

IDI July/06

**CHAPTER 8, SECTION 8
ANNEX Y**

**DEPENDENT RELATIVES
REFUSAL FORMULAE**

PLEASE NOTE: The following wordings are examples - they do not constitute an exhaustive list of all possible formulae.

ON ENTRY

"You have asked for indefinite leave to enter the United Kingdom as the [parent/grandparent/dependent relative] of... (sponsor)

No entry clearance - non-visa national

".... but under the Immigration Rules you are required to hold a valid United Kingdom entry clearance for this purpose and you have no such entry clearance"

Paragraph 319 with reference to Paragraph 317(vi)

{Refusal Code F1}

Visa nationals

"... but under the Immigration Rules you are required to produce a passport or other identity document endorsed with a valid and current United Kingdom entry clearance issued for the purpose for which entry is sought, and you have no such entry clearance."

Paragraph 320(5)

*** No entitlement to appeal by virtue of Section 13(3B)(a)**

{Refusal Code: F1}

AFTER ENTRY

"You have applied for indefinite leave to remain in the United Kingdom as the[parent/grandparent/dependent relative] of ...(sponsor)"

Dependent relative - not a relative who can qualify

"... but as you are [his/her] [? niece/nephew/cousin] the Secretary of State is not satisfied that you are [his/her] parent, grandparent, son, daughter, sister, brother, uncle or aunt or that your are related in one of the ways required by the Immigration Rules."

Paragraph 319 with reference to Paragraph 317(i).

{STATS Code: X8}

Not related as claimed

"...but [? in view of...] the Secretary of State is not satisfied that you are the [parent/grandparent/relative] of a person who is present and settled in the United Kingdom as you have claimed."

Paragraph 319 with reference to 317(i)-(ii)

{STATS Code:X8}

Parent/grandparent over 65 - remarried and not without support

"...but you have remarried and [? in view of...] the Secretary of State is not satisfied that you cannot look to the spouse and/or children of the second marriage for financial support."

Paragraph 319 with reference to 317(i)(d)

{STATS Code: X8}

Parent/grandparent over 65 - remarried and sponsor not able and/or willing to support applicant and second marriage dependants

"...but you have remarried and [? in view of...] the Secretary of State is not satisfied that your sponsor in the United Kingdom is [able/willing/able and willing] to maintain you an any spouse or child of the second marriage who would be admissible as a dependant."

Paragraph 319 with reference to 317(i)(d)

{STATS Code: X8}

Parent/grandparent under 65 - most exceptional compassionate circumstances

"...but [? in view of...] the Secretary of State is not satisfied that you would be living alone in the most exceptional compassionate circumstances and mainly dependent financially on relatives settled in the United Kingdom."

Paragraph 319 with reference to 317(i)(e)

{STATS Code: X8}

Son/daughter/sister/brother/uncle/aunt over 18 - most exceptional compassionate circumstances

"...but [? in view of...] the Secretary of State is not satisfied that you would be living alone outside the United Kingdom in the most exceptional compassionate circumstances and mainly dependent financially on relatives settled in the United Kingdom."

Paragraph 319 with reference to 317(i)(f)

{STATS Code: X8}

Sponsor refused entry clearance

"...but your [son/daughter/grandson/granddaughter/relative]'s application for entry clearance to settle in the United Kingdom has been refused and consequently the Secretary of State is not satisfied that you are the [parent/grandparent/relative] of a person who is to be admitted for settlement in the United Kingdom."

Paragraph 319 with reference to 317(ii)

***No entitlement to appeal by virtue of Section 13(3B)(a)**

{STATS Code: X8}

Sponsor not present/settled

"...but [? in view of...] the Secretary of State is not satisfied that your [son/daughter/grandson/granddaughter/relative] is present and settled in the United Kingdom."

Paragraph 319 with reference to 317(ii)

{STATS Code: X8}

Not wholly or mainly dependent

"...but [? in view of...] the Secretary of State is not satisfied that you are financially wholly or mainly dependent on your [son/daughter/grandson/granddaughter/relative] in the United Kingdom."

