



Administrative Appeals Tribunal

ADMINISTRATIVE APPEALS TRIBUNAL

GENERAL DIVISION

)
) No: 2023/6094
)

Re: John Elliot Clapham
Applicant

And: Minister for Immigration, Citizenship and Multicultural Affairs
Respondent

TRIBUNAL: Senior Member J Rau SC

DATE: 23 October 2023

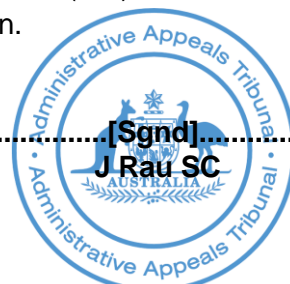
PLACE: Adelaide

In accordance with subsection 42C(1) of the *Administrative Appeals Tribunal Act 1975*:

1. the parties have reached an agreement as to the terms of a decision of the Tribunal that is acceptable to the parties; and
2. the terms of the agreement have been reduced to writing, signed by or on behalf of the parties and lodged with the Tribunal; and
3. the Tribunal is satisfied that a decision in those terms is within the powers of the Tribunal and is appropriate to make.

Pursuant to subsection 42C(2) of the *Administrative Appeals Tribunal Act 1975*, the reviewable decision of the Minister's delegate to refuse to grant a Partner (Temporary) (Class UK) visa on 15 August 2023, is set aside and the matter be remitted for reconsideration with a direction that:

1. The discretion in section 501(1) of the *Migration Act 1958* (Cth) to refuse to grant the Applicant a visa, not be exercised on this occasion.



(Senior Member)