

Decision number: 49C/2020/NZDLCWN/1092

IN THE MATTER

of the Sale and Supply of
Alcohol Act 2012 (the Act)

AND

IN THE MATTER

of an application by **Saharsh
Negi** pursuant to section 224 of
the Act for the renewal of a
manager's certificate
(SR 444352).

DECISION OF THE WELLINGTON DISTRICT LICENSING COMMITTEE

1. The application by **Saharsh Negi** for the renewal of his manager's certificate is granted.
2. The renewed manager's certificate will expire three years from the date of the expiry of his current certificate.
3. The applicant has given an undertaking agreeing that he will only use his manager's certificate when he has a current visa that allows him to work in New Zealand, and to comply with any conditions that apply to his visa – for example, any restriction on where he can work. A note to this effect shall be made on the certificate recording that "UNDERTAKING GIVEN refer to the decision of the Wellington District Licensing Committee of 25 August 2020."

REASONS FOR THE DECISION

4. In deciding whether to renew the manager's certificate, the District Licensing Committee must have regard to the matters set out in section 227 of the Act. Those matters include:
 - a. the applicant's suitability to be a manager;
 - b. any convictions recorded against the applicant since the certificate was issued or last renewed;
 - c. the manner in which the manager has managed the sale and supply of alcohol pursuant to the licence with the aim of contributing to the reduction of alcohol-related harm;
 - d. any matters dealt with in any report from the Police and Licensing Inspector.
 5. The applicant holds the prescribed Licence Controller Qualification, and is currently working at Rydges Wellington Airport.
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6. The Police and the Licensing Inspector do not oppose the renewal of the manager's certificate.
7. In absence of any objections, I will deal with the matter on the papers.
8. The applicant is suitable to hold a certificate and has appropriate experience managing licensed premises. Neither the Police nor the Inspector has raised any concerns either with the suitability of the applicant or with the way he has managed licensed premises since his current certificate was issued or renewed. The Inspector's report records that the applicant does not have any criminal convictions.
9. The applicant has given an undertaking agreeing that he will only use his manager's certificate when he has a current visa that allows him to work in New Zealand, and to comply with any conditions that apply to his visa – for example, any restriction on where he can work. This undertaking was given by the applicant on 14 July 2020. I have renewed his certificate in reliance on this undertaking.

CONCLUSION

10. Having regard to the relevant provisions of the Sale and Supply of Alcohol Act 2012, I am satisfied that the manager's certificate should be renewed.
11. This certificate is granted in reliance on the undertaking provided by the applicant dated 14 July 2020.

DATED at Wellington 25 August 2020



Bill Acton
Chairperson/Commissioner
Wellington District Licensing Committee
