



Upper Tribunal
(Immigration and Asylum Chamber)

Appeal Number: PA/02440/2017

THE IMMIGRATION ACTS

Heard at Newport
On 20 February 2018

Decision & Reasons Promulgated
On 22 February 2018

Before

UPPER TRIBUNAL JUDGE GRUBB

Between

R Y E-S
(ANONYMITY DIRECTION MADE)

Appellant

and

THE SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

Representation:

For the Appellant: Ms L Gardner, instructed by Migrant Legal Project (Cardiff)


For the Respondent: Mr D Mills, 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 10 May 2017 is erroneous in law. I set it aside.

3. The appellant's appeal is remitted to be determined by the First-tier Tribunal *de novo* by a judge other than Judge Suffield-Thompson. No findings are preserved

Signed

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

A Grubb
Judge of the Upper Tribunal

20 February 2018