



Home Office

UK Border Agency

BR(4)

Version 04/2009

APPLICATION FOR AN ACCESSION WORKER CARD IN THE UNITED KINGDOM FOR A BULGARIAN OR ROMANIAN FAMILY MEMBER OF A BULGARIAN OR ROMANIAN NATIONAL

In order to qualify for an Accession worker card in this category your Bulgarian or Romanian family member must be:

- The holder of an Accession worker card

An Accession worker card will only be issued in respect of a specific job. If you do not have an offer of employment your application will not be approved.

This form must be accompanied by:

- **Original** valid passports or ID cards for each person included; and
- Two recent passport-sized photographs for each person included; and
- **Original** versions of all required documents.

Failure to comply with these requirements may lead to delays in processing your certificate and possible refusal of your application.

You must not start work until you receive your Accession worker card. If you are prosecuted and convicted of working without an Accession worker card you could face imprisonment for up to 3 months or a fixed penalty of £1000.

Once you have completed this application form you should send it alongside all required documents to:

**UK Border Agency
Bulgaria and Romania Caseworking
PO Box 4160
Sheffield
S1 9DZ**

You should complete this form if you intend to work in the UK and your Bulgarian or Romanian family member holds an Accession worker card.

This form is to be used for applications made on or after 02 October 2009

1.1 If one of the following applies to you, you do not need to obtain an Accession worker card for the purpose of employment in the United Kingdom:

- you hold a valid work card issued under the Seasonal Agricultural Workers Scheme;
- you are a Bulgarian or Romanian national and working in a self-employed capacity;
- you are a Bulgarian or Romanian national and have leave to enter or remain under the Immigration Act 1971 and that leave does not place any restrictions on taking employment in the United Kingdom;
- you are a Bulgarian or Romanian national and have been legally working in the United Kingdom for a period of 12 months or more without interruption;
- you are a Bulgarian or Romanian national and are providing services in the United Kingdom on behalf of an employer established elsewhere in the European Economic Area (EEA);
- you are a citizen of the United Kingdom, Switzerland or another EEA state, other than Bulgaria or Romania;
- you are the Bulgarian or Romanian spouse or civil partner of a British citizen or person settled in the United Kingdom.
- you are the the Bulgarian or Romanian spouse or civil partner of a Bulgarian or Romanian national issued with an Accession Worker Card
- you are the Bulgarian or Romanian child under 21, or dependent of a Bulgarian or Romanian national issued with an Accession Worker Card

1.2 You may also be exempt from the requirement to obtain an Accession worker card if you are the family member of an EEA or Swiss national who is working in the United Kingdom or who is a student, self-employed or self-sufficient individual. If your family member ceases to be a worker, a student, self-employed or self-sufficient individual, you may become subject to worker authorisation.

However you will require an Accession worker card if your family member is only exempt because he or she is the family member of a Bulgarian or Romanian person who is self-employed, self sufficient or a student. So, for example, if your Bulgarian or Romanian spouse is only exempt because you are self-employed, you will require an Accession worker card if you want to work.

If you are not a direct family member (spouse or civil partner, child under 21 or dependent) of an Bulgarian or Romanian national with an Accession Worker Card you will need to apply for an Accession Worker Card if you wish to work in the UK.

To qualify for an Accession worker card as an authorised family member you will need an offer of employment. If you are applying as an authorised family member you should complete this form.



SECTION 2 Your details

Your personal details should be entered at **2.1** to **2.8**.

Is a representative assisting you with your application? Yes No

Are you content for the UK Border Agency to contact your representative if we require further information? Yes No

If yes please insert their OISC Registration Number if they have one.

