

Annex B – Deprivation Questionnaire

Deprivation Questionnaire - Stage 1 – Referral Summary

Subject Details

| | |
|------------------------------------|-----------------------|
| Subject Name: | HO ref: |
| Alias Name(s): | |
| Place of birth: | Date of birth: |
| Nationality on Application: | |
| Last Known Address: | |

Referral

| |
|-----------------------------|
| Source of Referral: |
| Name of Referrer: |
| Date of Referral: |
| Summary of Referral: |

Background

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|--|
| Date of Entry to UK: |
| Method of Entry to UK: |
| Date ILR: |
| Route to ILR: |
| Date of BC: |
| Route to BC: |
| Family or Individual Application: |
| Spouse/Civil partner: |
| Dependants: |

Deprivation Questionnaire - Stage 2 – Initial Analysis

| QUESTION | YES/NO | COMMENT |
|---|--------|---------|
| Did the person acquire citizenship by naturalisation or registration? | | |
| Is there clear evidence of alleged fraud within the referral? | | |
| Is this supported by evidence from the referring party? | | |
| Was ILR obtained fraudulently? | | |
| Was the alleged fraud directly relevant to the nationality application? | | |
| Did the alleged fraud precede the nationality application? | | |
| Did the alleged fraud follow the grant of BC? (Referral to Criminality Deprivation Team may be appropriate) | | |
| Is there mitigation from the subject on file? | | |
| Is it reasonable/balanced to deprive at this stage? | | |
| Are family members attached to the nationality application? | | |
| Was a spouse/civil partner complicit in the fraud? | | |
| Is it reasonable/balanced to deprive the spouse/civil partner at this stage? | | |

EO Stage 2 Decision and proposed further action (*Where further investigation is required state what and why*)

Issue letter at Annex C if further information is required from the deprivation subject

Deprivation Questionnaire - Stage 3 – Summary of Investigation

Summary of Correspondence

| Date | To/From | Summary |
|-------------|----------------|----------------|
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EO Summary of Investigation

State whether the investigation has drawn out sufficient information to make a conclusive decision at the final analysis stage and what the key evidence has been in reaching the decision:

Deprivation Questionnaire - Stage 4 – Final Analysis

| QUESTION | YES/NO | WHY/COMMENT |
|--|---------------|--------------------|
| Is there clear evidence of alleged fraud within the referral? | | |
| Is this supported by evidence from the referring party? | | |
| Was ILR obtained fraudulently? | | |
| Was the alleged fraud directly relevant to the nationality application? | | |
| Was the alleged fraud deliberate (i.e. not an innocent act or omission)? | | |
| Did the alleged fraud precede the nationality application? | | |
| Has the fraud been proved following the investigations undertaken? | | |
| Has the subject admitted the fraud? | | |
| Has the subject provided mitigation of the alleged fraud? | | |
| Is the mitigation accepted by Nationality? | | |
| Is it reasonable/balanced to deprive? | | |
| Are family members attached to the nationality application? | | |
| Was a spouse/civil partner complicit in the fraud? | | |
| Is it reasonable/balanced to deprive the spouse/civil partner at this stage? | | |

Deprivation Questionnaire - Stage 5 - Approvals Process

1. EO Final Recommendation to SCW:

This should be:

- ***typed***
- ***give a comprehensive explanation of the reason for or against deprivation***
- ***make clear the evidence available in support of the decision***
- ***explain why mitigation offered by the subject is irrelevant/insufficient***
- ***confirm if there has been an admission on the part of the subject***

The purpose of this section is to enable dependency on its content at stages 2 – 5 below without need for reference to the other parts of this Questionnaire

Name and Date:

2. Senior Caseworker Final Recommendation:

This should be typed

Name and Date:

3. Final Decision of Deprivation Working Group:

This should be typed and sent electronically to the Regional Director

Name and Date:

4. Final Decision of Regional Director:

This should be typed and sent electronically to the Chief Executive or Deputy Chief Executive

Name and Date:

5. Final Decision of Chief Executive or Deputy Chief Executive:

Date Decision made by Chief Executive:

(Attach supporting evidence of CEO approval if electronic)

Deprivation Questionnaire - Stage 6 – Outcomes

Applicant notified of Deprivation Decision using Annex D or E: (date)

Final Date for appeal to be submitted, if relevant: (date)

Appeal submitted on: (date)

Appeal heard on: (date)

Outcome of appeal and notes:

If appeal is successful and a Deprivation Order is not to be issued, Annex I letter sent on: (date)

If appeal is unsuccessful and a Deprivation Order is to be issued referral for consideration of removal to appropriate regional team sent on : (insert date)

Following removal decision, Annex F letter and Deprivation Order (Annex G) sent on: (date)

(Further guidance on the referral process for removal decisions will be provided in the short term)

ALL CORRESPONDENCE ISSUED MUST BE ATTACHED TO THE DEPRIVATION FILE