

# Application for Indefinite Leave to Remain in the Isle of Man as a Victim of Domestic Violence

Please complete in BLOCK CAPITALS and in black ink.

In accordance with paragraph 34 of the Immigration Rules, this form is a specified form for the purpose of the Immigration Rules and must be used for all applications made on or after the date shown on this page for the purposes stated on this page and listed on page 2.

**The Fee is £2,389\***

**\*No fee is payable in respect of an application made on this form under paragraph 289A of, or Appendix FM to, the Immigration Rules, where at the time of making the application the applicant appears to the Governor to be destitute.**

You may include children under the age of 18 if they are applying as your dependants.

## **Disclaimer**

Missing documentation could result in your application being delayed or refused.

Your passport will be returned to you once a decision has been made on your application.

The Isle of Man Immigration Service aims to have all applications processed within 28 business days once in possession of the application and supporting documents. **Your passport will be held by the Isle of Man Immigration Service until a decision has been made on your application. You should not book any travel until you have received a decision on your visa application and have had your passport returned to you. The Isle of Man Immigration Service does not accept any responsibility for travel that is booked by you.**

Where a person whose application or claim for leave to remain is being considered requests the return of his passport for the purpose of travel outside the common travel area, the application for leave shall, provided it has not already been determined, be treated as withdrawn on the date that request is received by the Isle of Man Immigration Service—Paragraph 34J of the Immigration Rules.

The Isle of Man Immigration Service is an office within the Cabinet Office of the Isle of Man Government. The Cabinet Office is a Department of Government.

Spouse of  
civil  
partner of  
a people  
present  
and settled  
in the Isle  
of Man

Unmarried  
or same-  
sex partner  
of a person  
present  
and settled  
in the Isle  
of Man

Form valid  
for use  
from  
01 January  
2021

## Fees notes

### Consideration process

If the payment submitted does not cover the full cost of your application, it will be an invalid application and the form, together with any documentation submitted, will be returned to you.

**The fee charged is for the processing and consideration of the application.** This fee will be payable once the application is received by the Isle of Man Immigration Service, regardless of the outcome of the application.

We cannot begin the consideration process until the payment has cleared. We allow 5 business days for payments made by cheque to clear, debit cards and postal orders will clear immediately.

Should the application be withdrawn at any time during the consideration process the fee will not be refunded.

# Application for Indefinite Leave to Remain in the Isle of Man as a Victim of Domestic Violence

## Section 1 Applicant's details

Title (Mr, Mrs, Ms, Miss, Other)	<input type="text"/>
Full name (main name first)	<input type="text"/>
Nationality	<input type="text"/>
Date of birth	<input type="text"/>
Passport number	<input type="text"/>
Current address in the Isle of Man	<input type="text"/>
Telephone number	<input type="text"/>
Place of birth—town or city and country	<input type="text"/>
	<input type="text"/>
Isle of Man Reference No (if known)	<input type="text"/>
Email address	<input type="text"/>

**Immigration Service Use Only**

**Section 2 Children under 18 applying with you**

Do you have children under 18 living with you in the Isle of Man?

Yes No If you have answered **Yes**, please give their details below. Continue on another sheet if necessary.**This section is where you give details of any children under 18.**Child's full name Nationality Date of birth Relationship to you Who pays for the child support Where does the child live Child's full name Nationality Date of birth Relationship to you Who pays for the child support Where does the child live **Section 3 Exemption from paying the fee**

Are you claiming exemption from paying the application fee?

 Yes No

If you answered 'Yes' are you claiming exemption from paying the fee because you are destitute?

 Yes No**Note: You can only claim exemption on the grounds of destitution**

## Section 4 Evidence of Domestic Violence

In this section we ask for information and documentary evidence to satisfy us that you are a victim of domestic violence. You must answer the relevant questions and provide evidence from independent and objective sources. The documents must relate to violence committed against you by your partner and/or by their family. Where available the evidence must come from the sources detailed below but you may also provide evidence from other sources. We do not accept witness statements by your friends or family, or letters from official sources that only provide unproven reports.

Have any of the legal actions described in a), b) and c) below been taken against the person

 Yes

 No

If 'Yes' please provide relevant documentary evidence and tick one or more of the boxes immediately below to show which you are providing.

