

A Guide to Sponsorship of Skilled Workers and Temporary Worker Sponsored Researchers

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Introduction

This guidance document has been written to support the processes relating to the sponsorship of skilled workers (including students switching to the Skilled worker route) and Temporary Worker Sponsored Researchers and includes the Certificate of Sponsorship (CoS) end to end business process.

The guidance has been written by stage in the process and with the key roles involved in the process in mind. The responsibilities of a Line Manager, Hiring Manager and School or Department Administrator may vary in this process between Colleges, Schools and Professional Service Group Departments. Line Managers should contact their local support team to understand the process and responsibilities within their own area.

For example, a School or Department Administrator could be performing tasks in the process of a Line Manager or Hiring Manager and where there is overlap, this is shown.

Glossary

Assignment	The role of the post holder in People and Money.
ATAS requirement	Some applicants applying for a sponsored visa will need to obtain an Academic Technology Approval Scheme (ATAS) certificate from the Counter-Proliferation and Arms Control Centre of the Foreign, Commonwealth and Development Office (FCDO) before they make their application. This is known as the 'ATAS requirement'.
CAH3 Code	A CAH3 code is used to check whether the research activity of a job is covered under the ATAS Requirement. The list of subject areas can be found on the UK Government webpages under 'Academic Subjects relevant to ATAS' and against each subject area there is a short code – this is known as the CAH3 code
Certificate of Sponsorship (CoS) Application Form	Use this form if you wish to employ an individual who requires a Skilled Worker visa to work in the UK.
Certificate of Sponsorship (CoS) Extension Form Use this form if you want to continue to employ an individual who requires a Skilled Worker visa to work in the UK.	
Certificate of Sponsorship (CoS) Application Guidance	Use this guidance to help you complete the Skilled Worker Certificate of Sponsorship application form.

Certificate of Sponsorship (CoS) Extension Guidance	Use this guidance to help you complete the Skilled Worker Certificate of Sponsorship extension application form
EEA	Countries in European Economic Area, list of countries available on <u>UKVI Website</u>
EUSS	EU Settlement Scheme
EUCLID	Immigration overview screen – has to be a screenshot of the page so it includes the date it was taken (must be taken on or before the application form completion date and before the person starts work)
English Language criteria	Individuals must meet the UK Visas and Immigration (UKVI)'s English Language requirement. Individuals may need to prove their knowledge of English language, unless an exemption applies, e.g. they met the requirement in a previous successful visa application or due to being a national of one of the UKVI's listed English speaking countries. English language requirements
Financial maintenance criteria	An individual is required to show that they are able to maintain themselves in the UK. Please see the link to Further information on Maintenance . If they cannot show they have the funds, for a Skilled Worker CoS the University will automatically certify maintenance. For a Temporary Worker CoS If the individual cannot evidence their maintenance it is possible for the University to certify maintenance. This is requested at the time a CoS is issued.
Graduate Visa	The Graduate Route is a post-study work visa that will allow a graduate to stay in the UK to work or look for work for 2 years after their degree has been awarded, or 3 years, if awarded a Doctoral qualification. https://www.ed.ac.uk/student-administration/immigration/working-in-the-uk/after-studies/graduate-visa
ILR	Indefinite leave to remain
Immigration Skills Charge	You might have to pay the Immigration Skills Charge when you assign a Skilled Worker certificate of sponsorship
In Country CoS Application	Process of applying for a CoS for anyone with a change of employment/switch of immigration categories and extensions to current Visa
Internal Transfer	The process of moving an employee from one assignment to another
Job Requisition	Adding the requirements of a job to People and Money to initiate the process of sourcing, selecting and hiring a candidate

Job Requisition Business	The form that must be completed as part of the request for approval to recruit. The form contains the business justification		
case	for the role and supplements the information contained on the Create Job Requisition screen. It must be attached in Section		
	9 of the Create Job Requisition screen.		
Journey	A Journey is a collection of tasks that supports the joiner, transfer and leaver processes within the University. Journeys have		
	replaced Onboarding and Leaver Checklists and Tasks (from 24 March 2025). Further guidance is available in the Line		
	Manager or SDA Guide to Journeys.		
Multi-entry visa	If the employee will be based outside the UK for work for extended periods of time or will need to travel in and out of the UK		
	for business on a regular basis.		
Marie Curie H2020	If the post is a Marie Curie post (early stage researcher or experienced researcher) then further documents are required.		
Checklist	1. email confirmation from the Edinburgh Research Office confirming the ARC grade, salary, and mobility and/or family allowance. This should match the salary on the CoS.		
	2. a completed Marie Curie H2020 checklist from the applicant stating that they wish to opt in or out of the pension scheme.		
	Both of these documents are required before the CoS can go ahead, as the salary will change based on the pension choice.		
	both of these documents are required serore the cost can go alread, as the saidily will change based on the pension choice.		
	https://research-office.ed.ac.uk/winning-research-funding/craft-application/applying-to-the-msca-postdoc-fellowships		
Non-EEA	Countries from outside the EEA		
Onboarding	Processes and activities arranged by the line manager/SDA for the employee's first day of employment.		
Out of Country CoS	Process of applying for a CoS for anyone with a change of employments/switch of immigration categories and extensions to		
Application	current Visa outside the UK. Inside UK (undefined COS) Outside UK is a defined.		
People & Money (P&M)	The University's HR and Finance services online system.		
PhD completion date	When the hard bound thesis has been submitted and there are no more corrections.		
PhD level SOC code	The occupation code allocated to the role indicates that a PhD qualification is a requirement for the job.		
Reporting duties	Information for Managers of Sponsored Staff The University of Edinburgh		
Requisition Adding the requirements of a job to People and Money to initiate the process of sourcing, selecting and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of sourcing and hiring a contract of the process of the			
Right to Work (RTW) Right to Work Checks The University of Edinburgh			
Right to Work Checklist	Tork Checklist How to undertake the check The University of Edinburgh		
Salary Threshold	The job must have a salary that meets the appropriate threshold.		

