

NO RECOURSE TO PUBLIC FUNDS (NRPF)

What is No Recourse to Public Funds (NRPF)?

The principle of NRPF was established as far back as 1971 and is a condition that has been applied to those staying here with a temporary immigration status under successive Governments. This is a well-established principle that protects taxpayer-funded public services from becoming overburdened.

Migrants coming to the UK are generally expected to maintain and support themselves and their families without posing a burden on the UK's welfare system.

Subject to NRPF:

Most temporary migrants *e.g.* study/work visas. Also, migrants without lawful status in the UK.

Not subject to NRPF:

Settlement is the point at which (most) migrants become eligible to access public funds e.g. ILR, refugees and protected persons



What is a 'Public Fund'?

- Not all benefits and support services are considered to be public funds for immigration purposes.
- Those classed as public funds are set out in s115
 of the Immigration and Asylum Act 1999 and at
 paragraph 6 of the Immigration Rules.

Not a public fund for immigration purposes

Access to healthcare or contribution-based benefits and statutory payments.



Examples of public funds for immigration purposes

Attendance Allowance

Adult Disability Payment

Carers Allowance

Carer's Allowance Supplement

Child Benefit

Child Disability Payment

Child Tax Credits Child Winter Heating Assistance

Council Tax Reduction Disability Living Allowance

Discretionary Support Payments

Funeral Support Payment Housing & Homelessness Assistance

Housing Benefit Health in Pregnancy Grant

Income-based Jobseekers Allowance Income-related Employment & Support Allowance

Income Support Job Start Payment Personal Independence Payment

Scottish Child Payment

Severe Disablement Allowance

Social Fund Payments

State Pension Credit

Universal Credit

Working Tax Credit

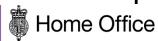
Winter Heating Payment



Recent amendment to the list of 'Public Funds'

On 5th October 2023, the following changes were made to the list of 'public funds' set out in paragraph 6 of the immigration rules:

- Removed: 'Council Tax Benefit' (which was abolished 2013/14)
- Replaced: 'Social Fund' payment with the full names of the five benefits the Social Fund
- Added: Eight Social Security Scotland (SSS)
 benefits (that are either equivalent to DWP
 administered benefits which are already included in
 the list of public funds or are not available to those
 with NRPF due to the need to be in receipt of a
 qualifying benefit).



Safeguards

There are strong and important safeguards in place to ensure vulnerable migrants can receive support, including migrants who are destitute and have community care needs, or where there is a risk to the wellbeing of a child.



Any questions?



