

**Application Number:**

**036/CERT/066/2021**

**IN THE MATTER**

of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

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

**BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE**

The managers' certificate application (036/CERT/066/2021) 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**

**Vu Duong** made the application on the prescribed form dated 27 September 2021. The applicant intends using the certificate at the 'Vietnam Kitchen', a new Restaurant Style On-licence. The applicant has vast experience in the industry. The application included evidence of obtaining the necessary License Controller Qualification and has no declared convictions. The applicant's employer gave evidence of the applicants experience, skills and suitability to hold a licence. The applicant previously held a licence but let it lapse.

**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 4 November 2021.

**3.2 Licensing Inspector** – Full report assessing **Vu Duong'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 **Vu Duong** 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 4 November 2021.**

**Signed**



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**Stuart Hylton**  
**Whanganui District Licensing Commissioner**