Service Request (SR)	The term Service Request is used to describe a help ticket which is opened within People and Money. The ticket is then sent to the HR Helpline for review and response or sent on to HR Operations or Immigration to process as needed. Wherever feasible, we urge all users to submit their Service Requests through the People and Money Helpdesk App, as this route allows you to type the relevant category name into the category box and attach attachments to the Service Request.
Semester dates	We need screenshots of semester dates for the duration of employment if the individual is a student visa holder, studying at the University of Edinburgh or switching from a student visa to a Skilled worker visa. https://www.ed.ac.uk/semester-dates
Immigration Salary List	Immigration Salary List
(previously the Shortage	
Occupation List	
Skilled Worker - Certificate	An onboarding Journey that should be manually assigned to all new out of country Skilled Worker CoS applications to guide
of Sponsorship Journey	employees, managers, SDA's and HR Operations with the steps in the onboarding process. For in country applications (i.e.
	change of employments/switch of immigration categories and extensions) and Temporary Workers do not assign this Journey.
Skilled Worker	The Skilled Worker visa is a work route under the Points Based Immigration System. This visa type was introduced on 1 December 2020 and has replaced a visa previously known as Tier 2 (General). Information regarding the sponsorship of international staff can be found Skilled Worker The University of Edinburgh
Skill level	To be eligible for a Skilled Worker Visa, one of the mandatory criteria is that you have a job at an appropriate skill level as listed on the Skilled Occupation Codes of the Immigration rules. The job must be at or above the minimum skill level, i.e. UK RQF3/A-level or above.
Standard Occupation Classification Code (SOC code)	Where an international worker is to be appointed on a Skilled Worker visa the role must be allocated a Standard Occupational Classification (SOC). This classifies the type of role, e.g. job type such as Academic or Research Professional, Administrative, etc. This will be done by the school/department admin team on the Job Requisition Business Case. Some SOC codes require the individual to have a Criminal Record Certificate at the time they apply for their visa. Please
	note that with effect from 4 April 2024 the sponsorship coding framework has changed, therefore the version of SoC codes we used prior to this i.e., SOC 2010 will be replaced with the SOC 2020 version. In the new framework some SOC codes remain the same, others have been mapped to a different SOC code. For help allocating a SOC code please use the CASCOT tool
Sponsored worker	This is an individual with either a Skilled Worker visa or a Temporary Worker – Sponsored Researcher visa.
Staff visa service	A team within Edinburgh Global – advise the individual on immigration routes and how to make applications.

Temporary Worker	The sponsorship of international individuals who are undertaking a supernumerary research role in the University.
Sponsored Researcher CoS	Temporary Worker Sponsored Researcher The University of Edinburgh
application	Temporary Worker Sponsored Researcher The Oniversity of Edinburgh
Temporary Worker	Temporary Worker Sponsored Researcher The University of Edinburgh under 'Requesting a Certificate of Sponsorship
Sponsored Researcher role	(CoS)
description template	<u>(COS)</u>
Tier 2 worker	As of 1 December 2020, the Tier 2 visa route has closed. Any future applications for an individual to be sponsored to work in this level of role will be considered under the Skilled Worker visa route. Please note applications for a change of employment/extension for a Tier 2 visa will also be considered under the Skilled Worker route
Student Visa (previously	Student Visa - Non-UK/Irish nationals coming to the UK to study a full-time programme for more than 6 months, will need to
known as Tier 4 Visa)	apply for a Student visa. https://www.ed.ac.uk/student-administration/immigration/applying-for-visa.
Tradable elements	Points can be traded against the salary threshold for instance the individual holds a PhD in a subject, or PhD in a STEM subject, which is relevant to the job.
UKVI	This is the UK Visas and Immigration department, which is part of the Home Office of the UK Government. UK Visas and
	Immigration is responsible for making millions of decisions every year about who has the right to visit, stay, or work in the country. The University must comply with the legislation and processes outlined by the UKVI.
Verified	Signed off as checked and is true/accurate.
Visa Fee assistance	The University offers assistance for fees incurred in relation to Global Talent, Skilled Worker or UK Residency applications
	and associated UK legal fees. These are the Visa Loan or Visa Fee reimbursement. Further information is available at
	https://www.ed.ac.uk/human-resources/international-staff/international-staff/after-1-january-2021/immigration-fee-
	<u>assistance</u>
Visitor	It is important that anyone invited to the University as a visitor or temporary worker are in the UK under the correct visa
	category for the intended activity at the University. Further information is available at <u>Academic visitors The University of Edinburgh</u>

End to End Process Map

Please see this link for the <u>End to End Process Map</u>

Key Roles

Role	Description			
Candidate	Individual applying for an advertised or non-advertised post			
Hiring Manager	Hiring Managers will have overall accountability for a set of job requisition actions and the associated job			
	applications. The Hiring Manager is often the Line Manager but does not have to be.			
HR Partner	A member of the HR Partnering team who can provide advice and guidance throughout the recruitment			
	process with specific responsibility for Grading Job Descriptions and supporting HR Operations if any issues			
	found at the 'Before Offer Check' stage			
HR Services Team	Members of the central HR team that own key transactional elements of the recruitment cycle, e.g.			
	approving/rejecting job requisitions and job offers. Has visibility of job requisitions without being a member			
	of the hiring team.			
Immigration team (now Global Mobility)	Part of the HR function, they provide specialist advice on right to work and immigration aspects of			
	employing international staff. They liaise with UKVI and would manage any UKVI audits on behalf of the			
	University.			
Line Manager	All members of staff that have or will have direct or matrix style management responsibilities for the role			
	being recruited. Line Managers may also be Hiring Managers. Line managers would be expected to review			
	and approve the requisition as appropriate.			
Pending worker	A successful candidate who has been offered a post within the university. They remain a pending worker			
	until their first day of employment			
School/Department Administrator (SDA)	Staff that provide local administrative/operational support for the end-end recruitment process, including			
	offline activity and practical arrangements.			
Student Immigration service	Provides support to students for visas related to study. Applicable if moving to Graduate visa.			
	https://www.ed.ac.uk/student-administration/immigration			
Staff Visa Help (Staff Immigration	Provides support to prospective and current staff, visitors and their accompanying dependents. Applicable			
Service)	to Student Visa holders moving to Skilled Worker Visa. Working in the UK Global (ed.ac.uk)			
UK Visas and Immigration (UKVI)	Part of the Home Office <u>UK Visas and Immigration - GOV.UK (www.gov.uk)</u>			

Before you start

Before commencing any recruitment Line Managers and School Department Administrators should familiarise themselves with <u>Right to Work Checking</u> <u>procedures</u> and guidance on <u>Obtaining a Visa to Work</u> for anyone who does not have the right to work in the UK. There are a number of routes available including Global Talent visa and Youth Mobility.

Familiarise yourself with the information on the types of roles that the University can sponsor and the UKVI criteria that needs to be met, please read the <u>University HR Sponsorship</u> webpages. The University is also a UKVI licensed sponsor for the Skilled Worker and Temporary Work - Government Authorised Exchange (i.e. Sponsored Researcher) visa routes.

Familiarise yourself with the Recruitment Guidance Webpages

Processes related to Certificates of Sponsorship (CoS) and the sponsorship and ongoing employment of skilled workers and sponsored researchers are embedded within many of our HR end to end processes for which we have specific guidance. Rather than replicate the full guidance, this guide has been written to specifically call out the steps in relation to Recruitment and Onboarding of skilled workers, including the CoS application process through to obtaining a visa and starting with the University. The guidance also covers changes to employment, reporting duties and visa expiry and extensions. A separate section covers the engagement of Sponsored Researchers.

All our end-to-end guides and supporting system guides can be found on the People and Money user guides | The University of Edinburgh.

Having a certificate of sponsorship alone is not a visa. An individual will still need to apply for and receive their visa to have the Right to Work in the UK.

Please see the <u>appendices</u> for further information on appointing someone through the Global Talent Visa route.

Skilled Worker Visa

A Skilled Worker visa allows individuals to come to or stay in the UK to do an eligible job with an approved employer. For further information see Skilled Worker visa: Overview - GOV.UK (www.gov.uk).

