

**TITLE OF DECISION: *KO (Skilled Migrant) [2016] NZIPT 202816***

**INDEX TERMS:**

Skilled Migrant category / India / Bottle-O / liquor store manager / INZ declined the application as position not considered skilled / A1.5 / SM7.10 / SM7.10.1 / assessment flawed / failure to objectively and substantively assess evidence provided / conclusion regarding involvement in determining product mix, contradictory / failure to consider evidence supporting appellant's role in formulating purchasing, marketing and pricing policies / incorrect to rely on employer's strategic role in business as reason for finding appellant not responsible for budgeting / failure to consider recent franchise nature of business's operation / the INZ decision is cancelled and referred back to INZ for correct assessment / section 188(1)(e)

**COUNTRY:**

India

**DATE OF DECISION:**

23 March 2016

**DECISION MAKER:**

Dingle, B

**JUDICIAL BODY:**

Immigration And Protection Tribunal

**STATUTE:**

Immigration Act 2009

**DATE RESIDENCE APPLICATION MADE:**

9 June 2014

**OUTCOME:**

(e) Decision Cancelled, Referred back (incorrect)