

Children and Families Information Service • Children’s Services • Cumbria County Council • Cumbria House •
 117 Botchergate • Carlisle • CA1 1RD
 Telephone: 03457 125 737 / 01228 226319 Email: childrens.information@cumbria.gov.uk

**Application form for Zambrano Carer, Article 8 of ECHR and Section 4 of IAA 1999
 Free early education place for two year olds**

Complete this form if you are seeking a free early education place for a two year old and:

- you are a Zambrano Carer.
- you have the right to remain in the UK under Article 8 of the European Convention on Human Rights (ECHR) and are subject to no recourse to public funds; or
- you are supported under s4 of the Immigration and Asylum Act 1999.

1. Child’s details

| | | | |
|-----------------------------|----------------------------|--------------|--|
| Child's Legal Surname Name: | Child's Legal Forename(s): | | |
| Date of Birth: | Male/Female: | Nationality: | |
| Address: | | | |
| Post Code: | | | |

Proof of child’s DOB seen by: Staff Signature..... Date

Proof of child’s nationality seen by: Staff Signature..... Date

2. Carer’s details

| | | |
|------------------------------|----------------------------|--------------|
| Carer’s Legal Surname Name: | Carer’s Legal Forename(s): | Nationality: |
| National Insurance Number: | Date of Birth: | |
| Address: | | |
| Postcode: | | |
| Telephone Number: | Email: | |
| Relationship to child | | |

Proof of nationality (if relevant) seen by: Staff Signature..... Date

Proof of relationship with child seen by: Staff Signature..... Date

3. Zambrano Carers

Do you meet the relevant criteria to have acquired Zambrano Carer status? (see appendix 1)

Yes No

Proof of right to Zambrano Carer status seen by: Staff Signature..... Date

4. Right to remain in the UK under Article 8 of the ECHR

Do you have a right to remain in the UK on grounds of private and family life under Article 8 of the ECHR with no recourse to public funds?

Yes No

If yes, please provide evidence of your right to remain in the UK under Article 8 of the ECHR and go to section 5.

Proof of right to remain in the UK under Article 8 of the ECHR seen by:

Staff Signature..... Date

5. Income

5.1 Do you work? Yes No

5.2 Do you have a partner? Yes No

5.3 Does your partner work? Yes No

If you have answered no to these questions, please go to section 7 and sign and date the declaration form.

5.4 Do you expect your household annual net income to be less than £15,400 a year?

Yes No

Proof of household income seen by: Staff Signature..... Date

6. Support under s4 of the Immigration and Asylum Act 1999

Do you receive support from the Home Office under section 4 of the Immigration and Asylum Act 1999?

Yes No

If yes, please provide evidence of the support that you receive from the Home Office and go to section 7 and sign and date the declaration.

Proof of support from the Home Office seen by: Staff Signature..... Date

7. Parent/Carer/Guardian with legal responsibility for the child declaration

Declaration I (Name)

of (Address)

confirm that the information I have provided above is accurate and true.

I agree that the information I have provided can be shared with the local authority, the Department for Education and with other government departments for the purposes of assessing the eligibility for a free early education place.

| Parent/Carer/Guardian with legal responsibility for care of the child | |
|--|--|
| Signed | |
| Print name | |
| Date | |

8. Data privacy

The Data Protection Act 2018 (the Act) puts in place certain safeguards regarding the use of personal data by organisations, including the Department for Education, local authorities, schools and other early education providers. The Act gives rights to those about whom data is held (known as data subjects), such as pupils, their parents and teachers. This includes:

- The right to know the types of data being held
- Why it is being held; and
- To whom it may be disclosed
- How long the data will be held for

Should you have any concerns relating to how your information or the information relating to your child/ren is being or will be used, please contact Cumbria County Council.

Appendix 1

Children of Zambrano Carers

There are 5 non-economic criteria that have to be met for a two year old to be eligible for a free early education place when a person is claiming Zambrano Carer statusⁱ.

Criterion 1: The carer must not be a British citizen or an exempt personⁱⁱ

Criterion 2: The child must be a British citizen

Criterion 3: The carer must be a direct relative or legal guardian of the child (as defined in the [Home Office guidance](#) at pages 44-45)

Criterion 4: They must have primary responsibility for the care of the child (primary care can be shared between two relatives)

Criterion 5: There are no other members of the carer's family in the UK or EEA who could look after the child

³ It is possible that the parent or carer [of the two year old] has acquired Zambrano Carer status because of their primary caring responsibilities for a dependent British citizen who is not the two year old. If you have any difficulty in assessing eligibility in such cases please contact us via the email address at the top of this guidance in the first instance.

⁴ as outlined by regulation 16(7) of the EEA Regulations or the definition of 'person with a Zambrano right to reside' within Annex 1 to Appendix EU of the Immigration Rules.

Please submit this form along with supporting evidence (if required) to:

DO NOT SEND ORIGINAL PERSONAL DOCUMENTATION, PHOTOCOPIES WILL BE ACCEPTED

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