nagtahan, Sampaloc, Manila	24 November 2011
East Coast Rural Bank, Inc.(RB Hagonoy)	G. Panganiban St., Sto. Niño, Hagonoy, Bulacan	24 November 2011
Eastern Rizal Rural Bank Inc.(Jala-Jala Rural Bank)	C. Villaran St.,Jala-Jala, Rizal	24 November 2011
EIB Savings Bank, Inc.	Cebu South Road, Brgy Bulacao, Talisay City, Cebu	24 November 2011
Emerald Rural Bank, Inc.	Lot 12-A, Area-D, Sapang Palay, San Jose Del Monte City, Bulacan	24 November 2011
Empire Rural Bank, Inc.	C.M. Recto Ave., Lipa City	24 November 2011
Enterprise Bank, Inc. A Rural Bank	Lianga 8307, Surigao del Sur	24 November 2011
Enterprise Capital Bank (Rural Bank of Taguig)	Amber Place, 19 Bayani Road, Fort Bonifacio, 1630 Taguig City, Metro Manila	24 November 2011
Entrepreneur Rural Bank	A. Mabini St., San Pedro, Laguna	24 November 2011
Equicom Savings Bank, Inc.	G/F Renaissance Condominium, 215 Salcedo St., Legaspi Village, Makati City	24 November 2011
Faculty Savings & Loan Association of Adamson University, Inc.	900 San Marcelino St., Ermita, Manila	24 November 2011
Far Eastern Bank (A Rural Bank), Inc.	Brgy. 7 Market Site, Dolores, Eastern Samar	24 November 2011
Farm Bank (A Rural Bank) - Farmer's Bank of Capiz, Inc.	5800 Roxas City, Capiz	24 November 2011
Farmers Rural Bank, Inc.	J.P. Rizal St., Poblacion, Lian, Batangas	24 November 2011
Farmers Savings and Loan Bank, Inc.	McArthur Highway, Wakas, Bocaue, Bulacan	24 November 2011
Fernando Air Base Savings & Loan Association, Inc. (FABSLAI)	Fernando Air Base, Lipa City, Batangas	24 November 2011
Fil-Agro Rural Bank, Inc.	McArthur Highway, Poblacion, Marilao, Bulacan	24 November 2011
Filidian Rural Bank, Inc.	#6 Circumferencial Rd., Brgy. Dalig, Antipolo, Rizal	24 November 2011
Filipino Savers Bank, Inc. (A Rural Bank)	457 Tandang Sora Avenue, Quezon City	24 November 2011
Finman Rural Bank, Inc.	360 Dr. Sixto Antonio, Caniogan, Pasig City	24 November 2011
First Agro-Industrial Rural Bank,	Dela Viña cor. J. Lequin Sts.,	24 November 2011

Inc.	Cantecson, Bogo City, 6010 Cebu	
First Community Bank, Inc.(A Rural Bank)	101 JP & Heritage Square, Burgos St., Bacolod City	24 November 2011
First Integrity Bank, Inc. (Rural Bank of Bailen)	Calle Real, Brgy. Poblacion I, General E. Aguinaldo, Cavite 4124	24 November 2011
First Isabela Cooperative Bank, Inc.	Minante I, Cauayan City Public Mkt, Cauayan City (Executive Address: National Hi-way , Minante 1, Cauayan City, Isabela)	24 November 2011
First Malayan Leasing & Finance Corporation	5th Floor Grepalife Building, 221 Sen. Gil Puyat Avenue, 1200 Makati City	24 November 2011
First Metro Investment Corporation	20th Floor GT Tower International, Ayala Avenue corner HV dela Costa	24 November 2011
First Midland Rural Bank, Inc.	FM RBI Bldg., Dessa, New Lucena, 5005 Iloilo	24 November 2011
First Mindoro Microfinance Rural Bank, INC.	Poblacion, Bongabong, Oriental Mindoro	24 November 2011
First Naga Bank (A Rural Bank)	Villa Grande Homes, Conception Grande, Naga City	24 November 2011
First Provincial Bank, Inc. (A Rural Bank)	MacArthur Highway, Brgy. Ligtasan, Tarlac City	24 November 2011
First State Rural Bank, Inc.	cor. Lopez Jaena & Sta. Ana Sts., Bacolod City	24 November 2011
First Tagum Rural Bank , Inc.	Bonifacio cor. Rizal Sts., Tagum City, Davao del Norte	24 November 2011
First United Farmers Rural Bank, Inc.	Bgy Callos, Sta. Cruz, Laguna	24 November 2011
Forestry Savings & Loan Association, Inc.	DENR – Forest Management Bureau Bldg. Visayas Avenue, Diliman, Q.C.	24 November 2011
Frontier Rural Bank, Inc.	New Road, Basak, Lapu-Lapu City, Cebu	24 November 2011
Gateway Rural Bank, Inc.	McArthur Highway, Wawa, Balagtas, Bulacan	24 November 2011
GM BANK OF LUZON, INC. (A RURAL BANK)	Maharlika Highway, Brgy. Dimasalang, Cabanatuan City, Nueva Ecija	24 November 2011
Golden Rural Bank of the Philippines, Inc.	National Hi-way, Cabaruan, Cauayan City, Isabela	24 November 2011
Grand-Agri Rural Bank, Inc.	Luis Palad St., Tayabas, Quezon	24 November 2011
Green Bank (Rural Green Bank of Caraga)	Montilla Blvd., Butuan City, Agusan del Norte	24 November 2011
GSIS Bayanihan Savings & Loan Association, Inc.	Level 2A GSIS Bldg. Financial Centre, Roxas Blvd., Pasay City	24 November 2011
GSIS Family Bank, A Thrift Bank	2/F AIC Grande Tower, Sapphire & Garnet Rds., Ortigas Ctr., Pasig City	24 November 2011
Guagua Rural Bank, Inc.	Plaza Burgos, Guagua,	24 November 2011

	Pampanga	
Guagua Savers Bank (A Rural Bank), Inc.	Plaza Burgos, Sto. Cristo, Guagua, Pampanga	24 November 2011
Gulf Bank, Inc. (RB of Lingayen, Inc.)	#3 Avenida Rizal East, Lingayen, Pangasinan	24 November 2011
Highland Rural Bank, Inc. (RB Kapangan, Inc.)	Lomon, Kapangan, Benguet	24 November 2011
Hiyas Banking Corporation (A Thrift Bank)	Gov. Fortunato F. Halili Ave., Bagbaguin, Sta. Maria, Bulacan	24 November 2011
Iligan City Public School Teachers Savings & Loan Association, Inc.	Roxas Avenue, Iligan City	24 November 2011
Ilocandia Community Bank, Inc.	Pasuquin, Ilocos Norte	24 November 2011
Ilocos Sur Cooperative Bank	National Highway, Bagani Campo, Candon, Ilocos Sur	24 November 2011
Iloilo City Development Bank	G/F Dolores O. Tan Bldg. Valeria St. Iloilo City	24 November 2011
Imus Rural Bank, Inc.	Imus, Cavite	24 November 2011
Innovative Rural Bank, Inc. (A Rural Bank)	Pililia, Rizal	24 November 2011
Insular Rural Bank, Inc.	Acme Bldg., Alabang-Zapote Rd., Las Piñas City	24 November 2011
Inter-Asia Development Bank	J.P. Rizal Avenue corner Mahogany Market Street , 4120 Tagaytay City	24 November 2011
Isla Lipana & Co-Employees Savings & Loan Association, Inc.	29/F Philamlife Towers, 8767 Paseo de Roxas, Makati City	24 November 2011
Janiuay Rural Bank, Inc.	Janiuay, Iloilo	24 November 2011
Jemba Savings & Loan Association, Inc.	c/o Johnson & Johnson (Phils.), Inc., Bo. Ibayo, Edison Road, Parañaque City	24 November 2011
Judiciary Savings & Loan Association, Inc. (JUSLAI)	Court of Appeals Building, Ma. Orosa St., Ermita, Manila	24 November 2011
Kaluyagan Rural Bank, Inc.	Mabini St., San Carlos City, 2420 Pangasinan	24 November 2011
Kap. Kawani ng Quezon City Hall	7/F Main Bldg., Quezon City Hall, Diliman, 1101 Quezon City	24 November 2011
Katipunan Bank, Inc. (A Rural Bank)	Quezon Avenue, cor. Aguilar St., Dipolog City, Zamboanga del Norte	24 November 2011
Key Rural Bank, Inc.	San Antonio, Nueva Ecija	24 November 2011
Koronadal Rural Bank, Inc.	Alunan Avenue, Koronadal City, South Cotabato	24 November 2011
La Consolacion Rural Bank, Inc.	Landayan, San Pedro, Laguna	24 November 2011
Lagawe Highlands Rural Bank	JDT Bldg., Poblacion East, Lagawe, Ifugao	24 November 2011
Laguna Prestige Banking Corporation, (A Rural Bank)	J.P. Rizal St. cor. F. Limcaoco St. Cabuyao Laguna	24 November 2011
Lapu-Lapu Rural Bank, Inc.	Sta. Catalina St., Poblacion II, Carcar, 1019 Cebu	24 November 2011
LBC Development Bank	809 J.P. Rizal cor. F. Zobel St., 1200 Makati City	24 November 2011
Legazpi Savings Bank, Inc.	G/F AB Silverscreen Entertainment Centre, Alonzo	24 November 2011

	cor. Magallanes Sts., 4500 Legazpi City	
Lemery Savings and Loan Bank, Inc.	Ilustre Avenue, Lemery, Batangas 4209	24 November 2011
Lepanto Savings & Loan Association, Inc.	Lepanto, Mankayan, Benguet	24 November 2011
Liberty Savings Bank Inc.	McArthur Highway, Calvario, Meycauayan, Bulacan	24 November 2011
Life Bank - Rural Bank of Maasin (Iloilo), Inc.	Taft St., Maasin, Iloilo	24 November 2011
Life Savings Bank, Inc.	Units 13-14 Marieta Arcade, Marcos Highway corner A. Tuazon, Cainta, Rizal	24 November 2011
Limcoma Rural Bank, Inc.	Makalintal Avenue, Poblacion 2, San Jose, Batangas	24 November 2011
Lipa Bank, Inc. (A Rural Bank)	65 T.M. Kalaw St., Lipa City, Balayan, Batangas	24 November 2011
LUDB Bank, Inc. (A Rural Bank)	San Fernando City, La Union	24 November 2011
Luzon Development Bank	Paciano Rizal St., Mayapa, Calamba City, Laguna	24 November 2011
Mactan Air Base Savings & Loan Association, Inc. (MABSLAI)	Mactan Benito Ebuen Air Base, 6015 Lapu-Lapu City	24 November 2011
Mactan Rural Bank, Inc.	Patalinghug Ave.,Pajo, Lapu-Lapu City	24 November 2011
Maharlika Rural Bank, Inc.	Sta. Cruz, Zambales	24 November 2011
Malacañang Savings & Loan Association, Inc.	MESLA Office, J. P. Rizal Street	24 November 2011
Malarayat Rural Bank, Inc.	G.A. Solis, Lipa City, Batangas	24 November 2011
Malasiqui Progressive Savings and Loan Bank, Inc.	Quezon Blvd. Ext., Malasiqui, Pangasinan 2421	24 November 2011
Malaybalay Rural Bank, Inc.	Judge Murillo St., Malaybalay City , Bukidnon	24 November 2011
Mallig Plains Rural Bank, Inc.	Centro, Mallig, Isabela	24 November 2011
Manila Teacher's Savings & Loan Association, Inc.	918 UN Ave. Ermita, Manila	24 November 2011
Mantrasco Employees Savings & Loan Association, Inc.	2278 Priscilla Building I, Don Chino Roces Extension, Makati City	24 November 2011
Maritime Savings and Loan Association, Inc.	E. Aguinaldo Highway, Molino, Bacoor, Cavite 4102	24 November 2011
Mariwasa Employees Savings & Loan Association, Inc.	Bo. Rosario, Pasig City	24 November 2011
Masagana Rural Bank (Nueva Ecija), Inc.	Gen. Natividad, Nueva Ecija	24 November 2011
Masantol Rural Bank, Inc.	Masantol, Pampanga	24 November 2011
Masuwerte Rural Bank of Bacoor, Inc.	Giron Arcade, Zapote, Bacoor, Cavite	24 November 2011
Mead Johnson Nutrition Employees Savings and Loan Association, Inc.	2309 BMS Bldg., Pasong Tamo Extension, Makati City	24 November 2011
Mega Rural Bank, Inc.	C.M. Recto St., Brgy. IX, Lucena City	24 November 2011
Meralco Savings & Loan	Operations Building, Meralco	24 November 2011

