

SHOOSMITHS' WEBINAR

# Welcome

The new immigration rules –  
is your business prepared for the end of free  
movement?

This webinar will begin at 10:30

SHOOSMITHS

# Your hosts



Rachel Harvey

[Rachel.Harvey@shoosmiths.co.uk](mailto:Rachel.Harvey@shoosmiths.co.uk)

+44 (0) 370 086 5040



Jo Tunnicliff

[Jo.Tunnicliff@shoosmiths.co.uk](mailto:Jo.Tunnicliff@shoosmiths.co.uk)

+44 (0) 370 086 4465

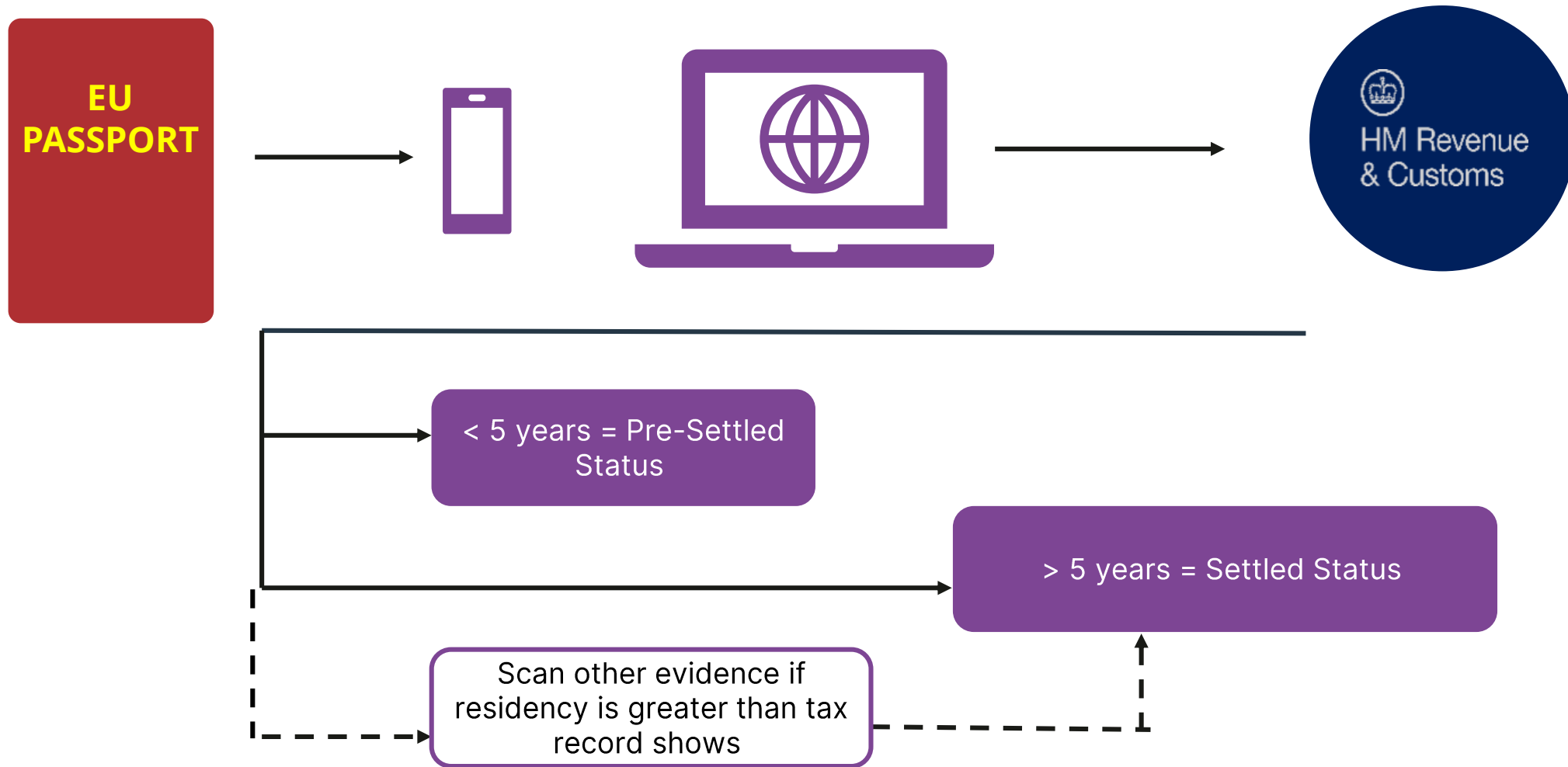
# TOPICS COVERED TODAY

Comms with current EU nationals

How to prepare for the end of free movement

New routes into the UK post January 2021


# THE EU SETTLEMENT SCHEME HOW DOES IT WORK?



# SUMMARY OF SETTLED AND PRE-SETTLED STATUS

<b>Settled status (ILR/ILE)</b>	<b>Pre-settled status (Limited leave to remain)</b>
<ul style="list-style-type: none"><li>• 5 years or more in the UK</li><li>• Resident in the UK by 31 December 2020</li><li>• 2-3 week processing time</li><li>• Apply by 30 June 2021</li><li>• No supervening event</li><li>• Criminality assessments</li></ul>	<ul style="list-style-type: none"><li>• Less than 5 years in the UK</li><li>• Resident in the UK by 31 December 2020</li><li>• 2-3 week processing time</li><li>• Apply by 30 June 2021</li><li>• Absences – 6 months out of 12 (with exceptions)</li><li>• Criminality assessment</li></ul>

