

Immigration and Social Security Co-ordination (EU Withdrawal) Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Clause 4

LORD GREEN OF DEDDINGTON

Page 3, line 8, at end insert—

“(5A) Any regulations made under subsection (1) which make provision to permit EEA and Swiss nationals to enter the United Kingdom for the purpose of taking up employment must include a specified limit on the total number of such persons to be granted permission for that purpose each calendar year.”

Member’s explanatory statement

This amendment would oblige the Secretary of State to place an annual limit on the number of EEA and Swiss nationals that may be granted permission to enter the UK to take up employment when making regulations under Clause 4 (1).

LORD GREEN OF DEDDINGTON
BARONESS NEVILLE-ROLFE

Page 3, line 8, at end insert—

“(5A) Regulations under subsection (1) must make provision for the Resident Labour Market Test (as set out in the Immigration Rules Appendix A: attributes) to apply to job offers where a job offer forms part of the application of EEA and Swiss nationals seeking to enter the United Kingdom for the purpose of taking up employment.”

Member’s explanatory statement

This amendment would require that job offers made to EEA and Swiss nationals which form part of an application for that person to enter the United Kingdom should first be advertised in the domestic labour market in accordance with the Resident Labour Market Test.

LORD GREEN OF DEDDINGTON

Page 3, line 8, at end insert –

- “(5A) Where regulations made under subsection (1) make provision for the minimum salary requirement for new entrants to be lower than the equivalent salary requirement for other migrants, the regulations may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.
- (5B) For the purposes of subsection (5A), “new entrant” means an EEA or Swiss migrant who meets one of the following criteria –
- (a) the migrant is switching from the Student or Graduate to the Skilled Worker route;
 - (b) the migrant is under the age of 26 on the date of their application; or
 - (c) the migrant is working towards a recognised professional qualification or moving directly into a postdoctoral position.”

Member’s explanatory statement

This amendment would require parliamentary approval of regulations which would make provision for the recruitment of new entrants to the labour market at pay rates below the general salary requirement under the new Points Based System.

BARONESS MEACHER

Page 3, line 8, at end insert –

- “() Regulations under subsection (1) must provide that EEA and Swiss nationals, and adult dependants of EEA and Swiss nationals, who apply for asylum in the United Kingdom are granted permission to take up employment if a decision at first instance has not been taken on the applicant's asylum application within six months of the date on which it was recorded.”

After Clause 4

BARONESS JOLLY

Insert the following new Clause –

“Immigration health surcharge: exemption for international volunteers

A charge under section 38 of the Immigration Act 2014 (immigration health charge) may not be imposed on EEA and Swiss nationals who have leave to enter or remain in the United Kingdom through a visa to work voluntarily for a period of no more than 12 months for a registered UK charity advancing the charity’s primary purpose.”

Member’s explanatory statement

This new Clause would ensure that international volunteers, including those working in health and social care, will be exempt from paying the immigration health surcharge.

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25 August 2020