Association (MESALA)	Centre, Ortigas Avenue, Pasig City	
Merchants Savings and Loan Association, Inc.	46F Yuchengco Tower, RCBC Plaza, 6819 Ayala Avenue, Makati City	24 November 2011
Metro South Cooperative Bank	MSCB Bldg., 4718 Eduque St., Makati Ave., Makati City	24 November 2011
Metrobank Card Corporation (A Finance Co.)	12th floor, MCC Centre 6778 Ayala Avenue, Makati City	24 November 2011
Metro-Cebu Public Savings Bank	Tabunok, Talisay, Cebu	24 November 2011
Microfinance Maximum Savings Bank (Maxbank)	No. 54 Barangay Sabang, Puerto Galera, 5203 Oriental Mindoro	24 November 2011
Millenium Bank, Inc. (A Rural Bank)	Del Pilar St., Cabanatuan City	24 November 2011
Misamis Occidental Cooperative Bank	Sen. J. Oxamis St.., Pob. I, Oroquieta City, Misamis Occidental	24 November 2011
Money Mall Rural Bank, Inc. (Com. RB Cuambog, Inc.)	8807 Poblacion Mabini, Compostela Valley Province	24 November 2011
Mt. Carmel Rural Bank, Inc.	J. M. Kalaw St., Lipa City, Batangas	24 November 2011
Multinational Investment Bancorporation	22/F Multinational Bancorporation Centre 6805 Ayala Avenue Makati City	24 November 2011
Multi-Savings & Loan Association, Inc.	7th Floor, Unit 705 Pryce Centre Building 1179 Chino Roces Avenue Corner Bagtikan St., Makati City	24 November 2011
Municipal Rural Bank of Libmanan, Inc.	Poblacion, Libmanan, Camarines Sur	24 November 2011
Municipal Rural Bank of Nabua, Inc.	Poblacion, Nabua, Camarines Sur	24 November 2011
Muntinlupa Savings & Loan Association, Inc.	ARBAR Bldg., 2nd Floor, Bruger Subdivision, Putatan, Muntinlupa City	24 November 2011
MVSM Bank (A Rural Bank Since 1953) INC.	341 J. P. Rizal St., Sto. Nino, Marikina City	24 November 2011
N2/NISF Military Personnel & Civilian Employees Savings & Loan Association, Inc. (N2/NISF MPCESLAI)	Bonifacio Naval Station, Fort Bonifacio, Makati City	24 November 2011
National Teachers & Employees Cooperative Bank	Corner M.J. Cuenco and Juan Luna Avenues, Mabolo, Cebu City	24 November 2011
NBI Savings & Loan Association, Inc.	NBI Building, Taft Avenue, Manila	24 November 2011
Negros Cooperative Bank	North Capitol Road, Bacolod City	24 November 2011
New Covenant Bank, Inc. (A Rural Bank)	Poblacion, Dingalan, Aurora	24 November 2011
New Rural Bank of Agoncillo, Inc.	Poblacion, Agoncillo, Batangas	24 November 2011
New Rural Bank of Binalbagan, Inc.	Binalbagan, Negros Occidental	24 November 2011
New Rural Bank of San Leonardo	#41 Magsaysay Sur Maharlika	24 November 2011

(Nueva Ecija), Inc.	Highway, Cabanatuan City, Nueva Ecija, Philippines	
New Rural Bank of Tagkawayan, Inc.	No. 30 Lagdameo Blvd., Tagkawayan, Quezon, Zip Code 4321	24 November 2011
New Rural Bank of Victorias, Inc.	GF VCY Centre, Hilado Extension, Capitol Shopping Centre, Bacolod City, Negros Occidental	24 November 2011
NIA Savings & Loan Association, Inc.	4/F Building A, NIA Building Complex, EDSA, Quezon City	24 November 2011
North Pacific Banking Corp. (A Rural Bank)	NWTF Building, Poblacion I, Sta. Maria, Isabela (Mailing Address: La Patria Bldg. Cabaruan, Cauayan City, Isabela)	24 November 2011
Northpoint Development Bank, Inc.	BR Building III, National Road, Brgy. Landayan, San Pedro, Laguna, 4023	24 November 2011
NPC Savings & Loan Association, Inc.	Quezon Avenue - BIR Road, Diliman, Quezon City	24 November 2011
Occidental Mindoro Cooperative Bank	615 Lapu-Lapu, San Jose, Occidental Mindoro	24 November 2011
Occidental Mindoro Rural Bank, Inc.	Lubang, Occidental Mindoro	24 November 2011
One Network Rural Bank, Inc.	Km. 9 Sasa, Davao City 8000	24 November 2011
Opportunity Kauswagan Bank, Inc. (A Microfinance TB)	A & L Bldg., E. Lopez St., Jaro, Iloilo City, 5000	24 November 2011
Optimum Development Bank, Inc.	Upper Ground Floor, Metropolis Star Mall, Alabang, Muntinlupa City	24 November 2011
Oriental Tamaraw Rural Bank of Naujan, Inc.	Pinagsabangan II, Naujan, Oriental Mindoro	24 November 2011
Orix Metro Leasing and Finance Corporation	21F GT Tower International, Ayala Avenue corner HV Dela Costa St., Salcedo Village, Makati City	24 November 2011
Ormon Bank (RB of Mulanay, Inc.)	Bay, Laguna	24 November 2011
Own Bank, The Rural Bank of Cavite City, Inc.	505 Burgos Ave., Caridad, 4100 Cavite City	24 November 2011
Pacific Ace Savings Bank	Retail 1 Lot 6 Time Square Complex, Subic Bay Freeport Zone, Olongapo City	24 November 2011
PAL Employees Savings & Loan Association (PESALA)	PAL Gate 1 Nichols City Andrews Ave., Pasay City	24 November 2011
Pampanga Development Bank	McArthur Highway, Dolores, San Fernando City, 2000 Pampanga	24 November 2011
Pangasinan Bank (A Rural Bank)	Mangaldan, Pangasinan	24 November 2011
Panguil Bay Rural Bank	Ozamis City, Misamis Occidental	24 November 2011
Partner Rural Bank (Cotabato), Inc.	Pigkawayan, North Cotabato	24 November 2011
Peñafrancia Rural Bank of Calabanga, Inc.	Del Carmen, Calabanga, Camarines Sur	24 November 2011
Penbank, Inc. (A Private	3/F PenBank Centre, Santiago	24 November 2011

Development Bank) (Formerly: Peninsula Rural Bank, Inc.)	Blvd., Gen. Santos City	
People's Bank of Caraga, Inc.	National Highway Barangay 5, San Francisco, Agusan del Sur	24 November 2011
People's Rural Bank (Gen. Santos City), Inc.	Plaza Nova, I.Santiago Blvd., Gen. Santos City, South Cotabato	24 November 2011
Philippine Coast Guard Savings & Loan Association, Inc. (PCGSLAI)	Muelle Industria, Farola Compound, Binondo, Manila	24 November 2011
Philippine Depository and Trust Corp	37th/F Tower I, The Enterprise Centre, 6766 Ayala Avenue corner P. de Roxas, Makati City	24 November 2011
Philippine Navy Savings & Loan Association, Inc. (PNSLAI)	Bonifacio Naval Station, Fort Bonifacio, Taguig City	24 November 2011
Philippine Postal Savings Bank	Postalbank Centre, Liwasang Bonifacio, Ermita, Mla.	24 November 2011
Philippine Rural Banking Corp. (PR Bank)	Alingay Centre, Rizal cor Canciller Ave., Cauayan City, Isabela	24 November 2011
Philippine Savings & Loan Association, Inc.	4 Junquera Extension, Cebu City	24 November 2011
Philippine SME Bank, Inc., A Rural Bank	OCSBldg. M. L. Quezon St., Cabancalan, Mandaue City, Cebu	24 November 2011
Philippine Trust Company	Philtrust Bank Bldg., 1000 U.N. Ave. cor. San Marcelino St., Paco, Manila 1004	24 November 2011
Philnabank Employees Savings & Loan Association, Inc.	2/F PNB Financial Centre, Roxas Blvd., Pasay City	24 November 2011
Philtrust Company Employees Savings & Loan Association, Inc.	United Nations Avenue - San Marcelino Street, Manila	24 November 2011
Phimco Employees Savings & Loan Association, Inc.	Phimco Compound, F. Manalo St., Punta, Sta. Ana, Manila	24 November 2011
PlanBank-Rural Bank of Canlubang Planters, Inc.	National Highway, Halang, Calamba, Laguna	24 November 2011
Port Community Savings & Loan Association, Inc.	Mezzanine Floor, PPA Bldg., A. Bonifacio Drive, South Harbor, Port Area, Manila	24 November 2011
Premiere Development Bank	EDSA cor. Magallanes Ave., Makati City 1200	24 November 2011
Pres. Jose P. Laurel Rural Bank, Inc.	Pres. Laurel Highway, Tanauan City, Batangas 4232	24 November 2011
Pride Star Development Bank, Inc.	Batangan Plaza, Kumintang Ibaba, Batangas City	24 November 2011
Producers Savings Bank Corporation	17/F One San Miguel Bldg., Shaw Blvd cor San Miguel Ave., Ortigas Centre, 1605 Pasig City	24 November 2011
Professional Regulation Commission Savings & Loan Association, Inc.	2/F PRC Annex Bldg., P. Paredes St., Sampaloc, Manila	24 November 2011
Progress Savings and Loan Association, Inc.	Poblacion, Subic, 2209 Zambales	24 November 2011
Progressive Bank, Inc.	Brgy. Luta Norte, Malvar, Batangas	24 November 2011

Progressive Bank, Inc. (Progressive-A Rural Bank Inc.)	Poblacion, Balasan, Iloilo	24 November 2011
Providence Rural Bank, Inc.	Banco Agricola Bldg., Aglipay St., Dugo, Camalaniugan, Cagayan	24 November 2011
Provident Rural Bank of Sta. Cruz, Inc.	Quezon Avenue, Callios, Sta. Cruz, Laguna	24 November 2011
Public Safety Savings & Loan Association, Inc. (PSSLAI)	G/F Kiangan Hall, Camp Crame, Quezon City	24 November 2011
Quezon Capital Rural Bank, Inc.	Perez cor C.M.Recto, Lucena City	24 November 2011
Quezon Coconut Producers Savings and Loan Bank, Inc.	Cor. Gov. Guinto & Enriquez Sts., Lucena City	24 November 2011
Quezon Traders Rural Bank of Candelaria, Inc.	Cabuñag St., Candelaria, Quezon	24 November 2011
Racso's Bank, Inc. (A Rural Bank)	Guimbal, Iloilo	24 November 2011
Rang-ay Bank (A Rural Bank), Inc.	#67 Gov. Luna St., San Fernando, La Union	24 November 2011
RB of Doña Remedios Trinidad, Inc.	Poblacion Doña Remedios Trinidad, Bulacan	24 November 2011
RB of Pres. Manuel A. Roxas, Inc.	Pres. M. A. Roxas, Zamb. del Norte	24 November 2011
RBG Imperial Bank, Inc. (A Rural Bank)	Gerona St., Guimbal, 5022 Iloilo	24 November 2011
RBT Bank, Inc., A Rural Bank	Rizal St., Poblacion, Talisayan, 9012 Misamis Oriental	24 November 2011
RGC Employees Savings & Loan Association, Inc.	Asahi Glass Compound, Brgy. Pinagbuhatan, Pasig City	24 November 2011
Rizal Rural Bank, Inc.	227 Rizal Ave., Taytay, Rizal	24 November 2011
RNG Coastal Bank, Inc. (A Rural Bank)	Talamban Mart, Cabancalan Road, Talamban, Cebu City	24 November 2011
Rodriguez Rural Bank, Inc.	Unit A, GF, Rayle Bldg,, 52 Dr. Sixto Antonio, Kapasigan, Pasig City	24 November 2011
RPP Savings & Loan Association, Inc.	Finance Bldg., Resins Inc., E. Rodriguez Jr. Ave., Bagong Ilog, Pasig City	24 November 2011
Rural Bank of Abucay, Inc.	Abucay, Bataan	24 November 2011
Rural Bank of Agoo, Inc.	Agoo, La Union	24 November 2011
Rural Bank of Alabat, Inc.	Alabat, Quezon	24 November 2011
Rural Bank of Alabel, Inc.	Aldevinco St., Alabel, Sarangani	24 November 2011
Rural Bank of Alaminos (Laguna), Inc.	99 Rizal St., Alaminos, Laguna	24 November 2011
Rural Bank of Alaminos (Pangasinan), Inc.	Quezon Avenue, City of Alaminos, Pangasinan	24 November 2011
Rural Bank of Alicia, Inc.	Alicia, Isabela	24 November 2011
Rural Bank of Alimodian, Inc.	Alimodian, Iloilo	24 November 2011
Rural Bank of Alitagtag, Inc.	Poblacion, Alitagtag, Batangas	24 November 2011
Rural Bank of Altavas, Inc.	Gen. Luna St., Altavas, Aklan	24 November 2011
Rural Bank of Amadeo (Cavite), Inc.	A. Mabini St., Amadeo, Cavite	24 November 2011
Rural Bank of Amlan, Inc.	Poblacion, Amlan, Negros Oriental	24 November 2011
Rural Bank of Anda, Inc.	Anda, Pangasinan	24 November 2011

