

Application for Indefinite Leave to Remain as a Isle of Man Worker Migrant

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.

Indefinite Leave to Remain as a Isle of Man Worker Migrant

Who should apply using this form?

This application form should only be completed by individuals who are already in the Isle of Man.

Applicants should use this application form if they have spent a continuous period of 5 years lawfully in the Isle of Man, of which the most recent period must have been spent with permission as a Worker Migrant, in any combination of the following categories:

- Worker Migrant, (**not** including as a Worker (Intra Company transfer) Migrant or Worker (Seasonal) Migrant)
- On a UK Immigration route, that would count towards the continuous period of 5 years under Appendix Skilled Worker of the UK Immigration Rules.
- Tier 1 Migrant, other than a Tier 1 (Post Study Work) Migrant or a Tier 1 (Graduate Entrepreneur) Migrant,
- Tier 2 (General) Migrant, a Tier 2 (Minister of Religion) Migrant or a Tier 2 (Sportsperson) Migrant,
- Tier 2 (Intra-Company Transfer) Migrant, provided the continuous period of 5 years spent lawfully in the Isle of Man includes a period of leave as:
 - (i) Tier 2 (Intra-Company Transfer) Migrant granted under the Rules in place before 26 July 2010, or
 - (ii) Work Permit Holder, provided that the work permit was granted because the applicant was the subject of an Intra-Company Transfer,
- Representative of an Overseas Business, Highly Skilled Migrant, Work Permit Holder or Innovator

The fee

A Worker Migrant applying for Indefinite Leave to Remain must pay a fee of **£2,885**.

The fee must be paid at the time of application.

Dependants

Dependants must complete a separate SET (DEP) form.

The fee for each dependent is **£2,885**.

Form valid for use from 6th April 2024

Fees notes

Payment methods

You must pay by one of the following methods:

- Cheque - made payable to 'Isle of Man Government'
- Postal Order - made payable to 'Isle of Man Government' This must be for the exact amount
- Debit Card - (only 'in person' applications at the Immigration Service)
- Cash - (only 'in person' applications at the Immigration Service)

Consideration process

The consideration process will not begin until the payment has cleared. Payments made by cheque may take 5 business days to clear. Payments made by debit cards or postal orders will clear immediately.

Should the application be withdrawn at any time during the consideration process the fee will not be refunded.

Consequence of failing to pay the specified fee

If the applicant fails to pay the specified fee in full the application may be rejected as invalid.

If the specified fee is not paid at the time of application a request in writing will be made to you stating the fee and date by which it is to be paid. This will be 10 working days from the day the request is sent. If by that date the fee is not paid, the application will be rejected as invalid.

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

**Isle of Man Immigration Service
Customs and Immigration Division
Government Office
Bucks Road
Douglas
Isle of Man
IM1 3PN**

Please read the form carefully. You must supply original documentation where possible. Submission of false documents or information(whether or not material to the application, and whether or not to the applicant's knowledge), and failure to disclose material facts will lead to refusal of the application. Missing documentation could result in your application being delayed or refused.

Disclaimer

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

Information on the Isle of Man Immigration Service processing times can be found on www.gov.im/immigration.

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 their 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— See Part 1 Paragraph 34J of the Immigration Rules.

Customs and Immigration is a Division of the Treasury, a Department of the Isle of Man Government.

Application for Indefinite Leave to Remain in the Isle of Man as a Worker Migrant

Section 1 Applicant's details

Title (Mr, Mrs, Ms, Miss, other)

First name(s)
(as shown in your passport)Last or family name(s)
(as shown in your passport)

If you are known or have been known by any other name to those give above please give details below and provide evidence showing the name change.

Name known by	Date from/to	Evidence provided
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

Date of birth

Nationality

Telephone number

Home

Mobile

Email address

Passport number

Address in the Isle of Man

National Insurance Number
(if known)

Your Proof of Identity

Paragraph 34 of the immigration rules requires applicants to provide proof of identity, in the form of a valid passport or, if the applicant does not have a valid passport, their most recent passport. If the applicant does not have either of the above, a valid travel document.

Please select the type of document enclosed

Valid Passport

Travel Document

Most recent Passport

Document number

If the a document listed above is not included with this application, please provide an explanation including relevant details. For example a police station reference number if the document has been stolen. Continue on an additional sheet if necessary.

