

**Decision Number:** 4408/2022

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

**AND**

**IN THE MATTER** of an application by **Malcolm McLennan** for a Manager's Certificate pursuant to section 219 of the Act.

**BEFORE THE NAPIER DISTRICT LICENSING COMMITTEE**

The manager's certificate application (MC4408) 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**

**Malcolm McLennan** made the application on the prescribed form received on the 3 March 2022. The applicant intends using the certificate with the 'Indigo Restaurant' (Restaurant Style On-licence). The applicant has over twenty four months' experience in the industry.

The application included evidence of obtaining the necessary License Controller Qualification and attesting to their experience and skills. The applicant declared they have no 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 dated 23 March 2022.

**3.2 Licensing Inspector** – Full report assessing **Malcolm McLennan's** credentials against the Acts criteria.

The inspector concludes that the application is complete, in all aspects appears to meet the criteria of section 222 of the Act to hold a managers certificate.

**4 Conclusion**

Based on the evidence provided to me within the application and statutory reports I conclude that **Malcolm McLennan** 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 Napier City this day of 30 May 2022.**

**Signed**



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**Stuart Hylton**

**Napier District Licensing Commissioner**