

Application Number:

036/CERT/027/2023

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Paige Dykstra** for a
Managers Certificate pursuant to section
219 of the Act.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE

The managers' certificate application (036/CERT/027/2023) 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

Paige Dykstra made the application on the prescribed form dated 12 April 2023. The applicant intends using the certificate at Citadel (Restaurant Style On-licence), where the applicant has experience working for over ten months. The applicant has experience working in other licensed premises additional to the Citadel.

The application included evidence of obtaining the necessary License Controller Qualification. The applicant's employer gave evidence of the applicant's experience, skills, and suitability.

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 dated 27 April 2023. The applicant has a drink driving conviction dated September 2019. The Police are surprisingly silent on this matter.

However the Inspector has interviewed the applicant and taking the *Osborne* case law into account believes a sufficient amount of time has elapsed from the date of the offence for the applicant to be positively considered for this certificate.

3.2 Licensing Inspector – Full report assessing **Paige Dykstra'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 **Paige Dykstra** 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 30 day of April 2023.

Signed



Stuart Hylton
Whanganui District Licensing Commissioner

