



COURT OF THE CAYMAN ISLANDS

CAUSE NO: OF 2023

OF SECTION 23 (2) OF THE IMMIGRATION (TRANSITION) ACT (2022 REVISION)

OF ORDER 55 OF THE GRAND COURT RULES

IN THE MATTER OF SECTION 23 OF THE BILL OF RIGHTS

AND IN THE MATTER OF AN APPLICATION FOR A RESIDENCY AND EMPLOYMENT RIGHTS CERTIFICATE PURSUANT TO SECTION 37 (1) IMMIGRATION (TRANSITION) ACT (2022 REVISION).

LINWOOD CONSTANTINE HENRY

Appellant

-v-

IMMIGRATION APPEALS TRIBUNAL

1st Respondent

NOTICE OF
ORIGINATING MOTION


TAKE NOTICE that the Grand Court at the Law Courts, George Town, Grand Cayman will be moved on the _____ day of _____ 2023 at _____ a.m./p.m. or as soon thereafter as counsel can be heard, by counsel on behalf of the Appellant for an order in the following terms:

- i. The decision of the 1st Respondent dated 17 March 2023 was unreasonable and not in accordance with the Law. Therefore the matter should be remitted to the 1st Respondent to be reconsidered and decided according to the Law; and / or
- ii. The decisions of the 1st Respondent dated 17 March 2023 to award the Appellant 110 points is wrong in Law / not in accordance with the Immigration Regulations (2019 Revision) and that the matter should be remitted to the 1st Respondent with a direction that they consider the application of 17 March 2023 de novo.

- iii. The decision of the 1st Respondent dated 17 March 2023 amounts to a breach of the Appellant's Section 9 rights as protected by the Bill of Rights.

And for an order that the costs, of and incidental, to this Application be paid by the Respondents.

DATED: 14 April 2023



Linwood Constantine Henry

TO: The Clerk of the Court

And To: The Chairman
Immigration Appeals Tribunal
Government Administration Building
Elgin Ave,
George Town
Grand Cayman

And to: Attorney General of the Cayman Islands.