

87 Wembley Hill Road
Wembley
Middlesex HA9 8BU
Tel: 02087330123
Fax: 02087330125
www.fernandesvaz.com
Email: info@fernandesvaz.com

Visabytes

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Status of EU citizens in the UK

Those who are in the UK by the 29 March 2019

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- Family Members

Those who arrive after 29 March 2019

- Registration

Those in the UK from 1 July 2021

Your immigration newsletter by Fernandes Vaz

Status of EU citizens in the UK

Those who are in the UK by the 29 March 2019

EU citizens who have entered the UK by the 29 March 2019 do not need to do anything at present as their existing rights will be protected. They can make an application for a **registration certificate**.

They do not need to do so but can choose this option.

In order to obtain rights under EU law, EU citizens must be either in work (part time or full time), carrying out a business or self-employment, or be self-sufficient (this has a particular meaning).

Settlement status

EU citizens can apply for settlement providing they have completed 5 years by the 31 December 2020.

EU law will no longer apply from this point.

The settled status will not be lost for up to 5 years in a row, if the person leaves the UK. However this is still subject to approval by Parliament.

A new EU Settlement Scheme is being developed and will be fully opened by 30 March 2019. Testing of the system is already under way. EU citizens and their family members will have until 30 June 2021 to apply.



Maria Fernandes

Those joining a family member with settled or pre-settled status in the UK may be able to apply after this date.

Permanent residence documents currently held by EU citizens will not be valid after 31 December 2020. They will be able to change this document for settled status by applying to the new EU Settlement Scheme. They will not have to pay or prove 5 years' continuous residence again.

Pre-settled status

EU citizens, who have not completed 5 years residence by the 31 December 2020 will be able to apply for re-settled status, which will allow them to continue to live and work in the UK for a further 5 years. They can apply for settled status as soon as they have lived in the UK for 5 years and spent at least 6 months of each year in the UK.

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The pre-settled status will not be lost for up to 2 years in a row, if the person is outside the UK. However this is still subject to approval by Parliament.

Family Members

Family members who are non EU nationals must apply for a **residence card**. This includes spouses, civil and unmarried partners, dependent children, grandchildren, dependent parents and grandparents.

Family members who are living with, or join, EU citizens in the UK by 31 December 2020 will also be able to apply for settled statuses, usually after 5 years in the UK.

Those who arrive after 29 March 2019

Registration

EU nationals and their families who enter after 29 March 2019, but before the end of the implementation period in December 2020 will need to register after 3 months in the UK and apply for

pre-settled status by 30 June 2021, if they wish to stay in the UK. They will be able to apply for settled status on completion of 5 years residence in the UK.

From 1 January 2021 only close family members (spouses, civil and unmarried partners, dependent children and grandchildren and dependents parents and grandparents) will be able to join EU citizens under free movement rules, provided the relationship existed before 31 December 2020.

EU national and their spouses will continue to be granted equivalent EU rights until 31 December 2020.

EU citizens with settled or pre-settles status will have the same access as they currently do to healthcare, pensions and other benefits in the UK.

Those in the UK from 1 July 2021

It will be compulsory for EU nationals and their families to hold either settled or pre-settled status.

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- Certificate of Sponsorship (Formerly Work Permit)
- Pre Licencing audits and advice
- Management of your Sponsorship Management System
- Assistance with Licence Downgrading, Suspension and Revocation
- Judicial Review applications
- Civil Penalties (Objections and Appeals)
- Tier 1 Visas (including Investors and Entrepreneurs)
- Extensions for all categories
- Tier 4 Students

- Human Rights applications
- UK or Entry Clearance applications for all categories
- Rights of Residence under EU Law
- Transfer of Conditions
- 10 years Long Residence / 20 years Long Residence
- Domestic Worker applications
- Immigration Appeals
- Indefinite Leave to Remain
- Naturalisation and Registration as a British Citizen

We also submit fast track applications by post or in person at the Home Office for some of the above categories in which a decision is made on the same day.