



Upper Tribunal
(Immigration and Asylum Chamber)

Appeal Number: PA/09362/2017

THE IMMIGRATION ACTS

Heard at Cardiff Civil Justice Centre
10, January 2019

Decision & Reasons Promulgated
23, January 2019

Before

UPPER TRIBUNAL JUDGE GRUBB

Between

H G
(Anonymity direction in force)

Appellant

and

THE SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

Representation:

For the Appellant: Ms M Bayoumi, instructed by Fountain Solicitors
For the Respondent: Mr C Howells, Senior Home Office Presenting Officer

NOTICE OF DECISION

1. Both subparagraphs of rule 40(3) of the Tribunal Procedure (Upper Tribunal) Rules 2008 (SI 2008/2698 as amended) apply to this decision.
2. The decision of the First-tier Tribunal sent out on 21 February 2018 is erroneous in law. I set it aside.

3. The appeal is remitted to be determined by the First-tier Tribunal *de novo* at an oral hearing before a judge other than Judge Lever.

Signed

A handwritten signature in black ink, appearing to read "A Grubb", with a horizontal line underneath.

A Grubb
Judge of the Upper Tribunal
10, January 2019