



Home Office

BR(1)

version 07/2013

Application For A Blue Or Yellow Registration Certificate For A Bulgarian Or Romanian National Exercising A Treaty Right In The United Kingdom

In order to exercise a Treaty right you must be residing in the United Kingdom at the time of application.

This form must be accompanied by:

- **Original** valid passports or ID cards for each person included; and
- Two recent passport-sized photographs for each person included; and
- **Original** versions of all required documents.
- A fee of £55 for each person applying for a registration certificate. See payment guidance notes on pages 3-5 for further details.

Failure to comply with these requirements may lead to delays in processing your registration certificate and possible refusal of your application.

Once you have completed this application form you should send it alongside all required documents to:

Postal address:

Home Office –
Bulgaria and Romania Applications
PO Box 640
Durham
DH1 9LD

We will return all your documents by recorded delivery to a UK address only. Please note that recorded delivery does not insure you to the full value of your package should it become lost. If you want your passport and other documents returned by Special Delivery which **does** insure the full value, you will need to provide a suitably sized Special Delivery envelope with the correct prepaid postage.

Documents returned to an overseas address will not be returned by recorded / special delivery and return will be at your own risk.

You should complete this form if you are a Bulgarian or Romanian national residing in the United Kingdom and you are:

- self-employed;
- a student; or
- self-sufficient

OR

You are a worker or a jobseeker in the UK and you are exempt from worker authorisation (see page 2 for details)

OR

You are the family member of a Bulgarian or Romanian national who is exercising a Treaty right in the UK or is the holder of an accession worker authorisation document

If you have family members who are also EEA nationals, you may include them in this application

If your family members are not EEA nationals they should complete BR(5) or BR(6)

This form is to be used for applications made on or after 1 July 2013

Quick Guidance for Applicants – which sections of the form do I need to complete?

For full guidance please refer to the guidance notes for Bulgarian and Romanian nationals on obtaining permission to work in the UK (available from our website www.ukba.homeoffice.gov.uk/eucitizens)

All applicants must complete sections 1, 2, 3, 9, 10 and 11.

Please indicate which category you are applying under by ticking one of the boxes below:

If you are applying as a **self-employed** individual, please also complete section 4.

If you are applying as a **student**, please also complete section 5.

If you are applying as a **self-sufficient** individual, please also complete section 6.

If you are exempt from Accession State worker authorisation, please complete the relevant section below:

If you are applying and your family member is a European Economic Area (EEA) with a right to reside in the UK and is sponsoring your application, please include your sponsor's details in section 3 and complete section 8.

If you are the spouse/civil partner of a British citizen or person settled in the United Kingdom, please also complete section 7.

If you have been legally working as an employee in the United Kingdom for a period of 12 months ending on or after 31 December 2006, please also complete section 7

If you had leave to enter or remain under the Immigration Act 1971 on 31 December 2006 and that leave does not place any restrictions on taking employment in the United Kingdom or have been given such leave after that date, please also complete section 7.

If you are the direct family member (spouse or civil partner, child under 21 or dependent) of a Bulgarian or Romanian national issued with an Accession Worker Card or Seasonal Agricultural Worker's Scheme (SAWS) card, please also complete section 8.

If you are the spouse, civil partner or child under 18 of a person with leave to enter or remain under the Immigration Act 1971 that allows that person to work, please also complete section 7.5.

If you are exempt from worker authorisation for any other reason, please complete section 7 or 8 as appropriate.

PAYMENT GUIDANCE

The Fee

There is a fee of £55 for this application.

For each family member applying with you, the fee increases by £55.

Number of applicants	Fee
You and 1 family member	£110
You and 2 family members	£165
You and 3 family members	£220
You and more than 3 family members	Add £55 to the amount above for each additional family member

Please note there is a fee of £55 for each person applying for a registration certificate. You must pay this fee even if you choose not to use this application form.

Please note that your application will be rejected as invalid if you do not pay the specified fee.

How you can pay

You can pay by any of the following methods:

- Cheque/Bankers Draft
- Postal Order
- Credit card¹ - Mastercard, Visa (including Electron) or American Express (Amex)
- Debit card - Delta, Maestro* (including Solo)

1 Please note that when making large or multiple payments using your credit card, the anti fraud measures that banks operate sometimes stop the full payment being taken. This is because either the maximum limit on a single transaction, or the number of transactions allowed in a given period of time, has been exceeded. To prevent this you must ensure that you inform your bank of your intention to make large or multiple payments in advance so that your bank allows the full payment to be taken when you submit your application.