Proceed to Section 2

Section 2 Immigration history

2.1 What is your current immigration status (also referred to as immigration leave or permission) e.g. Worker Migrant

2.2 What date is your current or last leave (or permission to stay) valid until?

Note: To meet the requirement for Indefinite Leave to Remain you must have spent a continuous period of 5 years lawfully in the Isle of Man in a combination of the following categories. See *notes* at the end of this form for further information.

- Worker Migrant (This does **not** include as a Worker (Intra Company transfer) Migrant or Worker (Seasonal) Migrant.
- A UK immigration route, that would count towards the continuous period of 5 years under Appendix Skilled Worker of the UK Immigration Rules. E.g. Skilled Worker
- Tier 1 Migrant (other than a Post Study Work or Graduate Entrepreneur)
- Tier 2 (General) Migrant, Tier 2 (Minister of Religion) Migrant or Tier 2 (Sportsperson) Migrant
- Tier 2 (Intra Company Transfer) Migrant, provided they were granted leave under rules in place before 26 July 2010
- Representative of an Overseas Business, Highly Skilled Migrant, Work Permit Holder or Innovator

2.3 Please complete the below table stating each grant of immigration leave, from the above list, that you are relying on to meet the 5 year requirement.

Type of Leave Granted	Jurisdiction Leave Granted	Date Leave Granted

2.4 What evidence of leave (or permission to stay), stated in 2.3, has been provided?

Passport(s) (With vignettes or stamps) <input type="checkbox"/>	Travel document <input type="checkbox"/>
Biometric Residence Permit <input type="checkbox"/>	Other (please state below) <input type="checkbox"/>
None <input type="checkbox"/>	<input style="width: 100%;" type="text"/>

2.5 Have you been absent from the Isle of Man, UK and Channel Islands for a period that totalled more than 180 days in any of the five consecutive 12 month periods preceding the date of your application? **Note:** See 1.2 of Appendix W of the Rules for further detail. Yes No

If **Yes**, you should list these absences in the spaces provided below and explain the reason(s) for the absence(s).

Dates of absence(s)	Reason(s) for absence(s)

Proceed to Section 3

Section 3 Your finances & employment

3.1 Your employment in the Isle of Man

What is your gross annual salary? (Before tax or any other deductions and including allowances where appropriate)

£

3.2 A letter from your employer, certifying in writing that:

- 1) that the employer still requires the applicant for the employment in question for the foreseeable future,
- 2) the gross annual salary paid by the Employer, and that this salary will be paid for the foreseeable future,
- 3) if the applicant is currently on maternity, paternity, or adoption leave, the date that leave started, confirmation of what the applicant's salary was immediately before the leave, and what it will be on the applicant's return, and
- 4) if the applicant is paid hourly, the number of hours per week the salary in (2) or (3) is based on,

Please tick to confirm that this letter is enclosed in the application.

3.3 You must provide your current Confirmation of Employment and evidence that you were paid the appropriate rate (salary) for your employment

Please refer to Section 6 of this form and the text at the end of this form for further information on acceptable documents you must provide to meet this requirement.

3.4 About your employment

Please complete the boxes below. The relevant SOC code should be recorded on your Confirmation of Employment or Certificate of Sponsorship.

SOC code (or nearest applicable which best describes your employment)

Current rate of pay (hourly rate or annual salary)

Number of hours this salary is based on

Number of weekly hours

3.5 Are you receiving any public funds?

Yes

No

If you have answered Yes to this question you must tick the boxes to show which public funds are being received. Please note that, under Immigration Rules, public funds include:

Housing

Attendance Allowance

Carer's Allowance

Disability living allowance

Child benefit

Income Support

Employed person's allowance

Incapacity benefit

Income Based Job Seekers Allowance

Proceed to Section 4

Section 4 Knowledge of Language an Life

To qualify for Indefinite Leave to Remain (ILR), the applicant must prove that they meet the requirements of Appendix KOLL: Knowledge of Language and Life of the Rules.

The main applicant **and** all dependants aged 18-64 will, unless they are exempted, be required to show that they can speak and understand English to the required level. If you have already met the required level for your current grant of leave, you will not be required to provide the evidence again.

If you have not been required to meet B1 level at speaking and listening for your current grant of leave, you must provide evidence that you have now reached that level.

