

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

**AND**

**IN THE MATTER** of applications by  
**CALLUM JAMES DAWSON, EMMA  
LOUISE MARSH, BENJAMIN PONS** and  
**DANIEL KOCHER** pursuant to s.219 of the  
Act for a Manager's Certificate

**BEFORE THE QUEENSTOWN LAKES DISTRICT LICENSING COMMITTEE**

Chairman: Mr E W Unwin  
Members: Mr L A Cocks  
Mr J M Mann

**HEARING** at QUEENSTOWN on 20th July 2016

**APPEARANCES**

Ms S Swinney – Queenstown Lakes District Licensing Inspector – to assist  
Sergeant T D Haggart – N Z Police – in opposition

**DECISION OF THE COMMITTEE**

**Introduction**

[1] Before the Committee are seven applications for a Manager's Certificate. The applicants are: **Callum James Dawson, Emma Louise Marsh, Benjamin Pons** and **Daniel Kocher**.

[2] The applications were all filed with the Queenstown Lakes District Council in 2014. The earliest (Ms Marsh) was filed on the 16<sup>th</sup> April and the remaining three were filed during the month of October. At the time, each of the applications was found to be incomplete and was held over pending the completion of the application process, the obtaining of further information, or gaining an appropriate level of work experience.

**The Evidence Tendered by the Inspector**

[3] The evidence showed that attempts were made by Regulatory Support staff to contact each of the applicants on multiple occasions without success. Further inquiries utilising Police resources determined that the work visas for Ms Pons, Marsh and Kocher had expired during 2014/2015 and that all of the applicants had now left New Zealand, the last in September 2015.

**The Committee's Decision and Reasons**

[4] None of the applicants appeared at the hearing which is not surprising given the above circumstances. The criteria that we must consider are set out in section 222 of the Sale and Supply of Alcohol Act 2012 as follows:

- (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.***

Therefore, it follows that the applicants are unable to establish any of the criteria set out above and their applications are hereby refused.



J M Mann  
Commissioner  
Queenstown Lakes District Licensing Committee