



**ORDER OF AN APPEAL TO THE IMMIGRATION APPEALS TRIBUNAL OF THE CAYMAN ISLANDS
MATTER OF AN APPEAL BY KERON MCFARLANE
ON SECTION 23(2) OF THE IMMIGRATION (TRANSITION) ACT ("the law")**

KERON MARIE MCFARLANE

APPELLANT

And

- 1) IMMIGRATION APPEALS TRIBUNAL
- 2) ATTORNEY GENERAL OF THE CAYMAN ISLANDS

RESPONDENT

NOTICE OF APPEAL

TAKE NOTICE that the GRAND COURT will be moved so soon as arguments can be heard on behalf of the above-named appellant on appeal from the decision herein of the Immigration Appeals Tribunal given by letter on the 14th August 2024.

Whereby it was decided

- (i) The appellants application de novo for Permanent Residency based on eight years residency be refused based on the appellant being assessed a total of 105.5 points under the Points System (Permanent Residence Assessment) contained in Schedule 2 of the Immigration Regulations (2019) Revision.

For:

- (i) A declaration that the decision to rely solely on the points system is at variance with the Points system is Incompatible with S.9 of the Bill of Rights
- (ii) A declaration that the provision of the points system awarding different nationalities with differing amounts of points, and in particular zero points to the appellant is discriminatory and at variance with S.16 of the Bill of Rights.
- (iii) A Declaration that the dismissal of the Appeal under these circumstances unconstitutional pursuant to S. 19 of the Constitution which states that All decisions of Public officials must be lawful, rational, proportionate and procedurally fair.
- (iv) Any such Order as this Honourable Court deems appropriate.


Dated 11 September 2024

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This Notice of Appeal is filed on behalf of the Appellant by John G. Meghoo Attorney, whose address for service is 265 Smith Road, Grand Cayman, Cayman Islands and who is contactable by email to john@meghoolaw.com