

Application 19/003/2019

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

AND

IN THE MATTER of an application by
James Laurence Warbrooke
for a manager's certificate
pursuant to section 219 of the Act

WAITOMO DISTRICT LICENSING COMMITTEE

Chairperson: Mrs S Grayson
Members: Mr R Murphy, Mr R Johnson

HEARING at the Otorohanga District Council Chamber 31 October 2019

APPEARANCES

Mr L Norris - Licensing Inspector

DECISION OF THE WAITOMO DISTRICT LICENSING COMMITTEE

1. The application for a manager's certificate is declined

Reasons

1. This application by Mr Warbrooke for a manager's certificate was received on 17 January 2019. At the time of making the application Mr Warbrooke was working at the General Store, owned by Waitomo Caves Store Limited.
2. Police do not oppose the application. The application is opposed by the Licensing Inspector on the grounds that he was unable to contact Mr Warbrooke to make an appointment to assess his suitability to hold a manager's certificate. Therefore, the licensing committee considered that it was appropriate to decide the application at a public hearing (s 202(1)).
3. In considering an application for a manager's certificate the licensing committee must consider the following questions (s 222):
 - a) Is the applicant suitable to be a manager?
 - b) Have any convictions been recorded against the applicant?
 - c) Does the applicant have any recent experience in controlling any premises for which a licence was

in force?

d) Has the applicant undertaken appropriate training and completed relevant qualifications under section 218?

d) Have the Inspector and Police raised any relevant matters in their reports?

4. Mr Norris gave evidence that The General Store has been sold to a new operator and Mr Warbrooke no longer works there. Mr Norris has not been able to contact Mr Warbrooke and has been advised that he may not be living in New Zealand.
5. Mr Warbrooke did not attend the hearing scheduled for today and did not present any written submissions or evidence to support his application.
6. The licensing committee is not satisfied that Mr Warbrooke has presented sufficient evidence to prove that he meets the criteria in section 222 or that he is working in the industry. Therefore, the application is declined.

Dated this 31st day of October 2019



Sara Grayson
Commissioner
Otorohanga District Licensing Committee