Paragraph 319 with reference to 317(iii)

{STATS Code: X8}

Maintenance and accommodation

"...but [? in view of...] the Secretary of State is not satisfied that you can and will be [maintained/accommodated/maintained and accommodated] adequately [together with your dependants] without recourse to public funds [in accommodation which your [son/daughter/grandson/granddaughter/relative] owns or occupies exclusively."

Paragraph 319 with reference to 317(iv)

{STATS Code: X8}

Close relatives to turn to

"...but [? in view of...] the Secretary of State is not satisfied that you have no other close relatives in your own country to whom you could turn for financial support."

Paragraph 319 with reference to 317(v)

{STATS Code:X8}

ENTRY CLEARANCE

"You have applied for entry clearance to settle in the United Kingdom as the [parent/grandparent/relative] of ...(sponsor)"

Dependent relative - not a relative who can qualify

"...but as you are [his/her] [? niece/nephew/cousins] the Secretary of State is not satisfied that you are [his/her] parent, grandparent, son, daughter, sister, brother, uncle or aunt, or that you are related in one of the ways required by the Immigration Rules."

Paragraph 317(i)**Not related as claimed**

"...but [? in view of...] the Secretary of State is not satisfied that you are the [parent/grandparent/relative] of a person who is present and settled in the United Kingdom, or is to be admitted for settlement, as you have claimed."

Paragraph 317(i)-(ii)**Parent/grandparent over 65 - remarried and not without support**

"...but you have remarried and [? in view of...] the Secretary of State is not satisfied that you cannot look to the spouse and/or children of the second marriage for financial support."

Paragraph 317(i)(d)**Parent/grandparent over 65 - remarried and sponsor not able and/or willing to support applicant and second marriage dependants**

"...but you have remarried and]? in view of...] the Secretary of State is not satisfied that your sponsor in the United Kingdom is [able/willing/able and willing] to maintain you and any spouse or child of the second marriage who would be admissible as a dependant."

Paragraph 317(i)(d)**Parent/grandparent under 65 - most exceptional compassionate circumstances**

"...but [? in view of...] the Secretary of State is not satisfied that you are living along outside the United Kingdom in the most exceptional compassionate circumstances and are mainly dependent financially on relatives settled in the United Kingdom."

Paragraph 317(i)(e)**Son/daughter/sister/brother/uncle/aunt over 18 - most exceptional compassionate circumstances**

"...but [? in view of...] the Secretary of State is not satisfied that you are living alone outside the United Kingdom in the most exceptional circumstances and are mainly dependent financially on relatives settled in the United Kingdom."

Paragraph 317(i)(f)**Sponsor not present/settled**

"...but [? in view of...] the Secretary of State is not satisfied that your [son/daughter/grandson/granddaughter/relative] is present and settled in the United Kingdom or is to be admitted for settlement."

Paragraph 317(ii)

Sponsor refused entry clearance

"...but your [son/daughter/grandson/granddaughter/relative]'s application for entry clearance to settle in the United Kingdom has been refused and consequently the Secretary of State is not satisfied the you are the [parent/grandparent/relative] of a person who is to be admitted for settlement in the United Kingdom."

Paragraph 317(ii)

***No entitlement to appeal by virtue of Section 13(3B)(a)**

Not wholly or mainly dependent

"...but [? in view of...] the Secretary of State is not satisfied that you are financially wholly or mainly dependent on your [son/daughter/grandson/granddaughter/relative] in the United Kingdom."

Paragraph 317(iii)

Inadequate maintenance/accommodation

"...but [? in view of...] the Secretary of State is not satisfied that you can and will be [maintained/accommodation/maintained and accommodated] adequately [together with your dependants] without recourse to public funds in accommodation which your [son/daughter/grandson/granddaughter/relative] owns or occupies exclusively."

Paragraph 317(iv)

Close relatives to turn to

"...but [? in view of...] the Secretary of State is not satisfied that you have no other close relatives in your own country to whom you could turn for financial support."

Paragraph 317(v)