Attach applicant's photographs here

2.1 Title (Mr, Mrs, Miss, Ms, Other)

Full name as shown on ID card or passport

Surname

Family name or any other names by which you have been known

2.2 Nationality

2.3 Date of Birth

Day	Month

Year

Gender M F

2.4 Home Office reference number if known

2.5 Passport number or ID card number

2.6 UK address

Please inform us immediately if this changes

Postcode

2.7 Daytime telephone number

2.8 The address to which you would like us to return your documents and send any letters about your application, if different from that at **2.6**

Postcode

SECTION 3 Your family member's details

Your family member's personal details should be entered at 3.1 to 3.10. Please ensure that you give the reference number and supply a copy of your family member's Accession worker card at 3.10.

3.1 Title (Mr, Mrs, Miss, Ms, Other) _____
Full name as shown on ID card or passport _____
Surname _____
Family name or any other names by which you have been known _____

3.2 Nationality _____

3.3 Date of Birth

Day		Month	
-----	--	-------	--

	Year		
--	------	--	--

 Gender M F

3.4 Home Office reference number (if known) _____

3.5 UK address _____
Please inform us immediately if this changes _____

Postcode _____

3.6 Daytime telephone number _____

3.7 Relationship to main applicant _____

3.8 Evidence of relationship (please tick)

Birth certificate	Marriage certificate	Civil partnership certificate
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3.9 Date on which they last entered the UK

Day		Month	
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	Year		
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3.10 Please give the reference number and supply a copy of your family member's Accession worker card. _____

SECTION 4 Details of your employment

An Accession worker card will only be issued in respect of a specific job. If you do not have an offer of employment your application will not be approved.

4.1 Do you have an offer of employment in the UK? Yes No

If you do have an offer of employment in the UK you must include with this application a letter from your employer confirming (please tick the relevant boxes):

- the name and address of the business that will employ you; and
- your job details; and
- your terms and conditions of employment.

SECTION 5 Personal History

You must answer all the questions in this section on behalf of yourself and any family members included in this application. It is an offence under Section 26(1)(c) of the Immigration Act 1971 to make a statement or representation which you know to be false or do not believe to be true. Information will be checked with other agencies.

5.1 Do you have any criminal convictions in the UK or any other country (including traffic offences) or any civil judgements made against you? Yes No

If you have answered **Yes** to question 5.1 above please give details below for each sentence starting with the most recent one first – but first see **Note 1** below. If you have received more than two sentences you should continue on another sheet. If you have answered **No** please go to [Question 5.2](#).

Note 1: Convictions spent under the Rehabilitation of Offenders Act 1974 need not be disclosed. More information about this Act is given at 5.7

First sentence

Name of person sentenced

Nature of offence

Date sentenced

Day	Month	Year

Sentence given

Country where sentenced

Second sentence

Name of person sentenced

Nature of offence

Date sentenced

Day	Month	Year

Sentence given

Country where sentenced

- 5.2** Have you ever been charged or indicted inside or outside the United Kingdom with a criminal offence for which you have not yet been tried in court? Yes No
- 5.3** Have you ever been involved in the commission, preparation or organisation of war crimes, crimes against humanity or genocide? **For help in answering this question please read the information at 5.7** Yes No
- 5.4** To your knowledge, have you ever been suspected, accused, investigated, charged, prosecuted or convicted for involvement in war crimes, crimes against humanity or genocide? **For help in answering this question please read the information at 5.7** Yes No
- 5.5** Have you ever been involved in acts of committing, preparing, financing or instigating terrorism or acts of encouraging or inducing others to commit, prepare or instigate terrorism, or the attempt of any such acts, either within or outside the UK? Or have you ever been a member or supporter of an organisation which has perpetrated or supported acts of terrorism in furtherance of its aims? Yes No
- 5.6** Have you engaged in any other activities which might be relevant to the question of whether you are a person of good character? Yes No
- 5.7** If you have answered **Yes** to any question between 5.1 to 5.6 please give further details in the space provided below. If you need more space, continue on a separate sheet.