Please refer to our English Language Requirement guidance page: <https://www.gov.im/categories/travel-traffic-and-motoring/immigration/english-language-requirement/>. **Please also see the Section 4 help text at the back of the form.**

If your **employment is as a doctor, dentist, nurse or midwife**, and you have **passed an English language assessment** which is **accepted by the relevant regulated professional body** as a requirement for registration you do not have evidence the English language requirement and should select 4.1 below.

<p>4.1 Have you already met the requirement in a previous grant of leave?</p> <p>Example: you have passed and provided a B1 or higher Secure English Language Test for a previous Isle of Man Worker Migrant application.</p> <p>See 4.2—4.4 for other examples of how you may have met the English language requirement.</p>	<p><input type="checkbox"/> Yes, proceed to 4.6</p> <p><input type="checkbox"/> No, proceed to 4.2</p>
<p>4.2 Are you from a majority English-speaking country that is listed in the <i>Help Text</i></p> <p>You must also provided proof of nationality for one of the listed countries to qualify. E.g. Passport.</p>	<p><input type="checkbox"/> Yes, proceed to Section 4.6</p> <p><input type="checkbox"/> No, proceed to 4.3</p>
<p>4.3 Have you completed a degree that was taught in English and in accordance with the rules stated in the <i>Help Text</i>.</p>	<p><input type="checkbox"/> Yes, proceed to Section 4.6</p> <p><input type="checkbox"/> No, proceed to 4.4</p>
<p>4.4 Have you completed a speaking and listening qualification at B1 level at one of the Secure English Language Test (SELT) centres?</p>	<p><input type="checkbox"/> Yes, proceed to 4.5</p> <p><input type="checkbox"/> No, proceed to Section 4.6</p>
<p>4.5 Please provide details of your English Language Test: Tick to confirm which body awarded your test(s):</p> <p><input type="checkbox"/> IELTS SELT Consortium</p> <p><input type="checkbox"/> Trinity College London</p> <p><input type="checkbox"/> LanguageCert</p> <p><input type="checkbox"/> Pearson</p>	<p>Provide the SELT unique electronic reference number(s) provided by the awarding body:</p> <p>Proceed to Section 4.6</p>

Section 4 Knowledge of Language and Life

4.6 All applicants aged 18-64 must have passed the Knowledge of Life in the UK and Islands Test.

Have you passed the Knowledge of Life in the UK and Islands Test?

Yes No

Please tick to confirm that you are submitting all required evidence that you have passed the English language requirement and Life in the UK and Islands requirement.

If you have not completed either requirement please complete **4.7** otherwise proceed to Section **5**

4.7 Are you claiming an exemption from Appendix KOLL requirements because a physical or mental condition prevents you from taking an English language or knowledge of life in the UK & Islands test? (See Note below)

Yes No

If **Please proceed to Section 5**

Note
 If you are claiming exemption, you must provide a completed exemption form or letter from your doctor confirming your physical or mental condition and that you and/or your partner are unable to take the test or obtain a speaking and listening qualification. An exemption will only be agreed exceptionally.
 An exemption form can be found at: <https://www.gov.uk/english-language/exemptions>

Section 5 Criminal history

It is mandatory to complete this section. If it is not completed, the application will be invalid and returned to you. Information given may 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.

5.1 Have you had 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)

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 6 Documentary Evidence—Checklist

The documents and photographs needed in support of your application, as well as those of any dependants included in your application, are listed below. You only have to provide those which are relevant to your case. Please tick the relevant box to show a document has been provided.

6.1 Please tick to confirm that you have included in your application the following:

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.

A letter from your employer confirming that you are still needed and that your employment with them is continuing, your current gross annual salary, and where applicable, the date of start of current maternity, paternity or adoption leave and confirmation of salary on return

- Annual self-assessment tax return for the last full financial year;
- your most recent payslip dated no earlier than 1 calendar month prior to the date of application (this must be either an original payslip or a copy which is accompanied by a letter from your employer on company headed paper confirming that the payslip is authentic); and
- Personal bank statements, building society pass book or building society statements for the same 12 month period as the annual tax return, showing the income from the employment for which the previous Confirmation of Employment was issued, has been paid into an account in the name of the person, or in the name of the person and their partner jointly, for the last full financial year, immediately preceding the date of application.

