

Decision No. PH 1352/2009

IN THE MATTER

of the Sale of Liquor Act 1989

AND

IN THE MATTER

of an application by
KRISTOPHER PETER VANSTON
pursuant to s.118 of the Act for a
General Manager's Certificate

BEFORE THE LIQUOR LICENSING AUTHORITY

Chairman: District Court Judge E W Unwin
Member: Dr J Horn

HEARING at QUEENSTOWN on 19 November 2009

APPEARANCES

No appearance by or on behalf of applicant
Mr L Webster – Queenstown-Lakes District Licensing Agency Inspector – in
opposition

ORAL DECISION OF THE AUTHORITY

[1] This is an application by Kristopher Peter Vanston for a General Manager's Certificate. The application was filed with the Queenstown-Lakes District Licensing Agency on 23 June 2009.

[2] Mr Vanston is 24 years of age and he had been working at licensed premises known as "Skybar", having started there in February 2009. He had been appointed as a temporary manager.

[3] The report from the District Licensing Agency Inspector advised that Mr Vanston had been interviewed on two occasions. The first of these was in July. He failed to impress the person who interviewed him as to his knowledge of the Act and host responsibility practices. He had a second interview scheduled some three weeks later, but asked that that be delayed because he had no opportunity to prepare or study before the interview.

[4] In the event the file note indicates that Mr Vanston came across as nonchalant. He did not appear to take the application process or the interview very seriously. In the interim period of time the Agency received advice that Mr Vanston was no longer employed as manager of the premises where he had been working since February.

[5] Accordingly the application was opposed. The Police were prepared not to oppose the application, provided Mr Vanston had at least six months' employment in the industry.

[6] The matter was set down for a hearing. The Inspector advised us that Mr Vanston had left New Zealand on 26 September 2009 and was no longer employed in the industry to the best of the Inspector's knowledge. Not unnaturally

the applicant failed to appear in support of his application. Furthermore, no explanation was received as to his non-appearance.

[7] It seems quite clear that Mr Vanston is unable to establish the criteria set out in s.121 of the Act. Accordingly the application is refused.

DATED at WELLINGTON this 4TH day of December 2009

B M Holmes
Deputy Secretary