Rural Bank of Angadanan, Inc.	Angadanan, Isabela	24 November 2011
Rural Bank of Angat, Inc.	M.A. Fernando St., Poblacion, Angat, Bulacan	24 November 2011
Rural Bank of Angeles, Inc.	1229 Sto. Entierro St.,Angeles City, Pampanga	24 November 2011
Rural Bank of Angono, Inc.	M.L. Quezon Ave.,Angono, Rizal	24 November 2011
Rural Bank of Antipolo, Inc.	53 J. Sumulong St., Antipolo City 1870 Rizal	24 November 2011
Rural Bank of Apalit, Inc.	San Vicente, Apalit, Pampanga	24 November 2011
Rural Bank of Aritao, Inc.	Aritao, Nueva Vizcaya	24 November 2011
Rural Bank of Atimonan, Inc.	111 Quezon St., Poblacion, Atimonan, Quezon	24 November 2011
Rural Bank of Bacnotan, Inc.	Bacnotan, La Union	24 November 2011
Rural Bank of Baco, Inc.	Baco, Oriental Mindoro	24 November 2011
Rural Bank of Bacolod City, Inc.	74-76 Narra Ave.,CSC, Bacolod City, Negros Occidental	24 November 2011
Rural Bank of Bacong (Negros Oriental), Inc.	V. Locsin St., Dumaguete City, Negros Oriental	24 November 2011
Rural Bank of Badiangan, Inc.	Badiangan, Iloilo	24 November 2011
Rural Bank of Bagabag, Inc.	Bagabag, Nueva Vizcaya	24 November 2011
Rural Bank of Bagac, Inc.	G/F Dilig Bldg-2, Don Manuel Banzon Ave., Balanga City, Bataan	24 November 2011
Rural Bank of Baguio, Inc.	91 Sessions Road, Baguio City	24 November 2011
Rural Bank of Balete, Inc.	Poblacion, Balete, Aklan (5614)	24 November 2011
Rural Bank of Balingasag, Inc.	Poblacion, Balingasag, Misamis Oriental	24 November 2011
Rural Bank of Balungao, Inc.	Balungao, Pangasinan	24 November 2011
Rural Bank of Bambang, Inc.	Bambang, Nueva Vizcaya	24 November 2011
Rural Bank of Banayoyo, Inc.	Poblacion, Banayoyo, 2708 Ilocos Sur	24 November 2011
Rural Bank of Banga, Inc.	Rosal St., Banga, Aklan	24 November 2011
Rural Bank of Bangar, Inc.	Bangar, La Union	24 November 2011
Rural Bank of Bansud, Inc.	Bansud, Oriental Mindoro	24 November 2011
Rural Bank of Barili, Inc.	H. Alquisola St., Barili, Cebu	24 November 2011
Rural Bank of Barotac Nuevo, Inc.	L. Araneta St., Barotac Nuevo, Iloilo	24 November 2011
Rural Bank of Barotac Viejo, Inc.	Zulueta Drive, Poblacion, Barotac Viejo, 5011 Iloilo	24 November 2011
Rural Bank of Basay, Inc.	Gov. M. Perdices Street Dumaguete City Negros Oriental	24 November 2011
Rural Bank of Basey, Inc.	Serafin Marabut St., Brgy Loyo, Basey, Samar	24 November 2011
Rural Bank of Batac, Inc.	Batac, Ilocos Norte	24 November 2011
Rural Bank of Bato, Inc.	482 Juan Luna St., Bato, Leyte 6525	24 November 2011
Rural Bank of Bauang, Inc.	Bauang, La Union	24 November 2011
Rural Bank of Bay, Inc.	Bay, Laguna	24 November 2011
Rural Bank of Bayambang, Inc.	Bayambang, Pangasinan	24 November 2011
Rural Bank of Bayawan, Inc.	807 H. Bollos St.,Bayawan City, Negros Oriental	24 November 2011
Rural Bank of Bayombong, Inc.	National Road, 3700 Bayombong, Nueva Vizcaya	24 November 2011

Rural Bank of Benito Soliven, Inc.	Amity Building, National Highway, Cauayan, Isabela	24 November 2011
Rural Bank of Bogo, Inc.	P. Rodriguez St., Bogo, Cebu	24 November 2011
Rural Bank of Bolinao, Inc.	Poblacion, Bolinao, Pangasinan	24 November 2011
Rural Bank of Bonifacio, Inc.	Bonifacio, Misamis Occidental	24 November 2011
Rural Bank of Bontoc, Inc.	Bontoc, Mountain Province	24 November 2011
Rural Bank of Borongan, Inc.	Borongan, Eastern Samar	24 November 2011
Rural Bank of Brookes Point, Inc.	Brooke's Point, Palawan	24 November 2011
Rural Bank of Bucay, Inc.	South Poblacion, Bucay, Abra (2805)	24 November 2011
Rural Bank of Buenavista, Inc.	Buenavista, Agusan del Norte	24 November 2011
Rural Bank of Bugasong, Inc.	5704 Bugasong, Antique	24 November 2011
Rural Bank of Buguias, Inc.	Buguias, Benguet	24 November 2011
Rural Bank of Burauen, Inc.	San Ramon St., Burauen, Leyte	24 November 2011
Rural Bank of Bustos, Inc.	National H-way, Bonga Manor, Bustos, Bulacan	24 November 2011
Rural Bank of Caba (La Union), Inc.	Sobrepeña Bldg., Natl H-way, Caba, La Union	24 November 2011
Rural Bank of Cabadbaran, Inc.	Cabadbaran, Agusan del Norte	24 November 2011
Rural Bank of Cabangan, Inc.	Cabangan, Zambales	24 November 2011
Rural Bank of Cabatuan (Iloilo), Inc.	Cabatuan, Iloilo	24 November 2011
Rural Bank of Cabugao, Inc.	Cabugao, Ilocos Sur	24 November 2011
Rural Bank of Cadiz, Inc.	Cabahug St.,Cadiz, Negros Occidental	24 November 2011
Rural Bank of Cainta, Inc.	Cainta, Rizal	24 November 2011
Rural Bank of Calaca, Inc.	Poblacion, Calaca, Batangas	24 November 2011
Rural Bank of Calamba, Inc.	Calamba, Laguna	24 November 2011
Rural Bank of Calasiao, Inc.	Calasiao, Pangasinan	24 November 2011
Rural Bank of Calauan, Inc.	Rizal Ave.,Calauan, Laguna	24 November 2011
Rural Bank of Calbayog City, Inc.	82 T. Bugallon St., Calbayog City, Western Samar	24 November 2011
Rural Bank of Calinog, Inc.	Calinog, Iloilo	24 November 2011
Rural Bank of Caloocan, Inc.	571 A. Mabini St., Caloocan City	24 November 2011
Rural Bank of Calubian, Inc.	Poblacion, Calubian, Leyte	24 November 2011
Rural Bank of Camalig, Inc.	2/F Camalig Bank Building Penaranda Street 4500 Legaspi City	24 November 2011
Rural Bank of Candelaria (Quezon), Inc.	Corner Cabunag & Bustamante Streets, Candelaria, Quezon	24 November 2011
Rural Bank of Candelaria (Zambales), Inc.	Candelaria, Zambales	24 November 2011
Rural Bank of Capalonga, Inc.	J.P. Rizal St., Poblacion, Capalonga, Camarines Norte	24 November 2011
Rural Bank of Cardona, Inc.	Cardona, Rizal	24 November 2011
Rural Bank of Casiguran, Inc.	Jose Angara Avenue, Poblacion 4, Casiguran 3204 Aurora	24 November 2011
Rural Bank of Catubig, Inc.	Poblacion Catubig, Northern Samar	24 November 2011
Rural Bank of Cauayan (Isabela), Inc.	Don Jose Canciller Avenue, Cauayan City, 3305 Isabela	24 November 2011
Rural Bank of Cavinti, Inc.	Cavinti, Laguna	24 November 2011
Rural Bank of Cebu South, Inc.	Poblacion, Pardo, Cebu City	24 November 2011

(Sibonga RB)		
Rural Bank of Central Pangasinan, Inc.	Corporate Office: Chuson Bldg., McArthur Highway, Calasiao, Pangasinan	24 November 2011
Rural Bank of Claveria, Inc.	Poblacion, Claveria, Cagayan	24 November 2011
Rural Bank of Compostela (Comval), Inc.	J.P. Laurel St.Compostela, Compostela Valley	24 November 2011
Rural Bank of Cotabato, Inc.	EC Tanghal Building No. 5 Don Roman Vilo Street, Cotabato City	24 November 2011
Rural Bank of Cuartero, Inc.	Cuartero, Capiz	24 November 2011
Rural Bank of Cuenca, Inc.	Marasigan St., Cuenca, Batangas	24 November 2011
Rural Bank of Cuyo, Inc.	Mendoza St., Bancal, 5318 Cuyo, Palawan	24 November 2011
Rural Bank of Dasmariñas, Inc.	19 Camerino Ave., Dasmarinas, Cavite	24 November 2011
Rural Bank of Datu Paglas, Inc.	Datu Paglas, Maguindanao	24 November 2011
Rural Bank of Digos, Inc.	2964 Rizal Avenue, Digos City, Davao del Sur	24 November 2011
Rural Bank of Dolores (Quezon), Inc.	Silangan, Dolores, Quezon	24 November 2011
Rural Bank of Donsol, Inc.	4715 Donsol, Sorsogon	24 November 2011
Rural Bank of Dulag, Inc.	Kempis St., Poblacion, Dulag, Leyte 6505	24 November 2011
Rural Bank of Dumangas, Inc.	Dumangas, Iloilo	24 November 2011
Rural Bank of Dupax , Inc.	Dupax Del Norte 3706 Nueva Vizcaya	24 November 2011
Rural Bank of El Salvador, Inc.	National Highway, Poblacion, El Salvador, Misamis Oriental	24 November 2011
Rural Bank of Escalante, Inc.	North Avenue, Escalante City, Negros Occidental (6124)	24 November 2011
Rural Bank of Gainza, Inc.	Poblacion, Gainza, Camarines Sur	24 November 2011
Rural Bank of Galimuyod, Inc.	Poblacion, Galimuyod, 2709 Ilocos Sur	24 November 2011
Rural Bank of Gandara, Inc.	Gandara, Western Samar	24 November 2011
Rural Bank of Gattaran, Inc.	National High-way, Centro Norte, Gattaran, Cagayan	24 November 2011
Rural Bank of General Luna, Inc.	Ester St., Poblacion, Luna, Quezon	24 November 2011
Rural Bank of General Trias, Inc.	Tejero, Gen. Trias, Cavite	24 November 2011
Rural Bank of Gigaquit, Inc.	San Isidro, Gigaquit, Surigao del Norte (8409)	24 November 2011
Rural Bank of Gingoog, Inc.	Lupod-Guno St.,Gingoog, 9014 Misamis Oriental	24 November 2011
Rural Bank of Gitagum, Inc.	Poblacion, Gitagum, Misamis Oriental	24 November 2011
Rural Bank of Gloria, Inc.	Poblacion Gloria, Oriental Mindoro	24 November 2011
Rural Bank of Goa, Inc.	San Jose St., Goa, Camarines Sur 4422	24 November 2011
Rural Bank of Guihulngan, Inc.	Guihulngan, Negros Oriental	24 November 2011
Rural Bank of Guinobatan, Inc.	Guinobatan, Albay	24 November 2011
Rural Bank of Guiuan, Inc.	Sta. Cruz, Guiuan, Eastern	24 November 2011

