



**IN THE UPPER TRIBUNAL**  
**IMMIGRATION AND ASYLUM CHAMBER**

**Case No: UI-2021-000227**  
**First-tier Tribunal No:**  
**HU/50074/2020**  
**IA/00768/2020**

**THE IMMIGRATION ACTS**

**Decision & Reasons Issued**  
**On the 26 June 2023**

**Before**

**UPPER TRIBUNAL JUDGE PERKINS**

**Between**

**Hakeem Kolawole Olugbenga Azeez**  
**(NO ANONYMITY ORDER MADE)**

Appellant

**and**

**The Secretary of State for the Home Department**

Respondent

**Representation:**

For the Appellant: Ms M Chowdhury, Counsel instructed by Daniel Aramide,  
Solicitors

For the Respondent: Mr S Walker, Senior Home Office Presenting Officer

**Heard at Field House on 9 February 2023**

**DECISION AND REASONS**

(Extempore)

1. This is an appeal by a citizen of Nigeria against the decision of the First-tier Tribunal dismissing his appeal against the decision of the Secretary of State on 2 July 2020 refusing him leave to remain on human rights grounds. The appeal has been determined unsatisfactorily and the decision of the First-tier Tribunal has been set aside. The case is listed before me for redetermination.
2. A new issue has been raised with the consent of the Secretary of State before the hearing today, namely that the appellant has lived in the United Kingdom continuously for slightly in excess of twenty years, which in broad terms gives him a right to remain.
3. Mr Walker, for the Secretary of State, said that he is satisfied on the evidence that the appellant has lived in the United Kingdom for over twenty years and although in the past some concerns have been raised which we need not go into

now, they have been overshadowed by the length of his stay and his being in a committed relationship. He is entitled to remain on the basis of twenty years.

4. That being so, then clearly the proportionality exercise under Article 8 must be exercised in his favour so that he is allowed to remain.
5. It follows therefore that I allow the appeal of the appellant on all grounds.

**Notice of Decision**

6. The appeal is allowed.

**Jonathan Perkins**  
Judge of the Upper Tribunal  
Immigration and Asylum Chamber  
**22 June 2023**