



Upper Tribunal
(Immigration and Asylum Chamber)

Appeal Number: PA/13871/2018

THE IMMIGRATION ACTS

Heard at Cardiff Civil Justice Centre
On 12 September 2019

Decision & Reasons Promulgated
On 18 September 2019

Before

UPPER TRIBUNAL JUDGE GRUBB

Between

E H
(Anonymity Direction in force)

Appellant

and

THE SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

Representation:

For the Appellant: Ms L Gardner instructed by Migrant Legal Project, Cardiff

For the Respondent: Mr C Howells, Senior Home Office Presenting Officer

NOTICE OF DECISION

1. Both subparagraphs of rule 40(3) of the Tribunal Procedure (Upper Tribunal) Rules 2008 (SI 2008/2698 as amended) apply to this decision.
2. The decision of the First-tier Tribunal sent out on 14 March 2019 is erroneous in law. I set it aside.
3. The appeal is remitted to be determined by the First-tier Tribunal *de novo* at an oral hearing before a judge other than Judges Page, Davidge or Burnett.

Signed

A Grubb
Judge of the Upper Tribunal
12 September 2019