



Upper Tribunal
(Immigration and Asylum Chamber)

Appeal Number: EA/10324/2016

THE IMMIGRATION ACTS

Heard at Field House
On 3 September 2018

Decision & Reasons Promulgated
On 6 September 2018

Before

UPPER TRIBUNAL JUDGE RINTOUL
UPPER TRIBUNAL JUDGE JACKSON

Between

IRFAN AHMED
(ANONYMITY ORDER NOT MADE)

Appellant

and

THE SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

Representation:

For the Appellant: Ms Saifolahi, instructed by ATM Law Solicitors
For the Respondent: Mr I Jarvis, Senior Home Office Presenting Officer

DECISION MADE PURSUANT TO RULES 34, 39 & 40 (3) OF THE
TRIBUNAL PROCEDURE (UPPER TRIBUNAL) RULES 2008

1. When the appeal came before us, the parties were agreed that the decision of the First-tier Tribunal involved the making of an error of law as averred in the grounds. It was accepted also that on the basis of the evidence before the First-tier Tribunal

and on the basis of the concessions made that the appeal should be allowed as it had been shown that the appellant had acquired the right of permanent residence.

3. Rule 40 (1) of the Tribunal Procedure (Upper Tribunal) Rules 2008 provides that the Upper Tribunal may give a decision orally at a hearing. Rule 40 (3) provides that the Upper Tribunal must provide written reasons for its decision with a decision notice unless the parties have consented to the Upper Tribunal not giving written reasons. We are satisfied that the parties have given such consent as both representatives agreed to the appeal being disposed of under Rule 40(3)

Notice of Decision

1. The decision of the First-tier Tribunal involved the making of an error of law and is set aside.
2. We remake the decision allowing the appeal under the Immigration (European Economic Area) Regulations 2016.

Signed

Date: 3 September 2018

A handwritten signature in black ink, appearing to read 'Jeremy Rintoul', written in a cursive style.

Upper Tribunal Judge Rintoul