
Appeal Rights Exhausted (ARE)

What does it mean?

Appeal = Appealing a decision means asking for it to be looked at again. You can appeal if you think that the decision has been made incorrectly

Rights = a moral or legal entitlement to have or do something

Exhausted = completely used up

- ☐ If you are 'appeal rights exhausted' you have been
 - ☐ refused asylum
- Or
- ☐ refused any form of temporary protection
- Or
- ☐ your leave to remain has expired (and an application to extend has been refused)

And you have exhausted all appeals.

- ☐ However, often people who are 'appeal rights exhausted' have not been removed and remain in the UK because the Home Office has not been able to get travel documents which gives the person permission to go to their country of origin
- ☐ The law states that young people considered to be 'refused asylum seekers' are **entitled to receive leaving care support from the local authority up until they fail to follow removal directions set by the Immigration Service**
- ☐ **It is important to know - being a 'refused asylum seeker' is not sufficient (enough reason) on its own to stop support - you must have failed to follow removal directions set when you were refused asylum**
- ☐ If you're over 18 and entitled to leaving care support, the support should be provided by the [local authority](#)

Asylum Guides

- ❑ If the local authority wish to end support they must carry out a **human rights assessment** so that your right to support is not violated. **You have the right to seek legal advice from a public law solicitor about this**
- ❑ If the Home Office are not removing you to your country of origin at this time, a **human rights assessment will be carried out to ensure you are not without somewhere to live, food and basic necessities** (such as washing facilities)