



Upper Tribunal
(Immigration and Asylum Chamber)

Appeal Number: PA/14066/2018

THE IMMIGRATION ACTS

Heard at Cardiff Civil Justice Centre
On 9 January 2020

Decision & Reasons Promulgated
On 15 January 2020

Before

UPPER TRIBUNAL JUDGE GRUBB

Between

U O
(Anonymity Direction in force)

Appellant

and

THE SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

Representation:

For the Appellant: Mr S Galliver-Andrew 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 (Judge Lever) sent out on 14 August 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 Judge Lever.

Signed

A Grubb
Judge of the Upper Tribunal
9 January 2020