Temporary Worker Government Authorised Exchange (i.e. Sponsored Researcher) Visa

Allows individuals to work as a sponsored researcher. A sponsored researcher is a person who wishes to come to the UK to lead or to take part in any formal research project. Formal research projects are those hosted but not necessarily funded by a UK research institution including universities, non-commercial research organisations, charitable organisations and national research councils (such as the Medical Research Council). The sponsored researcher undertakes research and works under the full or partial control of the institution, which will itself benefit from the research. Sponsored researchers can be funded from sources in the UK or overseas, but can't be self-funded. Payment for the role must meet UK National Minimum Wage. They are not employed by the University and can't fill a vacancy.

If the Researcher is to be an employee of the University please follow the steps for the Skilled Worker process below.

Further information is available on Government Authorised Exchange Visa route <u>Government Authorised Exchange visa (Temporary Work): Overview - GOV.UK (www.gov.uk).</u>

Where to go for help

UK Immigration Law regulates the provision of immigration advice in the UK.

The accredited advisers at the Student Immigration Service, and our Staff Visa Service at Edinburgh Global are the only staff members who are permitted to provide immigration advice at the University.

Other staff members within HR can provide information and signposting. See below for more information about how to tell the difference between 'information' and 'advice'. Further information is available on the <u>Provision of Immigration Advice</u> webpage.

What is the difference between 'information' and 'advice'?

Information can be given as general statements of fact. Normally, if it is possible to substitute the word 'you' with 'visa holders', then that is classified as information.

Advice is related to a particular individual and is given in connection to one or more relevant matters.

Topic	Who to contact		
Staff Visa advice	Staff Visa Service: support@staff-immigration.ed.ac.uk		
	Contact form: <u>Submit a request – Staff-Immigration-Service-Edinburgh (zendesk.com)</u>		
Student Visa advice	Student Immigration Service - <u>Student Immigration Service The University of Edinburgh</u>		
	Contact - https://www.ed.ac.uk/student-administration/immigration/contact-us		
Certificate of Sponsorship information or	Contact HR Operations by submitting a service request using the category Immigration>Sponsorship. Follow		
support	the how to raise and maintain a service request enquiry guide for information.		
Sponsorship Specialist Guidance	Email hr.immigration@ed.ac.uk		
Global Mobility Community of Practice	To join this team:		
(Teams Site)	Click the 'Teams' icon in the left-hand menu in your Teams app.		
	 From the main menu of all your teams, click Search 'Global Mobility Community of Practice' and then click 'Join team'. 		

SKILLED WORKERS

Step 1 – Job description and Assessing Criteria for Sponsorship

Hiring managers know the role that is required, and supported by the SDAs, are best placed to ensure the job description accurately outlines the essential and desirable criteria for the role.

When developing the job description an assessment of whether the role being advertised will meet the criteria for sponsorship is required. Hiring managers/SDAs should review the job description essential and desirable criteria against the requirements for applying for a Skilled Worker Certificate of Sponsorship if they have any intention of sponsoring a skilled worker in the post. An assessment of whether the ATAS requirement applies should also take place. It should

be noted that whatever is advertised will form part of the evidence when applying for a CoS, therefore accuracy within the job description is important. (e.g. if the advert asks for a PhD then the individual must have a PhD).

Assessment Criteria for Sponsorship

- Individuals applying for their initial Skilled Worker CoS, a change of employment CoS or an extension CoS, where they were assigned their initial CoS after 4 April 2024- does the salary being offered meet the going rate for the occupation/SOC code or £38,700 whichever is higher? Please note the hours of work for the occupation (generally based on 37.5 hours per week) can be pro-rata to the University working week of 35 hours per week.
- Is the role one that is eligible for PhD tradeable points? At this stage you won't know the candidate's qualification but can consider the salary criteria.
 - Does the individual hold a PhD relevant to the job and the salary meets 90% of the going rate for the occupation/SOC code or £34,830 whichever is higher?
 - o Does the individual hold a PhD relevant to the job in a STEM (Science, Technology, Engineering and Maths) subject and the salary meets 80% of the going rate for the occupation/SOC code or £30,960 whichever is higher?
- Is the role on the Immigration Salary List (previously the shortage occupation list) and the salary meets the going rate for the occupation/ SOC code or £30,960 whichever is higher?
- Does the role/individual meet the new entrant criteria and the salary meets 70% of the going rate for the occupation/SOC code or £30,960 whichever is higher? At this stage you won't know the candidate's circumstances but can consider the role criteria.
- Individuals applying for a change of employment CoS or an Extension CoS where they were assigned their initial Certificate of Sponsorship (CoS) before 4 April 2024, and who have held and continue to hold a Skilled Worker visa.— does the salary being offered meet the going rate for the occupation/SOC code or £29,000 whichever is higher? Please note the hours of work for the occupation (generally based on 37.5 hours per week) can be pro-rata to the University working week of 35 hours per week.
- Is the role one that is eligible for PhD tradeable points? At this stage you won't know the candidate's qualification but can consider the salary criteria.
 - Does the individual hold a PhD relevant to the job and the salary meets 90% of the going rate for the occupation/SOC code or £26,100 whichever is higher?
 - Does the individual hold a PhD relevant to the job in a STEM (Science, Technology, Engineering and Maths) subject and the salary meets 80% of the going rate for the occupation/SOC code or £25,000 whichever is higher?
- Is the role on the Immigration Salary List (previously the shortage occupation list) and the salary meets the going rate for the occupation/ SOC code or £25,000 whichever is higher?

• Does the role/individual meet the new entrant criteria and the salary meets 70% of the going rate for the occupation/SOC code or £25,000 whichever is higher? At this stage you won't know the candidate's circumstances but can consider the role criteria.

Please note: A PhD-level SOC code for UKVI purposes does not mean the candidate must have a PhD, however the School considers this work to be PhD level. However, if the person needs a PhD to complete the role and this is added to the essential criteria in the job description, then the individual must have one and evidence of this will be checked by UKVI. Depending on the status of the studies, HR Ops may accept a letter from the individual's university confirming the status of the study, e.g. been awarded, with actual certificate to follow. If someone has equivalent qualification, the interview notes should demonstrate this.

There are 3 requirements which determine if the ATAS requirement applies:

- Does the job require knowledge / skills / experience at PhD level or above
- Does the role require the individual to undertake/contribute to research activity in a research area defined by the Foreign, Commonwealth and Development Office (FCDO) as sensitive.
- Is the post being offered to an employee who is not an exempt national

Calculator – determining if a role is eligible for sponsorship

This <u>calculator</u> explains whether a role may be sponsorable and can be used in Schools/Departments for guidance purposes, but additional guidance may still be required from HR Ops. HR Operations will make the final determination later in the process once the candidate has been selected.