# APPROVAL

 Home Office

Tel 0300 1237379  
Web <http://www.gov.uk/ukvi>  
Our Ref [REDACTED]  
Date 22 January 2019

[REDACTED]

Dear [REDACTED]

I am pleased to inform you that your application under the EU Settlement Scheme has been successful and that you have been granted Limited Leave to Remain (LTR) in the United Kingdom for five years under Appendix EU to the Immigration Rules. This is also referred to as pre-settled status. Your status takes effect from the date of this letter, which can be found above.

Your pre-settled status in the UK can be confirmed online through the Home Office online checking service 'View and Prove your Rights in the UK': [view-and-prove-your-rights.homeoffice.gov.uk](http://view-and-prove-your-rights.homeoffice.gov.uk). You may use the online service to show your pre-settled status in the UK. \*\*This letter is not proof of your status.\*\*

Important information about viewing your status online and about your status and rights is included with this letter.

**What this means for you**

You have permission to stay in the UK under the Immigration Rules until five years from the date of this letter. If you wish to apply for settled status under the EU Settlement Scheme, you can do so as soon as you meet the qualifying criteria for this. You should make an application before your pre-settled status expires.

You can also rely on any EEA rights that you may have until 31 December 2020. Further information can be found at [www.gov.uk/right-to-reside](http://www.gov.uk/right-to-reside).

**Next steps**

You have been granted pre-settled status and can remain in the UK for five years from the date of this letter and you may be entitled to obtain settled status in due course.

If you believe that you qualify for settled status already you can make another application under the EU Settlement Scheme: [apply-for-eu-settled-status.homeoffice.gov.uk](http://apply-for-eu-settled-status.homeoffice.gov.uk). If you apply before 30 March 2019 you will need to pay the application fee again.

Alternatively, you can apply for administrative review if you think the decision maker made an error or didn't follow the published guidance, or where you have new information or evidence in support of your application.

You have 28 calendar days from the date on which you receive this decision to apply for administrative review.

1 of 4

EEA Nationals' status is digital  
Non EEA nationals will hold BRP card and get digital status

[REDACTED]

**PHOTO**

[REDACTED] **you have settled status**

**This has been granted under the EU Settlement Scheme**

**Details**

This means you can continue to live and work in the UK, and have access to public funds and services as you do now.

There is no limit on how long you can stay in the UK.

Find out more about [pre-settled and settled status](#).

**Using and proving your status**

**Keeping your details up to date**

Your personal details are taken from your application to stay in the UK after it leaves the EU.

**Proving your rights**

Until 31 December 2020 (the end of the EU exit implementation period) you can still show your identity documents to prove your rights in the EU.

**What it means for you**

We will update this page with more about your rights under settled status when more information is published on GOV.UK.

# IMMIGRATION RULES JANUARY 2021

- Retrospective Right to work checks
- New routes for work visas

# EU NATIONALS IN THE UK

- Position of EU nationals in the UK prior to 31 December 2020
- Deadline to apply
- Potential issues
- Comms with current EU nationals



# PREPARING FOR THE END OF FREE MOVEMENT

- Auditing of EU workforce
- Applying for your Sponsor Licence
- Current licence MOT
- Adding overseas entities

# NEW WORK ROUTES- SKILLED WORKER

- EU and Non- EU nationals
- Mandatory Criteria
- Tradeable points
- Minimum skills level
- 70 points required
- General Threshold- salary
- No Cap
- English language
- Shortage Occupation
- Immigration Skills Charge

# NEW WORK ROUTES- HIGHLY SKILLED WORKERS

- Will not begin in January 2021
- No Job offer required
- Capped
- Carefully monitored

# NEW WORK ROUTES - GRADUATES

- Launched Summer 2021
- Un-sponsored route
- Two years maximum
- Only eligible graduates

# NEW WORK ROUTES – ICT'S

- No reduction in skills level for this route
- No route to settlement
- No English Language
- Minimum Salary
- Minimum length of service
- Possibility to switch to skilled worker route
- Does your licence include all EU entities as well as non-EU entities?

# NEW WORK ROUTES – FRONTIER WORKER ROUTE

- Launch of Frontier working visa
- Definition of Frontier Worker
- What happens on 1 January 2021
- 1 July 2021
- Frontier workers who have not been previously resident in the UK

# OTHER CHANGES

- ETA for visitors
- Light touch approach
- Phased programme
- In 2021 EU national visitor must use passports rather than ID cards to enter unless they have EU settled or pre-settled status