
STATUTORY INSTRUMENTS

2017 No. 499

The Immigration Skills Charge Regulations 2017

Exemptions from the charge

4. The obligation to pay the charge does not apply where a sponsor assigns a certificate of sponsorship to a skilled worker—

- (a) in respect of an occupation coming within any of the following codes in version 5.1 of the Standard Occupational Classification 2010 Index⁽¹⁾—
 - (i) 2111 (chemical scientists);
 - (ii) 2112 (biological scientists and biochemists);
 - (iii) 2113 (physical scientists);
 - (iv) 2114 (social and humanities scientists);
 - (v) 2119 (natural and social science professionals not elsewhere classified);
 - (vi) 2150 (research and development managers);
 - (vii) 2311 (higher education teaching professionals);
- (b) who is intended to be the subject of an intra-company transfer as a graduate trainee, that being a temporary posting for a period of no more than 12 months, to the United Kingdom branch of a multi-national organisation as part of a structured graduate training programme, which clearly defines progression towards a managerial or specialist role;
- (c) in respect of whom the sponsor has already assigned a certificate of sponsorship (“the first certificate”), but only to the extent that any subsequent certificate of sponsorship is assigned in respect of a period of prospective leave which does not exceed the period in respect of which the first certificate was assigned;
- (d) who has leave to enter or leave to remain for the purpose of study;
- (e) in circumstances where—
 - (i) that sponsor has already assigned a certificate of sponsorship to that individual (“the first certificate”); but
 - (ii) by virtue of paragraph (d), the sponsor was not obliged to pay the charge when the first certificate was assigned; and
 - (iii) the assignment of any subsequent certificate of sponsorship relates to the same role as the first certificate;
- (f) who seeks entry clearance for a period of less than six months.

⁽¹⁾ Published by the Office of National Statistics on 16th August 2016 and accessible via: <http://www.ons.gov.uk/methodology/classificationsandstandards/standardoccupationalclassification/soc/soc2010/soc2010volume2thestructureandcodingindex> .