

**DECISION NUMBER**

**4159/2020**

**IN THE MATTER**

of the Sale and Supply of Alcohol  
Act 2012

**AND**

**IN THE MATTER**

of an application by **Mrinal  
Sharma** for a Manager's Certificate  
pursuant to section 219 of the Act.

**BEFORE THE NAPIER DISTRICT LICENSING COMMITTEE**

The manager's certificate application (MC4159) had no objections filed and no matters of opposition raised under section 220 reports, therefore the matter was considered by the Napier District Licensing Commissioner in accordance with sections 221, 222 and 223 of the Act.

**Commissioner: Stuart Hylton**

**RESERVED DECISION OF THE NAPIER DISTRICT LICENSING COMMITTEE**

**1. Application**

**Mrinal Sharma** made the application on the prescribed form received on 28 September 2020. The applicant intends to use the certificate at 'Pak'n Save Napier' (Supermarket Style Off-licence).

The applicant has twenty months experience at this premises.

The application included the applicant's qualifications and evidence attesting to the applicant's suitability to hold a certificate. In a manager's certificate interview with the inspector he displayed suitable knowledge and understanding of the Act and host responsibility.

The applicant has attained the relevant License Controller Qualification and 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 noted within report received 2 October 2020.

**3.2 Licensing Inspector** – Full report assessing **Mrinal Sharma's** credentials against the Acts criteria. The inspector has interviewed the applicant and is satisfied that the applicant has the necessary knowledge to hold the certificate. The Inspector notes the applicants limited work experience apart from supermarkets and therefore has secured the applicants undertaking not to use the certificate outside this type of licensed premises.

The inspector concludes that the grant of the certificate is supported.

**4 Conclusion**

Based on the evidence provided to me within the application and statutory reports I conclude that **Mrinal Sharma** meets the criteria to be granted a Managers Certificate in accordance with the Act.

**5 Decision**

Accordingly the application for manager's certificate is **Approved** for issue for a period of one year subject to the written undertaking which will be annotated to the certificate.

**Dated at Napier this day the 2 December 2020.**

**Signed**



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**Stuart Hylton**  
**Napier District Licensing Commissioner**