



# UK Visas & Immigration

## SET(P)

Version 04/2016

# Application for settlement in the UK by a person with refugee leave or leave on grounds of humanitarian protection and for a biometric immigration document

In accordance with paragraph 34 of the Immigration Rules, this form is specified for applications made on or after 1 April 2016 for the purposes listed overleaf.

Please check on the website at [www.gov.uk/government/organisations/uk-visas-and-immigration](http://www.gov.uk/government/organisations/uk-visas-and-immigration) that this is the current form for use on the date that you apply.

### **DUTY TO STATE ALL REASONS TO REMAIN IN THE UNITED KINGDOM**

All your reasons or grounds for wishing to stay in the United Kingdom must be stated in this application. This requirement is being given under section 120 of the Nationality, Immigration and Asylum Act 2002. If you do not tell us now of any reasons or grounds for remaining in the United Kingdom and you tell us later without good reason, you will lose any right of appeal you may have otherwise qualified for if we refuse your claim. You can use the box at the end of section 5

Please read the guidance notes at the end of this form before completing it.

Please use this form if you are applying in the following categories:

- A person who was granted five years refugee leave.
- A person who was granted five years leave on humanitarian protection grounds.
- Biometric immigration document (Biometric residence permit (BRP)).

If you apply by post, you must send your application to the following address:

Home Office

SET (Protection Route) applications

Dept 21

The Capital Building

Liverpool

L3 9PP



1.15 Your email address if you have one. We may use your email address to communicate with you about the status of your application. Please write your email address clearly in block capitals and note that we can only send updates to the email address you provide.

1.16 Please re-enter your email address in block capitals in the box below.

## SECTION 2 - Your history and circumstances since you were granted five years limited leave to enter or remain as a refugee or on grounds of humanitarian protection

2.1 When does your limited leave to enter or remain expire? Please do not submit your application earlier than one month before the expiry date of your current leave. See the guidance notes (Note 1).

D	D		M	M		Y	Y	Y	Y
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2.2 If your limited leave has already expired, please explain why you overstayed your leave to remain and did not apply for settlement earlier.

2.3 Have you applied for or obtained a national passport or other travel document from any other country apart from the UK?

Yes  No

2.4 Have you travelled to the country or countries from which you sought protection (either asylum or on human rights grounds) since you made your asylum and/or human rights claim?

Yes  No

If you have answered yes to question 2.4, you must list the dates of travel (departure from and return to the UK) in the box below and explain the reasons why you travelled to that country in each case

Dates of travel (list both departure and return dates)	Reason(s) for travelling

2.5 Have you spent any period outside the UK of three months or more since you were granted limited leave to enter or remain as a refugee or on grounds of humanitarian protection?

Yes  No

If you have answered yes to question 2.5, you must list these absences in the box below and explain the reasons for them. You do not need to list again any absences you have mentioned in response to question 2.4.

Dates of absence	Reason for and location of absence(s)

Your application will be considered in accordance with the published asylum instructions on refugee leave and humanitarian protection. The asylum instructions may be viewed on the Home Office website:

<https://www.gov.uk/government/organisations/uk-visas-and-immigration>

We will make a decision about whether or not you qualify for settlement in the UK on the basis of the information about your circumstances that you have already provided and any new information which you submit with this application form.

There is no need to send us any information that you provided when you made your asylum and/or human rights claim, or during any subsequent appeals, or in connection with any other application for further leave to remain in the UK which you may have made.

You should tell us immediately if there is any material change in your circumstances that is relevant to this application, or if any new information relevant to this application becomes available. See the guidance notes (Note 10).

If you wish to send us any documents, you should send us the original version together with a description of what it is and an English translation if it is not in English.





3.11 Have you included all dependants on this application who were previously dependent on your claim?

Yes

No

If no, please explain why you have not included them for example because they are no longer dependent on you, because you are estranged.



### Criminal conviction 2

Name of person

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Country where convicted

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Offence

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Date sentenced

D	D		M	M		Y	Y	Y	Y
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Sentence given (if custodial, length of term in years/months)

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4.3 Have you or any dependants who are applying with you been subject to, or received, any other penalty in relation to a criminal offence; for example caution, reprimand, warning, or similar penalties in the UK or any other country?

Yes  go to question 4.4

No  go to question 4.5

4.4 Give details of each penalty you have received, starting with the most recent one. If you or any dependants who are applying with you have received more than two such penalties, please photocopy this page and enclose it with this form.

### Details of penalty 1

Name of person

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Country where penalty given

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Offence

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Type of penalty (e.g caution, reprimand, warning or other - please state)

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Date of penalty

D	D		M	M		Y	Y	Y	Y
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**Details of penalty 2**

Name of person

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Country where penalty given

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Offence

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Type of penalty (e.g caution, reprimand, warning or other - please state)

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Date of penalty

D	D		M	M		Y	Y	Y	Y
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4.5 Have you or any dependants applying with you had any UK court judgment against you for non-payment of a debt, or received a civil penalty under UK Immigration Acts?