Role	Hiring team (LM or SDA)	HR Operations	Immigration Team	UKVI
Tasks	1. Use the calculator to determine if role is likely	3. Provide guidance to Hiring team if it is unclear from the calculator		
	to be eligible for sponsorship, if unsure seek further advice or proceed on the basis that it will be sponsorable.	whether a role may be sponsorable.		
	2. Consider whether they would expect to sponsor an individual if required			

	and whether ATAS				
	requirement applies				
Supporting	The Immigration Salary List (p	reviously the Shortage Occupations list - <u>Immigration Salary List</u>			
Information	Salary threshold information -	alary threshold information - Skilled Worker visa: going rates for eligible occupation codes			
	Procedural Guidance for ATAS requirement (under ATAS section)				
	<u>Calculator</u> to determine if role	e is sponsorable (note access to the Certificate of Sponsorship Community of Practice teams page is required).			

Step 2 – Job Requisition Business Case (JRBC)

The process in which Hiring teams request approval to recruit (off-line).

The JRBC includes the following CoS related information which should be completed:

- Is the role open to sponsorship? Even if the role is sponsorable, the hiring manager can choose to opt out of sponsorship. You only need to provide a SOC code if you will consider applicants requiring sponsorship. For help allocating a SOC code please use the <u>CASCOT tool</u>
- In certain circumstances, you may also need to allocate an ATAS CAH code.
- Are you opting out of sponsoring this role(s). You should also indicate this when creating the job requisition in People and Money. If you are opting out you do not need to provide a SOC code.
- Please note, in cases where a Hiring Manager has opted out of sponsoring the role and subsequently wishes to appoint a candidate who requires
 sponsorship, the role will need to be re-advertised with a revised sentence in the advert stating that the role can be sponsored. This is to maintain the
 principle of openness and fairness and give candidates that may have otherwise applied the opportunity to do so.
- Further guidance is available on the University Sponsorship webpage <u>University sponsorship | The University of Edinburgh.</u>

Role	Hiring team (LM or SDA)	HR Operations	Immigration Team	UKVI
Tasks	 Completes JRBC. Allocate SOC code Provide CAH3 code and put on JRBC if ATAS certificate required. 	 Once Job Requisition approved, notification received through bell icon. 		

	 Once JRBC is completed, raise Job Requisition in 			
	People and Money			
Supporting	University sponsorship The	University of Edinburgh		
Information	Skilled Worker The Univers	sity of Edinburgh - under section Alloc	ate a SoC code.	
	Skilled Worker The Univers	sity of Edinburgh - under section ATAS	requirement	

Step 3 – Advertising the role

There is a requirement to retain evidence of the advertising campaign for the role which is being sponsored. Further information and guidance on keeping documents for University sponsorship is available on <u>University sponsorship | The University of Edinburgh.</u> Please note: When HR Operations place an advert if you are opting into sponsorship they take screenshots of the advert within the recruitment campaign to retain, as required by the Home Office. If you opt out, they do not as sponsorship wasn't anticipated. This means that if you subsequently want to sponsor someone, you would need to re-advertise the post so that there is evidence of the placement of the advert. It has advert.

In order to meet the requirements of the UKVI, best practice is to advertise for a minimum of 2 weeks. Hiring teams should take into account the time to publish the advert. As standard the University advertises academic posts on FindaJob, Job.ac.uk and the University's vacancy page. This is sufficient to meet criteria for UKVI.

There are circumstances when advertising may not be applicable, i.e. where a Research grant specifically names the researcher who is to be involved.

Role	Hiring team (LM or SDA)	HR Operations	Immigration Team	UKVI
Tasks	1. For advertised posts create a job requisition in People and Money.	2. HR Operations will undertake a final check using the sponsorship calculator to determine if role can or cannot be sponsored. HR Ops use the SOC code allocated and run it through the calculator.		

		3. HR Operations enter sponsorship wording on job advert and post advert live.	
Supporting	University sponsorship The U	niversity of Edinburgh	
Information			

Step 4 – Job Application

The process in which candidates apply for the role advertised.

Role	Candidate	Hiring team (LM or SDA)	HR Operations	Immigration Team	UKVI
Tasks	Answers the pre-	Hiring Manager reviews			
	screening question 'Do	responses to pre-			
	you currently have the	screening questions			
	right to work in the	whether they have RTW			
	UK'?	during shortlisting process			
Supporting					
Information					

Step 5 - Interviewing

The process in which candidates are interviewed for the role. Right to Work Checks can be carried out at interview stage but must be completed before the successful candidate starts work. Completing the checks at this stage allows hiring managers to understand if sponsorship needs to be considered and aids setting a reasonable start date for the successful candidate.

Role	Candidate	Hiring team (LM or SDA	HR Operations	Immigration Team	UKVI
		or RTW checker)			

Tasks	May provide evidence of RTW at interview or notifies Hiring team if looking to be sponsored.	If applicable, conduct RTW checks following the RTW checklist		
Supporting	Right to Work Checks T	he University of Edinburgh		
Information				

Step 6 – Selecting a reasonable start date

Hiring teams must choose a start date which gives sufficient time for a CoS application to be processed; visa granted; and the individual to make travel arrangements to be in the UK/Edinburgh ready to start. This can be over 9 weeks (even if they choose to apply for a fast-track visa application). The visa start date and CoS should be aligned and the employee cannot start work before the visa is valid.

Changing a start date

If a hiring manager wants to bring the start date forward or change the start date it is very important that guidance is sought from HR Operations before confirming any changes with the candidate. Consideration should also be given to whether the end date needs to be changed. Raise a Service Request > Enquiry > Immigration > Sponsorship and add the Title "Change to start date for sponsored worker - {include sponsored workers name}".

If the individual informs the Line Manager/SDA that they need to change their start date, please ensure HR Operations are notified by raising a Service Request > Enquiry > Immigration > Sponsorship and add the Title "Change to start date for sponsored worker - {include sponsored workers name}". Please also include the reason why it is changing e.g. flight availability, personal circumstances etc. HR Operations will then assess what action is required and where relevant report the change to the UKVI by updating the sponsorship management system.

Please note the revised start date must be within 28 days of the start date on the CoS or from the date the visa is granted, whichever is the latest, otherwise the CoS may be withdrawn/cancelled.

Some examples when a candidate may be able to start earlier than the CoS start date, following a right to work check, as per the below:

Vignette dates example – if an individual receives their skilled worker vignette with an issue date (01 June) earlier than the cos start date (01 July) then they can enter the UK and start work from 01 June onward.

Home office online share code check – If a home office online check confirms a visa start date (01 June) earlier than the cos start date (01 July) then the individual can enter the UK and start work from 01 June onward.

Role	Hiring team (LM or SDA)	HR Operations	UKVI
Tasks	1. Select appropriate start date, monitor and update this if required. If the individual informs you they need to change their start date, please ensure you inform the HR Operations Immigration team by raising a Service Request > Enquiry > Immigration > Request Certificate of Sponsorship (COS) and add the Title "Change to start date for sponsored worker - {include sponsored workers name}". HR will then assess and where relevant report the change to the UKVI and update the sponsorship management system NB - If the date is changed on the CoS then make sure the offer start date has changed to match. Upload an updated offer letter to DoR.	2. Review start date change request, if OK to proceed: • Report change to UKVI (where relevant) • Update local tracker • Update start date for employee record in People and Money	3. Notified of start date change (where relevant).