Your **current Confirmation of Employment**, and any other Confirmation of Employment documents that you've held throughout your current grant of leave

Knowledge of Life in the UK & Islands: A document confirming that you have passed the 'Life in the UK and Islands Test' (the documents produced must be a Certificate issued by University College Isle of Man, together with the letter confirming a pass.), and

English Language: If you have not met this requirement in a previous grant of Leave. One of the following:

a) a passport confirming you are a national of a majority English speaking country as outlined in Appendix 1; **or**

b) a Degree certificate or Academic Transcript for a degree taught in a specified country outlined in Appendix 2, **or**

c) a Degree certificate or Academic Transcript for a degree taught outside the UK together with a letter from UK Eccis confirming its equivalence to a UK degree and that it was taught in English; **or**

d) a Degree certificate or Academic Transcript for a degree taught outside the UK together with a letter from UK Eccis confirming its equivalence to a UK degree together with evidence that it was taught in English in the form of a letter from the awarding body; **or**

e) acceptable evidence confirming that you have passed an approved English speaking and listening test, to at least level B1, with an approved provider. See: <https://www.gov.uk/guidance/prove-your-english-language-abilities-with-a-secure-english-language-test-self>

Note: Appendix KOLL of the Isle of Man Immigration Rules has further information on the English Language requirement. The current Rules can be found here: <https://www.gov.im/categories/travel-traffic-and-motoring/>

or

Where such evidence is not produced, proof that you are exempt either by reason of age or disability. In the case of disability, evidence of the disability, plus evidence that University College Isle of Man cannot cater for such a disability should be produced (**Note:** each case will be judged on its merits.)

Section 7 Declaration

Applicant Declaration

It is mandatory to complete this section. If it is not completed the application will be invalid and will be returned to the applicant.

You must sign below to show that you have read and understood the following declaration. It must be authorised by you, the applicant and not by a representative or other person acting on your behalf.

I hereby apply for Indefinite Leave to Remain in the Isle of Man for myself.

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 and information provided in support of this application will be checked for accuracy and 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 understand that all information given by me will be treated in confidence and will be processed by the Treasury 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
(Data Protection Officer: DPO-Treasury@gov.im Tel: 01624 686791)

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.

Signed

Date

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

**Isle of Man Immigration Service
Customs and Immigration Division
Government Office
Bucks Road
Douglas
Isle of Man
IM1 3PN**

***(please ensure that the documents indicated in Section 6 have been supplied and the relevant boxes ticked accordingly)**

Settlement as a Worker Migrant - Application Form Help Text

Introduction

This document provides information to help applicants to complete the Worker ILR application form.

For further information on the Worker route, please see [Appendix W of the Immigration Rules](#). This is available on the Isle of Man Government website.

Submitting a valid application

The applicant will only be considered to have submitted a 'valid' application if the following has been complied with:

- the correct application form must be completed and submitted;
- the correct application fee must be paid;
- the applicant's current passport or travel document must be provided
- the mandatory sections in the application form must be completed.

Supporting evidence

Applicants must ensure that all of the necessary supporting documentation needed to verify compliance with the Immigration Rules is provided at the time the application is submitted. **Section 6 contains a summary of these documents.**

Only those documents specified in the application form and set out in detail in the Immigration Rules relevant to this application need to be provided. It is only necessary to submit evidence that is directly appropriate to the application as requested.

The applicant must be selective in submitting evidence, as sending large amounts of irrelevant or poor quality documentation may delay the consideration of the application.

Any documentary evidence that the applicant provides should be original (unless otherwise stated).

Where a document is not in English, the original must be accompanied by a fully certified translation by a professional translator. This translation must include details of the translator's credentials and confirmation that it is an accurate translation of the original document. It must also be dated and include the original signature of the translator.

Application types

Applications can be made for indefinite leave to remain as a Worker Migrant only if the last grant of leave was as a Worker Migrant, Tier 2 Migrant, Tier 2 (ICT) Migrant, Tier 1 Migrant, Representative of an Overseas Business, Highly Skilled Migrant or a Work Permit Holder. Part 2.4 of Appendix W sets out the requirements.

Question-specific help text

Further advice on specific questions in the application form is detailed below.

Section 1

The applicant should provide full details of their name and title. If they have previously been known by any other name(s) they should provide full details of each name, the date of each change and submit the relevant supporting legal documentation.

Evidence of name change(s) should show the applicant's full name before and after the change and may include:

- deed poll documents or marriage certificates; and,
- both the old passport and the new passport.

Should the applicant submit documentation in support of their application that refers to them under a name(s) not given in this section, we will not consider that documentation.

