



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

Appeal Number: EA/02918/2017

**THE IMMIGRATION ACTS**

**Heard at Bradford  
On 14 September 2018**

**Decision & Reasons Promulgated  
On 31 December 2018**

**Before**

**UPPER TRIBUNAL JUDGE LANE**

**Between**

**SAMI NASR  
(ANONYMITY DIRECTION NOT MADE)**

Appellant

**and**

**THE SECRETARY OF STATE FOR THE HOME DEPARTMENT**

Respondent

**Representation:**

For the Appellant: Mr Vaughan, The Taylor Partnership

For the Respondent: Mrs Pettersen, a Senior Home Office Presenting Officer

**DECISION AND REASONS**

1. The appellant, Sami Nasr, is a male citizen of Morocco. By a decision promulgated 24 July 2018, I found that the First-tier Tribunal had erred in law such that its decision fell to be set aside.

2. I heard brief oral evidence at the resumed hearing at Bradford on 14 September 2018. For the Secretary of State, Mrs Pettersen acknowledged that there was evidence before the Tribunal which indicated that the requirements of Regulation 9 of the Immigration (European Economic Area) Regulations 2016 were satisfied. In this context, I refer to my error of law decision at [3]. In the circumstances, I re-make the decision allowing the appellant's appeal.

**Notice of Decision**

3. The appellant's appeal against the decision of the Secretary of State dated 3 March 2017 is allowed.
4. No anonymity direction is made.

Signed

Date 10 October 2018

Upper Tribunal Judge Lane