



**Upper Tribunal
(Immigration and Asylum Chamber)**

Appeal Number: HU/00024/2018

THE IMMIGRATION ACTS

**Done at Field House
On 3 April 2019**

**Decision & Reasons Promulgated
On 8 April 2019**

Before

UPPER TRIBUNAL JUDGE PERKINS

Between

ELEZ PEPA

Appellant

and

SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

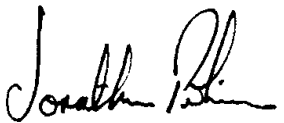
DETERMINATION AND REASONS

1. The Appellant was given permission to appeal to the Upper Tribunal because his grounds raised an arguable case that the hearing had been procedurally unfair.
2. On 15 March 2019 the Respondent was directed to serve a Rule 24 Notice by 29 March 2019 and told that in default the Tribunal may allow the appeal without a hearing.
3. There has been no response to those Directions.
4. I find that the First-tier Tribunal erred in law by relying on a document that had not been provided to the Appellant. I set aside its decision and I order that the appeal be determined again in the First-tier Tribunal.

Notice of Decision

The appeal is allowed. The appeal will be decided again in the First-tier Tribunal.

Signed
Jonathan Perkins
Judge of the Upper Tribunal



Jonathan Perkins

Dated 3 April 2019