National Insurance Numbers are usually in the format of 2 letters followed by 6 numbers followed by 1 letter (e.g. AA 123456 A) or 2 numbers followed by 1 letter followed by 5 numbers (e.g. 12 A 34567). Where an applicant does not have a National Insurance number in this format this question should be left blank.

Section 2—Immigration History

"continuous period of 5 years in the Isle of Man" means residence in the Isle of Man for an unbroken period with valid leave, and for these purposes a period shall not be considered to have been broken where

(i) the **applicant has been absent from the Isle of Man for a period of 180 days or less in any of the five consecutive 12 month periods preceding the date of the application for leave to remain**, except that any absence from the Isle of Man for the purpose of assisting with the Ebola crisis.

(ii) the applicant **has existing limited leave to enter or remain upon their departure and return, and**

(iii) the applicant **has any period of overstaying** between periods of entry clearance, leave to enter or leave to remain **of up to 28 days** and any period of overstaying pending the determination of an application made within that 28 day period disregarded.

Any absences from the Isle of Man during the five years must have been for a purpose that is consistent with the applicant's basis of stay here, including paid annual leave, or for serious or compelling reasons.

The above is a summary; further details on the above provisions can be found in 1.2 of Appendix W of the Immigration Rules.

Section 3— Your finances & employment

Applicants who have previously been granted leave as Worker Migrants, Tier 2 Migrants and Tier 2 (Intra-Company Transfer) Migrants must provide the below evidence. These applicants are required to show that they have been paid the appropriate salary throughout the period of their most recent grant of leave.

- annual self-assessment tax return(s) to Isle of Man Treasury (a copy or print-out) for the last full financial year, immediately preceding the date of application;
- a payslip; and
- personal bank statement, building society statement (s), or a building society pass book, for the same 12-month period as the tax return(s) in (a) showing that the income from the Employment, for which the previous Confirmation of Employment was issued, has been paid into an account in the name of the person, or in the name of the person and their partner jointly, for the last full financial year, immediately preceding the date of application.

2.4.1 of Appendix W of the Immigration Rules has further detail on this requirement and these documents.

Settlement as a Worker Migrant - Application Form Help Text

Section 4—English Language & KOLL

All applicants must demonstrate sufficient proficiency in the English language and enclose proof of this in each case. This can be demonstrated in three ways.

1. Being a **national of a country where the main language is considered to be English**. The Isle of Man Immigration Service considers the following countries to be majority English-speaking countries:

Antigua and Barbuda; Australia; The Bahamas, Barbados; Belize; The British Overseas Territories; Canada; Dominica; Grenada; Guyana; Jamaica; Malta; New Zealand; St Kitts and Nevis; St Lucia; St Vincent and the Grenadines; Trinidad and Tobago; United States of America.

Proof of the applicant's nationality must be enclosed (e.g. a valid passport).

2. If you **hold an academic qualification equivalent to at least a Bachelor's degree in the UK** which was taught in English, you will not be required to take the English language test. If the qualification was obtained from one of the majority English speaking countries listed above, then this may also be deemed to automatically satisfy the English language requirement.

Qualifications that were **taught in English, but awarded outside of the UK must be recognised by UK Ecctis** as equivalent to a UK Bachelor's degree. You must provide a letter from UK Ecctis stating that your qualification meets this standard.

3. Applicants who do not meet the above two criteria will be required to take an **Secure English Language Test** and score at least a level B1 according to the Common European Framework of Reference for Language. A test must be booked and taken at a Secure English Language Test (SELT) centre. <https://www.gov.uk/guidance/prove-your-english-language-abilities-with-a-secure-english-language-test-selt> states the acceptable SELT centres. Currently these are the IELTS SELT Consortium, LanguageCert, Pearson and PSI Services (UK)*.

In addition to demonstrating the English language requirement, Life in the UK and Islands test must be passed by the main applicant and all dependants aged 18 and over.

4. This test is administered University College Isle of Man and Proof that this test has been passed by all applicable applicants must also be enclosed.

See our website for further information: <https://www.gov.im/categories/travel-traffic-and-motoring/immigration/english-language-requirement/>

Please also see Appendix B & Appendix KOLL of our Immigration Rules for full detail on these requirements.

Data Processing

The data submitted will be processed by the Isle of Man Treasury for the purpose of determining the applicant's visa application.