

Asylum Claim Guide

Step-By-Step

SPEAK TO AN Immigration Solicitor

Nationality & Borders Act 2022 Changed The Rules



Asylum Claim

Start your application to stay in the UK as a refugee if it is unsafe for you to return to your home country.



Screening

First interview to gather personal details, photo and fingerprints, details of how you arrived in the UK and brief reasons for making asylum claim. Roughly 30mins with immigration officer.



Inadmissibility Procedure

Your claim can be deemed inadmissible if you have a connection to a third country where you could have reasonably made an asylum claim. Speak to your solicitor.



Asylum Interview

This is a long in-depth interview to understand your reasons for coming to the UK and to determine if your claim for refugee status is accepted. It can last several hours and you should get legal advice for this interview.



Decision

The Home Office will review the evidence it gathered during your interview and decide your status. This can be called 'immigration status', 'permission to stay', or 'getting papers'.



Refused

You will receive a letter with reasons for your refusal.



Granted Status

Congratulations, you are now able to work, study and claim social security benefits. However, you must follow the rules of your stay and status.



Appeal

If you disagree with the decision of your asylum claim, you are able to appeal and have it reconsidered. You have 14 days to appeal. Speak to your solicitor.

CLAIMED BEFORE 28th JUNE 2022

CLAIMED AFTER 28th JUNE 2022

How Long Can I Stay?	Status	How long before I can apply for Indefinite Leave to Remain	How long before I can apply for Indefinite Leave to Remain	Status	How Long Can I Stay?
5 years	Refugee 'Leave to Remain'	5 years	5 years	Group 1 Refugee	5 years
5 years	Humanitarian Protection	5 years	10 years	Group 2 - Temporary Refugee Protection	30 months
Up to 30 months	Discretionary Leave to Remain	5 years	10 years	Humanitarian Protection - 'Temporary Protection to Stay'	30 months
			10 years	Discretionary Leave to Remain	Up to 30 months



Indefinite Leave To Remain

This gives you the rights to live, work and study in the UK for as long as you like without having to apply for further leave. Ask your solicitor when you are eligible to apply for ILR.



Citizenship

You can apply for British Citizenship when you have completed at least 1 year Indefinite Leave to Remain.