



**Upper Tribunal  
(Immigration and Asylum Chamber)**

Appeal Number: DA/01500/2013

**THE IMMIGRATION ACTS**

**Heard at Field House  
On 9 June 2015**

**Decision and  
Promulgated  
On 19 June 2015**

**Reasons**

**Before**

**UPPER TRIBUNAL JUDGE JORDAN**

**Between**

**The Secretary Of State For The Home Department**

Appellant

**and**

**Mulele Faradji**

Respondent

**Representation:**

For the Secretary of State: Mr T. Melvin, Home Office Presenting Officer

For the respondent: Mr R. Bartram, Migrant Law Partnership

**DIRECTIONS**

At the hearing of the Case Management Review following the decision of the Upper Tribunal in *BM and others* (returnees-criminal and non-criminal) DRC CG [2015] 00293 (IAC)

**IT IS DIRECTED**

- (1) Mr Faradji ('the appellant') is to file and serve a comprehensive bundle of documents by 23 June 2015 to include witness statements dealing with the outstanding issues, namely,

- (i) the *sur place* claim;
  - (ii) the Article 8 claim.
- (2) The witness statements are to stand as the evidence in chief of the makers.
  - (3) The respondent is to file and serve submissions setting out the legal regime the First-tier Tribunal Judge is to apply in dealing with the Article 8 claim and the respondent's submissions in response to the appellant's Article 8 claim.
  - (4) Pursuant to paragraph 7.2 of the practice statements of 25 September 2012, the appeal is remitted to the First-tier Tribunal for re-making the decision on the outstanding issues.\_

ANDREW JORDAN  
JUDGE OF THE UPPER TRIBUNAL  
11 June 2015