

*Status: Point in time view as at 31/12/2020.*

*Changes to legislation: Nationality, Immigration and Asylum Act 2002, Cross Heading: First class of ineligible person: refugee status abroad is up to date with all changes known to be in force on or before 02 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 3

#### WITHHOLDING AND WITHDRAWAL OF SUPPORT

##### Modifications etc. (not altering text)

- C1** Sch. 3 applied (with modifications) (25.2.2008) by [The Independent Police Complaints Commission \(Immigration and Asylum Enforcement Functions\) Regulations 2008 \(S.I. 2008/212\)](#), regs. 1, 5(b), **Sch. 2**
- C1** Sch. 3 applied (with modifications) (31.12.2020) by [The Citizens' Rights \(Application Deadline and Temporary Protection\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1209\)](#), regs. 1(1), **3(4)**, 4(5), 12(1)(k)

##### *First class of ineligible person: refugee status abroad*

- 4 (1) Paragraph 1 applies to a person if he—
- (a) has refugee status abroad, or
  - (b) is the dependant of a person who is in the United Kingdom and who has refugee status abroad.
- (2) For the purposes of this paragraph a person has refugee status abroad if—
- (a) he does not have the nationality of an EEA State [<sup>F1</sup>and is not a British citizen], and
  - (b) the government of an EEA State <sup>F2</sup>... has determined that he is entitled to protection as a refugee under the Refugee Convention.

##### Textual Amendments

- F1** Words in Sch. 3 para. 4(2)(a) inserted (31.12.2020) by [The Immigration, Nationality and Asylum \(EU Exit\) Regulations 2019 \(S.I. 2019/745\)](#), regs. 1(2), **12(5)(b)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in Sch. 3 para. 4(2)(b) omitted (31.12.2020) by virtue of [The Immigration, Nationality and Asylum \(EU Exit\) Regulations 2019 \(S.I. 2019/745\)](#), regs. 1(2), **12(5)(b)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)

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