



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

Appeal Number: PA/07249/2016

THE IMMIGRATION ACTS

**Heard at Eagle Building, Glasgow
On 5th January 2018**

**Determination Promulgated
On 10th January 2018**

Before

UPPER TRIBUNAL JUDGE COKER

Between

MOHAMMED MAHMOOD IBRAHIM

Appellant

And

SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

Representation:

For the Appellant: Ms J Todd of Latta & Co solicitors

For the Respondent: Ms R Petterson, Senior Home Office Presenting Officer

DECISION

1. The parties having consented, in accordance with the Tribunal Procedure (Upper Tribunal) Rules 2008 paragraph 40(3)(b), that there is an error of law in the decision of the First-tier Tribunal such that the decision is set aside to be remade and that no written reasons are required, I remit this appeal to the First-tier Tribunal for First-tier Tribunal Judge McDonald to conclude his determination by considering AA (Iraq) v SSHD [2017] EWCA Civ 944.
2. It is not anticipated that oral evidence will be required, the findings of fact made by First-tier Tribunal judge not being challenged. Leave is however given, if it be

needed, for the parties to file and serve further country background material, if so advised. Such material to be filed and served no later than 10 days before the reconvened hearing.

A handwritten signature in black ink, appearing to read "Jme Coker".

Date 5th January 2018

Upper Tribunal Judge Coker