

TITLE OF DECISION: YZ (*Skilled Migrant*) [2018] NZIPT 204815

INDEX TERMS:

Skilled Migrant category / India / store manager / INZ declined the application as employment not considered sustainable / also, position not considered skilled / SM7.10 / SM7.10.1 / SM7.15 / assessment flawed / sustainability / employing company's GST statements indicated insufficient profit to sustain three employees / INZ concerns unsigned financial statements recording zero profit not credible, speculative / requirement accounts be prepared by chartered accountant, unfair / SM7.15.b does not require employing company be profitable in order to be financially sustainable / business may record zero profit but earn sufficient revenue to meet expenses and liabilities / further areas of inquiry for INZ / insufficient assessment of ANZSCO retail manager substantial match / INZ failed to properly consider all evidence submitted / sufficient managerial authority / the INZ decision is cancelled and referred back to INZ for correct assessment / section 188 (1)(e)

COUNTRY:

India

DATE OF DECISION:

30 August 2018

DECISION MAKER:

Fuiava, P

JUDICIAL BODY:

Immigration And Protection Tribunal

STATUTE:

Immigration Act 2009

OUTCOME:

(e) Decision Cancelled, Referred back (incorrect)