New Plan for Immigration: Proposal overview
New Plan for Immigration: A three-tier system?

**Resettlement**
- Granted indefinite leave to remain
- Integration support including English classes and support with employment
- Expanded family reunion rights (adult dependent children under 21)

**Regular entry (e.g. entry through a visa)**
- Enter asylum system, access to asylum support and accommodation
- Granted 5 years leave to remain (same as currently in place)
- Access to welfare benefits and family reunion as currently in place

**Irregular entry (e.g. by boat, lorry etc)**
- Placed in reception centres whilst Home Office try and return to safe third country
- Asylum claim assessed if the individual is not returned to safe country within 6 months
- If granted will receive Temporary Protection Status that is valid for 30 months with no automatic route to settlement
- Refugee will not have access to welfare benefits unless destitute and will have limited access to family reunion
- People will be expected to leave the UK as soon as they are able to or as soon as they can be returned or removed.

British Red Cross
New Plan for Immigration: Asylum Changes - inadmissibility

- **Inadmissibility rules** will be put into legislation (rules and guidance in force since 1 Jan set out a 6-month process)
- Will seek to rapidly return people to safe third country – but requires agreements to be in place
- **Reception Centres** will be introduced for people deemed inadmissible to “provide basic accommodation and process claims”, along with a fast-track appeals process
- For those that can’t be removed and in need of protection, will be given temporary protection status – up to 30 months, will be reviewed, restricted family reunion rights, limited access to public funds, no automatic settlement
- Put in place the legislation required to move people to off-shore the asylum process (but doesn't seem to be the intention to use it now)
New Plan for Immigration: Asylum Changes – asylum process

- **New two-tier test** for testing whether someone has a well-founded fear of persecution
  1. The person is who they say they are and are experiencing a genuine fear of persecution – **against a “balance of probabilities standard”** compared to current “reasonable degree of likelihood”
  2. The person if likely to face persecution if they return to their country of origin - **to a “reasonable likelihood” standard**
- Will clarify the definition of “persecution”
- **Changes to age assessment process**
  1. Introduce a new **National Age Assessment Board (NAAB)** – to review local authority age assessments, or carry-out age assessments where required
  2. Legislate for front-line immigration officers to assess age on the basis that someone is “significantly over 18 years of age”
  3. Consult on a **fast-track appeal process** for NAAB decisions
New Plan for Immigration: Appeals process

- A “one-stop shop” for protection related claims ahead of appeal – “powers” would be introduced so that less weight is given to evidence brought forward after that, unless there is a good reason.
- Ensure quicker processes for judges to review refusal decisions with no in-country right of appeal.
- “consider” how to improve access to legal advice – focus on people subject to removal.
- Reinstate an accelerated appeals process from detention – to be put in statute.
- Put in place a panel of pre-approved experts to give provide expert witness statements or require experts to be approved by both parties.
New Plan for Immigration: Removals

- Use the **Immigration Act 2016 asylum support changes** to reduce access to support for people who have been refused asylum (and care leavers?)
- Improve returns co-operation, including by controlling access to visas
- Amend the Immigration Act 2016 to add non-compliance with immigration processes to the list of things to be considered when deciding **not to grant bail**
- Increasing the **Early Removal Scheme window** from 9 to 12 months, and “stopping the clock” on a sentence so that if someone returns to the UK in the future, it is reactivated.
- Increasing the maximum sentence for entering the UK in breach of a deportation order from 6 months to five years (s24 Immigration Act 1971)
New Plan for Immigration: Safe and legal routes

• **Multi-year resettlement commitment** – no target, numbers to be reviewed based on capacity and circumstances
• Resettlement scheme will be **global**, and prioritise people in conflict regions rather than in Europe (e.g. VPRS over Dubs)
• Ensure resettlement **includes people from minority groups** the Home Office believe struggle to access traditional resettlement routes.
• Resettled refugees will be granted **Indefinite Leave to Remain** on arrival
• Review **refugee family reunion routes** for people who arrived through safe and legal routes – in particular for adult dependent children joining their parents
• Encourage the **growth of community sponsorship**
• Give the Home Secretary a **discretionary power** to grant someone permission to enter the UK if their life is at risk
• Encourage/support people to apply for **other existing immigration routes**
• Focus on **improving employment outcomes** for resettled refugees
New Plan for Immigration: Modern Slavery

- Amend training to first responders, with a focus on assessing and raising concerns about credibility
- Exempt people from the recovery and reflection period following a positive Reasonable Grounds decision on public order grounds (e.g. a prison sentence of 12 months or more)
- Increase the evidence threshold for Reasonable Grounds decisions (s50 Modern Slavery Act and statutory guidance under s49 Modern Slavery Act)
- Set-out in legislation that Conclusive Grounds decisions should be made on the balance of probabilities standard of proof
- Consider introducing stricter consideration of credibility, including late disclosure
- Consult on seeking agreements to return survivors to safe countries
- Put in legislation potential eligibility to temporary leave to remain for people with positive Conclusive Grounds decisions
- Review 2014 Modern Slavery Strategy
New Plan for Immigration: Consultation Process and Sovereign Borders Bill

- Consultation, run by Britain Thinks, available at: https://newplanforimmigration.com/

Other changes introduced via changes to the Immigration Rules / Guidance