

Mr A Kapadia  
HSMP Forum

Email

Web [www.ukba.homeoffice.gov.uk](http://www.ukba.homeoffice.gov.uk)

24 January 2011

Dear Mr Kapadia

Thank you for your email of 21 December 2010 regarding Highly Skilled Migrants affected by the extension of the qualifying period for settlement.

Where Highly Skilled Migrants applying for further leave to remain in the United Kingdom were not given the correct amount of leave as per Paragraph 9 of the policy document dated July 2008 -

[www.ukba.homeoffice.gov.uk/sitecontent/documents/workingintheuk/hsmpjudicialreview](http://www.ukba.homeoffice.gov.uk/sitecontent/documents/workingintheuk/hsmpjudicialreview)

- we will rectify the error accordingly.

Those affected should submit their passport alongside a short covering letter explaining the error to Oliver Rae at the above address.

Please be aware that this offer does not extend to situations where the UK Border Agency are not at fault for not granting the correct period of leave as per the policy. For instance, migrants in other categories who delayed their entry to the United Kingdom and have not spent the appropriate amount of time in the country to qualify for settlement will still need to apply for an extension of stay on the appropriate application form and pay the applicable fee.

Yours sincerely

Kate Carr  
Deputy Director, General and Accession Casework