



Upper Tribunal
(Immigration and Asylum Chamber)

Appeal Number: HU/24387/2018 (V)

THE IMMIGRATION ACTS

Heard at Cardiff Civil Justice Centre
Remotely by Microsoft Teams
On the 3rd June 2021

Decision & Reasons Promulgated
On the 16th June 2021

Before

UPPER TRIBUNAL JUDGE GRUBB

Between

CATHERINE JONAS

Appellant

and

THE SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

Representation:

For the Appellant: Mr D Furner, Birnberg Peirce & Partners, Solicitors
For the Respondent: Ms A Everett, 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 (Judge Roots) sent out on 9 December 2020 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 Roots. No findings are preserved

Signed

Judge of the Upper Tribunal
Date 4 June 2021