Supporting	Guide to Recruitment and Onboarding	
Information		

Step 7 – Job Offer

Offers of employment are typically made verbally in the first instance by the Line Manager or Hiring Manager and followed up with a written offer letter containing appropriate 'subject to' clauses. At this stage the Hiring team will ensure that a Right to Work check is undertaken for the successful candidate to establish their Right to Work status. If the individual you wish to make a job offer to does not have current entitlement to work in the UK it may be possible for the University to sponsor their employment or research if the criteria set by the UKVI are met as per the guidance on the <u>University Sponsorship</u> webpage.

A job offer process needs to be fully completed - i.e. the candidate needs to 'Move to HR' to create the pending worker record in P&M - before the CoS can be applied for.

Role	Hiring team (LM or SDA)	HR Operations	Candidate	UKVI
Tasks	1a. Conduct Right to Work checks	3. Review the offer and	1b. Provides documentation for	
		approve/reject	Right to Work check	
	2. Create the job offer in People and Money			
	and draft the offer letter using the appropriate		4b. Accepts job offer	
	template and include the clauses relating to			
	RTW and ATAS Requirement (if applicable)		5b. Applies for ATAS Certificate (if	
			applicable). Note this can take 4	
	4a. Extend Job Offer		or more weeks during	
			spring/summer months.	
	4c. When the candidate accepts the offer			
	ensure the record has been 'Moved to HR' to		6. Provide a copy of ATAS	
	create the pending worker record in P&M.		certificate when awarded to	
	Further information on how to do this can be		Hiring Manager or SDA.	
	found on the webpage:			
	People and Money user guides Staff The			
	<u>University of Edinburgh</u>			
	Under 'How to hire an external candidate'.			

	5a. If an ATAS certificate is required provide the candidate applying for an ATAS certificate a description about the research they will be undertaking. A template letter is available to send the necessary information to the person available Skilled Worker The University of Edinburgh (under ATAS Certificate section). Note if the candidate has been offered via a non-advertised post the pending worker record should be created as soon as possible.	
Supporting Information	Demonstrating your Right to Work The University of Edinburgh (for candidates and staff) Obtaining a visa to work The University of Edinburgh - for Managers and SDA's Securing your visa The University of Edinburgh - for staff Guide to recruitment and onboarding Guidance - Use of the Skilled Worker Certificate of Sponsorship Journey (under Recruitment & Onboarding > Offer and Hire section)	

Step 8 – Financial Maintenance Criteria

When an individual makes an application for a Skilled Worker Visa there is a need to meet the financial maintenance requirement. The University automatically certifies maintenance which means that the prospective staff member does not need to provide the required documentation.

Certifying maintenance is confirmation that, if necessary, the University will maintain and accommodate the individual up to the end of their first month of employment in the UK. The amount of undertaking may be limited to no less than £1270 for the individual, £285 for a dependent partner, £315 for the first dependent child and £200 each for any other dependent children. This is provided, if required and requested by the individual, in the form of a salary advance.

If someone is switching to a Skilled Worker visa from another employer, or if they are changing employment to a role in another occupation, they do not need to meet the financial criteria and it is not therefore necessary to certify maintenance.

Role	Line Manager/SDA	Individual	Head of School/Head of HR
	Confirm that the Head of School/budget holder is aware the University automatically		
	certify maintenance.		

Step 9 – Requesting a certificate of sponsorship

A certificate of sponsorship is required before a visa application can be made, the process varies depending on CoS type, the process is documented below.

Hiring Managers or SDA's are responsible for starting the CoS application process. If an ATAS certificate is required then it must be in place **before** submitting the CoS application to HR Operations. Please note that various supporting documents are required to be submitted with the CoS Application. These are listed within the <u>Skilled Worker Cos Application form and guidance</u>.

New Out of Country Skilled Workers **must be assigned with the Skilled Worker - Certificate of Sponsorship onboarding Journey** within People and Money. It is important that the line manager and/or SDA monitor the completion of all onboarding tasks within the Journey and prompt the individual for timely completion.

Certificate of Sponsorship Type	Line Manager/SDA	HR Operations	Candidate
New Out of Country Skilled	1. Assign the Skilled Worker – Certificate of	4. Check documentation supplied	9. Receives onboarding task
Worker	Sponsorship Onboarding Journey in People and	by school/department and apply	'Here is your certificate of
	Money. Further information is available in the	for a new defined CoS.	sponsorship (CoS)number'
	<u>Line Manager or SDA Guide to Journeys.</u> Please		onboarding task
	follow the steps within each task.	5. CoS created and assigned to	- this includes the CoS
		individual on UKVI SMS	confirmation letter which
	2. Working with the candidate, complete the	(Sponsorship Management	details next steps for applying
	Skilled worker CoS application form.	System).	for a visa.
		6. Draft CoS Confirmation Letter.	

	- Ensure that it is clear on Skilled worker CoS application whether the individual is already working in the UK or not. 3. Submit CoS request form with supporting evidence* by Service Request using category Request Certificate of Sponsorship (COS). In the title of the SR please indicate that this is an out of country application e.g. 'SW OOC START DATE, NAME'. If you experience any problems submitting the CoS Request form using above category please use 'Sponsorship' instead. *You must provide sponsorship supporting evidence collected, i.e. evidence to support vacancy 'genuine-ness'/recruitment paperwork	7. Upload CoS SMS document and individual's CoS confirmation letter to DoR in People and Money. 8. Review and complete any tasks within the Skilled Worker Journey as appropriate	
In Country Skilled Monkey (i.e.	as outlined on the checklist in the request form/guidance.	2. Check decumentation constind	9. Descrives Col confirmation
In Country Skilled Worker (i.e. change of employment/switch of immigration categories including	1. Working with the candidate, complete the Skilled worker CoS application/extension form	3. Check documentation supplied by school/department and apply for a change of	8. Receives CoS confirmation letter which details next steps for applying for a visa.
student/graduate visa to skilled worker)	2.Submit CoS request form with supporting evidence* by Service Request using category Request Certificate of Sponsorship (COS). In the title of the SR please indicate the type of application e.g. 'T4/Student switch/SW Change of Employment START DATE, NAME'.If you experience any problems submitting the CoS Request form using above category please use	employment/switch or extension CoS. 4. CoS created and assigned to individual on UKVI SMS (Sponsorship Management System).	
	'Sponsorship' instead.	5. Draft CoS confirmation letter for candidate/employee and complete SDA letter	

	7. Send CoS letter and UKVI SMS Document to candidate/employee	6. Send CoS letters and CoS SMS	
		document to SDA via email	
	*You must provide sponsorship supporting evidence collected, i.e. evidence to support vacancy 'genuine-ness'/recruitment paperwork as outlined on the checklist in the request		
	form/guidance.		
Supporting Information	A to Z List of HR Forms The University of Edinbur	<u>gh</u>	
	<u>Line Manager or SDA Guide to Journeys</u>		
	<u>Guidance – Use of the Skilled Worker - Certificate</u>	<u>ot Sponsorship Journey</u> (under Recru	uitment & Onboarding > Offer
	and Hire section)		

Step 10 – Visa Application

The process in which the applicant requiring sponsorship applies for the Skilled Worker visa following confirmation that the University can sponsor the worker as per the confirmation of CoS.

