

Operational Policy

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Kate Handforth
UK Council for International Student Affairs
9-17 St Albans Place
London
N1 0NX

11 November 2008

Dear Ms Handforth

Re: Permission to work whilst waiting for a Tier 1 (Post Study Work) application to be decided.

Thank you for your letter dated 20 August regarding an applicant's employment status whilst they await a decision on a Post Study application.

Where an application is submitted prior to the expiry of an individual's leave to remain, the conditions which they are on are extended until such a time a decision is made on their application.

In the specific scenario you have raised a student who submits an application for leave under the Tier 1 (Post Study Work) scheme prior to their leave expiring; and then have to wait beyond the expiry date of their student leave for a decision on their Post study application will have their student conditions automatically extended until a decision is made. Under these student conditions an individual who has completed their studies is authorized to take full-time employment. They are not allowed to engage in business, self employment or the provision of services as a professional sports person or entertainer. They are not permitted to pursue a career by filling a permanent full-time vacancy.

Their leave conditions will alter to those of a Tier 1 (Post study Work) migrant when their Post Study application has been granted.

I hope that this information is sufficient for your needs.

Yours Sincerely

A handwritten signature in black ink, appearing to read 'Gareth Musgrave', written in a cursive style.

Gareth Musgrave.