

Decision No. QLDLC 0152/2022

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **DEVYANI SURESH
KAJARE** of **A-201, CHANCHAL
SMRUTI ANAND NAGER, VASAI
ROAD, INDIA** pursuant to s.224 of the
Act for the renewal of a Manager's
Certificate.

Chairman: Mr LA Cocks

Members: Mr JM Mann

Mr B Pay

HEARING at QUEENSTOWN 17th February 2022

APPEARANCES

Ms S H Swinney – Licensing Inspector – to assist

RESERVED DECISION OF THE DISTRICT LICENSING COMMITTEE

1. An application was filed by Devyani Suresh Kajare on the 23rd September 2020 for the renewal of a Manager's Certificate. It was considered in accordance with s.191(1) and s.227 of the Sale and Supply of Alcohol Act 2012.
2. The applicant obtained the LCQ qualification on 1st August 2018. She provided a reference with her application from her previous employer (Maria Kealy, Director of 'Postmasters') where she was employed from December 2019 to May 2020. Ms Kealy fully supported the application but advised that Ms Kajare was made redundant in May 2020 due to Covid 19 forcing a restructure of the 'Postmaster' business. Ms Kajare departed New Zealand on 10th March 2020 and is now residing in India. Her applications for re-entry to New Zealand have been declined by Immigration New Zealand and her visa expired on 27th August 2021.
3. The application was opposed by the Police due to the applicant no longer residing in New Zealand.

4. The Inspector highlighted that for renewal applications for Manager's Certificates, regard must be given to s.224(2)(a) of the Act which specifies where renewal applications must be lodged as follows:

'(2) Every application for the renewal of a manager's certificate must - (a) be filed with -

- (i) the licensing committee for the district in which the applicant is presently employed as a manager; or*
- (ii) if the applicant is no longer employed as a manager, the licensing committee for the district in which the applicant is residing; and'*

5. The applicant is not currently employed as a manager or residing in New Zealand and is unlikely to return to New Zealand in the near future, and therefore fails to satisfy the requirements for renewal of manager's certificate at s.224(2)(a) of the Act. Further, Ms Kajare did not appear to address her application at a formal hearing on 17th February 2022.

6. Accordingly, the Committee rules pursuant to s.228 of the Act, that this application for renewal of a Managers Certificate is refused and the certificate expires on the 23rd day of February 2022.

DATED at Queenstown this 16th March 2022.



LA Cocks
Commissioner
Queenstown Lakes District Licensing Committee

