



D COURT OF THE CAYMAN ISLANDS
ER OF S.26(1) OF THE CONSTITUTION
MATTER OF O.77A GCR

Cause No. of 2022

DANIEL MEEKS

Petitioner

-and-

**(1) THE ATTORNEY GENERAL
 OF THE CAYMAN ISLANDS**

First Respondent

(2) CAYMAN ISLANDS CUSTOMS & BORDER CONTROL

Second Respondent

 PETITION

TO: THE GRAND COURT OF THE CAYMAN ISLANDS

This Humble Petition of Daniel Meeks, c/o KSG Attorneys-at-Law, 4th Floor Harbour Centre, 42 North Church Street, Grand Cayman, Cayman Islands, shows that:

1. The Petitioner is Daniel Meeks.
2. The First Respondent is the Attorney General of the Cayman Islands.
3. The Second Respondent is the Cayman Islands Customs & Border Control Service (pursuant to O.77A, r.4(2)).
4. The Petitioner brings these proceedings pursuant to section 26(1) of The Cayman Islands Constitution Order 2009, Part 1, Bill of Rights, Freedoms and Responsibilities ("**the BOR**") on the basis that the government has breached or threatened his rights and freedoms under the Bill of Rights.
5. On the 22nd April 2022, the Second Respondent issued a Removal Order to the Petitioner pursuant to section 101(a) of the Customs and Border Control Act 2021 ("**the CBC Act**"). This Removal Order required the Petitioner to depart the Cayman Islands no later than the 6th May 2022. The grounds for the Removal Order were stated to be pursuant to section 101(3) of the CBC Act, namely that the Petitioner had overstayed his time or has otherwise been illegally on the Islands since the 30th March

This Petition was presented by KSG Attorneys-at-Law, Attorneys for the Petitioner, whose address for service is 4th Floor Harbour Centre, 42 North Church Street, Grand Cayman, KY1-1107, P.O. Box 2255.

2022. The Removal Order also stated that the Petitioner was deemed to be a prohibited immigrant pursuant to section 109(h) of the CBC Act, having been convicted and sentenced to a term of imprisonment exceeding twelve months on the 30th April 2020.

6. The Petitioner asserts that, through the Removal Order, the Respondents threaten to breach his rights and the rights of his family protected by section 9 of the BOR (the right to family and private life). Furthermore, the decision to order the Petitioner’s removal was not a lawful exercise of discretion pursuant to section 19 of the BOR. In both instances, the Respondents have breached section 24 of the BOR.

7. Pursuant to section 27 of the BOR, the Petitioner may seek such “*relief or remedy or [...] order*” that the Court considers just and appropriate within the scope of its powers. The Petitioner seeks the following relief:

7.1. A quashing of the Second Respondent’s decision to order the Petitioner’s removal;

7.2. A declaration that the rights of the Petitioner and his family have been breached by the Second Respondent’s decision;

7.3. An injunction restraining the Respondents from removing the Petitioner from the jurisdiction;

7.4. Costs;

7.5. Further and other relief.

Dated this 5th day of May 2022.



KSG

Attorneys for the Petitioner

This Petition was presented by KSG Attorneys-at-Law, Attorneys for the Petitioner, whose address for service is 4th Floor Harbour Centre, 42 North Church Street, Grand Cayman, KY1-1107, P.O. Box 2255.

AND To:

1. The Attorney General of the Cayman Islands
2. Cayman Islands Customs & Border Control