



Upper Tribunal
(Immigration and Asylum Chamber)

Appeal Number: PA/10375/2019 (V)

THE IMMIGRATION ACTS

Heard at Cardiff Civil Justice Centre
On 10 September 2020
Remotely by Skype for Business

Decision & Reasons Promulgated
On 16 September 2020

Before

UPPER TRIBUNAL JUDGE GRUBB

Between

E K
(Anonymity Direction in force)

Appellant

and

THE SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

Representation:

For the Appellant: Mr A Burrett instructed by J D Spicer Zeb, 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 7 January 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 a hearing before a judge other than Judge C E Roblin.

Signed

A Grubb

Judge of the Upper Tribunal

Date 10 September 2020