

**IN THE MATTER**

of the Sale of Liquor Act 1989

**AND**

**IN THE MATTER**

of an application by **REN DONG SITU** pursuant to s.118 of the Act for a General Manager's Certificate

**BEFORE THE LIQUOR LICENSING AUTHORITY**

Quorum: Mr R J S Munro  
Mr J W Thompson

**HEARING** at AUCKLAND on 15 June 1999

**APPEARANCES**

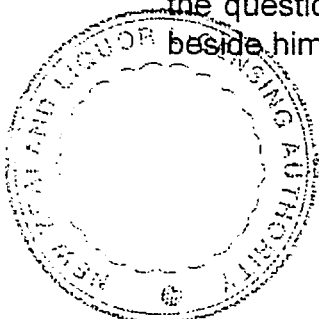
Mr D G Scott – agent for applicant  
Mr G S Whittle – Auckland District Licensing Agency Inspector – in opposition  
Sergeant M J Lopdell – NZ Police – to assist

**DECISION**

This is an application by Ren Dong Situ for a General Manager's Certificate. The application was opposed by an Auckland District Licensing Agency Inspector on the ground that the applicant had failed to display an adequate knowledge of the Sale of Liquor Act during an interview conducted by the Inspector. The matter was set down for a public hearing.

At the hearing Mr Situ told us that he had attended a seminar on the Sale of Liquor Act and, as a result, he received a certificate of competence. He has been employed to manage a restaurant known as the Imperial Szechuan Restaurant since 18 December 1998. He is responsible for maintaining the quality of restaurant service and his duties include staff employment and training, purchasing of stock and its control and the serving of food and beverages. He estimated that 90% of the restaurant's patrons were Chinese; but he had also attended a course in English so that he would be better able to perform his duties as manager.

When Mr Situ was questioned by Mr Whittle, an Auckland District Licensing Agency Inspector, and the members of the Authority he had difficulty understanding some of the questions put to him and giving adequate answers, even with a copy of the Act beside him.



By agreement the hearing was then adjourned to enable Mr Situ to be interviewed by an Inspector with an interpreter present. We have now received a report dated 12 October 1999 which no longer opposes the application. Mr W J Perring, an Auckland District Licensing Agency Inspector, reported:

*"I asked him initially to respond as best he could in English. ....*

*On the basis of the response in broken English I formed a view that he had a reasonable grasp of what he was trying to communicate. I then had the interpreter put each question to him and translate his reply verbatim.*

*On the translation of my questions, I was satisfied that he had a very good understanding of what his statutory responsibilities were.*

*This applicant is employed in a Chinese restaurant where I have been told that 90% of the patrons are Chinese. Of the regulars who come to the restaurant, about half European. I was told that there have not been any problems experienced on the premises. In my experience the applicant is not going to seek to operate as a manager on other than the premises where he feels comfortable."*

Mr Perring concluded that he was satisfied that the applicant has a good knowledge of his duties, responsibilities and obligations as a manager and recommends that the application be granted.

The application is granted.

**DATED** at WELLINGTON this *3rd* day of *November* 1999

  
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R Barber  
Deputy Secretary

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