



Department  
for Work &  
Pensions

DWP Central Freedom of  
Information Team  
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request@dw.gov.uk](mailto:freedom-of-information-request@dw.gov.uk)

[DWP Website](#)

Our Ref: FOI2020/60713

29 October 2020

Dear Martin Williams,

Thank you for your Freedom of Information (Fol) request received on 12th October. You wrote:

“On 16/03/2020, the Upper Tribunal decided that a refugee having their first child in the UK was entitled to a sure start maternity grant despite having another child aged under 16 in their household who was born before the refugee fled to the UK.

The judgment is SK and LL v Secretary of State for Work and Pensions [2020] UKUT 145 (AAC) and is available here: <https://www.gov.uk/administrative-appeals-tribunal-decisions/sk-and-ll-v-secretary-of-state-for-work-and-pensions-is-2020-ukut-145-aac>

Please release any guidance issued to those administering or deciding claims for sure start maternity grants on applying the judgment in this case.”

## **DWP Response**

This information is not held by DWP.

There is no current guidance to reflect the Upper Tribunal Judgment. New guidance is currently under development.

If you have any queries about this letter, please contact us quoting the reference number above.

Yours sincerely,

DWP Central Freedom of Information Team  
Department for Work and Pensions

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## **Your right to complain under the Freedom of Information Act**

If you are not happy with this response you may request an internal review by e-mailing [freedom-of-information-request@dw.gov.uk](mailto:freedom-of-information-request@dw.gov.uk) or by writing to: DWP Central FoI Team, Caxton House, 6-12 Tothill Street, London, SW1H 9NA.

Any review request should be submitted within two months of the date of this letter.

If you are not content with the outcome of the internal review you may apply directly to the Information Commissioner's Office for a decision. Generally, the Commissioner cannot make a decision unless you have exhausted our own complaints procedure. The Information Commissioner can be contacted at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire SK9 5AF.

Website: [ICO Contact Information](#) or telephone 0303 123 1113 or 01625 545745