- a) An injunction, a non-molestation order or other protection order (other than a ex-parte or interim order). Where the order refers to any other undertakings made in writing by either you or the person who committed the violence you must provide these.
- b) A relevant court conviction.
- c) A relevant police caution. This should include the full name, date of birth and nationality of the person who has committed the violence, as well as their address at the time of the incident, and now, if different; and the date, time and place of the incident in respect of which the caution was issued or a prosecution is taking place.

If you are not able to provide any of the evidence listed above you should provide at least two types of evidence listed at a) to f) below. Tick the relevant boxes to show which you are providing.

- a) A medical report from a hospital doctor or GMC register family practitioner (GP) who has examined you confirming that the injuries are consistent with being the victim of domestic violence. The report must include the doctors GMC registration number and must provide the date of your first registration, the dates of visits in which domestic violence was reported, and an extract from the record of these details.
- b) An undertaking given to a court that the person(s) who committed the violence will not approach you.
- c) A police report confirming that, because of a domestic violence incident they attended the address at which the incident took place. A copy of the incident log must be provided. It must show the address at which the incident took place.
- d) A letter from Health and Social Care confirming its involvement in connection with domestic violence committed against you.
- e) A letter of support or a report from a domestic violence support organisation/refuge.
- f) Other documentary evidence—if you are unable to provide any evidence as listed above please explain the reasons for this in the space overleaf and list any other evidence you are providing. Continue on a spare sheet and enclose it with this form if you need more space.



Section 4 Evidence of Domestic Violence (continued)

You must also provide

A letter signed by you indicating whether you are still living with your partner and, if the marriage or relationship has broken down, whether domestic violence was the reason for this.

Please describe the incident(s) of domestic violence against you, including the dates, times and places of the incident(s). Provide full details of the incident(s) in a letter and enclose it with this form.

Did anyone other than your partner commit domestic violence against you? If 'Yes' please provide their names and relationship to you below

Name

Relationship

Name

Relationship

Name

Relationship

Did you report the violence to any agencies, service, other bodies or individuals? If no, please explain why below

Yes  No

<input type="checkbox"/>

**Section 5 Your Partner**

**Partner's full name**

**Nationality**

**Date of birth**

**When did your relationship break down?**

**Address at which you lived with your partner**

**Are you and your partner living apart?**  Yes  No

**If 'Yes' when did you start living apart**

If you are still living with your partner please explain the reason for this in the space below. Provide any relevant supporting evidence if you are still with your partner because there is no alternative accommodation. Continue on a separate sheet and enclose it with this form if you need more space.


You must also provide documentary evidence to show that you and your partner were living together from the time you were granted leave to enter or remain as the partner until such time as to when your relationship broke down. This should take the form of at least five items of correspondence either addressed to you jointly or in both your names, or addressed individually to each of you at the same address. Examples of acceptable correspondence include:

- Bank statement(s)/letter(s)
- Building society savings book(s)/letter(s)
- Isle of Man rates or utility bill(s)/letter(s)
- Tenancy agreement
- Letter or documents from Government Departments/Agencies
- Insurance policies/letters
- Mortgage statement/agreement
- Telephone bill(s) or statement(s)



**Section 5 Your Partner**

If you are unable to provide the required documentary evidence to show that you and your partner were living together until such time as your relationship broke down, please explain the reasons for this in the space below. Continue on a separate sheet and enclose it with this form if you need more space.


**Section 6 General**

If your application as a victim of domestic violence is being made after the end of your leave as a partner, please explain the reasons for this in the space below. Continue on a separate sheet if you need more space and enclose it with this form.


**Section 7 Your financial support**

7.1 What sources of financial support do you have? Please tick one or more of the boxes.

Employment	<input type="checkbox"/>	Savings	<input type="checkbox"/>
Family/friends	<input type="checkbox"/>	Benefits	<input type="checkbox"/>
An agency	<input type="checkbox"/>	None	<input type="checkbox"/>
Other-please state below	<input type="checkbox"/>		


If you have ticked any of the boxes in 7.1 please give details of the financial support you are receiving and provide documentary evidence to support this, such as pay slips, bank statements, savings books/statements, benefits received, money received from family/friend(s), or a statement from the refuge or local authority assisting you including their contact details. If you have ticked None, please provide information and evidence of how you meet your essential living costs, such as basic accommodation and food.


7.2 How long have you been receiving this support?

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## Section 8 Personal history

**Both parts of this section must be completed by all applicants.**  
**Please note** that this application will be invalid if they are not.

