



Myerson Preparing for Brexit

New UK immigration system
after Brexit

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Welcome

We understand the complexities of modern life and the importance of taking care of your business interests. So it's a deep source of satisfaction that so many businesses choose Myerson as their trusted adviser.

Why Myerson?

We are proud to be ranked as 'Top Tier' in the prestigious international directory **The Legal 500**, and commended by The Times '**Best Law Firms 2019**'. Therefore, you can rest assured you will receive a high quality and truly personal service.

With change comes opportunity. Remaining informed of the impact of Brexit and how it affects the economy may give rise to opportunities - we can advise you and your business on how you may take advantage of such opportunities to your commercial and personal benefit.

How we work.

Every client is different, and we are here to support you every step of the way.

Personal, partner-led service. Our most experienced solicitors get to know you and your business inside out. We strive to become your trusted advisers, providing added value and most of all, a genuinely personal service.

The highest level of expertise. Combining commerciality, practicality and legal expertise enables us to deliver every time. Our solicitors have a wealth of knowledge gained from advising clients of all shapes and sizes.

A team you can trust. You're in safe hands. We have a team of specialist lawyers from across our employment, litigation, corporate & commercial departments who have in-depth knowledge of the economic changes following the impact of Brexit. Our departments work together to ensure that the best outcome for our clients - our expert team knows its stuff!



New UK Immigration System After Brexit

The expiry of the transition period agreed between the UK and the EU on 31 December 2020 will bring an end to the right of freedom of movement to the UK which is currently enjoyed by EU citizens.

Taking effect on 1 January 2021, a new points-based immigration system is to be introduced in the UK, whereby EU citizens will require permission in advance to live, work and study in the UK.

It is important to highlight that individuals who wish to come to the UK before 1 January 2021 will fall under the current systems in place and could be eligible to apply for settled status under the EU Settlement Scheme.

The new system.

The new immigration system, from 1 January 2021, covers three categories of worker, as set out below.

1) Skilled workers

A skilled worker, of any nationality, who is offered employment from an approved sponsor will be able to apply for a visa as long as they meet the following requirements:

- The job being offered is at a required skill level of RQF3 or above (equivalent to A level);
- The candidate can speak English; and
- The candidate is set to receive a salary of £25,600 or the relevant salary threshold for a specific sector, whichever is higher.



Additional trading points will be available to bolster the position of a skilled worker who is set to earn less than £25,600 but no less than £20,480, for example, if the job is in an area suffering from shortages or if the individual holds a relevant PhD.

2) Highly skilled scientists, researchers and mathematicians

These highly skilled workers will not need to hold a job offer in order to apply for a UK visa.

This fast track entry scheme (also known as the global talent route) will replace the current tier 1 (exceptional talent) route and be managed by UKRI to recruit the very best talent globally. The Government has stated that this route to obtaining immigration status will be carefully monitored and numbers will be capped during an initial implementation phase for the new system.

3) International university students and graduates

An individual wishing to study at university in the UK will be eligible to apply for a visa if they meet the following criteria:

- They have secured a place at a university;
- They speak, read, write and understand English; and
- They are financially able to support themselves and pay the required course fees.

International students who have graduated by summer 2021 will be able to seek employment or be employed in the UK (without a sponsor) at any skill level for two years or, three years if they have completed a PhD.

There will be no limit on the number of international students who can come to the UK to study and the new route will build on the current system in place.

Other routes.

Individuals who wish to visit the UK will not require a visa to enter the UK for up to 6 months.

All EU, EEA and Swiss citizens living in the UK before 31 December 2020 can apply under the EU Settlement Scheme to continue living in the UK after 30 June 2021 (see our separate guidance note on settled status).

How to apply.

Individuals will be required to obtain a visa before entering the UK.

The application process will be online and applications must be accompanied by the required fee. Biometric information will need to be provided and differs depending on whether an individual is an EU, EEA and Swiss citizen or a Non-EU citizen.

What does this mean for employers?

As of 1 January 2021, if an employer seeks to employ what will be known as 'migrant workers', they will need to obtain a sponsorship licence and pay the accompanying fees. It would be prudent to start the application process now.

However, not every employer of migrant workers will need to apply straight away. Existing sponsors with appropriate licences (namely, general and intra-company transfer licences) will still be able to operate in relation to EU workers, up to their current end date.

Available support.

You can find more information on further routes by [clicking here](#).

You can read additional guidance on the new immigration system by [clicking here](#).



You're in safe hands!

If you would like further information about how we can help you, or if you have any questions, please don't hesitate to contact a member of our Employment Team today.

Call: 0161 941 4000

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Email: lawyers@myerson.co.uk



 SCAN ME

Because
life is rarely
black and
white.



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