* Maestro - We can accept only Maestro cards issued in the UK.

Cheques and postal orders

You must make the cheque or postal order payable to 'Home Office' and cross the cheque or postal order A/C Payee only. Please write the full name and date of birth of the applicant on the back of the cheque and/or each postal order and keep the postal order receipt(s). Please make sure that the date and the amount (words and figures) are correct and that the cheque is signed properly. Attach your cheque or postal order(s) to the front of the application form.

Completing the payment details page

To ensure that your payment is processed without any delay, please follow this guidance when completing Section 1 of this form (Payment Details).

1.1 Tick the fee appropriate to your application - see above guidance. If you do not select a fee then we cannot take a payment and your application will be rejected as invalid.

1.2-1.3 If the address for correspondence is different from your home address in the UK, please give that address at **1.2**. If a solicitor or other authorised immigration adviser is submitting the application, it should be their address at **1.2** and their name at **1.3**. These details will also be used to acknowledge receipt of the application.

1.4 Applicant's full name, as given in his or her passport or travel document.

1.5 Applicant's date of birth

Method of payment

1.6 Tick one of the boxes to show which method of payment you are using

1.7 - 1.9 If paying by cheque or bankers draft enter the bank account number, sort code and cheque number

Paying by credit / debit card

1.10 The name as displayed on the credit/debit card

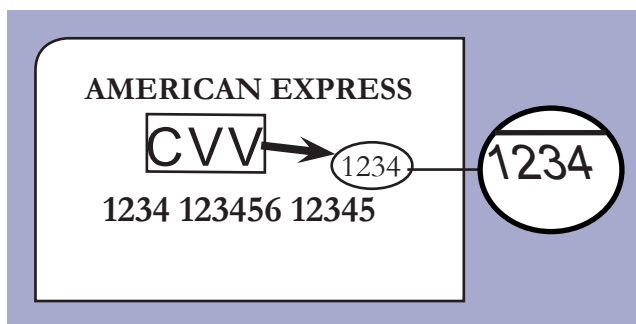
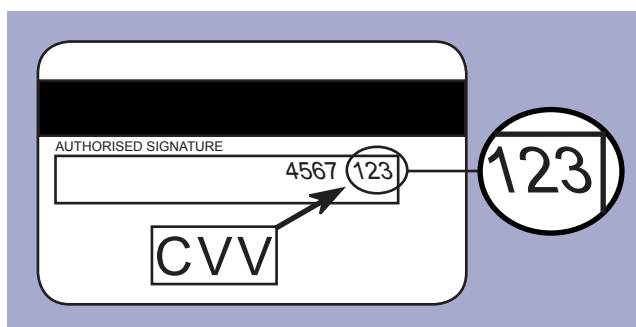
1.11 Card number - this is the long number across the centre of the card

1.12-1.14 Enter the details where available on the card

1.15 The Card Verification Value (CVV) is a 3-digit security code found on the back of the card on the signature strip - it consists of the last 3 digits. For Amex the security code consists of 4-digits and is found on the front of the card.

If you do not provide the CVV number, we cannot take your payment and your application will be rejected as invalid.

- We cannot begin the consideration process until the payment has cleared. We allow 5 working days for payments made by cheque to clear, credit/debit cards and postal orders will clear immediately.



1.16-1.17 Cardholder's signature - the person named on the credit/debit card must sign and date these sections.

Consideration process

- If the payment submitted does not cover the full cost of your application, it will be an invalid application and the form, together with any documentation submitted, will be returned to you.
- The fee charged is for the processing and consideration of the application. This fee will be payable once the application form is received by the Home Office or its payment processing agent, regardless of the outcome of the application.

If you are producing a double-sided copy of this application form, please include this page and make sure it falls on the reverse of the payment details page in the two-sided copy.

For administrative reasons, it is important that the rest of the form begins with Section 2 - Applicant's Details facing upwards

Home Office reference (if known)

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Family member 2

Family member's full name

Nationality

Date of Birth

D	D
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M	M
---	---

Y	Y	Y	Y
---	---	---	---

Gender - please circle

Male	Female
------	--------

Attach family member's photograph here

Relationship to you

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Home Office reference (if known)

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Family member 3

Family member's full name

Nationality

Date of Birth

D	D
---	---

M	M
---	---

Y	Y	Y	Y
---	---	---	---

Gender - please circle

Male	Female
------	--------

Attach family member's photograph here

Relationship to you

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Home Office reference (if known)

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- Evidence from HMRC of National Insurance contributions
- Evidence from HMRC of registration for tax
- Payment of Income Tax
- Evidence of tax payment under the Construction Industry Scheme
- Details of your premises
- Clients lists
- Details of how you advertise your business
- Evidence of Public Liability Insurance

You must also be able to provide original evidence of any licences which are requisite to your particular self-employment or business. For example, we will need to see driving licences for taxi drivers, Gas Safe Registration for gas fitters, and environment health registration for food services.