	Samar	
Rural Bank of Hagonoy, Inc.	Guihing, Hagonoy, 8006 Davao del Sur	24 November 2011
Rural Bank of Hermosa, Inc.	Burgos St. Poblacion, Hermosa, Bataan (2111)	24 November 2011
Rural Bank of Hilongos,Inc.	R.V. Villaflores St., Hilongos 6524 Leyte	24 November 2011
Rural Bank of Hindang, Inc.	Poblacion, Hindang, Leyte	24 November 2011
Rural Bank of Hinundayan, Inc.	Poblacion, Hinundayan, Southern Leyte	24 November 2011
Rural Bank of Ibajay, Inc.	National Road, Poblacion, Ibajay, Aklan	24 November 2011
Rural Bank of Iligan City, Inc.	Gen. E. Aguinaldo St., Iligan City, Lanao del Norte	24 November 2011
Rural Bank of Ilog, Inc.	Dancalan, Ilog, Negros Occidental	24 November 2011
Rural Bank of Iloilo City, Inc.	Luna St., La Paz, Iloilo City	24 November 2011
Rural Bank of Infanta, Inc.	Corner Velasco & Mabini Streets, Infanta, Quezon	24 November 2011
Rural Bank of Initao, Inc.	Poblacion, Initao, 9022 Misamis Oriental	24 November 2011
Rural Bank of Irosin, Inc.	San Julian, Irosin, Sorsogon	24 November 2011
Rural Bank of Itogon, Inc.	1993 Public Bldg., Km 5 Pico, La Trinidad, Benguet	24 November 2011
Rural Bank of Jaen, Inc.	Jaen, Nueva Ecija	24 November 2011
Rural Bank of Jamindan, Inc.	Jamindan, Capiz	24 November 2011
Rural Bank of Javier, Inc.	Zone II Real St., Javier, Leyte	24 November 2011
Rural Bank of Jimenez, Inc.	Rizal Street, Jimenez 7204 Misamis Occidental	24 November 2011
Rural Bank of Jordan, Inc.	5045 Wharf Area, Jordan, Guimaras	24 November 2011
Rural Bank of Jose Panganiban, Inc.	Poblacion Jose Panganiban, Camarines Norte	24 November 2011
Rural Bank of Kabasalan, Inc.	7005 Kabasalan,Zambaonga Sibugay	24 November 2011
Rural Bank of Kapalong, Inc.	Kapalong, Davao del Norte	24 November 2011
Rural Bank of Karomatan, Inc.	Crossing Tubod, 9215 Karomatan, Lanao del Norte	24 November 2011
Rural Bank of Kawit, Inc.	Kawit, Cavite	24 November 2011
Rural Bank of Kiamba, Inc.	Poblacion, Kiamba, Sarangani	24 November 2011
Rural Bank of Kibawe, Inc.	Kibawe, Bukidnon	24 November 2011
Rural Bank of Kinogitan, Inc.	Poblacion, Kinogitan, Misamis Oriental 9010	24 November 2011
Rural Bank of Kolambugan, Inc.	Cabili St., Kolambugan 9207 Lanao del Norte	24 November 2011
Rural Bank of La Paz (Tarlac), Inc.	Corner J. Catalan and Burgos Streets., La Paz, Tarlac	24 November 2011
Rural Bank of La Trinidad, Inc.	JC 105 Solis Building, Pico , La Trinidad, Benguet	24 November 2011
Rural Bank of Labason, Inc.	7117 Rizal Avenue, Labason, Zamboanga del Norte	24 November 2011
Rural Bank of Labrador, Inc.	Labrador, Pangasinan	24 November 2011
Rural Bank of Lanuza, Inc.	Carmen, Surigao del Sur	24 November 2011

Rural Bank of Larena, Inc.	Larena, Siquijor	24 November 2011
Rural Bank of Lebak, Inc.	Lebak, Sultan Kudarat	24 November 2011
Rural Bank of Leganes, Inc.	Quintin Salas St., Poblacion, Leganes, Iloilo	24 November 2011
Rural Bank of Lemery (Batangas), Inc.	Ilustre Avenue, Lemery, Batangas	24 November 2011
Rural Bank of Liloy, Inc.	7115 Liloy, Zamboanga del Norte	24 November 2011
Rural Bank of Limay, Inc.	Nat'l Rd.Townsite, Limay, Bataan	24 November 2011
Rural Bank of Lipa City, Inc.	J.P. Rizal St., Lipa City, Batangas	24 November 2011
Rural Bank of Lobo, Inc.	Poblacion, Lobo, Batangas (Mailing Address: P. Torres cor. G.A. Solis Sts. Lipa City, 4217 Batangas)	24 November 2011
Rural Bank of Loboc, Inc.	Poblacion, Loboc, Bohol	24 November 2011
Rural Bank of Loon, Inc.	Across Loon Municipal Bldg., National Highway, Loon, Bohol	24 November 2011
Rural Bank of Lopez Jaena, Inc.	Lopez Jaena, Misamis Occidental	24 November 2011
Rural Bank of Loreto, Inc.	Purok 1, Rizal St., Poblacion, San Jose, Province of Dinagat Islands	24 November 2011
Rural Bank of Lubao, Inc.	Lubao, Pampanga	24 November 2011
Rural Bank of Lucban, Inc.	103 Rizal St.,Lucban, Quezon	24 November 2011
Rural Bank of Luisiana, Inc.	Luisiana, Laguna	24 November 2011
Rural Bank of Lumban, Inc.	National Highway, Brgy. Lewin, Lumban, Laguna	24 November 2011
Rural Bank of Luna (Isabela), Inc.	National Highway, Harana, Luna, Isabela	24 November 2011
Rural Bank of Luna (Kalinga-Apayao), Inc.	San Isidro, Luna, Apayao	24 November 2011
Rural Bank of Luna (La Union), Inc.	Luna, La Union	24 November 2011
Rural Bank of Lupao, Inc.	Lupao, Nueva Ecija	24 November 2011
Rural Bank of Ma-ao, Inc.	Sta. Cecilia St., Bago City, Negros Occidental	24 November 2011
Rural Bank of Maasin (So. Leyte), Inc.	E.Rafols St., Maasin City, Southern Leyte	24 November 2011
Rural Bank of Mabalacat, Inc.	107 Mac-Arthur Highway, Dau, Mabalacat, 2010 Pampanga	24 November 2011
Rural Bank of Mabini (Batangas), Inc.	Castillo Ave., Poblacion, Mabini, Batangas	24 November 2011
Rural Bank of Mabitac, Inc. (Fortune Bank)	J. Rizal St.,Mabitac, Laguna	24 November 2011
Rural Bank of Maddela, Inc.	E. Mangaoil Building, Poblacion Norte, Maddela, Quirino	24 November 2011
Rural Bank of Madridejos, Inc.	Poblacion, Madridejos, Cebu	24 November 2011
Rural Bank of Magdalena, Inc.	10 E. Jacinto St.,Magdalena, Laguna	24 November 2011
Rural Bank of Magsingal, Inc.	Magsingal, Ilocos Sur	24 November 2011
Rural Bank of Mahaplag, Inc.	6512 Mahaplag, Leyte	24 November 2011
Rural Bank of Maigo, Inc.	Maigo, Lanao del Norte	24 November 2011
Rural Bank of Majayjay, Inc.	P. Zamora St., Majayjay, 4005 Laguna	24 November 2011
Rural Bank of Makato, Inc.	Mayor Paterio Tirol St., Poblacion, Makato, Aklan	24 November 2011

Rural Bank of Malinao (Aklan), Inc.	Poblacion, Malinao, Aklan	24 November 2011
Rural Bank of Malitbog, Inc.	Poblacion, Malitbog, Southern Leyte	24 November 2011
Rural Bank of Malolos, Inc.	Pariancillo St., Sto. Niño, City of Malolos, Bulacan	24 November 2011
Rural Bank of Mambusao, Inc.	Mambusao, Capiz	24 November 2011
Rural Bank of Manapla, Inc.	Crossing Ubos, Manapla, Negros Occidental	24 November 2011
Rural Bank of Mandaue, Inc.	A. Del Rosario St., Centro Mandue City	24 November 2011
Rural Bank of Mangaldan, Inc.	Mangaldan, Pangasinan	24 November 2011
Rural Bank of Manolo Fortich, Inc.	Manolo Fortich, Bukidnon	24 November 2011
Rural Bank of Manukan, Inc.	Poblacion, Manukan, Zamboanga del Norte	24 November 2011
Rural Bank of Maragondon, Inc.	Maragondon, Cavite	24 November 2011
Rural Bank of Marayo (Negros Occidental), Inc.	Cortez St., Pontevedra, Negros Occidental	24 November 2011
Rural Bank of Maria Aurora, Inc.	Maria Aurora, Aurora	24 November 2011
Rural Bank of Marilag (Sta. Maria,Laguna), Inc.	Real Velasquez St., Sta. Maria, 4005 Laguna	24 November 2011
Rural Bank of Matag-ob, Inc.	McArthur St., Matag-ob, 6532 Leyte	24 November 2011
Rural Bank of Mati, Inc.	Mati, Davao Oriental	24 November 2011
Rural Bank of Mauban, Inc.	Quezon St., Mauban, Quezon	24 November 2011
Rural Bank of Mawab, Inc.	Poblacion, Mawab, Compostela Valley	24 November 2011
Rural Bank of Medina, Inc.	Poblacion, Medina, Misamis Oriental	24 November 2011
Rural Bank of Mendez, Inc.	145 J.P. Rizal St., Mendez, Cavite	24 November 2011
Rural Bank of Mexico, Inc.	Mexico, Pampanga	24 November 2011
Rural Bank of Miagao, Inc.	Noble St.,Miagao, Iloilo	24 November 2011
Rural Bank of Midsayap, Inc.	Quezon Ave., Midsayap, North Cotabato	24 November 2011
Rural Bank of M'lang, Inc.	Magsaysay Ave., Poblacion A, M'lang, North Cotabato	24 November 2011
Rural Bank of Montalban, Inc.	J.P. Rizal Ave.,Manggahan Rodriguez, Montalban, Rizal	24 November 2011
Rural Bank of Montevista, Inc.	National Highway, Montevista, Compostela Valley (Mailing Address: Old DXDN Building., Mabini Street, Tagum City, Davao Del Norte 8100)	24 November 2011
Rural Bank of Nabunturan, Inc.	Echavez St., Nabunturan, Compostela Valley	24 November 2011
Rural Bank of Nagcarlan, Inc.	Nagcarlan, Laguna	24 November 2011
Rural Bank of Naguilian (La Union), Inc.	Naguilian Highway, Natividad, Naguilian, La Union	24 November 2011
Rural Bank of Naic, Inc.	No. 16 Nazareno St., Bgy. Nazareno, Naic, Cavite	24 November 2011
Rural Bank of Nasugbu, Inc.	Poblacion, Nasugbu, Batangas	24 November 2011
Rural Bank of Naval, Inc.	964 Burgos St., Naval, Biliran	24 November 2011
Rural Bank of New Corella, Inc.	New Corella, Davao del Norte	24 November 2011

