

Those with Calais leave

In order to qualify for 'home' fees under this category, you must meet all of the following criteria (a, b, c and d):

(a) you must be *ordinarily resident* in the *UK* on the *first day of the first academic year of the course*

(b) on the *first day of the academic year* you are paying fees for, you must be a person with "leave to remain under paragraph 352J, 352K, 352L or 352T of the immigration rules (Calais leave and 'leave in line' granted by virtue of being a dependent child of a person granted Calais leave)"

(c) you must have been ordinarily resident in the *UK and Islands* throughout the period since being given your Calais leave or 'leave in line'

(d) you must be ordinarily resident in the UK and Islands on the *first day of the academic year* you are paying fees for

Expiry date for Calais leave or 'leave in line'

The leave might have an expiry date. If the person makes an application to extend or change their leave before it expires, and that application is not decided before the expiry date, then immigration law dictates that they carry on being treated as a person with Calais leave or 'leave in line' while they wait for a decision to be made (and if their application is refused, then also while they wait for an appeal or administrative review of the decision). They count as a 'person with Calais leave or leave in line' for fee assessment purposes during all of that time.

Official name for the category

In the regulations, the category you qualify under is the one called 'Protected persons and their family members'. It also covers people with humanitarian protection, stateless leave, section 67 leave, and leave under the Afghan Schemes, but we talk about those groups separately in our information, to make things simpler.

Don't get confused between this category and other ones that have the word 'protected' in them – the word crops up in lots of other categories too, like the ones for 'Persons granted leave to remain as a protected partner and their children', and 'persons with protected rights'.

Becoming eligible

If you are granted Calais leave or 'leave in line' after the start of the course, you will be entitled to 'home' fees from the start of the next academic year, if you meet the requirements above.