Failure to provide the evidence listed above may lead to delays in the processing of your application, or lead to refusal if we are unsatisfied with the evidence supplied.

Please now complete sections 9, 10 and 11

BR(1) Application Form

- A declaration witnessed by a Commissioner for Oaths, to state that you, as the applicant have sufficient financial resources not to become a burden on the state.
- Evidence of Comprehensive Sickness Insurance (CSI) as required under the Immigration (European Economic Area) Regulations 2006. This may include:

A private medical insurance policy which covers you/you and your family member(s) for medical treatment in the majority of circumstances

Or

A European Health Insurance Card (EHIC) issued outside the United Kingdom.

If you are using EHIC as evidence of CSI, please include a letter to state that your stay in the United Kingdom is only temporary.

Vocational Students

In addition to the above, please provide;

Letter from proposed employer/college giving details of work placement such as salary.

Please now complete sections 9, 10 and 11

SECTION 6 - Self-sufficient

If you are applying on the basis of being economically self-sufficient please provide the evidence requested.

6.1 Evidence of funds sufficient to maintain yourself and any family members included in this application during the time you intend to reside in the United Kingdom on this basis. These funds can come from the lawful employment or self-employment of any of your family members residing in the UK with you.

Documentary evidence such as those listed below to prove that you have sufficient resources not to become a burden on the UK's social assistance system during your time as self sufficient:

- Recent bank statements. These can be originals or, if online statements, must either be stamped and signed by the bank or accompanied by a letter from the bank confirming the account details and the information is correct; or

- Evidence of sponsorship or funding; e.g a letter from a parent, relative or friend, if they are supporting or sponsoring you, along with their recent bank statements.

- Evidence that you have Comprehensive Sickness Insurance (CSI) as required under the Immigration (European Economic Area) Regulations 2006. This should be in the form of a private medical insurance policy which covers you/you and your family members for medical treatment in the majority of circumstances

Please now complete sections 9, 10 and 11

SECTION 7 - Exempt from Accession State worker authorisation

If you can answer 'yes' to any of the following questions, you may be issued with a blue registration certificate to confirm that you can work in the UK without restrictions.

Are you a Bulgarian or Romanian national who had leave to enter or remain in the UK on 31 December 2006 under the Immigration Act 1971 and that leave was not subject to any condition restricting employment, or have you been granted such leave since that date? Please complete 7.1

Yes No

Are you a Bulgarian or Romanian national who was working with valid leave to remain as an employee (not self-employed) in the United Kingdom on 31 December 2006 and had been legally working in the United Kingdom without interruption for the previous 12 months? Please complete 7.2

Yes No

Are you a Bulgarian or Romanian national who has legally worked as an employee (not self-employed) in the United Kingdom without interruption for a period of 12 months, falling partly or wholly after 31 December 2006? Please complete 7.2

Yes No

Are you a Bulgarian or Romanian national who is a member of a diplomatic mission in the UK or are otherwise exempt from control under Section 8(3) of the 1971 Immigration Act? Please complete 7.3

Yes No

Are you a Bulgarian or Romanian national who has acquired permanent residence under the EEA regulations 2006? Please complete 7.4

Yes No

Are you a Bulgarian or Romanian national who is the spouse/civil partner or child under 18 of a person who has leave to enter or remain in the United Kingdom under the 1971 Act that allows them to work in the United Kingdom? Please complete 7.5

Yes No

Are you a Bulgarian or Romanian national who is the spouse/civil partner of a British citizen or a person settled in the United Kingdom? Please complete 7.6

Yes No

7.1 If you are applying for a blue registration certificate as a Bulgarian or Romanian national who had leave to enter or remain in the UK on 31 December 2006 which was not subject to any condition restricting employment, or you have been granted such leave since that date:

- A passport, travel document, immigration status document or biometric residence permit showing that you have, or have had, such leave.