Rural Bank of New Washington, Inc.	Magsaysay Ave., Poblacion,New Washington, Aklan	24 November 2011
Rural Bank of Norala, Inc.	9508 Poblacion, Norala, South Cotabato	24 November 2011
Rural Bank of Ocampo, Inc.	Poblacion, Ocampo, Camarines Sur	24 November 2011
Rural Bank of Odiongan, Inc.	Poblacion, Odiongan, Romblon	24 November 2011
Rural Bank of Ormoc City, Inc.	Mabini St., Ormoc City, Leyte	24 November 2011
Rural Bank of Oroquieta, Inc.	Barrientos St., Oroquieta City, Misamis Occidental	24 November 2011
Rural Bank of Oslob, Inc.	Poblacion, 6025 Oslob, Cebu	24 November 2011
Rural Bank of Oton, Inc.	Mabini St., Oton, Iloilo	24 November 2011
Rural Bank of Padre Burgos (Southern Leyte), Inc.	Padre Burgos, Southern Leyte	24 November 2011
Rural Bank of Padre Garcia, Inc.	Mabini St., Poblacion, Padre Garcia, Batangas	24 November 2011
Rural Bank of Paete, Inc.	Rizal cor. Quesada Sts., Paete, 4016 Laguna	24 November 2011
Rural Bank of Pagadian, Inc.	Pagadian, Zamboanga del Sur	24 November 2011
Rural Bank of Pagbilao, Inc.	Poblacion, Pagbilao, Quezon	24 November 2011
Rural Bank of Pagsanjan, Inc.	National Highway, Pagsanjan, 4008 Laguna	24 November 2011
Rural Bank of Pamplona (Camarines Sur), Inc.	Maharlika Highway, Tambo, Pamplona, Camarines Sur	24 November 2011
Rural Bank of Pamplona (Negros Oriental), Inc.	Pamplona, Negros Oriental	24 November 2011
Rural Bank of Pana-on, Inc.	Pana-on, Misamis Occidental	24 November 2011
Rural Bank of Panay, Inc.	Poblacion, Panay, Capiz	24 November 2011
Rural Bank of Pandi, Inc.	Poblacion, Pandi, Bulacan	24 November 2011
Rural Bank of Pangil, Inc.	Pangil, Laguna	24 November 2011
Rural Bank of Paracale, Inc.	Paracale, Camarines Norte	24 November 2011
Rural Bank of Pavia, Inc.	Cor. Hendriana-Sumakwel Sts., Poblacion, Pavia, Iloilo	24 November 2011
Rural Bank of Pilar (Bataan), Inc.	Rizal St., Poblacion, Pilar, Bataan	24 November 2011
Rural Bank of Pilar (Sorsogon), Inc.	G/F Roces Bldg., Poblacion, Pilar, Sorsogon	24 November 2011
Rural Bank of Pinamalayan, Inc.	Pinamalayan, Oriental Mindoro	24 November 2011
Rural Bank of Placer (Surigao del Norte), Inc.	Km. 1, National Highway, Surigao City	24 November 2011
Rural Bank of Plaridel (Bulacan), Inc.	Plaridel, Bulacan	24 November 2011
Rural Bank of Plaridel (Misamis Occidental), Inc.	Plaridel, Misamis Occidental	24 November 2011
Rural Bank of Pola, Inc.	Pola, Oriental Mindoro	24 November 2011
Rural Bank of Polomolok, Inc.	Polomolok, South Cotabato	24 November 2011
Rural Bank of Porac, Inc.	General Luna St., Congatba, Porac, Pampanga	24 November 2011
Rural Bank of Pototan, Inc.	T. Magbanua Street, Pototan Iloilo, 5008	24 November 2011
Rural Bank of Pozorrubio, Inc.	Pozorrubio, Pangasinan	24 November 2011
Rural Bank of Pres. Quirino, Inc.	National Highway, Pres. Quirino, 9804 Sultan Kudarat	24 November 2011
Rural Bank of Puerto Galera, Inc.	Poblacion Puerto Galera, Oriental	24 November 2011

	Mindoro 5203	
Rural Bank of Pura, Inc.	Pura, Tarlac	24 November 2011
Rural Bank of Quezon (Nueva Ecija), Inc.	T. Joson Ave., Dulong Bayan, Quezon, Nueva Ecija 3113	24 November 2011
Rural Bank of Ragay, Inc.	Poblacion, Ragay, Camarines Sur	24 November 2011
Rural Bank of Ramon, Inc,	121 National Road, Bugallon Proper, Ramon, Isabela	24 November 2011
Rural Bank of Reina Mercedes, Inc.	Reina Mercedes, Isabela	24 November 2011
Rural Bank of Rizal (Kalinga), Inc.	Rizal, Kalinga-Apayao	24 November 2011
Rural Bank of Rizal (Laguna), Inc.	Rizal, Laguna	24 November 2011
Rural Bank of Rizal (Z.N.), Inc.	Rizal, Zamboanga del Norte 7104	24 November 2011
Rural Bank of Rosario (La Union), Inc.	Rosario, La Union	24 November 2011
Rural Bank of Roxas (Oriental Mindoro), Inc.	Roxas, Oriental Mindoro	24 November 2011
Rural Bank of Sagada, Inc.	Poblacion Sagada, Mountain Province	24 November 2011
Rural Bank of Sagay (Negros Occidental), Inc.	Poblacion, Sagay City, Negros Occidental	24 November 2011
Rural Bank of Salcedo, Inc.	Poblacion, Salcedo, Ilocos Sur	24 November 2011
Rural Bank of Salinas, Inc.	Marsella St., Rosario, Cavite	24 November 2011
Rural Bank of Salug, Inc.	7114 Salug, Zamboanga del Norte	24 November 2011
Rural Bank of Sampaloc, Inc.	Poblacion, Sampaloc, Quezon	24 November 2011
Rural Bank of San Agustin, Inc.	Masaya Centro, San Agustin 3314 Isabela	24 November 2011
Rural Bank of San Antonio (Quezon), Inc.	J. C. Wagan Avenue, Poblacion, San Antonio, Quezon	24 November 2011
Rural Bank of San Enrique, Inc.	Salvacion corner San Juan Sts., Passi City, Iloilo	24 November 2011
Rural Bank of San Fabian, Inc.	San Fabian, Pangasinan	24 November 2011
Rural Bank of San Fernando (Camarines Sur), Inc.	Bonifacio St., San Fernando, Camarines Sur	24 November 2011
Rural Bank of San Fernando (Cebu), Inc.	Poblacion, San Fernando, Cebu	24 November 2011
Rural Bank of San Jacinto, Inc.	San Jacinto, Masbate	24 November 2011
Rural Bank of San Jose (Camarines), Inc.	Poblacion San Jose, Camarines Sur 4423	24 November 2011
Rural Bank of San Juan (Southern Leyte), Inc.	6611 San Juan, Southern Leyte	24 November 2011
Rural Bank of San Lorenzo Ruiz (Siniloan), Inc.	Siniloan, Laguna	24 November 2011
Rural Bank of San Luis (Batangas), Inc.	San Luis, Batangas	24 November 2011
Rural Bank of San Luis (Pampanga), Inc.	F. Carlos St., Sta. Cruz Pob. San Luis, Pampanga	24 November 2011
Rural Bank of San Manuel (Isabela), Inc.	San Manuel, Isabela	24 November 2011
Rural Bank of San Marcelino, Inc.	Agpalo St., Central, San Marcelino, Zambales	24 November 2011
Rural Bank of San Mateo (Isabela),	Poblacion, San Mateo, Isabela	24 November 2011

Inc.		
Rural Bank of San Miguel (Iloilo), Inc.	San Raymundo St., Poblacion, San Miguel, Iloilo	24 November 2011
Rural Bank of San Narciso (Zambales), Inc.	Fontimayor St., Bgy Libertad, San Narciso, Zambales	24 November 2011
Rural Bank of San Nicolas (Pangasinan), Inc.	Rizal St., Poblacion, San Nicolas, 2447 Pangasinan	24 November 2011
Rural Bank of San Pascual, Inc.	345 M.H. del Pilar cor Navarette St. Brgy. Arkong Bato, Valenzuela City	24 November 2011
Rural Bank of San Quintin, Inc.	Poblacion, San Quintin, 2444 Pangasinan	24 November 2011
Rural Bank of San Rafael (Bulacan), Inc.	San Rafael, Bulacan	24 November 2011
Rural Bank of San Vicente, Inc.	San Vicente, Camarines Norte	24 November 2011
Rural Bank of Sanchez Mira, Inc.	Centro I, Sanchez Mira, Cagayan	24 November 2011
Rural Bank of Santa Catalina, Inc.	Caranoche St., Sta. Catalina, 6220 Negros Oriental	24 November 2011
Rural Bank of Santiago de Libon, Inc.	San Francisco St., Libon, Albay	24 November 2011
Rural Bank of Sapian, Inc.	Poblacion, Sapian, Capiz	24 November 2011
Rural Bank of Sasmuan, Inc.	San Nicolas II, Sasmuan, 2004 Pampanga	24 November 2011
Rural Bank of Seven Lakes, Inc.	M. Paulino St., San Pablo City	24 November 2011
Rural Bank of Siaton, Inc.	Poblacion, Siaton, Negros Oriental	24 November 2011
Rural Bank of Sibalom, Inc.	Sibalom, Antique	24 November 2011
Rural Bank of Sibulan, Inc.	Poblacion, Sibulan, Negros Oriental	24 November 2011
Rural Bank of Silay City, Inc.	Corner Eusebio and G. Gamboa Streets Brgy. 3 6116 Silay City	24 November 2011
Rural Bank of Siocon, Inc.	183-C Ong Bldg.,Governor Alvarez Avenue, Zamboanga City	24 November 2011
Rural Bank of Sipocot, Inc.	Poblacion Sipocot, Camarines Sur	24 November 2011
Rural Bank of Socorro, Inc.	Poblacion, Socorro, Oriental Mindoro	24 November 2011
Rural Bank of Solano, Inc.	Gaddang St.,Solano, Nueva Vizcaya	24 November 2011
Rural Bank of Sta. Barbara (Iloilo), Inc.	Sta. Barbara, Iloilo	24 November 2011
Rural Bank of Sta. Elena, Inc.	Sta. Elena, Camarines Norte	24 November 2011
Rural Bank of Sta. Fe (Romblon), Inc.	Poblacion, Sta. Fe, Tablas Island, Romblon	24 November 2011
Rural Bank of Sta. Ignacia, Inc. (Signa Bank)	Poblacion East, Sta. Ignacia, Tarlac	24 November 2011
Rural Bank of Sta. Magdalena, Inc.	Rural Bank Bldg., Brgy. 3, Poblacion, Sta. Magdalena, Sorsogon	24 November 2011
Rural Bank of Sta. Maria (Ilocos Sur) Inc.	Col. S. Reyes Ave., Pob Sur, Sta. Maria, Ilocos Sur	24 November 2011
Rural Bank of Sta. Rosa (Laguna), Inc.	City of Sta. Rosa, Laguna	24 November 2011

