TITLE OF DECISION: ***IJ (Partnership)*** **[2021] NZIPT 205898**

INDEX TERMS:

Family (Partnership) category / Tonga / INZ declined the application as couple not considered credible / F2.5 / F2.30 / *OX (Partnership)* [2016] NZIPT 203320 / assessment flawed / INZ failed to assess inconsistent evidence in light of all relevant considerations / failed to exercise common sense / placed weight on irrelevant factors / prejudicially affected outcome of application / interview inconsistences arose from confusion and lack of interpreter / evidence as to biological parentage of eldest son did not undermine overall credibility / the INZ decision is cancelled and referred back to INZ for correct assessment / section 188(1)(e)

COUNTRY:

Tonga

DATE OF DECISION:

29 March 2021

DECISION MAKER:

Moor, L

JUDICIAL BODY:

Immigration And Protection Tribunal

STATUTE:

Immigration Act 2009

DATE RESIDENCE APPLICATION MADE:

18 November 2019

OUTCOME:

(e) Decision Cancelled, Referred back (incorrect)