



IN THE GRAND COURT OF THE CAYMAN ISLANDS
CIVIL DIVISION

CAUSE NO: OF 2025

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

AND

IN THE MATTER OF ORDER 55 OF THE GRAND COURT RULES IN THE MATTER OF SECTION 23 OF
THE CAYMAN ISLANDS CONSTITUTION ORDER 2009

AND IN THE MATTER OF AN APPLICATION FOR A RESIDENCY AND EMPLOYMENT RIGHTS
CERTIFICATE PURSUANT TO SECTION 37 (1) IMMIGRATION (TRANSITION) ACT (2021 REVISION).

BETWEEN IONA CAMERON APPELLANT

AND IMMIGRATION APPEALS TRIBUNAL 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 2025 at or as soon thereafter as counsel can be heard, by counsel on behalf of Iona Cameron (the "**Appellant**") for an order in the following terms:

1. The decision of the Respondent dated 21 July 2025, to refuse to grant Permanent Residency (the "**Decision**") was erroneous in law, unreasonable and/or a breach of natural justice.
2. The decision of the Respondent dated 21 July 2025 is quashed and is to be remade.
3. The Decision should be remitted to the Respondent to be reconsidered at a rehearing of the Appellant's application for permanent residency by way of a hearing de novo.

THIS ORIGINATING SUMMONS was issued by Iona Cameron whose address for service is P.O. Box 265, KY1-9001, Bodden Town, Grand Cayman, Cayman Islands. Telephone No. 345 928-6819. Email. dwaneforbes@hotmail.com .

4. The matter be remitted to the Respondent for the reconsideration of the Appellant's points and for an order that the costs, of and incidental, to this Application be paid by the First Respondent.

AND FURTHER TAKE NOTICE that the grounds of this application are:

1. The Appellant has been legally and ordinarily resident in the Cayman Islands since 1992. She submitted her application for Permanent Residency/Residency and Employment Rights Certificate ("PR") on 14 April 2021 pursuant to Section 37 of the Immigration (Transition) Act (2022 Revision) ("Act") and Schedule 2 of the 2019 Regulations.
2. The Director refused the PR Application by letter dated 10 August 2023 on the basis that the Plaintiff had been awarded 78.50 points pursuant to the 2019 Regulations when 110 points are required for the grant of PR.
3. The Appellant appealed the Decision by way of a Notice of Appeal filed on 7 September 2023 alleging that it was, prima facie, erroneous in law, unreasonable and at variance with the 2019 Regulations.
4. The Appellant was then provided with the Director's Permanent Residence Points Assessment assessed by CSPR Sub-Committee dated 21 July 2025 ("Points Assessment") and the Director's Score Sheet – Administrator: AVL ("Score Sheet").
5. The Appellant was awarded the following points:
 - 5.1. Factor 1. (A) Occupation: 15.00pts (B) Priority Occupation: Opts
 - 5.2. Factor 2. (A) Years of Experience: 10.00pts (B) Education: 7.00pts
 - 5.3. Factor 3. (i) Property Investments: 0.00pts (ii) Local Company Investment: 0.00pts
 - 5.4. Factor 4. Financial stability (A) Cash and Savings: 15.00pts (B) Salary and Income: 0.00pts
 - 5.5. Factor 5. Community Involvement: 0.00pts
 - 5.6. Factor 6. H&C Test: 5.50pts
 - 5.7. Factor 7. Caymanian Connection: 20pts
 - 5.8. Factor 8. Cultural Diversity (Nationality): Opts

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6. The Appellant was awarded 0 points under 'Factor 3 (i) Property Investments when we submit that she should have been awarded the maximum number of points under this Factor.
7. At the time of making her PR application, the Appellant was the owner of properties known as:
 - 7.1. Registration Section Cayman Brac West Block 94D Block 127 (Property 1); and
 - 7.2. Registration Section East End 72B Block 28 (Property 2)(together the "Properties")
8. The Appellant admits that at the time of submission of the PR application the value of the Properties did not meet the CI\$50,000.00 threshold, because Property 2 was not yet fully paid for and transferred to her. However, prior to the decision of the Director the Appellant had completed the purchase of Property 2 and she had therefore then exceeded the CI\$50,000 investment threshold.
9. At the time of submission of the PR application, the Director was advised that the Appellant was making payments on Property 2.
10. The Appellant completed payments on Property 2 prior to the Director's decision and the Director was notified and provided with this information. In the circumstances the Appellant should have been given the allotted points for her investment in property under Factor 3.
11. The Respondent was provided with evidence of the investment in the Properties and that the Appellant had met the CI\$50,000 threshold that is required to show as an investment in the Islands and should have been awarded the maximum points under this heading.
12. For the above stated reasons, we submit that the Respondent and the Director's decisions relating to an award of 0 (and not 30 points) to the Appellant based on Factor 3 are wrong in law, unreasonable and a breach of procedural fairness.
13. Accordingly The Decision should be remitted to the Respondent to be reconsidered at a rehearing of the Appellant's application for permanent residency by way of a hearing de novo.

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Conclusion

Further to the above, it is averred that the Respondent acted erroneously, unlawfully and in breach of natural justice. Accordingly, the decision of the Respondent should be set aside so that the Appellant's application can be reheard in accordance with the Act.

DATED the 15 day of August 2025


IONA CAMERON (Appellant)

TO: The Clerk of the Court

AND TO: The Chairman
Immigration Appeals Tribunal

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