



IN THE UPPER TRIBUNAL
IMMIGRATION AND ASYLUM CHAMBER

Case No: UI-2022-003063
First-tier Tribunal No:
HU/01770/2021

THE IMMIGRATION ACTS

Decision & Reasons Issued
On the 09 March 2023

Before

UPPER TRIBUNAL JUDGE GRUBB

Between

ALEXANDER NNANNA
(NO ANONYMITY ORDER MADE)

Appellant

and

THE ENTRY CLEARANCE OFFICER, SHEFFIELD

Respondent

Representation:

For the Appellant: Mr Y Malik, TMC Solicitors

For the Respondent: Ms S Rushforth, Senior Home Office Presenting Officer

**Decided without a hearing under rule 34 at Cardiff Civil Justice Centre on 26
January 2023**

NOTICE OF DECISION

1. The parties agree that the appeal should be decided without a hearing under rule 34 of the Tribunal Procedure (Upper Tribunal) Rules 2008 (SI 2008/2698) (“UT Rules 2008”).
2. Both subparagraphs of rule 40(3) of the UT Rules 2008 apply to this decision.
3. The respondent accepts there is an error of law on the basis of the grounds of appeal. The decision of the First-tier Tribunal sent out on 28 March 2022 is erroneous in law. I set it aside.

4. The appeal is remitted to be determined by the First-tier Tribunal *de novo* before a judge other than Judge Cameron.

Andrew Grubb

Judge of the Upper Tribunal
26 January 2023