

Name
Address 1
Address 2
Address 2

>>>DATE<<<

Dear Sir/Madam,

Re: EEA family permit application ref: >>>REF<<<

I am the British spouse of >>>NAME<<< as evidenced by our marriage certificate and I am writing in support of her application for an EEA Family Permit. Since 14th August 2014, we have been residing together in Malta where I work, and now wish to return to the UK under Regulation 9 of the Immigration (EEA) Regulations 2006.

My wife qualifies under Regulation 9 because during our residence in Malta and as of 26th August 2014, I have been working as a self-employed analyst for over 50 hours a week. To demonstrate this, please find enclosed:

- Letter from the Employment and Training Corporation confirming the date I commenced employment
- Letters confirming registration with the Inland Revenue Department
- Certificate confirming my registration with the Department of Social Security and receipt showing social security payments made on 17th December 2014
- Certificate of Value Added Tax registration plus a completed return with official stamp dated 15th December 2014
- Contracts signed by myself and my clients (X, Y and Z), all of which stipulate the nature of the work carried out and my remuneration.
- Email evidence of work commissioned by another client, XYZ
- 12 invoices relating to the above contracts/emails
- Bank statement showing deposits from aforementioned clients and matching said invoices
- Print out of an Excel sheet summarising business activity since my arrival in Malta

In addition to the above, please find enclosed the following documentation that proves we have been residing together in Malta since our arrival here.

- The majority of the evidence outlined in the bullets above
- Joint residential letting agreement
- 5 receipts confirming rent has been paid
- 6 bills from "Go PLC" for home Internet and television
- Details of our joint account with Banif bank
- 2 letters from the Department for Citizenship and Expatriate Affairs informing us that our residence cards were ready for collection

Though, strictly speaking, the UK's "centre of life" requirements are not now legally permissible and will soon have to be amended in order to be compliant with EU law, I do, nevertheless, satisfy these requirements. I live and work in Malta as outlined previously, while the evidence below shows my wife and I have integrated into life here.

- Residence cards for the both us
- Membership details for Living Well Health club for the both of us
- Loyalty card for Savemart Supermarket and privilege card for Miracle Foods

- Letter showing appointment at Mater Dei hospital for my wife
- Cytopathology report for my wife from St. James Hospital
- Friends and family from the UK have been to visit us since our arrival here

In order to certify who we are, our relationship, and my wife's eligibility to reside in Malta, please also find enclosed:

- A copy of my passport (number XYZ)
- My wife's passport (number XYZ)
- 2 passport photos of my wife
- Original marriage certificate in Spanish
- Certified copy of marriage certificate in English
- 2 boarding passes showing our flights taken to Malta on 14th August 2014

Lastly, I would like to bring to your attention recent EU case law, namely Case C-456/12 O v Netherlands, where the judgement clearly states that:

"...where a Union citizen has created or strengthened a family life with a third-country national during genuine residence, pursuant to and in conformity with the conditions set out in Article 7(1) and (2)...of Directive 2004/38/EC...in a Member State other than that of which he is a national, the provisions of that directive apply by analogy where that Union citizen returns, with the family member in question, to his Member State of origin. Therefore, the conditions for granting a derived right of residence to a third-country national who is a family member of that Union citizen, in the latter's Member State of origin, should not, in principle, be more strict than those provided for by that directive for the grant of a derived right of residence to a third-country national who is a family member of a Union citizen who has exercised his right of freedom of movement by becoming established in a Member State other than the Member State of which he is a national."

Under this case law, my wife qualifies for a right of return to the UK with me because we have had residence in Malta for over 5 months in accordance with Article 7 of Directive 2004/38 and during that time, we have lived together, thereby "strengthening a family life".

I understand that my wife's application for an EEA Family Permit is required by the Home Office to meet the conditions set out in the Immigration (EEA) Regulations 2006, but please bear in mind that there cannot be any additional conditions for an EU citizen's return to his country with his family members other than those provided for by the directive and this is legally the only criteria that must be applied when considering my wife's application.

I trust this meets with your satisfaction and I look forward to your reply in the near future.

Yours faithfully

Name