§ 1244.12 Employment authorization.

(a) Upon approval of an application for Temporary Protected Status, the INS shall grant an employment authorization document valid during the initial period of the foreign state’s designation (and any extensions of such period).

(b) If the alien’s Temporary Protected Status is withdrawn under §1244.14, employment authorization expires upon notice of withdrawal or on the date stated on the employment authorization document, whichever occurs later.

(c) If Temporary Protected Status is denied by the INS, employment authorization shall terminate upon notice of denial or at the expiration of the employment authorization document, whichever occurs later.

(d) If the application is renewed or appealed in deportation or exclusion proceedings, or appealed to the Administrative Appeals Unit pursuant to §1244.18(b), employment authorization will be extended during the pendency of the renewal and/or appeal.


§ 1244.11 Renewal of application; appeal to the Board of Immigration Appeals.

If a charging document is served on the alien with a notice of denial or withdrawal of Temporary Protected Status, an alien may renew the application for Temporary Protected Status in deportation or exclusion proceedings. The decision of the immigration judge as to eligibility for Temporary Protected Status may be appealed to the Board of Immigration Appeals pursuant to §1003.3 of this chapter. The provisions of this section do not extend the benefits of Temporary Protected Status beyond the termination of a foreign state’s designation pursuant to §1244.19.


§ 1244.10 Appeal of denial of registration.

(a) If an alien seeking registration is denied such registration by the INS, such alien may appeal the INS’s decision to the Board of Immigration Appeals pursuant to §1003.3 of this chapter.

(b) An appeal of an INS decision on a request for registration under §1244.2(f)(4)(i) is not an appeal of the INS’s decision on the merits of the alien’s application for Temporary Protected Status.