

TRIBUNALS COURTS AND ENFORCEMENT ACT 2007**SOCIAL SECURITY ACT 1998****APPEAL ON A QUESTION OF LAW FROM A DECISION OF A FIRST TIER TRIBUNAL****RULING BY JUDGE OF THE UPPER TRIBUNAL****Claimant's Name:****Upper Tribunal File:** CSE/412/2014**First-tier Tribunal:** 16 December 2013 at Greenock**Case Number:** SC917/13/01511

I hereby lift the stay on these proceedings as the Secretary of State has confirmed that he no longer intends to appeal against the decision of the Three Judge Panel in *IM v Secretary of State for Work and Pensions (ESA)* [2014] UKUT 412 (AAC).

I hereby direct that a copy of the above decision be added to the papers in this case and that the Secretary of State should lodge a further submission in regard to the implications of that decision for this case within twenty eight days of this ruling. Thereafter the claimant's representative will have a further twenty eight days to respond to that submission from the Secretary of State.

(Signed)
A J GAMBLE
Judge of the Upper Tribunal
Date: 8 December 2014