Yes  go to question 4.6

No  go to question 4.7

4.6 Give details for each UK court judgment or civil penalty under UK Immigration Acts, starting with the most recent one. If you or any dependants applying with you have received more than two court judgments and/or civil penalties under the UK Immigration Acts, please photocopy these pages, complete the details, and enclose them with this form.

**Details of court judgment or civil penalty 1**

Name of Person

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Specify whether you had a court judgment or civil penalty

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Date of court judgment or civil penalty

D	D		M	M		Y	Y	Y	Y
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## Details of court judgment or civil penalty 2

Name of Person

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Specify whether you had a court judgment or civil penalty

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Date of court judgment or civil penalty

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

You must answer questions 4.7 to 4.12 below even if you have answered no to question 4.1.

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

4.7 Have you or any dependants who are applying with you been arrested and charged in any country with any criminal offence and are awaiting, or are currently on trial?

Yes  No

4.8 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

4.9 Have you or any dependants who are applying with you ever been involved in, supported or encouraged terrorist activities in any country?

Yes  No

4.10 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

4.11 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

4.12 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

4.13 How long have you lived in the UK?  years  months

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

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

4.14 Please state what social, cultural and family 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 five years

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

Country	Social cultural or family ties

4.15 If you have answered yes to question 4.7, 4.8, 4.9, 4.10, 4.11 or 4.12, 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 4.7 to 4.12, 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.legislation.gov.uk/ukpga/2001/17/schedule/8](http://www.legislation.gov.uk/ukpga/2001/17/schedule/8) 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.







5.12 Give details when your fingerprints were taken

5.13 Give details where your fingerprints were taken, including the town or city and country

5.14 Give details of the British diplomatic post(s) involved if the application(s) was or were made abroad

5.15 Do you have a medical or physical condition which may require special arrangements for your biometric features to be recorded?

Yes  go to question 5.16

No  go to question 5.17

5.16 Please provide us with the following documents:

A letter from a treating clinician registered with the General Medical Council (GMC) giving details of the condition and/or special needs and explaining any arrangements that may be necessary.

### **Dependants and applicants under the age of 16**

If the applicant or any dependant included on this application is under the age of 16 please complete questions 5.17, 5.18, 5.19 and 5.20. If not please go to question 5.21.

5.17 Is the applicant or dependant

16 years old or more  go to question 5.21    less than 16 years old  go to question 5.18



If you have any reasons or grounds for wishing to stay in the United Kingdom which you have not already mentioned in your application you should do so now in the box below.

## Section 6 - Documentary evidence

- The documents and photographs needed in support of your application are listed below.
- Please tick the boxes next to the relevant items to show what documents and photographs you are sending.
- Please submit original documents, photocopies are not acceptable.
- You should retain photocopies of any original documents that you submit with this application.

Please see the box below for advice on what to do if you cannot provide any of the required documents.

Two unseparated passport sized photographs of yourself, sized 45mm x 35mm (standard passport photograph size). On the reverse clearly print your name, date of birth and Home Office or Port reference number.

Two unseparated passport sized photographs of each of your dependants who are requesting settlement, sized 45mm x 35mm (standard passport photograph size). On the reverse of each, clearly print the name, date of birth and Home Office or Port reference number of the person who appears in the photograph (see section 3.1).

Evidence of your identity or confirmation of your current immigration status. If you or your dependants have any of the following, please provide:

- Current national passport(s)\*
- Travel document(s)\*
- Immigration Status Document(s) (ASL.2151, ASL.2152 or ASL.2150)
- Relevant Birth or Marriage certificates.

\*Applicants are required to produce their current national passport or travel document if they have one, so that where appropriate it can be endorsed with indefinite leave, if the application is successful.

Evidence of the identity or confirmation of the current immigration status of each of your dependants requesting settlement. Evidence should be any and all of the above that they hold.

If you cannot provide any photographs or all the documents that we have asked for, please still complete and submit this application form, but use this space to explain why some of the items cannot be sent in. You should also tell us when you will provide them. We will not be able to complete your application until you have provided everything that we have asked for.

You must now complete Section 7

## Section 7 - Declaration

You must now read the declaration below and sign it. This must 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.

It is mandatory for the declaration to be signed.

Please note that this application will be invalid if it is not signed as specified above.

I hereby apply for indefinite leave to remain in the UK for myself and any dependants listed in this form. The information I have given in this form is complete and is true to the best of my knowledge.

I confirm that the photographs submitted with this form are a true likeness of myself and any dependants who are applying with me, as named on the back of each photograph and that I have had the opportunity to see the UK Visas and Immigration photograph guidance.