CoS Route (as above)	Candidate/Employee	Line Manager/SDA	UKVI
New Out of Country Skilled	1. Receives 'Here is your certificate of sponsorship (CoS)	5. Receives 'Visa Received: What	4a. Confirms outcome of visa
Worker	number' onboarding task and CoS confirmation letter.	needs to happen before day 1' onboarding task and follows	application
	2. Follow guidance in CoS confirmation letter and applies for visa	instruction in task	
	3. Keeps manager/SDA up to date with progress of application		

In Country Skilled Worker (i.e. change of employment/switch of immigration categories including student/ graduate visa to skilled worker)	4b. Completes the 'Confirm when you have received your VISA and let us know the start date' task in People and Money to alert Line Manager/SDA that visa has been received. 6. Receives the 'Entering the UK and preparing for your arrival' onboarding task and follows instruction in the task. Mark the task as complete when finished. 3. Receives CoS confirmation letter 4. Follow guidance in CoS confirmation letter and applies for visa 5. Keeps manager/SDA up to date with progress of application 4b. Confirms when the visa has been received	1. Receives CoS Confirmation letter for employee, SDA letter and SMS document. 2. Send employee letter and SMS document to employee	4a. Confirms outcome of in country visa application
Supporting Information	Securing your visa The University of Edinburgh Procedural Guidance for ATAS requirement (under ATAS s Receiving your visa and what to do next National Insurance details Guidance – Use of the Skilled Worker - Certificate of Spons section)		& Onboarding > Offer and Hire

Step 11 - Immigration Fee Assistance

Anyone applying for a Skilled Worker Visa can apply for an Interest Free Visa Loan. Loans can be taken to assist with UK Visas and Immigration (UKVI) application fees, immigration healthcare surcharges, UK legal fees (associated to immigration queries) and the cost of using the UK ENIC/ECCTIS service.

An end-to-end Immigration Process Guide can be found at:

A Guide to the Immigration Fee Assistance Interest Free Loan and Visa Reimbursement

Further information about the Immigration Fee Financial Assistance can be found on the following web page:

<u>Immigration Fee Assistance | Human Resources | Human Resources</u>

Step 12 - Request for contract

Before the Request for Contract task can be completed, the SDA/Line Manager must ensure that verified copies of Right to Work documentation is uploaded to Document of Record (DoR) for the worker. Without this the contract cannot be processed, for all sponsored workers please follow the guidance below as to the document types to be uploaded to DoR.

CoS Route (as above)	Line Manager/SDA	HR Operations	Candidate/Employee
New Out of Country Skilled	1. Before requesting a contract the hiring team	4. RTW documentation	2. Receives Sponsorship
Worker	must complete the 'Upload Verified copies of visa	approved/rejected	responsibilities during
	(vignette) or online PDF and Passport task'. Follow		employment task
	the instructions in the task to upload copies to DoR		
	of the following:	5. Complete the onboarding	7. Employee receives
		task 'Input the COS number	contract
	 University Right to Work (RTW) checklist 	provided by UKVI and the	
	 If relevant, copies of passport including the 	SOC code (provided on	
	copy of the stamped vignette. Note: if it is	the certificate of sponsorship	
	not stamped with a UK stamp when arriving	request form)' into the	
	at border, then we need evidence of arrival	Additional Person	
	in the UK e.g. boarding card	Information screens.	
	If relevant, PDF online RTW check and	Charlethat the Nationality	
	evidence of permission type e.g. copy of the	Check that the Nationality has been entered for the	
	Biometric Residence Permit	worker.	
	(BRP)/confirmation letter from the UKVI	worker.	
	confirming the visa has been approved.		
	Note: where only an online check is	6. Contract Issued	
	-	o. Contract issued	
	provided (i.e. they do not have a vignette)		

ask on the ng the University perations that	
Illowing: W) checklist f permission ric Residence otter from the been approved. in the UK or als are already A. Input RTW information into the Additional Person Information screens. Check that the Nationality has been entered for the worker. 5. Contract Issued	
niille Mhille biii inaal	g the University erations that 3. RTW documentation approved/rejected 6. Employee receives contract 6. Employee receives contract 6. Employee receives contract 6. Employee receives contract 7. Checklist permission approved/rejected 7. Input RTW information into the Additional Person Information screens. 8. Input RTW information into the Additional Person Information screens. 8. Check that the Nationality has been entered for the worker.

Supporting Information	Line Manager or SDA Guide to Journeys.
	<u>Guidance – Use of the Skilled Worker - Certificate of Sponsorship Journey</u> (under Recruitment & Onboarding > Offer
	and Hire section)
	Settling into the university - useful information for new starts
	Right to Work Checks The University of Edinburgh – for staff

Contract Changes

Managers must consider any significant changes to the employment of a sponsored worker as there may be a reporting requirement. For example, change of role; job title; duties; hours; salary; taking on an additional post or transferring; leaving the university; or TUPE. For any reduction in hours this must be carefully considered, if the salary is reduced below the threshold for the SOC code sponsorship may no longer be permitted.

If a sponsored worker is transferring to a new post and the SOC code is different to that used to apply for their current visa, or their visa is due to expire, this must also be reported to HR Operations before processing the transfer as a new CoS and subsequent new visa application may be required. The individual will not be able to start working in the new role until they have the new visa.

Depending on the change, HR Operations may have to notify or seek approval from <u>UKVI</u> **before** it can take place. Please consult with HR Operations by raising a service request under the category 'Sponsorship' and have the title 'Contract change for Skilled Worker'.

Further information for managers is also available on the <u>Information for Managers of Sponsored Staff | The University of Edinburgh</u> webpage.

Reporting duties

The University has an obligation to the UK Visas and Immigration (UKVI) in terms of record keeping/reporting duties for sponsored staff on Tier 2/Skilled Worker and Tier 5/Temporary Worker Sponsored Researcher visas. A full list of the reporting duties is available here <u>Information for Managers of Sponsored Staff | The University of Edinburgh</u> - see the heading reporting duties. Sponsored employees are also accountable for reporting any changes to their Line Manager. Further information is available here <u>Information for Sponsored Staff | The University of Edinburgh</u>.

Role	Line Manager / SDA	HR Operations	Employee
Tasks	Notify HR Operations via a Service Request, using category 'Sponsorship' through People and Money immediately of any changes as per the list of reporting duties Information for Managers of Sponsored Staff The University of Edinburgh - see the	Assess the change and notify UKVI as appropriate.	Ensures at all times: 1. the University holds an up to date UK residential address, personal email address and phone number for you.
	heading reporting duties		Agree in advance, with Line Manager/School Office, any leave of

	absence for example attendance at conferences, fieldwork, sickness absence, change in work location and annual leave. As we are required to inform the UK Visas and Immigration of any unauthorised absences, it is necessary to ensure there is prior agreement in place. Similarly, changes to your working arrangements should be agreed with your line manager and any sickness absences reported on the first day of absence.
Supporting	<u>Information for Sponsored Staff The University of Edinburgh</u> - for employees
Information	<u>Information for Managers of Sponsored Staff The University of Edinburgh</u> - for managers

Visa expiry and extensions for sponsored staff

This process starts about 4 months prior to a visa expiring with a discussion with the employee about continued right to work. For employees with an open-ended contract, the University will be looking to support the visa extension. Employees on fixed-term contracts should have a discussion regarding the continuation of the contract and any aspects relating to the visa. The 4-month timescale allows sufficient time for the ATAS and extension process.

