



Project for the Registration of Children as British Citizens (PRCBC)
174 Hammersmith Road, London, W6 7JP
Web: <https://prcbc.org>

Practitioner's note on AR v SSHD, CO/2349/2021

On 12-13 October 2022, the High Court will consider AR's judicial review at a one and half day hearing.

The Claimant's grounds concern:

- (1) The circumstances in which a person born in the UK to an EU citizen exercising Treaty rights, during the period of the UK's membership of the EU, was born a British citizen under section 1(1) of the British Nationality Act 1981;
- (2) The meaning of 'settled' for the purposes of the British Nationality Act 1981, as defined by section 50(2)-(4) of that Act, in relation to a parent exercising EU Treaty rights in the UK;
- (3) Whether that meaning as defined in that Act was and/or was capable of being amended by the Immigration (European Economic Area) Regulations 2000, SI 2000/2326 (specifically regulation 8); and
- (4) The correctness of the decisions of the Immigration Appeal Tribunal in *Gal* TH/25885/92 (10620) and of the Upper Tribunal (IAC) in *Capparrelli (EEA Nationals – British Nationality)* [2017] UKUT 00162.

The Claimant is represented by:

- Jessica Simor QC, Matrix Chambers, and
- Adrian Berry, senior counsel at Garden Court Chambers, and
- Admas Habstelasie at Landmark chambers.

Instructing solicitor:

Solange Valdez-Symonds, solicitor at Project for the Registration of Children as British Citizens (PRCBC) and consultant solicitor at Cardinal Hume Centre.

PRCBC is grateful to Steve Valdez-Symonds (volunteer legal researcher) for his contribution.

27 July 2022



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