

Settled and Pre-Settled Status Main Differences

	Pre-Settled	Settled
Type of right	Limited leave to remain it ends on a particular date	Indefinite leave to remain it doesn't run out
Who has it?	EEA/Swiss citizens who have lived in the UK for less than 5 years when they applied	EEA/Swiss citizens who have more than 5 years continuous residence when they applied (1)
Duration	5 years, if holders do not leave the UK for more than 2 consecutive years (2)	Permanent, if holders do not leave the UK for more than 5 consecutive years (3)
Changing status	Re-apply before 5 years after grant, as long as continuous residence has been met (4)	No need. Someone with settled status may be able to <u>apply for UK citizenship</u> after one year
Right to work	Yes. But if status expires, right will be lost	Yes
Other rights	Right to live, work and access healthcare and benefits (5)	Right to live, work and access healthcare and benefits
Children's status	If parents link a child's application to their own the child gets the same status	If parents link a child's application to their own the child gets the same status (6)

1. Continuous residence: Less than 6 months abroad in any 12-month period (unless for compulsory military service; a single absence of 6-12 months may be allowed for an important reason).

2. "Continuous residence" resets to 0 if the holder spends 6 months abroad in any 12-month period. The ability to convert pre-settled status to settled status is affected. Criminal offences may result in a reset.

3. Holders can have status removed for criminal offences. Swiss citizens, 4 years.

4. Holders will receive a reminder

5. A current court case may affect the rights of some with pre-settled status to means tested benefits. Decision due July 15 2021.

6. A child born to someone with settled status automatically becomes a UK citizen