

Freedom of Information Team  
UK Border Agency,  
12th floor,  
Lunar House  
Croydon  
CR9 2BY

27 February 2013

By email 147583-5fd3c71e@whatdotheyknow.com

Ref 26138

Dear Wayne Pearsall,

Thank you for your e-mail of 29 February where you have requested information. This falls to be dealt with under the Freedom of Information Act 2000.

I will respond to your questions in the order in which you have asked them.

Please identify the following statistical information - which is kept on computer records for each individual.

Q1. Please identify how many people are currently under such restrictions.

Q2. What percentage of people have to report and how often: IE: 10% weekly, 10% bi-monthly, 13% monthly, 20% bi-monthly ETC

Q3. What percentage of people are allowed to engage in work / business activities.

We are unable to provide the requested data. We are only able to report on data that is captured in certain mandatory fields on the UK Border Agency's Case Information Database (CID). Additional data relating to reporting centre restrictions and activity are not recorded in a reportable format. Consequently, in order to provide the requested information, we would need to undertake a manual case by case search of records.

As part of the Home Office, the UK Border Agency is not obliged to comply with any information request where the prescribed cost of supplying you with the information exceeds £600. The £600 limit applies to all central government departments and is based on work being carried out at a rate of £25 per hour, which equates to 3½ days work per request. Prescribed costs include those which cover the cost of locating and retrieving information, and preparing our response to you. They do not include considering whether any information

is exempt from disclosure, overheads such as heating or lighting, or disbursements such as photocopying or postage.

We have estimated that to gather and collate the information you have requested would exceed the £600 cost threshold.

If you were to refine your request it may enable us to provide data within the cost threshold. For example, we are able to provide figures on the number of individuals who have been reporting for the latest 3 month period. Please advise if you wish us to provide these data.

Q4.Also, what financial help is available to persons on such restrictions as not to engage in work (and therefore support themselves) - how are such people supposed to feed / cloth / home themselves (and their dependants)

Asylum seekers who would otherwise be destitute can obtain support under section 95 of the Immigration and Asylum Act 1999 ("the 1999 Act") to avoid destitution from the time they arrive in the UK, until their claim is fully determined and they have exhausted their appeal rights. Support is provided in the form of accommodation and subsistence, accommodation only or subsistence only.

All asylum seekers whose applications have been fully determined and have exhausted their appeal rights are required to leave the UK voluntarily as soon as practicable. It is accepted that there will be some failed asylum seekers who are destitute and are unable to leave the UK immediately due to circumstances beyond their control. In these circumstances short-term support under section 4 of 1999 Act may be provided. Section 4 support is accommodation based, on a no-choice basis, with additional support provided via the Azure Card to the value of £35.39 per person, per week for the purchase of food, essential toiletries and other items as specified within the Immigration and Asylum (Provision of Services or Facilities) Regulations 2007 ("the 2007 Regulations"). The UK Border Agency is explicitly prevented by legislation from providing section 4 support in the form of cash

Some people given Temporary Admission will be neither an asylum seeker or failed asylum seeker. Those who have been granted Temporary Admission have no immigration status, are liable to removal and can generally avoid a breach of their rights by returning home. It is the claimants' responsibility to return home and not the Secretary of State's responsibility to support those who choose to remain in the UK illegally.

Q 5.also, How is travel funded by the people on an IS96 reporting obligation? - how many "immigrants" claim funds to aid them in reporting.

Section 69 of the Nationality, Immigration and Asylum Act 2002 states that the Secretary of State may make a payment towards the cost of travelling expenses to enable persons to comply with reporting restrictions.

The UK Border Agency has policies in place to financially assist some individuals to enable them to comply with reporting restrictions. Asylum seekers living outside of the 3 mile radius of their reporting centre who are in receipt of asylum support are eligible to receive assistance with travelling expenses for reporting.

Full details of the UK Border Agency's guidance for the issuing of travel expenses can be found at section 22a.3 of Chapter 22a of the Enforcement Instructions and Guidance at:

<http://www.ukba.homeoffice.gov.uk/sitecontent/documents/policyandlaw/enforcement/oemsectiond/>"

Q6. Please explain what the criteria for claiming such funds is.(such as with Job Seekers allowance, you must be looking for work, not work more than 16 hours, etc etc etc - this is publically available knowledge

The criteria for claiming section 95 support is publicly available at

<http://www.ukba.homeoffice.gov.uk/asylum/support/>

The criteria for claiming section 4 support is publicly available at

<http://www.ukba.homeoffice.gov.uk/asylum/support/apply/section4/>

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 26138 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: [FOIRequests@homeoffice.gsi.gov.uk](mailto:FOIRequests@homeoffice.gsi.gov.uk)

Yours sincerely

UKBA Freedom of Information Team