

Application Number: 036/CERT/049/2019

IN THE MATTER of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER of an application by **Nukun Kirk** for a Managers Certificate pursuant to section 219 of the Act.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE

The managers' certificate application (036/CERT/049/2019) had no objections filed and no matters of opposition raised under section 220 reports, therefore the matter was considered by the Whanganui District Licensing Commissioner in accordance with sections 221, 222 and 223 of the Act.

Commissioner: Stuart Hylton

RESERVED DECISION OF THE WHANGANUI DISTRICT LICENSING COMMITTEE

1. Application

Nukun Kirk made the application on the prescribed form received on 2 September 2019. The applicant intends using the certificate at Exotic Thai Restaurant (On Licence), where the applicant works and owns the business. The applicant previously had a certificate but let it lapse.

The application included evidence of obtaining the necessary License Controller Qualification and a letter from their employer attesting to their experience and skills. The applicant has not incurred any convictions.

2. Decision Making

In considering this application for a manager's certificate the licensing committee had regard to the following criteria under section 222 of the Act.

- *a) the applicant's suitability to be a manager:*
- *(b) any convictions recorded against the applicant:*
- *(c) any experience, in particular recent experience, that the applicant has had in controlling any premises for which a licence was in force:*

- *(d)any relevant training, in particular recent training, that the applicant has undertaken and evidence that the applicant holds the prescribed qualification required under [section 218](#):*
- *(e)any matters dealt with in any report made under [section 220](#).*

3 Reporting Agencies

The following reports were received under section 220 of the Act and taken into account during the decision.

3.1 Police – No opposition within report received 8th October 2019.

3.2 Licensing Inspector – Full report assessing **Nukun Kirk**'s credentials against the Acts criteria. The inspector has interviewed the applicant and concludes that the application is complete and appears to meet the criteria of section 222 of the Act.

4 Conclusion

Based on the evidence provided to me within the application and statutory reports I conclude that **Nukun Kirk** meets the criteria to hold a Managers Certificate under the Act.

5 Decision

Accordingly the application is **Approved** for issue for a period of one year.

Dated at Whanganui District this day of 8 October 2019.

Signed



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Stuart Hylton

Whanganui District Licensing Commissioner

