

Those with leave as a victim of domestic violence or domestic abuse, and children

This category is only for academic years that start on/after 1 August 2021.

In order to qualify for 'home' fees under this category, all of the following criteria (a) to (c) must be met:

(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 fit 1 or 2:

1. a person with leave to enter or remain (for a limited period, or an indefinite period) as a victim of domestic violence or domestic abuse, under any of the following provisions of the Immigration Rules: paragraph VDA 9.1 of the Appendix Victim of Domestic Abuse; paragraphs 289B or 289D; Appendix FM paragraphs D-DVILR 1.1 or D-DVILR 1.2; Appendix Armed Forces paragraphs 40 or 41; and:
 - you have been ordinarily resident in the *UK and Islands* throughout the period since being given your leave as a victim of domestic violence or domestic abuse

2. the *child* of a person with leave to enter or remain as a victim of domestic violence or domestic abuse (under any of the following provisions of the Immigration Rules: paragraph VDA 9.1 of the Appendix Victim of Domestic Abuse; paragraphs 289B or 289D; Appendix FM paragraphs D-DVILR 1.1 or D-DVILR 1.2; Appendix Armed Forces paragraphs 40 or 41). You must have been their child at the time they made the immigration application that resulted in their leave as a victim of domestic violence or domestic abuse, and under 18 on that date; and
 - you must have been ordinarily resident in the *UK and Islands* throughout the period since being given your own leave to enter or remain

(c) 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 leave as a victim of domestic violence or domestic abuse

The leave as a victim of domestic violence or domestic abuse 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 leave as a victim of domestic violence or domestic abuse 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 leave to enter or remain as a victim of domestic violence or domestic abuse' 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 'Persons granted leave to enter or remain as a protected partner and their children'. It also covers people with leave to enter or remain as bereaved partners, but we talk about that group 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 'Protected persons and their family members', and 'persons with protected rights'.

Becoming eligible

If you are, or if your parent is, granted leave as a victim of domestic violence or domestic abuse 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.