
The Rt Honourable Boris Johnson
Prime Minister
10 Downing Street
London
SW1A 2AA

2nd May 2020

Dear Prime Minister,

Re: leave to remain during COVID-19 pandemic

We hope that your recovery continues apace and that you will soon be back to full health.

We write as leaders of organisations supporting refugees, asylum seekers and migrants to ask you to grant a period of leave to remain, with recourse to public funds and access to the labour market, to all those with insecure immigration status. This is a vital step to protect public health during the COVID-19 pandemic. At a time when public health demands that everyone has ready access to housing and healthcare, insecure immigration status acts as a barrier and puts everyone's health at risk.

There are a number of reasons why this is the right thing to do at this time:

Homelessness makes social distancing and self-isolation impossible, and increases vulnerability to infection. The government has rightly taken steps to provide accommodation for people who are street homeless but those without secure immigration status will be wary of making themselves known to local authorities while the threat of enforcement action remains. Furthermore, No Recourse to Public Funds rules have prevented local councils from accessing funding to accommodate and support people. At the moment, local authorities are being left to navigate complex questions about what support can be provided to whom and what funding source to use, which ultimately leaves some people on the street due to their immigration status. A more effective and comprehensive response would be to issue leave to remain for everyone who currently has insecure immigration status, so enabling everyone to access support, which would enable wider public health to be protected.

There is strong evidence that **NHS charging and data-sharing between the Home Office and the Department of Health and Social Care can deter migrants from accessing healthcare, even for diseases that are exempt.** The government has rightly exempted treatment for COVID-19 from the health charging regime, but people without secure

immigration status are deterred from accessing treatment by the knowledge that, should they test negative for COVID-19, they may be charged for any treatment they need, and their data may be passed to the Home Office. People are also deterred from seeking healthcare for underlying conditions – and these conditions ultimately make them more vulnerable to COVID-19. Difficulty in accessing medical care means that people are likely to present late to health services by which time their health problems have become more severe. This increases the risks to the public as well as to the individuals themselves.

Even those in housing, such as NASS asylum accommodation or emergency housing, are in a precarious situation. **Adults and children who are without secure immigration status are often living in transient, poor quality housing and have overcrowded living conditions** which make it impossible to follow government guidelines on social distancing and self-isolation.

Without the right to work or access to mainstream benefits, people with insecure immigration status often live in complete destitution and rely on small hardship grants or food parcels from charities. Even in normal circumstances, this means they face a day to day struggle for survival, and at the moment, with many charities closed and with restrictions on movement, this is leaving many already vulnerable individuals in dire circumstances. We are hearing heartrending stories of homelessness, exploitation and hunger.

By giving access to the labour market, a grant of leave ensures everyone is able to participate in our struggle against Covid-19. We cannot afford to have trained nurses, doctors, care workers and other key workers barred from contributing to society when they are desperately needed. This will bring people out of the shadows and into the workforce.

In sum, lack of secure immigration status continues to act as a barrier to accessing support, housing and healthcare and traps people in exploitative situations. Allowing people to regularise their status is the most effective way of ensuring they get the support they need during this crisis, and will thereby protect society as a whole.

To protect everybody, we are calling for this leave to remain to be granted, alongside ongoing decision-making, to those awaiting decisions from the Home Office, those who have been refused asylum, and those who are undocumented. It is imperative that those without immigration status feel safe in coming forward during the pandemic. Therefore, this grant of leave to remain must also include the possibility of renewal. For all the reasons outlined above, we also urge you to ensure that no one who currently has leave to remain loses it during the pandemic.

To ensure ready access to support and services, this new regularisation of status must occur alongside existing efforts to provide accommodation to everyone who needs it. NRPF conditions must be suspended, the hostile environment must end, and all NHS

charging and data-sharing between the NHS Trusts and the Home Office should also be paused for the duration of the pandemic, irrespective of uptake of any new regularisation routes.

This is an unprecedented situation, and it requires a bold response. We are ready to do all we can to prevent the spread of COVID-19 and protect public health and stand ready to help you implement a policy that would bring people together in the struggle against this extreme challenge to public health.

Yours sincerely,

Sarah Teather, Director JRS UK

Natasha Walter, Director, Women for Refugee Women

Sally Daghljan, OBE, Chief Executive, Praxis

Celia Clarke, Director, Bail for Immigration Detainees

Zrinka Bralo, CEO, Migrants Organise

Julie Bishop, Director, The Law Centres Network

Ali McGinley, Director, AVID

Daf Viney, Director of Services, Hackney Migrant Centre

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Brian Mitchell, Immigration Advisor, Notre Dame Refugee Centre

Warren Lee, Early Action Development Worker, Southwark Day Centre for Asylum Seekers

Lorraine Masiya Mponela, Chairperson, Coventry Asylum and Refugee Action Group,

Benjamin Morgan, EEA homeless rights project coordinator, Public Interest Law Centre

Robina Qureshi, Director, Positive Action in Housing

Mauricio Silva, Co-ordinator, Fatima House

Ibtisam Al-Farah, Cofounder – Training and Development Director, DEWA

Felix Kupay, Chairperson, Entraide (Mutual Aid)

Phil Davis, Coordinator, Hope Projects

Mel Steel, Director, Voices in Exile

Denise McDowell, Chief Executive, Greater Manchester Immigration Aid Unit

Traci Kirkland, Head of Charity, Govan Community Project