7.2 If you are applying for a blue registration certificate as a Bulgarian or Romanian national who has legally worked without interruption for a period of 12 months ending on or after 31 December 2006:

- A passport, travel document or immigration status document endorsed before 1 January 2007 with leave to enter or remain in the UK and giving you permission to work for a particular employer or in a particular category of employment; and/or

BR(1) Application Form

- An Accession Worker Card or Seasonal Agricultural Worker's Scheme (SAWS) card issued on or after 1 January 2007; and/or
- If you were working while you were exempt from worker authorisation (for example, as the family member of an EEA national or the spouse/civil partner of a British citizen), evidence that you were exempt during this period; and
- Wage slips covering 12 months; and
- Contracts of employment covering 12 months or letter(s) from any employers you have worked for during the 12 months confirming the dates you worked for them.

7.3 If you are applying for a blue registration certificate as a Bulgarian or Romanian national who is a member of a diplomatic mission in the UK or is otherwise exempt from immigration control under section 8(3) of the 1971 Act :

A letter of accreditation from the mission for each person included in the application

A copy of the Foreign & Commonwealth Office (FCO) identity card for each person included, and evidence of relationships of household members such as marriage and birth certificates if the relationship is not specified on the FCO ID card.

7.4 If you are applying for a blue registration certificate as a Bulgarian or Romanian national because you have acquired permanent residence under the EEA regulations 2006:

Documentary evidence for the following (if appropriate):

Your permanent residence card

Your document certifying permanent residence

If you have neither of the documents above you will need to provide evidence that you have been living in the UK in accordance with the EEA regulations for a continuous period of 5 years. For the kinds of evidence required see the Guidance Notes. List any such document(s) in this box.

Please state the place of your wedding or civil partnership ceremony.

Have you been married or in a civil partnership before (if yes, you must also provide your original divorce certificate)?

Yes No

Has your partner been in a marriage or civil partnership before (if yes, you must also provide their original divorce certificate)?

Yes No

When did you meet your partner?

D	D	M	M	Y	Y	Y	Y
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Where did you meet your partner?

When did you decide to marry and form a civil partnership?

D	D	M	M	Y	Y	Y	Y
---	---	---	---	---	---	---	---

When did you start living together?

D	D	M	M	Y	Y	Y	Y
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Please now complete sections 9 and 10

SECTION 8 - Family Members

If you can answer 'yes' to any of the following questions, you may be issued with a blue registration certificate to confirm that you can work in the UK without restrictions.

Are you a Bulgarian or Romanian national who is the family member of a Bulgarian or Romanian national who is not subject to worker authorisation (e.g. holds a valid blue registration certificate)? Please complete 8.1. Yes No

Are you a Bulgarian or Romanian national who is the family member of a Bulgarian or Romanian national exercising a Treaty right as a student, a self employed person or self sufficient person? Please complete 8.2. Yes No

Are you a Bulgarian or Romanian national who is the spouse or civil partner of a Bulgarian or Romanian worker who holds a valid accession worker authorisation document, or the descendant of such a worker who is aged under 21 or dependent on the worker? Please complete 8.3. Yes No

Are you a Bulgarian or Romanian national who is a family member of a person who is a member of a diplomatic mission in the UK or are otherwise exempt from control under Section 8(3) of the 1971 Immigration Act? Please complete 8.4. Yes No

Are you a Bulgarian or Romanian national who is the family member of a European Economic Area (EEA) national (other than a national of Bulgaria or Romanian) with a right to reside in the UK? Please complete 8.5. Yes No

8.1 If you are applying as a Bulgarian or Romanian national who is the family member of a Bulgarian or Romanian national who is not subject to worker authorisation (e.g. holds a valid blue registration certificate)? Yes No

- Your family member's passport or ID card
- Your family member's blue registration certificate if they have been issued with one
- Your marriage/civil partnership/birth certificate
- Your family member's wage slips covering 12 months
- Your family member's contracts of employment covering 12 months
- Your family member's letter(s) from their employer(s) confirming employment dates

8.2 If you are applying as a Bulgarian or Romanian national who is the family member of a Bulgarian or Romanian national exercising a Treaty right as a student, a self employed person or a self sufficient person?

- Your family member's passport or ID card
- Your family member's yellow registration certificate if they have been issued with one
- Your marriage/civil partnership/birth certificate

If you are applying on the basis of your family member's self employment:

- Invoices showing payment for services. These should include the address and telephone number of the client.
- Contracts (including freelance work) to provide services. These should include the address and telephone number of each client.
- Letters of recommendation from clients (please include your client's address and telephone number as we will check references).