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; that it may be disclosed to other government departments, agencies, local authorities, the police, foreign governments and other bodies for immigration purposes or to enable them to perform their functions; and that, if such bodies provide the Home Office with any information about me which may be relevant for immigration purposes, it may be used in reaching a decision on my application.

I understand that my details may in certain circumstances be passed to fraud prevention agencies to prevent and detect fraud and money laundering. I also understand that such agencies may provide the Home Office with information about me. Further details explaining when information may be passed to or from fraud prevention agencies and how that information may be used can be obtained from the Home Office website.

I understand that documents provided in support of this application will be checked for authenticity; and that false documents will be retained and may result in my application being refused and in my prosecution and subsequent removal from the United Kingdom.

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

I am aware that it is an offence under the Immigration Act 1971, as amended by the Immigration and Asylum Act 1999 and the Nationality, Immigration and Asylum Act 2002, to make to a person acting in execution of any of those Acts a statement or representation which I know to be false or do not believe to be true, or to obtain or to seek to obtain leave to remain in the United Kingdom by means which include deception.

I understand that if I am informing the Home Office that I have changed my gender, these details may in certain circumstances be shared with other Home Office colleagues. I consent to this, where necessary and understand that this information will only be shared in limited circumstances relating to identity and security in line with Section 22 of the Gender Recognition Act. I am aware they will otherwise be treated in confidence and that my rights under the Equality Act 2010, Data Protection Act 1998 and Article 8 of the European Convention on Human Rights will be unaffected.

Signature

Date



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# Your personal checklist for form SET (protection route)

Please make the following checks before submitting your application. They should help to ensure that it is complete.

- Are you sure that form SET (protection route) is the right form for your application? See note 1 of the guidance notes.
- Do you have no more than one month until your current leave expires? See note 1 of the guidance notes.
- Have you completed all sections of the form correctly as instructed? See note 4 of the guidance notes.
- If you have used additional sheets of paper have you attached them?
- Have you sent us all of the following documents which you or your dependants hold, listed in section 6:
  - Current national passport(s)
  - Travel document(s)
  - Immigration status document(s) (ASL.2151, ASL.2152 or ASL.2150)
  - Relevant birth or marriage certificates
- Have you retained photocopies of all the original documents you will send with this application?
- If you are unable at present to send us any of the documents or photographs listed in section 6, have you given an explanation and said when you will be able to send them?
- Have you signed and dated the declaration in section 7 of the form?

Finally, please make sure that the application is addressed appropriately as on page 1 of this application form and in note 5 of the guidance notes.

# Form SET (protection route): guidance notes and other relevant information

These notes and other information are intended to help you make an application for settlement in the UK on Form SET (protection route).

## 1. For which applications must you use Form SET (protection route)?

This form is for anyone who has been granted five years refugee leave and is now applying for settlement, in accordance with the published Home Office asylum instruction on refugee leave. It is also for anyone who has been granted five years limited leave to enter or remain on grounds of humanitarian protection, since 30 August 2005. Copies of the asylum instructions may be viewed on the Home Office website:

<https://www.gov.uk/government/organisations/uk-visas-and-immigration>.

You have to be in the UK to make an application using this form. Please do not send in your application more than one month before your current leave expires, or it is likely to be refused as you will not have completed the required period of leave if you apply too early.

You can use this form to make your own application and an application on behalf of your dependants. See guidance Note for details of who you can include as a dependant on this form.

## 2. Payment of a fee

There is no charge if you are applying for settlement on form SET (protection route). (See note 1 for guidance to determine whether this form is the correct form to use.)

## 3. Making sure that your application is complete

This is very important. The decision on your application is likely to be delayed if you do not provide all the necessary information and documentation. To make sure that your application is complete, you need to do the following:

- Answer all the questions and complete or tick any boxes that apply to you personally, as well as to any dependants included in the application.
- Provide the documents and photographs needed in support of your application and those of any dependants included in the form. (Documents must be originals. You should retain photocopies of any original documents you submit with this application).
- If you cannot provide a document or photograph at present, please explain the reason(s) and tell us when you will be able to let us have the missing item.
- Sign and date the declaration in Section 7.

## 4. Completing Form SET (protection route)

Please write in English in BLOCK letters and in black ink when completing the form. The notes below are designed to help you complete each section.

Section 1 must be completed in full in all cases. If the application includes dependants, the details of the main applicant must go in section 1. Details of the dependants should go in Section 3. If an immigration adviser is assisting you with your application, the adviser's address should be given at 1.14.

Section 2 must be completed in full in all cases. The date needed in answer to the question at 2.1 is the date that the main applicant's limited leave expires. There is no need to include information which was submitted in connection with your asylum claim and/or any subsequent appeal and/or any subsequent application for leave. If, after your application is made, your circumstances change or you have new information which you would like to be considered, please submit this as soon as possible (see note 10).