Employees who wish to remain in the UK, must make a visa extension application in the 3-month period before their visa expires and must make their application from within the UK.

To enable a sponsored employee to extend their visa for Skilled Workers or Temporary Worker Sponsored Researchers, it is necessary to issue another CoS. This can be requested by completing the Skilled Worker CoS Extension Application form/Temporary Worker Sponsored Researcher CoS Application form.

When an individual renews their visa a repeat right to work check is required.

For extension applications the role must be the same role as previously sponsored, or the individual may transfer to a role with the same Occupation/SOC code as the previously sponsored role. The role must still meet sponsorship requirements, including the appropriate salary threshold. If tradeable points to meet the salary threshold were not required in the initial application, but are required on the extension application, the individual cannot start work in the new role until they have received their new visa.

If applicable, an ATAS certificate must be in place before submitting the CoS application to HR Operations.

Role	HR Operations	Line Manager/SDA	Employee
Tasks	Run Permission expiry report and share with managers anyone with a visa due to	2. Discuss with employee visa extension.	3. Applies for ATAS certificate (if applicable)
	expire in 4 months time 5. Apply for extension of CoS, check documentation, CoS created and assigned to individual on UKVI SMS (Sponsorship Management System)	4. Complete and Submit CoS extension request form with supporting evidence (if applicable) by Service Request using category Request Certificate of Sponsorship (COS). In the title of the SR please indicate that this is an extension application e.g. 'SW Extension START DATE, NAME'	10. Receive new certificate of sponsorship (CoS) number this includes the CoS extension confirmation letter and details next steps for applying for a visa.
	6. Draft CoS confirmation letter for candidate/employee and complete SDA letter	8. Issues CoS Letter	
	7. Send CoS letters and CoS SMS document to SDA via email		
	9. Merge CoS documents and upload to SharePoint		
Supporting Informatio	A to Z List of HR Forms The University of Edinburgh Information for Managers of Sponsored Staff The University of Edinburgh - see CoS extension application forms		

<u>Visa Expiry and Extension | The University of Edinburgh</u> - for employees

TEMPORARY WORKER SPONSORED RESEARCHER

Before you start, please read the <u>Inviting a Visitor</u> to the University of Edinburgh webpage which has information on the different types of visitor routes available. There are a number of visa routes covered by Temporary Worker but the Government Authorised Exchange – Sponsored Researcher visa route covers those who require sponsorship as a sponsored researcher in a supernumerary research role.

When it is identified that the person you wish to engage will require a Temporary Worker Sponsored Researcher visa you must follow the below steps to apply for a CoS to allow the individual to subsequently apply for their Visa.

Please note that the process differs to that of a Skilled Worker. Temporary Worker Sponsored Researchers are not employees and therefore will not have access to People and Money (unless it's a requirement of their role) and should be engaged for a period of 2 years maximum. Sponsored researchers can be funded from host, their overseas employer, or an independent UK or non-UK funding body. They cannot be self-funded. Payment for the role must meet UK national minimum wage. In certain circumstances funding can be topped up by the University to ensure the national minimum wage is met. Please seek guidance from HR Operations if you think this applies.

Step 1 – Job Description and Allocation of SOC code

Hiring managers know the role that is required, and supported by the SDAs, are best placed to ensure the role description accurately outlines the essential and desirable criteria for the role.

An assessment of whether the ATAS requirement applies should also take place. It should be noted that whatever is in the job description it will form part of the evidence when applying for a CoS, therefore accuracy within the job description is important (e.g. if the job description asks for a PhD then the individual must have a PhD).

Assessment Criteria for Sponsorship

The University holds a licence to provide sponsorship under the Government Authorised Exchange Scheme for researchers to undertake the following:

• A formal research project or collaboration

- A period of work-based training/work experience/internship/placement;
- Skill development/knowledge transfer;

The roles must be over and above normal staffing requirements, i.e. they cannot fill a vacancy. The researcher cannot be self-funded and must be in receipt of funding in line with, or above, the National Minimum Wage. It is necessary to have a clear job description for the role.

There are 3 requirements which determine if the ATAS requirement applies:

- Does the job require knowledge / skills / experience at PhD level or above
- Does the role require the individual to undertake/contribute to research activity in a research area defined by the Foreign, Commonwealth and Development Office (FCDO) as sensitive.
- Is the post being offered to an employee who is not an exempt national

Role	Line Manager/SDA	Individual
	1.Using the <u>Temporary Worker Role Description Template</u> write the role description	2b. Applies for ATAS Certificate if applicable
	2b. Assess if an ATAS certificate is required – if yes provide a letter of invitation to the individual	
	available from Temporary Worker Sponsored Researcher The University of Edinburgh	
	3. Allocate a SOC code – one of the following is recommended:	
	2111 Chemical Scientist	
	2112 Biological Scientist & Biochemist	
	2113 Physical Scientist	
	2114 Social & Humanities Scientist	
	2119 Natural & Social Science Professionals not elsewhere classified	
	2162 Other researchers unspecified discipline2311 Higher Education Teaching Professionals	
	2424 Business & Related Research Professional	
	4.If ATAS applies allocate a CAH3 code	

Supporting	Temporary Worker Sponsored Researcher The University of Edinburgh
Information	Procedural Guidance for ATAS requirement (under ATSA requirement section)

Step 2 – Check Financial Maintenance Criteria

The individual will need to provide evidence to the UKVI that they meet the financial criteria when they make their visa application. The individual must show they have at least £1,270 in personal savings. They must have held this in their bank account for a minimum of 28 days prior to the date of the visa application. The balance cannot fall below the £1,270 amount for even one day during that 28 day period. Please note the HR Operations team do not require evidence of this.

Where the individual is unable to provide evidence to show they meet the criteria (outlined on the form), the University can certify maintenance on behalf of the individual. This must be agreed from a financial perspective by the Head of HR/Head of School/Department. Evidence confirming the agreement must be provided when submitting the CoS documents e.g. email confirmation.

