



Appeal Numbers:  
VA 35154 2012  
VA 35155 2012

Upper Tribunal  
(Immigration and Asylum Chamber)

**THE IMMIGRATION ACTS**

Heard at Sheldon Court  
On 29 July 2013

On 31 July 2013

Before

UPPER TRIBUNAL JUDGE PERKINS  
DEPUTY UPPER TRIBUNAL JUDGE M A HALL

Between

ENTRY CLEARANCE OFFICER - LAGOS

Appellant

and

JULIET EKENNA OKEY UHEGWU  
OKECHUKWU UWADIEGWU UHEGWU

Respondent

**Representation:**

For the Appellant: Dr N Uhegwu for the appellants

For the Respondent: Mr N Smart, Senior Home Office Presenting Officer


**DETERMINATION**

1. The respondents to this appeal (hereinafter “the claimants”) appealed successfully to the first tier tribunal a decision of the present appellant (hereinafter “the Entry Clearance Officer) to refuse them entry clearance as family visitors.
2. The Entry Clearance Officer was given permission to appeal because the First-tier Tribunal thought, wrongly, that it was arguable that the Tribunal had no jurisdiction to entertain the appeals. For reasons that are not clear permission to

appeal was granted in both appeals although the Entry Clearance Officer only challenged one of the decisions.

3. Before us Mr Smart recognised that the application for permission to appeal was misconceived and the Entry Clearance Officer's case is unarguable. Both claimants are within the narrow band of relatives who, at the material time, could still appeal decisions to refuse them leave to enter as visitors.
4. In the premises we dismiss both of the appeals by the Entry Clearance Officer that are before us.
5. For the avoidance of doubt both claimants have shown that they satisfy the rules for admission to the United Kingdom as visitors and should be allowed to enter the United Kingdom in accordance with the First-tier Tribunal's findings.

Signed  
Jonathan Perkins  
Judge of the Upper Tribunal

A handwritten signature in black ink, appearing to read 'Jonathan Perkins', written over a horizontal line.

Dated 30 July 2013