Rural Bank of Sta. Rosa de Lima, Inc.	#7 Burgos St., Poblacion Sur, Paniqui, Tarlac	24 November 2011
Rural Bank of Sto. Domingo (Nueva Ecija), Inc.	D. Noriel St., Hulo, Sto. Domingo, Nueva Ecija	24 November 2011
Rural Bank of Sto. Tomas (Davao), Inc.	Magsaysay Ave., Poblacion, Sto. Tomas, Davao del Norte	24 November 2011
Rural Bank of Sudipen, Inc.	2520 Sudipen, La Union	24 November 2011
Rural Bank of Taal, Inc.	F. Agoncillo St., Taal, Batangas	24 November 2011
Rural Bank of Tabuk, Inc.	Tabuk, Kalinga	24 November 2011
Rural Bank of Taft, Inc.	Real St., Taft, Eastern Samar	24 November 2011
Rural Bank of Tagaytay City, Inc.	Tagaytay City, Cavite	24 November 2011
Rural Bank of Talisay (Batangas), Inc.	Gen. A. Laurel St., Talisay, Batangas	24 November 2011
Rural Bank of Talisay (Cebu), Inc.	Tabunoc, Talisay, Cebu	24 November 2011
Rural Bank of Talisay (Negros Occidental), Inc.	Talisay, Negros Occidental	24 November 2011
Rural Bank of Talugtog, Inc.	Poblacion, Talugtug 3118 Nueva Ecija	24 November 2011
Rural Bank of Tandag, Inc.	Tandag, Surigao del Sur	24 November 2011
Rural Bank of Tangub, Inc.	Lorenzo Tan St.,Tangub City, Misamis Occidental	24 November 2011
Rural Bank of Tanjay, Inc.	639 Magallanes St., Tanjay City, 6204 Negros Oriental	24 November 2011
Rural Bank of Tayabas, Inc.	No.62 Gen. Luna St., Tayabas, Quezon	24 November 2011
Rural Bank of Taysan, Inc. (Banco Batangas)	Taysan, Batangas	24 November 2011
Rural Bank of Teresa, Inc.	Teresa, Rizal	24 November 2011
Rural Bank of Tibiao, Inc.	Tibiao, Antique	24 November 2011
Rural Bank of Tigaon, Inc.	Poblacion, Tigaon, Camarines Sur	24 November 2011
Rural Bank of Tigbauan, Inc.	Tigbauan, Iloilo	24 November 2011
Rural Bank of Tudela, Inc.	Sibas, Tudela, Misamis Occidental	24 November 2011
Rural Bank of Tumauini, Inc.	National Highway, Poblacion, Tumauini, Isabela	24 November 2011
Rural Bank of Valencia (Bukidnon), Inc.	Valencia, Bukidnon	24 November 2011
Rural Bank of Valencia (Negros Or.), Inc.	Larena St., Valencia, Negros Oriental	24 November 2011
Rural Bank of Victoria (Oriental Mindoro), Inc.	Poblacion, Victoria, Oriental Mindoro	24 November 2011
Rural Bank of Victoria, Inc.	Victoria, Tarlac	24 November 2011
Rural Bank of Villaverde, Inc.	Bintawan Norte, 3710 Villaverde, Nueva Vizcaya	24 November 2011
Rural Bank of Villaviciosa, Inc.	National Road, Poblacaion, Villaviciosa, Abra 2811	24 November 2011
Rural Bank of Zarraga, Inc.	Zarraga, Iloilo	24 November 2011
Sadiri Rural Bank, Inc.	Poblacion, San Juan, 2731 Ilocos Sur	24 November 2011
Salug Valley Rural Bank, Inc.	Mabini St.,Maloloy-on, Molave, Zamboanga del Sur	24 November 2011
Sampaguita Savings Bank, Inc.	No. 10 J. Luna St., Poblacion,	24 November 2011

	San Pedro, Laguna	
San Bartolome Rural Bank, Inc.	San Pedro I, Magalang, Pampanga	24 November 2011
San Fernando Rural Bank, Inc.	Consunji St., Brgy. Sto. Rosario, San Fernando City, Pampanga	24 November 2011
San Francisco Del Monte Rural Bank, Inc.	958-964 Del Monte Ave., Quezon City	24 November 2011
Sarangani Rural Bank, Inc.	P. Acharon Blvd.,General Santos City, Polomolok, South Cotabato	24 November 2011
Savings & Loan Association of Government Auditors, Inc.	COA Bldg., Mariano Marcos Avenue, Quezon City	24 November 2011
Savings & Loan Association of Mataas na Kahoy, Inc.	Barangay IV, V Templo Avenue, Mataas na Kahoy, Batangas	24 November 2011
Savings & Loan Association of Power Employees, Inc.	c/o NPC-MRC, Ma. Cristina, Iligan City	24 November 2011
Savings &n Loan Association of P & G Phil. Employees, Inc.	20/F 6750 Ayala Office Tower, Ayala Avenue, 1200 Makati City	24 November 2011
Saviour Rural Bank, Inc.	Olongapo Highway cor. Osmeña St., Sta. Cruz, Lubao, Pampanga	24 November 2011
Science Savings & Loan Association, Inc.	SSLAI Bldg., DOST Compound, Gen. Santos Ave., Bicutan, Taguig, Metro Manila	24 November 2011
Second Rural Bank of Meycauayan, Inc.	Meycauayan, Bulacan	24 November 2011
Second Rural Bank of San Luis (Pampanga), Inc.	Barangay Santo Cristo, Guagua, Pampanga	24 November 2011
Second Rural Bank of Valenzuela, Inc.	Polo, Valenzuela City, Metro Manila	24 November 2011
Secured Bank, Inc. (A Rural Bank)	Capt. Vicente Rosa St., Cogon, Cagayan de Oro City	24 November 2011
Shell Employees Savings & Loan Association, Inc.	3/F Shell House Bldg., 156 Valero St., Salcedo Village, Makati City	24 November 2011
Shell Refinery Employees Savings & Loan Association, Inc.	Tabangao, Batangas City	24 November 2011
Shoe Mart Savings & Loan Association, Inc.	Bldg. 104 Bay Boulevard, SM Central Business Park, Bay City, Pasay City	24 November 2011
Siam Bank (CRB of Lugait Inc.)	Cagayan de Oro City, Misamis Oriental	24 November 2011
Siargao Bank, Inc. (A Rural Bank) RB of Dapa, Inc.	Jose C. Sering Bldg., Capitol Road, Surigao City	24 November 2011
Silahis Bank Inc. (A Rural Bank)	452 Mc Arthur Highway, Balagtas, Bulacan	24 November 2011
Silangan Savings and Loan Bank, Inc.	J. P. Rizal St., Silang, 4118 Cavite	24 November 2011
Smart Bank (A Rural Bank), Inc.	Madrigal Business Centre, Alabang, Muntinlupa City	24 November 2011
Sorsogon Provincial Cooperative Bank	B. Flores St., Sorsogon City, Sorsogon	24 November 2011
South Bank, Inc. (A Rural Bank)	Rodelsa Hall, R.N. Pelaez Blvd., Kauswagan, Cagayan de Oro City	24 November 2011

Southeast Country Bank, Inc. - RB of Camaligan, Inc.	Sto. Domingo St., Camaligan, Camarines Sur	24 November 2011
Southern Leyte Cooperative Bank	Rafols St.,Tunga-tunga, Maasin, Southern Leyte	24 November 2011
Southern Luzon Teachers Savings & Loan Association, Inc. (SLTSLAI)	Alday Street, Candelaria, Quezon	24 November 2011
Southernside Savings & Loan Association, Inc.	SMS Compound, Camella Homes IV, Poblacion, 1776 Muntinlupa City	24 November 2011
St. Michael Rural Bank, Inc.	Herminia Bldg., Espinosa St. cor. Rizal St., Tarlac City, Tarlac	24 November 2011
Sta. Maria Rural Bank (Bulacan), Inc.	Sta. Maria, Bulacan	24 November 2011
State Investment Trust, Inc.	333 3F Juan Luna Street, 1006 Binondo, Manila	24 November 2011
Sterling Bank of Asia, Inc. (A Savings Bank)	Sterling Bank Corporate Centre, Greenhills, San Juan City	24 November 2011
Sto. Niño Rural Bank, Inc.	Ternate, Cavite	24 November 2011
Sto. Rosario Rural Bank (Batangas), Inc.	J.P. Rizal St., P.Garcia, Batangas	24 November 2011
Sugbuanon Rural Bank, Inc.	Dr. Ramon Arcenas Bldg., Osmeña Blvd., Cebu City	24 November 2011
Summit Bank (Rural Bank of Tublay, Inc.)	Acop, Tublay, Benguet (Exec. Office - #35 Lim Ting Bldg., Diego Silang St., Baguio City)	24 November 2011
Summit Rural Bank of Lipa City, Inc.	Morada Ave., Lipa City, Batangas	24 November 2011
Sunrise Rural Bank, Inc.	Zuno St., Rosario, Batangas	24 November 2011
Supreme Court Savings & Loan Association, Inc. (SCSLAI)	Padre Faure, Manila	24 November 2011
Surigao City Evergreen Rural Bank, Inc.	No. 03337 Borromeo St., Surigao City, Surigao del Norte	24 November 2011
Surigao Officials & Employees Savings & Loan Association	Rizal Street, 8400 Surigao City, Surigao del Norte	24 November 2011
Surigaonon Rural Banking Corporation	J.P. Rizal corner Gemina Sts., 8400 Surigao City	24 November 2011
Synergy Rural Bank, Inc.	No. 5 Kap. Simeon Luz St., Brgy. 4, Lipa City, Batangas 4217	24 November 2011
Tamaraw Rural Bank, Inc.	M.H. Del Pilar cor. Magsaysay Sts., San Jose, Occidental Mindoro	24 November 2011
Tanay Rural Bank, Inc.	F.T. Catapusan St., Brgy. Plaza Aldea, Tanay, Rizal	24 November 2011
Telecommunications Savings & Loan Association, Inc.	Bureau of Telecommunications Bldg., A. Roces Avenue, Quezon City	24 November 2011
The Country Bank, Inc. (RB Bongabong, Inc.)	Poblacion Bongabong, Oriental Mindoro	24 November 2011
The Palawan Bank (Palawan Development Bank, Inc.)	167 Rizal Ave., Puerto Princesa City, Palawan 5300	24 November 2011
Tiaong Rural Bank, Inc.	Doña Tating St., Pob. I, Tiaong, Quezon	24 November 2011

Tong Yang Savings Bank, Inc.	G / F Chatham House Condominium, 116 Valero cor. Herrera Sts. , Salcedo Village, 1227 Makati City	24 November 2011
Tower Development Bank	G/F Rockavilla Bldg., Poblacion, Guiguinto, Bulacan	24 November 2011
Towncall Rural Bank, Inc.	G/F Towncall Bldg., Maharlika Highway, Cabanatuan City	24 November 2011
Toyota Financial Services Philippines Corporation (TFSPH)	32F GT Tower International, Ayala Avenue corner HV Dela Costa St., Salcedo Village, Makati City	24 November 2011
Toyota Motor Philippines Savings & Loan Association, Inc. (TMPSLAI)	Santa Rosa-Tagaytay Road, Santa Rosa, Laguna	24 November 2011
Turumba Rural Bank of Pakil, Inc.	36 Tavera Street, Pakil, Laguna	24 November 2011
Unilink Bank Inc. (A Rural Bank)	Km. 39 Nat'l H-way, Balibago, Sta. Rosa, Laguna	24 November 2011
United Consumers Rural Bank, Inc.	National Highway, Centro, Aurora, Isabela	24 November 2011
United Overseas Bank Philippines	17/F Pacific Star Building, Sen. Gil J. Puyat Ave. cor. Makati Ave., Makati City 1200	24 November 2011
United People's Rural Bank, Inc.	Nadres St., Candelaria, 4323 Quezon	24 November 2011
Unity Bank (A Rural Bank), Inc.	V. Tiomico St., San Fernando, Pampanga	24 November 2011
Universal Rural Bank of Lopez, Inc.	San Francisco Street, Brgy. Talolong, Lopez, Quezon	24 November 2011
University of Luzon Savings & Loan Association	Perez Boulevard, Dagupan City, Pangasinan	24 November 2011
University Savings Bank	1497 Dapitan cor. Alfredo St., Sampaloc, Manila	24 November 2011
Unlad Rural Bank of Noveleta, Inc.	Poblacion, Noveleta, Cavite	24 November 2011
Upland Rural Bank of Dalaguete (Cebu), Inc.	Legaspi St., Poblacion, Dalaguete, 6022 Cebu	24 November 2011
Utility Bank, Inc. (A Rural Bank)	J. P. Rizal St., Bauan, Batangas	24 November 2011
Valiant Rural Bank, Inc.	41 Mabini St., Iloilo City	24 November 2011
Vigan Banco Rural, Incorporada	Vigan, Ilocos Sur	24 November 2011
Village Bank, Inc. (A Thrift Bank)	Centro I, Orani, Bataan	24 November 2011
Vision Bank, Inc.- A Rural Bank (Microfinance)	Libod Poblacion, Bato, Catanduanes	24 November 2011
Vizcaya Bank, A Rural Bank, Inc.	Gen. Luna St., Solano, 3709 Nueva Vizcaya	24 November 2011
Water and Sewerage Savings & Loan Association, Inc.	MWSS Complex, Katipunan Road, Balara, Quezon City	24 November 2011
Wealth Bank - A Development Bank	Taft Financial Centre, Cardinal Rosales Ave., Cebu Bus. Park, Cebu City 6000	24 November 2011
Women's Rural Bank, Inc.	Carandang Street, Poblacion, Rosario, Batangas	24 November 2011
Wyeth Suaco Employees Savings & Loan Association, Inc.	2236 Chino Roces Ave., Makati City	24 November 2011

