

XXXXXXXX XXXXXXXX (EEA National)
XXXXXXXX XXXXXXXX (Spouse)
YOUR ADDRESS
YOUR HOST COUNTRY

19th May 2013

Dear Sir/Madam,

Application for Family Permit (Covering Letter and Supporting Evidence.)

I am the British¹ spouse² of (insert your spouse)³ as evidenced by the enclosed marriage certificate, and I am writing in support of her application for an EEA Family Permit.

Case application summary

- I have resided in **(Insert your host country)** (“The State / “the Host State”) since **(your date of arrival)**⁴ and done so accompanied by my spouse since **(his/her date of arrival)** (see entry stamp in non EEA National Passport³) for a period of _____
- I have worked in the **(Insert your host country)**⁵ from _____ until the present time. Please see employment evidence for specific dates and engagements for both myself and my spouse.
- Given the duration and extent of our employment in The Host State my spouse has also been awarded a Five Year Residence card⁶ for **(Insert your host country)**, having satisfied all statutory requirements for such entitlement by the EEA Member State.
- Due to _____ your excuse _____ wish to return to the UK and reside in the UK with my spouse under Regulation 9 of the Immigration (EEA) Regulations 2006 and transposed through established EU and UK case law (ECJ Case C-370/90 (Surinder Singh) and in full satisfaction of EU2004/38/C on The Free Movement Of People. (“The Qualifying Requirements”)

EVIDENCE SUPPLIED

1. EMPLOYMENT

I qualify under Regulation 9 having worked for between _____ hours a week - for a period of _____ weeks⁵ and therefore enclose **payslips** containing **contributions, taxation** paid and **employment contracts and related** documentation as supporting **evidence of my work, income tax and other statutory requirements**⁷ of residence in The State, to assist you in your consideration of this application.

As you will appreciate I'm sure, the weekly hours and duration of employment constitute a genuine and effective engagement in extensive economic activity within The State, that is neither “purely marginal” nor “ancillary” and significantly exceed The Qualifying Requirements of Regulation 9 and EU (and transposed UK) case law (Case C-413/01 Ninni-Orasche) “that a national of a Member State has worked for a temporary period of two and a half months in the territory of another Member State, of which he is not a national, can confer on him the status of a worker within the meaning of Article 48 of the Treaty”.

2. RESIDENCY AND LIFE IN THE STATE

I have lived in The State with my spouse for _____ months as evidenced by the enclosure of our Tenancy agreement⁴, joint bank statements and utility bills⁸ in joint names. Please note, that to assist you with your

¹ UK (EEA) Passport for Mr Scroggins

² Original Marriage Certificate for spouse A and spouse B

³ Passport of Non EEA National (USA) Mrs Scroggins

⁴ Tenancy Agreement (enclosed)

⁵ Complete list of employment contracts and/or letters of engagement (enclosed)

⁶ **(Insert your host country)** 5 Year Residence card for non EEA national (enclosed)

⁷ Taxation registration and forms

⁸ Joint Bank statements and utility bills

consideration of this application, the enclosed bank statements (both individual and joint) have the earnings numbers and dates underline in green for myself _____ and orange for my spouse _____ in order to better indicate earnings via Direct Deposit.

3. TRANSFER OF "CENTRE OF LIFE"

- a. My centre of life was demonstrably transferred to the host country having lived and worked in the **(Insert your host country)** over a period of just under six months – arriving and settling on _____ Although not required or implied by The Qualifying Requirements or Regulations we did not keep any residence in the United Kingdom for several years prior to - and at any point during - our transfer of centre of life.
- b. The length and degree of my (and my spouses's) employment and involvement with The Host State is recognised and further evidenced by the award of a full Five Year **(Insert your host country)** Residence Card⁷, which you will appreciate – as of Case C-456/12 (2014) – is significant in requiring that the conditions for granting a derived right of residence to a third-country national (my spouse) "should not, in principle, be more strict than those provided for by [Directive 2004/38] 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 in a Host State." (Ireland)
- c. Further more we have both formally registered for and will shortly be voting in the European elections as residents of The State having **transferred our rights to vote in local and European elections to The Host State (Ireland)**⁹ underscoring our civic integration with The Host State.

4. COMMUNITY INVOLVEMENT & INTEGRATION

As very active and deeply involved community participants my spouse and I :-

- both served on our local village community action teams¹⁰,
- have both obtained substantive certified and internationally recognised **attainments in Irish language qualifications**¹¹ in The Host country's language
- (I) have set up and run as Group Administrator and group organiser a hugely popular **(Insert your host country) Language & Culture online community**¹² organising trips to historic centres of **(Insert your host country)** culture and language, with some 28 fellow Irish members and growing
- have volunteered my services as a professional digital consultant in the creation of learning materials for our local (your circumstances)¹³.
- have established deep and abiding friendships and connections with existing close and new friends within The State¹⁴
- add your own... the more the better.

In summary, we welcome this opportunity to clearly evidence significant integration within The Host Member State, show a clear and unambiguous principal residence in The Host Member State and demonstrate a period and depth of residence and employment that more than meets the requirements of Regulation 9 and Article 7 of Directive 2004/38.

To assist you in your careful consideration of this application, I enclose a list of attached supporting documentation below. Please do not hesitate to contact me - at your earliest convenience - if there is any additional information that you would wish to see in order to complete the request for a Family Permit. My preferred (and clearly most efficient) method of communication being via email to your@email-address.com

⁹ Confirmation of transfer of voting rights, and intentions to vote on _____

¹⁰ Evidence of participation in XYZ Village Community Action

¹¹ **(Insert your host country)** Language awards for three month intensive study with _____

¹² Website link of community group www.yourevidence.com

¹³ XYZ Education Project

¹⁴ Photo album/collection

Yours faithfully,

Fred Bloggs
EEA National (UK)

Enc: Supporting documents folder (black) 15 Sections