

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

AND

IN THE MATTER of an application for the renewal of a
manager's certificate pursuant to s.
224 by Brett Herbert Martelleti.

**DECISION OF THE WESTLAND DISTRICT LICENSING COMMITTEE ON AN
UNCONTESTED APPLICATION**

AUTHORITY:

Pursuant to section 191(2) of the Sale and Supply of Alcohol Act 2012 and a Council resolution dated 28 November 2013, the functions, powers and duties of the Westland District Licensing Committee are delegated to the committee chairperson where no objection has been filed, and no matters of opposition have been raised by the Police, the Medical Officer of Health or an Inspector. There is no Local Alcohol Policy in place for the District.

Summary of Evidence

The complete file has been made available to me.

A report from the Inspector concludes that the applicant is suitable to continue to hold a manager's certificate.

The Police advise that there is no objection to the application.

Evaluation of Evidence

I have considered the application on the basis of the uncontested reports received. The matter is able to be dealt with on the papers.

The applicant is one of the managers at the Cook Saddle Saloon and Café at Fox Glacier.

The Inspector has made reference to the applicant having had two driving convictions recorded against him in relation to excess alcohol. The convictions date back to 1989 and 1993 and the inspector has the view that the age of the convictions is such that they are not relevant to this application. I agree with the Inspector's analysis and I would take the view that if the dates of the convictions say anything it is that the applicant has probably learnt the hard lesson. For a Manager there is a lot at stake if a conviction is recent or if another conviction should be entered. Managers are required to make wise choices concerning alcohol every time.

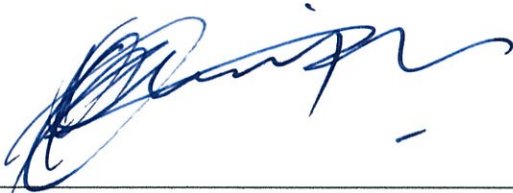
I am satisfied as to those matters provided for in s.227 of the Act, I am satisfied that the applicant is suitable, he does not have any relevant convictions recorded against him, he has experience within the industry, and he holds a recognised qualification.

Decision

The application is granted on the papers pursuant to s.202 (1) of the Act as Decision Number **128-2021** and I direct that renewed manager's certificate 56/CERT/102/2015 be issued to Brett Herbert Martelleti pursuant to s.64 of the Act.

The renewal is on the existing terms and conditions for a period of three years from the date of expiry.

Dated at Hokitika this 24 day of November 2021



Richard Simpson
Chairman, Westland District Licensing Committee