Xavier-Punla Rural Bank, Inc.	Sayre Highway, Poblacion, Pangantucan, Bukidnon 8717	24 November 2011
Xavier-Tibod Bank, Inc. (Microfinance Rural Bank)	Pabayo St., Divisoria, Cagayan De Oro City	24 November 2011
Zambales Rural Bank (Zambank)-RB Castillejos	#6, 20th St., East Bajac-Bajac, Olongapo City	24 November 2011

Back to list of tables

Table 10: Financial institutions whose financial statements are accepted – Philippines

Name and address of Financial Institution
ABN Amro Bank: LKG Tower 6801 Ayala Avenue 1200, Makati City, Manila
Al-Amanah Islamic Bank: PHIDCO A. Building Veterans Avenue, Zamboanga City
Allied Banking Corporation: Allied Banking Centre, 6754 Ayala Ave. cor. Legaspi St., Makati City
Allied Savings Bank: Allied Bank Centre, 6754 Ayala Ave. cor. Legaspi St., Makati City
Asia United Bank: JN Bldg., Joy Nastalg Centre, 17 ADB Avenue, Ortigas Centre, Pasig City 1605
Australia & New Zealand Banking Group (ANZ): 9F Metrobank Card Corp. Centre, 6778 Ayala Avenue, Makati City
Banco de Oro Unibank, Inc: BDO Corporate Centre, 7899 Makati Avenue, Makati City
Bangkok Bank Public Co Ltd: 10th Floor Tower II The Enterprise Centre 6766 Ayala Avenue, Makati City
Bank of America, N.A: 27/F Philamlife Tower, 8767 Paseo de Roxas, Makati City 1226
Bank of China (Limited - Manila Branch): 36/F Philamlife Tower, 8767 Paseo de Roxas, Makati City
Bank of Commerce: San Miguel Properties Centre (SMPC), No. 7 Saint Francis Street, Mandaluyong City 1550
Bank of the Philippine Islands: BPI Bldg., Ayala Avenue cor. Paseo de Roxas, Makati City 0720
Bank of Tokyo-Mitsubishi: 15/F Makati Sky Plaza Building, 6788 Ayala Avenue, Makati City 1226
BDO Elite Savings Bank, Inc: 11th Floor Net Cube 3rd Avenue 30th Street Global City (Mailing address: BDO Corporate Centre, 7899 Makati Avenue, Makati City)
BDO Private Bank: 27 / F Tower One and Exchange Plaza, Ayala Triangle, Ayala Avenue, Makati City 1226
BPI Capital Corporation: 8th Floor 8753 BPI Building, Ayala Avenue corner Paseo de Roxas, Makati City
BPI Card Finance Corporation: BPI Card Centre, 8753 Paseo de Roxas, Makati City
BPI Direct Savings Bank: 8th Floor BPI Card Centre, 8753 Paseo de Roxas, Makati City 0720
BPI Family Savings Bank: BPI FSB Centre, Paseo de Roxas cor. dela Rosa Sts., Makati City
BPI Globe BanKo, Inc., A Savings Bank: G/F Greentop Condominium Bldg., Ortigas Avenue, North Greenhills, San Juan, Metro Manila
BPI Leasing Corporation: 8th Floor Ayala Wing, BPI Building, Ayala Ave., cor Paseo de Roxas, Makati City
China Banking Corporation: 8745 Paseo de Roxas cor. Villar St., Makati City 1226
China Bank Savings, Inc: VGP Centre Bldg., 6772 Ayala Avenue, 1226 Makati City
China Trust (Phils) Commercial Bank: 16th to 19th Floors, Fort Legend Towers, 31st Street cor. 3rd Ave., Bonifacio Global City, Taguig City
Citibank N.A: 9F Citibank Tower, 8741 Paseo de Roxas St., Makati City 1226
Citibank Savings, Inc: 19th Floor, Citibank Square, 1 Eastwood Avenue, Eastwood City, Libis, Quezon City
Deutsche Bank AG: 26/F Ayala Tower One, Ayala Triangle, Ayala Ave., Makati City 1274
Development Bank of the Philippines (DBP): Sen. Gil. J. Puyat Avenue corner Makati Avenue Makati City
East West Bank: 20/F PBCom Tower, Ayala Avenue, Salcedo Village, Makati City 1226

Export and Industry Bank: Export Bank Plaza, Export Drive cor. Chino Roces cor. Sen Gil Puyat Ave., Makati City 1200
First Consolidated Bank: C.P. Garcia North Ave., Taloto District, Tagbilaran
Hongkong and Shanghai Banking Corporation: HSBC Centre, 3058 Fifth Avenue West, Bonifacio Global City, Taguig City 1634
HSBC Savings Bank (Phils) Inc: G/F Peninsula Court, 8735 Paseo de Roxas cor. Makati Ave., Makati City
ING Bank (Internationale Nederlanden Groep Bank N.V. - Manila Branch): 21/F Tower One & Exchange Plaza, Ayala Triangle, Ayala Avenue, Makati City
ISLA Bank (A Thrift Bank), Inc: G/F & 2/F Glass Tower, 115 C. Palanca, Jr. Legaspi Village 1229 Makati City
JP Morgan Chase Bank: 31/F Philamlife Tower, 8767 Paseo de Roxas, Makati City 1229
Korea Exchange Bank: 33/F Citibank Tower, 8741 Paseo de Roxas St., Salcedo Village, Makati City
Land Bank of the Philippines: Land Bank Plaza Bldg., 1598 M. H. Del Pilar cor. Dr. J. Quintos Sts., Malate, Manila 1004
Malayan Bank Savings and Mortgage Bank: Majalco Building., cor. Benavidez & Trasierra Streets, Legaspi Village, Makati City
Maybank Philippines, Inc: Legaspi Towers, 300 Roxas Blvd. cor. Vito Cruz St., Malate, Manila 1004
Mega International Commercial Bank: 3/F Pacific Star Bldg., Sen. Gil J. Puyat Ave. cor. Makati Ave., Makati City 1200
Metropolitan Bank and Trust Company: Metrobank Plaza, Sen. Gil J. Puyat Ave., Makati City 1200
Mizuho Corporate Bank Ltd: 26/F Citibank Tower, Valero cor. Villar Sts., Salcedo Village, Makati City
Philippine Bank of Communications: 5/F PBCom Tower, 6795 Ayala Avenue,Makati City 1200
Philippine Business Bank: 350 cor 8th and Rizal Ave., Grace Park, 1403 Caloocan City
Philippine National Bank: PNB Financial Centre, Pres. Diosdado Macapagal Blvd., Pasay City 1305
Philippine Savings Bank: 3rd Floor, PSBank Centre, 777 Paseo de Roxas cor. Sedeño St., Makati City 1226
Philippine Veterans Bank: PVB Bldg. 101V.A. Rufino cor. Dela Rosa Sts., Legaspi Village, Makati City 1229
Planters Development Bank: Plantersbank Bldg., 314 Sen. Gil Puyat Extension, Makati City 1200
Queen City Development Bank: Queenbank Financial Centre, Sky City Tower, Mapa St., Iloilo City
RCBC Capital Corporation: 7th Floor Yuchengco Tower, RCBC Plaza, 6819 Ayala Avenue Makati City 0727
RCBC Savings Bank, Inc: Pacific Place Bldg., Pearl Drive, Ortigas Centre, 1600 Pasig City (Executive office: 18/F Philippine Stock Exchange Centre, West Tower, Exchange Road, Ortigas Centre, Pasig City)
Rizal Commercial Banking Corporation: 46th Floor, Yuchengco Tower, RCBC Plaza, 6819 Ayala Avenue, Makati City 0727
Robinsons Bank Corporation: 17/F Galleria Corporate Centre, EDSA cor. Ortigas Avenue, 1110 Quezon City
Security Bank Corporation: Security Bank Centre, 6776 Ayala Ave., Makati City 0719
Standard Chartered Bank: The Sky Plaza, 6788 Ayala Ave., Makati City 1226
The Real Bank: 7/F President Tower, 81 Timog Avenue, Diliman, Quezon City
UCPB Leasing and Finance Corporation (ULFC): 14F UCPB Building, Makati Avenue, Makati City

UCPB Savings Bank: 18th Flr. UCPB Bldg., Makati Avenue, Makati City 120
Unionbank of the Philippines: Unionbank Plaza Building, Meralco Ave., cor. Onyx & Sapphire Roads, Pasig City 1605
United Coconut Planters Bank: UCPB Bldg., 7907 Makati Ave., Makati City 0728
World Partner's Bank (A Thrift Bank): 72 Mabini Street, San Pedro, Laguna

Back to list of tables

Table 11: Financial institutions that do not satisfactorily verify financial statements – Bangladesh

Name of Financial Institution
Agrani Bank Limited
Al-Arafah Islami Bank Limited
Ansar-Vidipi Bank
Bangladesh Commerce Bank Limited
Bangladesh Development Bank Ltd
Bangladesh Krishi Bank
Bangladesh Small Industries and Commerce (BASIC) Bank Limited
Bank Asia Limited
Co-operative Bank
Dutch Bangla Bank Limited
Export Import Bank of Bangladesh Limited
Grameen Bank
Habib Bank Limited
Islami Bank Bangladesh Limited
Jamuna Bank Limited Janata Bank Limited
Karmashangstan Bank
Mercantile Bank Limited
National Bank Limited
National Bank of Pakistan
Rupali Bank Limited
Social Islami Bank Limited
Sonali Bank Limited
ICB Islamic Bank Limited
United Commercial Bank Limited
Uttara Bank Limited

Back to list of tables

Table 12: Financial institutions whose financial statements are accepted – Bangladesh

Name of Financial Institution
AB Bank Limited
Bank Alfalah Limited
The City Bank Limited
Eastern Bank Limited
International Finance Investment and Commerce Bank Limited
National Credit and Commerce Bank Ltd
Southeast Bank Ltd
One Bank Ltd
Mutual trust Bank Ltd
BRAC Bank Ltd
First Security Islami Bank Ltd
Shahjalal Islami Bank Ltd
Standard Chartered Bank
State Bank of India
Citi Bank
Commercial Bank of Ceylon Ltd
The Hong Kong and Shanghai Banking Corporation Ltd
Dhaka Bank Limited
Premier Bank Limited
Prime Bank Limited
Pubali Bank Limited
Standard Bank Limited
Trust Bank Limited
Woori Bank Limited

Back to list of tables

Table 13: Financial institutions whose financial statements are accepted – Sri Lanka

Name of Financial Institution - Licensed Commercial Banks
Amana Bank Ltd
Axis Bank Ltd
Bank of Ceylon
Citibank, N.A.
Commercial Bank of Ceylon PLC
Deutsche Bank AG
DFCC Vardhana Bank PLC
Habib Bank Ltd
Hatton National Bank PLC
ICICI Bank Ltd
Indian Bank
Indian Overseas Bank
MCB Bank Ltd
National Development Bank PLC
Nations Trust Bank PLC
Pan Asia Banking Corporation PLC
People's Bank
Public Bank Berhad
Sampath Bank PLC
Seylan Bank PLC
Standard Chartered Bank
State Bank of India
The Hongkong & Shanghai Banking Corporation Ltd
Union Bank of Colombo PLC

Name of Financial Institution - Licensed Specialised Banks
DFCC Bank
Housing Development Finance
Lankaputra Development Bank Ltd
MBSL Savings Bank Ltd
National Savings Bank
Pradeshiya Sanwardhana Bank
Sanasa Development Bank Ltd
Sri Lanka Sarvings Bank Ltd
State Mortgage & Investment Bank

Back to list of tables

Back to top

Immigration Rules
Appendix Q

Statement of written terms and conditions of employment required in paragraph 245ZO(f)(ii) and paragraph 245ZQ(e)(ii)

Statement of the terms and conditions of employment of an overseas domestic worker in a diplomatic household in the United Kingdom

This form must be completed and signed by the employer, signed by the overseas domestic worker and submitted with the entry clearance application or with the leave to remain application as required by paragraphs 245ZO (f) (ii) and 245ZQ (e) (ii) of the Immigration Rules.

Please complete this form in capitals.