In addition please send as many of the following pieces of evidence as possible:

- Recent bank statements. These can be originals or, if online statements, must either be stamped and signed by the bank or accompanied by a letter from the bank confirming the account details and that the information is correct.
- Proof of National Insurance registration
- Evidence from HMRC of National Insurance special reference number
- Evidence from HMRC of National Insurance contributions
- Evidence from HMRC of registration for tax
- Evidence of tax payment under the Construction Industry Scheme

If you are applying on the basis that your family member is a student:

A school, college or university letter confirming enrolment and the completion date of the course

Recent bank statements. These can be originals or, if online statements, must either be stamped and signed by the bank or accompanied by a letter from the bank confirming the account details and that the information is correct; and

Evidence that your family member has Comprehensive Sickness Insurance (CSI) as required under the Immigration (European Economic Area) Regulations 2006.

If you are applying on the basis that your family member is self-sufficient

Documentary evidence that your family member has resources not to become a burden on the UK's social assistance system during their time in the UK. This evidence should include:

Recent bank statements. These can be originals or, if online statements, must either be stamped and signed by the bank or accompanied by a letter from the bank confirming the account details and that the information is correct; or

Evidence that your family member has Comprehensive Sickness Insurance (CSI) as required under the Immigration (European Economic Area) Regulations 2006.

8.3 If you are applying as a Bulgarian or Romanian national who is the spouse or civil partner of a Bulgarian or Romanian worker who holds a valid accession worker authorisation document, or the descendant of such a worker who is aged under 21 or dependent on the worker

- Your family member's passport or ID card
- Your family member's accession worker card or seasonal agricultural workers scheme card
- Your marriage/civil partnership/birth certificate
- Letter from their employer confirming employment details

8.4 If you are applying as a Bulgarian or Romanian national who is a family member of a person who is a member of a diplomatic mission in the UK or is otherwise exempt from immigration control under Section 8(3) of the 1971 Immigration Act?

Your marriage/certificate/civil partnership/birth certificate

A letter of accreditation from the mission for each person included in the application

A copy of the Foreign & Commonwealth Office (FCO) identity card for each person included in this application.

8.5 If you are applying as a Bulgarian or Romanian national who is the family member of an EEA national (other than a Bulgarian or Romanian national) with a right to reside in the UK:

Your EEA family member's valid passport or national ID card

Your EEA family member's registration certificate or document certifying permanent residence (if they have one)

Your marriage/civil partnership/birth certificate(s)

Evidence that your family member has a right to reside (for example, evidence that they are exercising a Treaty right in the United Kingdom, such as evidence of employment, self-employment, self-sufficiency or study)

SECTION 9 - Personal History - all applicants should complete this section

You should answer all the questions in this section on behalf of yourself and any family members included in this application. Please note that it is an offence under Section 26(1)(c) of the Immigration Act 1971 to make a statement or representation which you know to be false or do not believe to be true. Information given will be checked with other agencies.

9.1. Have you or any dependants who are applying with you been convicted of any criminal offence in the UK or any other country?

Yes - go to question 9.2

No - go to question 9.3

9.2. Please give details below for each criminal conviction, starting with the most recent one. If you or any dependants who are applying with you have received more than two convictions, please photocopy this page and enclose it with this form.

Note: We will carry out criminal record checks on all applicants and dependants. You must give details of all unspent and spent criminal convictions. This includes road traffic offences but not fixed penalty notices (such as speeding or parking tickets) unless they were part of a sentence of the court. This includes all drink-driving offences.

Criminal conviction 1

Country where convicted

Nature of the offence

Sentence given

Date sentenced

If you or any dependants who are applying with you were sentenced to a period of imprisonment, what was the length of the prison sentence imposed (in months)?

months

Criminal conviction 2

Country where convicted

Nature of the offence

Sentence given

Date sentenced

If you or any dependants who are applying with you were months sentenced to a period of imprisonment, what was the length of the prison sentence imposed (in months)?

9.3. Do you or any dependants who are applying with you have any civil judgments against you or any civil penalty under the UK Immigration Acts?

Yes go to 9.4

No go to 9.5

9.4. Give details for each civil judgment or any civil penalty under UK the Immigration Acts, starting with the most recent one.

If you or any dependants who are applying with you have received more than two civil judgments and/or civil penalties under the UK Immigration Acts, please photocopy this page and enclose it with this form.

Details of judgment or civil penalty 1

Date of judgment or civil penalty

Country where judgment made

Details of judgment or civil penalty 2

Date of judgment or civil penalty

Country where judgment made

You must answer questions 9.5 to 9.10 below even if you have answered no to question 9.1.