Role	Line Manager/SDA	Individual	Head of School/Head of HR
	1.Check that the individual can meet the	2.Confirms or alerts Line Manager/SDA	4.Provides an email to Line Manager to
	financial maintenance criteria	unable to evidence this	confirm
	3.If unable to provide evidence contact Head		
	of School/Head of HR		

Step 3 – Gather Supporting documentation

Role	Line Manager/SDA	Individual	
	The following additional documents will be	Provides supporting documentation to the	
	required to support the certificate of	Line Manager/SDA	
	sponsorship application in step 4 below:		
	 Completed Right to Work Checklist 		
	(section 3 onwards with verified		

	copies of all passport/identity		
	documents)		
	 Letter from sponsoring body 		
	detailing the value of the award, the		
	period involved, name of individual		
	and confirming the placement is at		
	University of Edinburgh		
	Letter from School to sponsored		
	researcher confirming the		
	arrangement between them and the		
	sponsoring body, including the period		
	involved and the placement at the		
	University (a -letter from the School		
	to HR confirming the details may also		
	be accepted).		
	Copy of highest qualification (with		
	certified translation where required).		
	2 original employment references		
Supporting	Temporary Worker Sponsored Researcher Applica	ations form and guidance	
Supporting	Temporary worker sponsored Researcher Applica	ations form and guidance	
Information			

Step 4 – Selecting a reasonable start date

Line Managers/SDA's must choose a start date which gives sufficient time for a CoS application to be processed; visa granted; and individual travel arrangements so the individual is in the UK/Edinburgh ready to start. This can be over 9 weeks (even if they choose to apply for a fast-track visa application). The visa start date and CoS should be aligned and the employee cannot start before the visa is valid.

Changing a start date

If a hiring manager wants to bring the start date forward or change the start date it is very important that guidance is sought from HR Operations before confirming any changes with the individual. Consideration should also be given to whether the end date needs to be changed. Raise a Service Request > Enquiry > Immigration > Sponsorship and add the Title "Change to start date for sponsored worker - {include sponsored workers name}".

If the individual informs the Line Manager/SDA that they need to change their start date, please ensure HR Operations are notified by raising a Service Request > Enquiry > Immigration > Sponsorship and add the Title "Change to start date for sponsored worker - {include sponsored workers name}". Please also include the reason why it is changing e.g flight availability, personal circumstances etc. HR will then assess what action is required and where relevant report the change to the UKVI by updating the sponsorship management system.

Step 5 – Submit request for Certificate of Sponsorship

A certificate of sponsorship is required before a visa application can be made. Line Managers or SDA's are responsible for starting the CoS application process. If an ATAS certificate is required then it must be in place **before** submitting the CoS application to HR Operations.

Role	Line Manager/SDA	HR Operations	Individual
	1. Working with the candidate, complete the	3. Check documentation supplied by	8. Receives Cos confirmation and applies for
	Temporary Worker Sponsored Researcher CoS	school/department and apply for CoS	Visa.
	Application Form.		
		4. CoS created and assigned to individual on	
	2. Submit CoS request form with supporting	UKVI SMS (Sponsorship Management	
	evidence by Service Request using category	System).	
	Request Certificate of Sponsorship (COS). In the	5. Draft CoS confirmation letter for	
	title of the SR please indicate the type of	candidate/employee and complete SDA	
	application e.g. Temporary Worker START DATE,	letter.	
	NAME'		
		6. Send CoS letters and CoS SMS document	
	7. Issues CoS Letter and SMS document to	to SDA via email.	
	individual		

Step 6 –Visa Application

The process in which the applicant requiring sponsorship applies for the Skilled Worker visa following confirmation that the University can sponsor the worker as per the confirmation of CoS.

Role	Candidate/Employee	Line Manager/SDA	UKVI
	1. Receives CoS confirmation letter and applies for visa	4. Receives confirmation that visa received and start date	3.Confirms outcome of application.
	2. Keeps manager/SDA up to date with progress of application and confirms when the visa is received		
Supporting Information	Securing your visa The University of Edinburgh Procedural Guidance for ATAS requirement (under ATAS section) Receiving your visa and what to do next		

Step 7 – Starting the Period of Engagement

Before the sponsored researcher can start their period of engagement, the SDA/Line Manager must ensure that they submit verified copies of Right to Work documentation to HR Operations.

Line Manager/SDA	HR Operations	Sponsored Researcher	Payroll
1. When the visa has been received the Line	2. RTW documentation	7. Receives letter	5. Keys bank details for
Manager/SDA must submit a Service	checked. If anything is		payment (if applicable).
request ensuring all of the below	missing, reply to SR.		
attachments are included using the category			
Enquiry > Immigration > Right to Work ensuring the name of the SR is 'New TW record to be created START DATE:	3. Create record in P&M ensuring the RTW information is input into		
 University Right to Work (RTW) checklist 			

	 If relevant, copies of passport including the copy of the stamped vignette. Note: if it is not stamped then we need evidence of arrival in the UK e.g. boarding card If relevant, PDF online RTW check and evidence of permission type e.g. copy of the Biometric Residence Permit (BRP)/confirmation letter from the UKVI confirming the visa has been approved. Note: where a online check is only provided (i.e. they do not have a vignette) then we must also have evidence of their arrival in the UK e.g. boarding card. If relevant, complete Adhoc Payment Form 100 (if a top up payment required) 	Additional Person Information screens. Check that the Nationality has been entered for the worker. 4. If relevant, send new SR to payroll attaching the form 100 and explain the payment 6. Complete Temporary Worker letter to be sent before they start and send to employee
Supporting Information	The hiring team must also ensure that the individual's UK home address and UK phone number are detailed in the body of the SR. Right to Work Checks The University of Edinb	urgh for staff

Reporting duties

The University has an obligation to the UK Visas and Immigration (UKVI) in terms of record keeping/reporting duties for sponsored staff on Tier 2/Skilled Worker and Tier 5/Temporary Worker Sponsored Researcher visas. A full list of the reporting duties is available here <u>Information for Managers of Sponsored Staff | The University of Edinburgh</u> - see the heading reporting duties. Sponsored employees are also accountable for reporting any changes to their Line Manager. Further information is available <u>Information for Sponsored Staff | The University of Edinburgh</u>.

Role	Line Manager / SDA	HR Operations	Employee
Tasks	1.Notify HR Operations via a Service	Assess the change and notify UKVI as	Ensures at all times:
	Request, using category 'Sponsorship'	appropriate.	
	through People and Money immediately of		3. the University holds an up to date
	any changes as per the list of reporting		UK residential address, personal
	duties <u>Information for Managers of</u>		email address and phone number
	Sponsored Staff The University of		for you.
	Edinburgh - see the heading reporting		4. Agree in advance, with Line
	duties		Manager/School Office, any leave of
			absence for example attendance at
			conferences, fieldwork, sickness
			absence, change in work location
			and annual leave. As we are
			required to inform the UK Visas and

		Immigration of any unauthorised absences, it is necessary to ensure there is prior agreement in place. Similarly, changes to your working arrangements should be agreed with your line manager and any sickness absences reported on the first day of absence.
Supporting	<u>Information for Sponsored Staff The University of Edinburgh</u> - for employees	
Information	<u>Information for Managers of Sponsored Staff The University of Edinburgh</u> - for managers	

Appendices

Global Talent Visa

The Global Talent Visa is available for academic or research staff who are internationally recognised as a world leader or emerging leader in one of the science or arts fields.

A Global Talent visa is not a sponsored route, therefore this entitles the individual to undertake work with any employer. The application process is a two stage process which is undertaken by the applicant. Help will be available from the Immigration Legal Adviser (Staff).

Further guidance on the end to end process for Line Managers/SDAs can be found in the <u>Guide to Global Talent</u>.

Further information for staff about the Global Talent Visa is available from the Staff Visa webpages - Global Talent visa | The University of Edinburgh