

LEARN MORE ONLINE ABOUT RIGHTS UNDER THE EUSS, AND HOW TO ASSERT THEM



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THE BASICS

The EU Settlement Scheme (EUSS) is an immigration status introduced to protect the rights of EU citizens and their families after Brexit. **Is this for me?**

Yes, if you are an EU citizen who moved to the UK before 31 Dec 2020, or their close or dependent family member.

Rights in the UK	I have EUSS	Applied, but still waiting	Not Applied
Work	✓	✓	X
Rent	✓	✓	X
Benefits	~	~	X
Study	✓	✓	X

YOUR STATUS UNDER THE EUSS

It depends on how long you've lived in the UK. Five years will grant you **Settled status**, shorter periods **Pre-settled status**. In most cases, you have the same rights (read the benefits section carefully). **But remember: Pre-settled status expires.** If you want to settle in the UK, you'll have to apply to the EUSS again, once you've accumulated five years' residence.

GET HELP

I need to apply to the EUSS

Find an OISC accredited adviser or immigration solicitor. They can help you understand if you are eligible, gather the evidence, and submit the application.

I'm having trouble with my application

Contact the EU Resolution Centre on 0300 123 7379. They can update you on the status of your application, help you log in if you lost your login details, and answer any questions.

I need help to assert my rights

Contact a specialist AQS accredited adviser or solicitor. You can try the Citizens Advice, Law Centre or, if you're having problems at work, the Work Rights Centre.

I want to report hate crime

Hate Crime is a serious crime committed because of a protected characteristic such as disability, sexual orientation, or race (this includes nationality). Call the Police on 101 or report it online.

YOUR RIGHTS UNDER THE EU SETTLEMENT SCHEME



A GUIDE FOR EU CITIZENS AND THEIR FAMILY MEMBERS

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● RIGHT TO WORK

If you applied to the EUSS, you have a right to work in the UK. There are two ways to prove it, based on the progress of your application.

YOU HAVE STATUS UNDER THE EUSS

STEP 1. Issue a Share Code by going to www.gov.uk/view-prove-immigration-status

STEP 2. Give your Share Code and Date of Birth to your employer.

STEP 3. Ask them to use the Government View Right to Work Service www.gov.uk/view-right-to-work

YOU APPLIED TO THE EUSS, BUT ARE WAITING ON AN OUTCOME

STEP 1. Find your Certificate of Application. If you can't, call the EU Resolution Centre.

STEP 2. Give your Certificate to your employer.

STEP 3. Some Certificates are digital, and can be checked with a Share Code. If yours isn't, ask the employer to use the Employer Checking Service www.gov.uk/employee-immigration-employment-status

REMEMBER: No one should deny you employment because of your status. If that happens, seek advice.

● RIGHT TO RENT

If you applied to the EUSS, you have a right to rent property in the UK. There are two ways to prove it, based on the progress of your application.

YOU HAVE STATUS UNDER THE EUSS

STEP 1. Issue a Share Code by going to www.gov.uk/view-prove-immigration-status

STEP 2. Give your Share Code and Date of Birth to your landlord.

STEP 3. Ask them to use the Government View Right to Rent Service www.gov.uk/view-right-to-rent

YOU APPLIED TO THE EUSS, BUT ARE WAITING ON AN OUTCOME

STEP 1. Find your Certificate of Application. If you can't, call the EU Resolution Centre.

STEP 2. Give your Certificate to your landlord.

STEP 3. Some Certificates are digital, and can be checked with a Share Code. When that's not an option, ask your landlord to use the Landlord Checking Service www.eforms.homeoffice.gov.uk/outreach/lcsapplication.ofml

REMEMBER: No one should deny you the chance to rent property in the UK. If that happens, seek advice.

● CLAIMING BENEFITS

If you want to claim income-based benefits like Universal Credit, applying to the EUSS is just the first step. You'll also need to show that you have a right to reside in the UK. Settled status automatically gives you this right, but with Pre-settled status, you will need something else.

IF YOU HAVE PRE-SETTLED STATUS

There are three main ways to prove your additional right to reside. This may be based on your:

CURRENT WORK. You'll need to show that your work is genuine and effective. One way to do it is to show you've earned enough to pay National Insurance over the past 3 months.

PAST WORK. You may qualify if you are retired, if you had an accident or illness that left you unable to work, if you've recently had a baby, or if you lost your job recently and hope to return to work.

YOUR FAMILY. A close EEA family member who works in the UK and has status under the EUSS, or a child who goes to school in the UK can also help you qualify.

Benefits entitlements are complex, and this is just a summary. Please seek professional advice.

EMPLOYING SOMEONE WITH EUSS

Anyone who applied to the EUSS has a right to work in the UK.

This is valid if they are Settled, Pre-settled, or even if they are still awaiting a decision on their application. Deciding whether to employ someone based on the type of status they hold would be discriminatory. **Don't do it.** Just be mindful of the different methods to check right to work.

THEY HAVE EUSS

Ask them to issue a Share Code. With the Share Code and their date of birth, check their status online on the Government's View Right to Work service.

THEY APPLIED, BUT ARE WAITING FOR STATUS

Ask to see a Certificate of Application. If digital, check with a Share Code. When that's not an option, make a note of the Home Office Reference Number at the top. Use this to obtain a Positive Verification Notice via the Government's Employer Checking Service.

THEY HAVE NOT APPLIED, AND LACK ANY STATUS

Without an immigration status, they won't have a right to work. If you were already employing them before 30 June 2021, you can continue to do so, give them 28 days to apply to the EUSS, and verify their right to work as above.