



Upper Tribunal  
(Immigration and Asylum Chamber)

Appeal Number: HU/00985/2018

**THE IMMIGRATION ACTS**

No hearing  
On 18 July 2018

Decision and Reasons Promulgated  
On 25 July 2018

Before

MR C M G OCKELTON, VICE PRESIDENT

Between

CETIN KAR  
(anonymity direction not made)

Appellant

and

THE SECRETARY OF STATE FOR THE HOME DEPARTMENT

Respondent

**DECISION AND REMITTAL**

1. On 21 June 2018, I wrote to the parties as follows:

“Permission to appeal to this Tribunal has been granted in the following terms:

“I could find no arguable error of law but there appears to have been a procedural error in that the appellant’s email dated 18 February 2018 showing his English language test results and an email enclosing a copy of his English test certificate received by the Tribunal on 6 March 2018 were not put before the Judge whose decision was not promulgated until after the documents were received.”

There has been no response under rule 24. I propose without more ado to set aside the decision of the First-tier Tribunal for error of law, and remit the appeal for re-

determination by the First-tier Tribunal. Any submissions to the contrary will be considered if received within **14 days** of the date of this letter.”

2. There has been no response adverse or otherwise.
3. For the reasons given above I now set aside the decision of the First-tier Tribunal for error of law. I remit the appeal to the First-tier Tribunal for the re-determination by a different judge.

C. M. G. OCKELTON  
VICE PRESIDENT OF THE UPPER TRIBUNAL  
IMMIGRATION AND ASYLUM CHAMBER  
Date: 18 July 2018.