



Home Office

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John Kelly

Sent by email –  
[request-216620-91e517f7@whatdotheyknow.com](mailto:request-216620-91e517f7@whatdotheyknow.com)

11 July 2014

Dear Mr Kelly,

### FOI Request 32035

Thank you for your email of 17<sup>th</sup> June to the Home Office Freedom of Information team requesting information about certificates of application issued under the Immigration (European Economic Area) Regulations 2006 ('the EEA Regulations'). Specifically, you have asked:

"Please provide the criteria that are used to decide whether or not someone who is applying for a residence card (EEA2) receives a Certificate of Application (COA) which indicates that they have the legal right to work in the UK?"

Your request is being handled as a request for information under the Freedom of Information Act 2000.

I can confirm that we hold the information you have requested. Responsibility for issuing the appropriate certificate of application to non-EEA nationals applying for residence documentation under the EEA Regulations lies with data processing staff on the European casework team. I am disclosing, as an annex to this response, the guidance used by data processing staff to determine which type of certificate to issue.

I can confirm that this is the most current guidance used by data processing staff and I am releasing the document in full, without any redactions.

I trust this response meets your needs. If you are dissatisfied with this response you may request an independent internal review of our handling of your request by submitting a complaint within two months to the address below, quoting reference **FOI 32035**. If you ask for an internal review, it would be helpful if you could say why you are dissatisfied with the response.

Information Access Team

Home Office  
Ground Floor, Seacole Building  
2 Marsham Street  
London SW1P 4DF  
e-mail: [info.access@homeoffice.gsi.gov.uk](mailto:info.access@homeoffice.gsi.gov.uk)

As part of any internal review the Department's handling of your information request will be reassessed by staff who were not involved in providing you with this response. If you remain dissatisfied after this internal review, you would have a right of complaint to the Information Commissioner as established by section 50 of the Freedom of Information Act.

Yours sincerely

P Grant  
European Operational Policy Team