Section 3 must be completed in full in all cases where you have family living with you in the UK.

Dependants for the purpose of this application include:

- Any spouse, civil partner, same sex partner or child included in your original grant of leave who was granted leave at the same time that you were, including those children now over 18.
- Any spouse, civil partner, same sex partner or child granted leave to enter or remain under the family reunion policy, including those children now over 18.
- Any child born to you in the UK who is not a British citizen.

You cannot include the following as dependants:

- A spouse, civil partner, same sex partner or other dependant who already has leave in the UK in another category.
- A spouse, civil partner, same sex partner or other dependant who is currently in the UK with no valid leave.
- A spouse, civil partner or same sex partner of a person who was granted leave as your dependant.
- A spouse, civil partner or same sex partner of a person who was granted leave to enter or remain as a family member of the main applicant under the family reunion rules.

Section 4 must be completed as indicated in all cases.

Section 5 must be completed in all cases.

Section 6 must be completed in all cases. If any dependants are included in the application, please make sure that you provide their documents and photographs, and tick the relevant boxes.

You should send us two identical, recent passport-size photographs of yourself and of each of your dependants applying on the same form. Write the name of that person on the back of each photograph.

You should not pin, staple, glue or tape the photographs to your application form.

See the Home Office photographic guidance for more information, available on our website: <https://www.gov.uk/government/organisations/uk-visas-and-immigration>.

Personal checklist. This is a final reminder to help you make sure that you have done everything correctly, including the address where you should send the application.

After completing the form, please make sure that you submit all pages up to and including Section 7. Please keep the Personal Checklist at the end of the form.

## **5. Applying by post**

All applications must be posted, applications cannot be dealt with in person. Please post your application before your leave expires, when your limited leave will expire in one month or less, to:

**Home Office**

**SET (Protection Route) applications**

**Dept 21**

**The Capital Building**

**Liverpool**

**L3 9PP**

It is very important that you address the envelope exactly as above when using form SET (protection route). We recommend that you use recorded signed for or special delivery, as this helps us to record the receipt of your application. Please make sure that you keep a record of the recorded signed for or special delivery number.

## **6. Obtaining another form**

You can download application forms from the Home Office website:

<https://www.gov.uk/government/organisations/uk-visas-and-immigration>.

## **7. Choosing an immigration adviser**

This form is designed to let you to make your own application. If you need help in completing it or in dealing with any other aspect of your application, you may wish to engage an immigration adviser. However, you should take care when choosing one. The Office of the Immigration Services Commissioner (OISC) regulates immigration advisers. Generally, apart from solicitors, barristers and legal executives who hold a practising certificate, anyone who offers services as an immigration adviser must be authorised to do so by the OISC. Anyone else could be committing a criminal offence if they act on your behalf without being regulated by the OISC or exempted by a Ministerial Order. If your adviser is not a solicitor, barrister or legal executive you should ask if they are regulated by the OISC. A list of OISC authorised advisers is on their website, [www.oisc.gov.uk](http://www.oisc.gov.uk). To complain about any immigration adviser, call the OISC (tel. 0345 000 0046 - calls charged at local rate) or write to:

Office of the Immigration Services Commissioner (OISC)

5th Floor

21 Bloomsbury Street

London

WC1B 3HF

## **8. How long will it take to process your application?**

A decision will be made on your application within six months.

You'll be contacted if it will take longer, for example if:

- Your supporting documents need to be verified
- You need to attend an interview, or
- Your application is complex because of your personal circumstances (for example you have a criminal conviction or an impending prosecution).

## **9. How will your passport (s) and other documents be returned?**

Your passport(s) and any other documents we return to you will be returned by recorded signed for delivery in all cases.

## 10. Contacting us after you have applied

If you have to send us a document which you cannot provide when making your application, or if you need to tell us anything else, including a change of address or circumstances, before you hear from us, please use the following address: Home Office, SET (Protection Route) applications, Dept 21, The Capital Building, Liverpool, L3 9PP. Please make sure that you give the following details in your letter:

- the applicant's full name (as it appears on the application form)
- date of birth
- nationality
- the recorded signed for or special delivery number (if you used such postage)
- the date on which the application was posted, and
- your Home Office reference if you have one.

If you need your passport because you have to travel urgently and unexpectedly, use the return of documents request form at:

<https://www.gov.uk/visa-documents-returned>

## 11. Other application forms

Other application forms on which to apply for an extension of stay or indefinite leave to remain in the UK can be downloaded from the Home Office website:

<https://www.gov.uk/search?q=settlement>

## Biometrics residence permits

A leaflet explaining the biometric residence permit including the application process is available to download at the following location:

[www.gov.uk/biometric-residence-permits](http://www.gov.uk/biometric-residence-permits)