

Mobility: Immigration alert

May 2023



Denmark

Deadline extended for UK nationals to apply for right to reside in Denmark

Executive summary

On 1 May 2023, the Danish authorities extended the deadline for eligible individuals to submit applications to reside in Denmark pursuant to the EU-UK Withdrawal Agreement until 31 December 2023.

Background

The [EU-UK Withdrawal Agreement](#) came into effect on 1 February 2020, one day after the UK officially left the EU. The Agreement covers several terms relating to the orderly withdrawal of the UK from the EU (e.g., the rights of UK nationals and their family members residing in the EU Member States).

Pursuant to the Agreement, UK nationals and their family members who were lawfully residing in Denmark as of 31 December 2020 were required to apply by 31 December 2021 for a temporary residence card (valid for five years) or permanent residence card (valid for 10 years) to continue to reside in Denmark without the need to obtain a work permit separately. Notwithstanding, the authorities continued to process applications submitted after 31 December 2021 provided there was a valid reason for the delay. Applications that were submitted after the initial deadline without a valid reason were not approved pursuant to the Withdrawal Agreement.

Key developments

Effective 1 May 2023, the Danish authorities formally extended the application submission deadline until 31 December 2023 and resumed processing pending applications. Individuals

who submitted an application after 31 December 2021, whose application was rejected and who have an appeal pending with the Immigration Appeals Board will be contacted by the Board regarding their application. Individuals whose applications were filed after the initial deadline and rejected, and who have not appealed the decision, may submit a new application before 31 December 2023, unless the rejection was on the grounds of not meeting the conditions of the Withdrawal Agreement. Individuals who have not yet submitted their applications may also submit new applications under the Withdrawal Agreement prior to 31 December 2023.

Impact on employers

Companies and impacted employees may benefit from the extended deadline and ensure that they file applications prior to the new deadline.

Key steps

EY will continue to monitor these developments. Should you have any questions, we encourage you to contact one of our immigration professionals.

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ey.com

Morten S Dalsgaard

Partner/Principal - People Advisory Services, Global Immigration
Tel: 0045 5158 2771
Email: morten.s.dalsgaard@dk.ey.com

Rikke Wolfesen

Senior Manager - People Advisory Services, Global Immigration
Tel: 0045 2529 5138
Email: rikke.wolfesen@dk.ey.com

Randi Christiansen

Manager - People Advisory Services, Global Immigration
Tel: 0045 2529 5509
Email: randi.christiansen1@dk.ey.com