

**WRITTEN QUESTION TO THE MINISTER FOR HOME AFFAIRS
BY DEPUTY C.S. ALVES OF ST. HELIER
ANSWER TO BE TABLED ON TUESDAY 15th JANUARY 2019**

Question

Further to the statement in information recently published on www.gov.je regarding applications for settled status, that an applicant family of E.U. nationals who “have been living in Jersey for over 5 years [...] qualify for settled status, subject to criminality checks”, will the Minister advise –

- (a) what causes someone, who has been a resident for over 5 years, to fail such a criminality check; and
- (b) what happens if someone does not pass such a criminality check?

Answer

- (a) Only serious or persistent criminality will impact on an application. This will normally mean an applicant will have reached the usual threshold to be considered for deportation, that being having served a prison sentence of 12 months or more in the last 5 years.
- (b) If an applicant passes the threshold to be considered for deportation, the Minister for Home Affairs will make a decision on that person’s deportation. Consideration for deportation is made by the Minister following full consideration of a person’s circumstances, and also their human rights.

It should be noted that offences committed within Jersey will normally have already been considered.