**It is mandatory to complete this section. If it is not completed, the application will be invalid and returned to you. Information given will be checked with other agencies.**

Under the Rehabilitation of Offenders Act 2001 (Exceptions) (Immigration and Nationality) Order 2016, Sections 4 and 5 (1) of the Rehabilitation of Offenders Act 2001 Act do not apply, therefore for the purposes of this application you are required to **declare ALL convictions including those deemed as spent under the Rehabilitation of Offenders Act 2001.**

**It is an offence under section 26(1)(c) of the Immigration Act 1971 to make a statement or representation which you know to be false or do not believe to be true. Information given will be checked with other agencies.**

**8.1** Do you, or any dependant applying with you on this form, have any Criminal Convictions in the Isle of Man, UK or other country (including traffic offences) or any civil judgements made against you?

Yes No 

If **Yes**, you must give details below. Continue on another sheet if necessary. (see note below) (Photocopy this page if more than one applicant has convictions to declare and indicate to whom the page refers.)

**First sentence**

Nature of offence

  


Date sentenced

Sentence given

Country where sentenced

**Second sentence**

Nature of offence

  


Date sentenced

Sentence given

Country where sentenced

**Third sentence**

Nature of offence

  


Date sentenced

Sentence given

Country where sentenced

**Section 8 Personal history (continued)**

8.2 How long have you lived in the Isle of Man?  Years  Months

Please provide details of any periods of absence of more than 6 months during that time.

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

## Section 9 Documentary Evidence

You must provide the documents specified below which are relevant to your application. If you do not, we reserve the right to decide your application on the basis of the information and documents provided.

Tick the relevant boxes to show the documents you are providing. They must be originals.

Please note that, in some cases, we may have to ask for other documents in addition to those specified in this form.

### Passport and immigration documents

Your current passport, with two clear pages back to back. If you first entered the UK/Isle of Man on a previous passport, please also provide this passport.

Current or previous passports (where relevant) of each child under 18 applying for indefinite leave to remain in the Isle of Man with you. Current passport should have two clear pages back to back.

Your biometric Residence Permit if you have been issued with one.

### Children's birth certificates

A full birth certificate (one which shows the parents' names) for each child under 18 of your present marriage or civil partnership or relationship who is applying for indefinite leave to remain in the Isle of Man with you.

### Evidence of previous cohabitation with your partner

Letters or other correspondence as evidence that you and your partner lived together from the time you were granted leave to enter or remain in the UK as a partner until the relationship broke down.

### Evidence of domestic violence

Evidence of domestic violence as listed in section 4. If you are unable to provide any such evidence, you must provide an explanation of why you cannot do so.

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### Evidence of relationship with your partner

A letter from you stating whether you are still living with your partner and, if the marriage or relationship has broken down, whether domestic violence was the reason for this.

### Evidence of destitution

Letters or other documents as evidence that you are destitute e.g. from the local authority or agency supporting you confirming that they have assessed you and that for their purposes in providing support to you, they accept that you are destitute at the time of this application.

If you are receiving support from a third party, e.g. family and friends, you must provide a letter confirming what support arrangements are in place, together with documents to prove your inability to pay the application fee.

Please note that the Isle of Man Immigration Service will decide whether you are destitute for the purposes of not paying the application fee.

## Section 10

## Declaration

**You must now read the declaration below and sign it. It 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 must sign.**

I hereby apply for Indefinite Leave to Remain in the Isle of Man for myself and any dependants listed in this form.

The information I have given in this application is complete and is true to the best of my knowledge.

If there is a material change in my circumstances or any new information relevant to my application becomes available before it is decided, I will inform the Isle of Man Immigration Service immediately.

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/or in my prosecution and subsequent removal from the Isle of Man.

**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 these Acts, a statement or representation which I know to be false or do not believe to be true.**

I understand that all information given by me will be treated in confidence and will be processed by the Cabinet Office for the purpose of determining my visa application.

Data will be processed in accordance with the Data Protection Act 2018 and the GDPR and LED Implementing Regulations 2018. Privacy Notices can be found at [www.gov.im/immigration](http://www.gov.im/immigration)

(Data Protection Officer: [DPO-CabOff@gov.im](mailto:DPO-CabOff@gov.im) Tel: 01624 686779)

Signed

Date

This form should be completed **fully** and returned, together with the relevant supporting documentation\* to:

**The Immigration Service  
Government Office  
Bucks Road  
Douglas  
Isle of Man  
IM1 3PN**

**\*(please ensure that the documents indicated in Section 8 have been supplied and the relevant boxes ticked accordingly)**