



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

Appeal Number: IA/18752/2015

THE IMMIGRATION ACTS

**Determined without a hearing
On 25 January 2018**

**Decision & Reasons Promulgated
On 26 April 2018**

Before

UPPER TRIBUNAL JUDGE MACLEMAN

Between

Bisola Opoku ANIMASHUM

Appellant

and

THE SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

Appellant's Solicitors: R Spio & Co, Stratford

DETERMINATION

1. The appellant appeals against a decision by First-tier Tribunal Judge Pullig, promulgated on 22 February 2017, dismissing his appeal for want of jurisdiction. The UT indicated in its grant of permission dated 18 December 2017 that unless either party explained its opposition the following would apply. Nothing is on file from the parties within the time specified.
2. Judge Pullig applied the law as then understood, but in light of *Khan v SSHD* [2017] EWCA Civ 1755 that must now be considered an error of law. The decision of the FtT is **set aside**. The case is **remitted to the FtT** for fresh hearing.

3. No anonymity direction has been requested or made.

A handwritten signature in black ink that reads "Hugh Macleman". The signature is written in a cursive style with a large, stylized initial 'H'.

Upper Tribunal Judge Macleman

25 January 2018