



Home Office

UK Visas and Immigration
Home Office
Complex Casework Directorate
Liverpool
L2 0QN
www.homeoffice.gov.uk

Our Reference: FOI 36978

Address (via email):

[request-294917-
9b05fb0f@whatdotheyknow.com](mailto:request-294917-9b05fb0f@whatdotheyknow.com)

Dear Mr Bell

Thank you for your email of 2 October. Your request has been handled under the Freedom of Information Act 2000.

You have requested the following information:

1. *How may Discretionary Leave to remain in the UK (DLR) have been granted to failed Kosovan asylum seekers under legacy program.*
2. *Whilst Discretionary Leave to remain in the UK (DLR) was granted how many individuals have been discovered or have inform home office them self to be Albania nationals rare than Kosovo national.*
3. *How many case has home office under consideration if any:*
 - *How many have been granted*
 - *How many case have been refused*
 - *How many case have been deported*

For your first question, it is noted that 'Kosovan' nationality has at times been recorded as Yugoslavia and/ or Serbia and Montenegro on Home Office databases, and there is no way to distinguish Kosovans from other nationals except for checking places of birth. To check individual places of birth would have to be done by manually checking our electronic or paper records.

With specific regard to cases where failed asylum seekers are recorded on Home Office databases as Kosovan, we can state that 629 Kosovans who applied for asylum before 5 March 2007, and were therefore later dealt with under the programme to deal with the 'legacy' of older, unresolved asylum cases, were granted limited leave to remain by the Home Office.

Regarding your second and third questions, we would have to individually check our electronic and paper records of every Kosovan and Albanian to identify those who had changed their nationality.

Under section 12 of the Act, the Home Office is not obliged to comply with an information request where to do so would exceed the cost limit.

We have estimated that the cost of meeting your request would exceed the cost limit of £600 specified in the Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004. We are therefore unable to comply with your request in its entirety.

The £600 limit is based on work being carried out at a rate of £25 per hour, which equates to 24 hours of work per request. The cost of locating, retrieving and extracting information can be included in the costs for these purposes. The costs do not include considering whether any information is exempt from disclosure, overheads such as heating or lighting, or items such as photocopying or postage.

Please note that if you simply break your request down into a series of similar smaller requests, we might still decline to answer it if the total cost exceeds £600.

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 36978. 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
HomeOffice
Ground Floor, Seacole Building
2 Marsham Street
London SW1P 4DF
e-mail: 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

K. Lewis