

## Who can apply under the EU Settlement Scheme?

- EU nationals, nationals of Iceland, Liechtenstein, Norway and Switzerland and their family members (of any nationality) should apply for Settled or Pre-settled status.
- Children must apply. Each child must have their own application.
- You must apply if you have a Permanent Residence document.
- You must apply if you have a Biometric Residence Permit or Card.
- If you hold Indefinite leave to remain, you do not have to apply under the EU Settlement Scheme, but you may wish to exchange the indefinite leave to enter or remain for the settled status, in order to benefit from the more generous absence allowance. Indefinite leave to enter or remain only allows you to spend up to 2 years in a row outside the UK, whereas the settled status allows up to 5 years.
- Irish nationals or dual Irish nationals do not have to apply, as they will continue to enjoy a right of residence which is not dependent on EU legislation. However, they may apply if they wish to do so, or if their family members want to apply under the EUSS.
- ✗ Dual British nationals cannot apply under the Scheme, as they will already have a right to reside in the UK because of their British nationality.
- ✗ If you are exempt from immigration control (e.g. because you are a foreign diplomat or a member of consular staff), you will not be able to apply.