Name of employee:

Name of employer:

1. Job Title:

2. Duties/Responsibilities:

3. Date of start of employment in the UK:

4. Employer's address in the UK:

5. Employee's address in the UK (if different from 4 please explain):

6. Employee's place of work in the UK (if different from 4 please explain):

7. Rate of Pay per week/month:

Note: By signing this document, the employer is declaring that the employee will be paid in accordance with the National Minimum Wage Act 1998 and any Regulations made under it for the duration of the employment.

8. Hours of work per day/week:

Free periods per day:
Free periods per week:

9. Sleeping accommodation:

10. Holidays:

11. Ending the employment:

Employee must give ..... weeks' notice if he/she decides to leave his/her job.

Employee is entitled to ..... weeks' notice if the employer decides to dismiss him/her.

Employee is employed on a fixed-term contract until (date) (if applicable) .....

Signed ..... Date ..... (Employer)

I confirm that my conditions of employment are as described above:

Signed ..... Date ..... (Employee).

Back to top

Immigration Rules
Appendix R

List of recognised festivals for which entry by amateur and professional entertainer visitors is permitted

- Aberdeen International Youth Festival
- Aldeburgh Festival
- Alnwick International Music Festival
- Barbican Festivals (Only Connect; Explorations; The Sound of Nonesuch Records;
- Summer festival; Autumn 1: Transcender, Autumn 2; Music and Film).
- Belfast Festival at Queens
- Bestival
- Billingham International Folklore Festival
- Birmingham International Jazz Festival
- Breakin' Convention
- Brighton Festival
- Brighton Fringe
- Brouhaha International Festival
- Calling Festival
- Cambridge Folk Festival
- Camp Bestival
- Celtic Connections Festival
- Cheltenham Festivals (Jazz/Science/Music/Literature)
- City of London Festival
- Cornwall International Male Voice Choral Festival
- Dance Umbrella
- Download
- Edinburgh Festival Fringe
- Edinburgh International Festival
- Edinburgh International Jazz and Blues Festival
- Edinburgh Military Tattoo,
- Glasgow International Jazz Festival
- Glastonbury
- Glyndebourne
- Greenbelt Festival
- Harrogate International Festival
- Hay Festival
- Huddersfield Contemporary Music Festival
- Latitude
- Leeds Festival
- LIFT
- London Jazz
- Manchester International Festival
- Meltdown
- National Eisteddfod of Wales
- Norfolk and Norwich Festival
- Reading Festival

- Salisbury International Arts Festival
- Snape Festival
- T in the Park
- V Festivals
- Wireless
- WOMAD Festival

Back to top

Immigration Rules
Appendix T

Tuberculosis screening

Part 1 - applicable countries

Migrants applying to enter the UK for more than 6 months from the countries listed below, or who are applying in a category which may lead to them being settled in the United Kingdom in accordance with the definition of "settled in the United Kingdom" contained in paragraph 6 of the Immigration Rules, must present at the time of application a valid medical certificate issued by a medical practitioner listed in Part 2 of this Appendix confirming that they have undergone screening for active pulmonary tuberculosis and that such tuberculosis is not present in the applicant.

- Afghanistan
- Algeria
- Angola
- Armenia
- Azerbaijan
- Bangladesh
- Belarus
- Benin
- Bhutan
- Bolivia
- Botswana
- Brunei Darussalam
- Burkina Faso
- Burma
- Burundi
- Cambodia
- Cape Verde
- Central African Republic
- Chad

- Cameroon
- China
- Congo
- Congo Democratic Republic
- Côte d'Ivoire
- Democratic People’s Republic of Korea
- Djibouti
- Dominican Republic
- Ecuador
- Equatorial Guinea
- Eritrea
- Ethiopia
- Gabon
- Gambia
- Georgia
- Ghana
- Guatemala
- Guinea
- Guinea Bissau
- Guyana
- Haiti
- Hong Kong or Macau
- India
- Indonesia
- Iraq
- Kazakhstan
- Kenya
- Kiribati
- Korea
- Kyrgyzstan

- Laos
- Lesotho
- Liberia
- Madagascar
- Malawi
- Malaysia
- Mali
- Marshall Islands
- Mauritania
- Micronesia
- Moldova
- Mongolia
- Morocco
- Mozambique
- Namibia
- Nepal
- Niger
- Nigeria
- Pakistan
- Palau
- Papua New Guinea
- Panama
- Paraguay
- Peru
- Russian Federation
- Rwanda
- Sao Tome and Principe
- Senegal
- Sierra Leone
- Solomon Islands

- Somalia
- South Africa
- South Sudan
- Sri Lanka
- Sudan
- Tajikistan
- Swaziland
- Tanzania
- Timor Leste
- Togo
- Thailand
- The Philippines
- Turkmenistan
- Tuvalu
- Uganda
- Ukraine
- Uzbekistan
- Vanuatu
- Vietnam
- Zambia
- Zimbabwe

Applicants from Burkina Faso, Côte d'Ivoire, Niger, Togo are screened in Ghana, those from Eritrea and Somalia are screened in Kenya, those in Lesotho and Swaziland are screened in South Africa and those from Laos are screened in Thailand.

Part 2 - list of screening clinics

Migrants applying to enter the UK for more than 6 months from the countries listed in Part 1 of this Appendix , and, in the case of China, Hong Kong and Macau, a migrant who is applying in a category which may lead to him being settled in the United Kingdom in accordance with the definition of "settled in the United Kingdom" contained in paragraph 6 of the Immigration Rules, must present at the time of application a valid medical certificate issued by a medical

practitioner from a medical clinic listed below confirming that they have undergone screening for active pulmonary tuberculosis and that such tuberculosis is not present in the applicant.

Afghanistan

IOM Kabul
Blossom Hospital Street
H.# 28 Street # 3 Opposite of German clinic

Ansari Square Koloa Pushta Road
Kabul

Algeria

Clinique Saada

100 Chemin Abdelkader

El Mouradia

Algiers

2

Tel: 021 69 87 16

cliniquesaada@yahoo.fr

http://www.cliniquesaada.org

Ibn Khatib Medical Centre

17 Ibn Khatib Street (Ex Marcel Duclos)

1600 Alger

Tel: + 213 21 749 203 Fax: + 213 21 745 235

Angola

IOM
United Nations Building
197 Major Kanhangulo
Ingombota, Luanda
Angola
Tele: +244 226 430 870 (ext 4704)
+244 923872799
+244 925631718

Armenia

Medical and Radiology Clinic
Muratsan Hospital
Yerevan State Medical University
114 Muratsan Streets
Yerevan 0075
Tel: +374 10 450 170
Fax: +374 10 583 333

Azerbaijan

Western Medical/Turkish American Medical Center
Mardanov Gardashlari Street 41/47 AZ 1014
Tel: (994-50) 213 13 87

Bangladesh

Dhaka - International Organisation For Migration (IOM)
Migration Health Assessment Clinic (MHAC)
Prescription Point Ltd. (3rd Floor)
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Lot IVL 176,
Anosivavaka, Ambohimanarina
Antananarivo 101

Malawi

Partners in Hope Malawi
Opposite St. John's Catholic Secondary School
M-1 Blantyre Road
Phone: 254.722791711
Email: UKTBMalawi@iom.int
P.O. Box 302, Lilongwe, Malawi

Malaysia

Kota Kinabalu:

Patient Relations Unit
Sabah Medical Centre (A Member of KPJ Healthcare Berhad),
Lorong Bersatu, Off Jalan Damai,
Luyang, 88300
Kota Kinabalu
Tel: 088-322192 088-322196 Fax: 088-2700939

Kuala Lumpur:

Health Screening Centre Gleneagles Hospital (Kuala Lumpur) Sdn. Bhd.
Tel: 603-4141 3282 Fax: 603-41413280,
Website: www.gleneagleskl.com.my

Life Care Diagnostic Medical Centre
Sdn. Bhd. 1st Floor, Wisma Life Care,
No. 5, Jalan Kerinchi,
Bangsar South,

59200 Kuala Lumpur
Customer Care Line: 1300 222 369
info@lifecare.com.my

Kuching:

Normah Medical Specialist Centre
Lot 937, Section 30 KTLD,
Jalan Tun Abdul Rahman,
Petra Jaya,
93050 Kuching, Sarawak
T: +60 82-440055
inquiry@normah.com

Penang:

Penang Aventist Hospital
465 Jalan Burma,
10350 Penang,
Tel (+604) 226 1566 Ext.202
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Mali

IOM
Regional Office for Central and West Africa
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15th Floor Trafalgar Plaza
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Mauritania

Dr Helene Gagne-Lamghabbar MD
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Micronesia

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German Diagnostic Centre
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Email: info@german-diagnostic.md

National Institute of Phtisiopneumology
13 C. Virnac str
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Mongolia

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SOS Medica Mongolia
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Rua Joao Carlos Raposo Beirao 327 (antiga Comandante Cardoso),
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38-44 Stein Street,
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Nepal

Kathmandu - International Organization for Migration (IOM)
IOM Migration Health Assessment Centre (MHAC)
Thirbam Sadak, Baluwatar-5,
House No. 768/4 Kathmandu
Phone: +977 01 4417219 and +977 01 4429599

Jhapa - International Organization for Migration (IOM)
SUB OFFICE IOM Resettlement Health Assessment Centre (RHAC)
Migration Health Division (MHD)
Devkota Chowk (New Vegetable Market),

Damak-11, Jhapa,
Postal Code: 57217

Niger

IOM
17 Ridge Road
Roman Ridge
Accra
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Email: amt@iom.int

Nigeria

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IOM
Migration Health Assessment Centre
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Tel: +234 (0) 80 721 911 22

Abuja

Migration Health Assessment Centre.Off Aminu Kano Crescent,
Plot 23,
Libreville Street,
Wuse 11, Abuja.
Tel: + 234 (0) 80 721 911 12

Pakistan

Islamabad - International Organisation For Migration (Iom) Sub Office
Khurmrial Centre (Behind Ptcl Head Quarter),
G-8/4 Islamabad.
Call Centre For Appointments: Uan: +92 51 111 466 472

Main Embassy Road
House no 14, Street 84
Sector G 6/4
Islamabad

Lahore - International Organisation For Migration (Iom) Sub Office
1 - Ali Block, New Garden Town, Lahore.
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Karachi - International Organisation For Migration (Iom) Sub Office
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Mirpur - International Organisation For Migration (Iom) Sub Office
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Palau

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Sverdlovsk Region
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IOM
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197 Major Kanhangulo
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International Organization for Migration
18A New Signal Hill Road
Freetown, Sierra Leone

Tel: Office 232 22 234 244
Mobile: 232 76 601 221
232 76 713 773
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Email: iomfreetown@iom.int

Solomon Islands

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Email: visamedical@karua.com.pg or appointments@karua.com.pg

South Africa

Cape Town:

International Organization for Migration (IOM)
IOM Office in Cape Town 2nd Floor,
80 Strand Street, Cape Town

INTERCARE Medical and Dental Centre (Dr Bergman, Ross & Partners Radiologists)
1st Floor, Parow Shopping Centre,
Corner of Voortrekker and De La Rey Roads,
Parow 7500 Cape Town
www.intercare.co.za

Durban:

International Organization for Migration (IOM)
IOM Office in Durban Suite 1606 Commercial City Building,
40 Commercial Road (now known as AB XUMA), 4001 Durban

Malvern Medical and Dental Centre
(Dr Van Rensburg & Partners Southern Africa Inc. (26))
Corner of Ethelbert and Conabor Streets, Malvern 4093, Durban

Pretoria - International Organization for Migration (IOM)
IOM Office in Hatfield Corner of Arcadia and Festival Street,
The Hatmed Clinic (Dr Leonie Sholtz & Partners) Hatfield,

Pretoria, 454 Hilda Street,
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South Sudan

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Tuvalu

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38 Sarikul Street
Tashkent 100105
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Vanuatu

Suva

Suva Private Hospital
120 Amy Street
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Tel: 8443927 5568
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Zambia

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Lusaka

Zimbabwe

Harare - International Organization for Migration (IOM)
IOM Office Migration Health Division (MHD)
142 King George Road, Avondale, Harare

Diagnostic Imaging Centre (DIC) 17 Lanark Road, Belgravia, Harare

Back to top