

Bridges Programmes Guide to Benefits and Work and Education Access for Asylum Seekers and Refugees

| A1 | A2 Access to benefits | A3 Right to work | A4 Workplace acceptable activities | A5 Access to Further Education | A6 Access to Higher Education |
|---|--|---|--|--|---|
| Asylum seeker Awaiting a decision whether in appeal stage or not | No state benefits, NASS benefits at 70% of state benefits, NASS housing provided in some cases | None, unless they received right to work prior to July 2002 | Work shadowing, volunteering and mentoring provided their activities cannot be classed as job substitution or given unsupervised tasks to carry out. See additional explanatory sheet. | Fee waiver for ESOL (English for speakers of other languages), some fee waiver for HNC/HND classes at FE institutes discretion | Effectively none as they are treated as overseas students, unless they are the children of asylum seekers who now can be admitted as home students to Scottish Universities provided they have been educated for a minimum of three years in Scotland No student support available under any circumstances |
| Refugee Status as laid out in the rule of the 1952 UN Convention of Refugees Indefinite leave to remain, may stay in the UK in the first instance for 5 years and must be re-applied for on expiration, also Gateway Refugees , people granted refugee status in country before arriving in the UK | Access to full state benefits, NASS accommodation given up within 28 days and responsible, with support, for finding other accommodation | Yes, and can register for JSA with Job Centre Plus and other work initiatives such as training for work | All of the above including work experience. Paid work over 16 hours a week will affect benefit package | Fee waivers for full and part-time courses if on benefit | May apply for fee waivers as for other home students and apply for student support, subject to same student support conditions as home students for postgraduate study |
| Humanitarian Protection (HP) and Discretionary Leave to remain (DLR). Both come with a time limit after which the case is reviewed. | <i>As for Refugees</i> | <i>As for Refugees</i> | <i>As for Refugees</i> | <i>In Scotland as for Refugees</i> | <i>In Scotland as for Refugees except for Discretionary Leave to Remain which requires 3 years residency</i> |
| TP as a refugee – Temporary Protection new EU category for sudden and very large number of displaced peoples coming to the EU (not in force yet) | <i>As for Refugees</i> | <i>As for Refugees</i> | <i>As for Refugees</i> | Decision made for under 18s, full access no three year qualifying period. No decision from Executive on adults | No decision made as yet by Scottish Government |
| Case Resolution or Legacy leave to remain Indefinite leave to remain but outside the rules for Convention Refugees means restrictions on come HE access and no right o family re-union or UN travel documents | <i>As for Refugees</i> | <i>As for Refugees</i> | <i>As for Refugees</i> | <i>As for Refugees</i> | <i>Requires 3 years residency</i> |