For help in answering these questions, please see the definitions at the end of this section.

9.5. Have you or any dependants who are applying with you ever been charged in any country with a criminal offence for which you have not yet been tried in court?

Yes

No

9.6. In times of either peace or war have you or any dependants who are applying with you ever been involved, or suspected of involvement, in war crimes, crimes against humanity or genocide?

Yes

No

9.7. Have you or any dependants who are applying with you ever been involved in, supported or encouraged terrorist activities in any country? Yes No

9.8. Have you or any dependants who are applying with you ever been a member of, or given support to, an organisation which has been concerned in terrorism? Yes No

9.9. Have you or any dependants who are applying with you ever, by any means or medium, expressed views that justify or glorify terrorist violence or that may encourage others to terrorist acts or other serious criminal acts? Yes No

9.10. Have you or any dependants who are applying with you ever engaged in any other activities which might indicate that you may not be considered to be persons of good character? Yes No

9.11. How long have you lived in the UK? Years Months

Please provide details of any periods of absence of more than 6 months during that time.

Date you left the UK	Date you returned to the UK	Reason for absence

9.12. Please state what ties you have with;

- The country where you were born
- Any other country whose nationality you hold
- Any country where you have lived for more than 5 years

You should tell us about any family, friends, or other connections with that country.

Country	Social cultural or family ties

9.13. If you have answered yes to question 9.5, 9.6, 9.7, 9.8, 9.9 or 9.10, you must give further details in the space provided below. If you need more space, continue on a separate sheet and enclose it with this form.

DEFINITIONS

For the purposes of answering questions 9.5 to 9.10, the following information provides guidance on actions which may constitute war crimes, crimes against humanity, genocide, or terrorist activities.

This guidance is not exhaustive. The full definitions of war crimes, crimes against humanity and genocide can be found in Schedule 8 of the International Criminal Court Act 2001 at www.opsi.gov.uk/acts/acts2001/20010017 or purchased from The Stationery Office (telephone **0870 600 5522**). It is your responsibility to satisfy yourself that you are familiar with the definitions and can answer the questions accurately on behalf of yourself and any dependants who are applying with you.

War crimes

Grave breaches of the Geneva Conventions committed during an armed conflict. This includes an internal armed conflict and an international armed conflict. The types of acts that may constitute a war crime include wilful killing, torture, extensive destruction of property not justified by military necessity, unlawful deportation, the intentional targeting of civilians and the taking of hostages.

Crimes against humanity

Acts committed at any time (not just during armed conflict) as part of a widespread or systematic attack, directed against any civilian population with knowledge of the attack. This would include offences such as murder, torture, rape, severe deprivation of liberty in violation of fundamental rules of international law and enforced disappearance of persons.

Genocide

Acts committed with intent to destroy, in whole or in part, a national, ethnical, racial or religious group.

Terrorist activities

Any act committed, or the threat of action, designed to influence a government or intimidate the public and made for the purposes of advancing a political, religious or ideological cause and that involves serious violence against a person; that may endanger another person's life; creates a serious risk to the health or safety of the public; involves serious damage to property; is designed to seriously disrupt or interfere with an electronic system.

Organisations concerned in terrorism

An organisation is concerned in terrorism if it commits or participates in acts of terrorism; prepares for terrorism; promotes or encourages terrorism (including the unlawful glorification of terrorism); or is otherwise concerned in terrorism.

SECTION 11- Applicant's declaration**Please now read and sign the declaration****11.1 It should be signed by you (the applicant) and not by a representative or other person acting on your behalf. If you are under 18, your parent or guardian may sign.**

I hereby apply for a registration certificate for myself and any Bulgarian or Romanian national family members listed in this form.

The information I have given in this form is complete and is true to the best of my knowledge.

I also declare that the photographs submitted with this form are a true likeness of myself and any family members included in the application form, as named on the back of each photograph.

I confirm that if, before this application is decided, there is a material change in my circumstances or new information relevant to this application becomes available, I will inform the Home Office.

I understand that all information provided by me to the Home Office will be treated in confidence but that it may be disclosed to other government departments, agencies, local authorities, the police, foreign governments, educational providers and other bodies for immigration purposes or to enable them to perform their functions.

I understand that the Home Office may also use the information provided by me for training purposes.

Signed:

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Name (CAPITALS please):

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Date:

D	D
---	---

M	M
---	---

Y	Y	Y	Y
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