REHABILITATION OF OFFENDERS ACT 1974

The Rehabilitation of Offenders Act 1974 enables criminal convictions to become 'spent' or ignored after a 'rehabilitation period'. The length of the rehabilitation period depends on the sentence given. For a custodial (prison) sentence the rehabilitation period is decided by the original sentence, not the time served. Prison sentences of more than two and a half years can never become spent and should always be disclosed. Further information on rehabilitation periods can be found at Nacro's Resettlement Plus Helpline on **0207 840 6464** or by obtaining a free copy of their leaflet on **0207 840 6427**.

DEFINITIONS

For the purposes of answering questions 5.3 and 5.4, the following information provides guidance on actions which may constitute genocide, crimes against humanity and war crimes.

This guidance is not exhaustive. Before you answer these questions on behalf of yourself you should consider the full definitions of war crimes, crimes against humanity and genocide which can be found in Schedule 8 of the International Criminal Court Act 2001 at the following website: www.opsi.gov.uk/acts/acts2001/20010017.htm. Alternatively, copies can be purchased from The Stationery Office, telephone **0870 600 5522**.

It is your responsibility to satisfy yourself that you are familiar with the definitions and can answer the questions accurately on behalf of yourself and any dependants included in this application.

Genocide

Acts committed with intent to destroy, in whole or in part, a national, ethnical, racial or religious group.

Crimes against humanity

Acts committed at any time (not just during armed conflict) as part of a widespread or systematic attack, directed against any civilian population with knowledge of the attack. This would include offences such as murder, torture, rape, severe deprivation of liberty in violation of fundamental rules of international law and enforced disappearance of persons.

War crimes

Grave breaches of the Geneva Conventions committed during an armed conflict. This includes an internal armed conflict and an international armed conflict. The types of acts that may constitute a war crime include wilful killing, torture, extensive destruction of property not justified by military necessity, unlawful deportation, the intentional targeting of civilians and the taking of hostages.



SECTION 6 Documentary evidence

The documents and photographs needed in support of your application on form BR4, are listed below. You must provide those which are relevant in your case and the cases of any family members included in the application.

Tick the boxes in section 6.1 next to the relevant items to show the documents and photographs you are providing.

You should attach all photographs to section 2 of the form in the space provided. The Bulgarian and Romanian guidance notes contain more information about photographs.

Your details

- 6.1 Two recent passport size photographs of yourself with your name written on the back of each photograph.
- Your current passport or ID Card.
- Your family member's current passport or ID Card.

6.2 Your family member's details

- A copy of your family member's Accession worker card.
- Evidence to show you have an offer of employment in the UK e.g. a letter from your employer (see section 4).

SECTION 7 Previous applications

- 7.1 Have you made any previous applications to the UK Border Agency? Yes No

If **yes**, please provide the Home Office reference number. _____

- 7.2 If you do not have a reference number but have made a previous application, please give details below.

SECTION 8 Applicants declaration

Please now read and sign the declaration.

8.1 It must be signed by you (the applicant) and not by a representative or other person acting on your behalf. If you are under 18, your parent or guardian may sign.

I hereby apply for an Accession worker card.

The information I have given in this form is complete and is true to the best of my knowledge.

I declare that the photographs submitted with this form are a true likeness of myself, as named on the back of each photograph.

I confirm that if, before this application is decided, there is a material change in my circumstances or new information relevant to this application becomes available, I will inform the UK Border Agency.

I understand that all the information provided by me to the UK Border Agency will be treated in confidence but that it may be disclosed to other government departments, agencies, local authorities, the police, foreign governments and other bodies for immigration purposes or to enable them to perform their functions.

I understand that the UK Border Agency may also use the information provided by me for training purposes.

I am aware that it is an offence to make a statement or representation which I know to be false or do not believe to be true, or to obtain or seek to obtain a residence card by means which include deception.

I understand that it is a criminal offence to seek to obtain an Accession Worker Card by deception.

Signed:

Name (CAPITALS please):

Date:
