



Upper Tribunal  
(Immigration and Asylum Chamber)

Appeal Number: PA/10801/2019 (V)

THE IMMIGRATION ACTS

Heard at Cardiff Civil Justice Centre  
Remotely by Microsoft Teams  
On 27 May 2021

Decision & Reasons Promulgated  
On the 07 June 2021

Before

UPPER TRIBUNAL JUDGE GRUBB

Between

B A A  
(Anonymity Direction in force)

Appellant

and

THE SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

Representation:

For the Appellant: Mr G Brown, instructed by Waddell Taylor Bryan Solicitors  
For the Respondent: Mr M Diwnycz, 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 Hone) sent out on 4 March 2020 is erroneous in law. It cannot stand and 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 Hone.

Signed

A handwritten signature in black ink, appearing to read 'Andrew Grubb'.

A Grubb  
Judge of the Upper Tribunal  
27 May 2021