

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

AND

IN THE MATTER of an application by
JEMMA STEVIE ANNE BERAN
for a Manager's Certificate
pursuant to s219 of the Act.

DECISION OF THE CHRISTCHURCH DISTRICT LICENSING COMMITTEE

PRESENT Mr R J Wilson JP Chairperson
Mr A J Lawn Member
Mr P Rogers Member

Ms J S A Beran, Applicant
Ms J Davison, Alcohol Licensing Inspector
Constable G Kyne, NZ Police
Mrs J Anderson, Hearings Adviser, CCC

HEARING at Christchurch on 4th May 2016

INTRODUCTION

- [1] This is an application by Jemma Stevie Anne Beran for a Manager's Certificate pursuant to s219 of the Act. The matter has come to a Public Hearing because the Alcohol Licensing Inspector has reported unfavourably with respect to Ms Beran's knowledge of the Act.
- [2] Ms Beran who is employed at Topkapi has sufficient experience and holds the Licence Controller Qualification. However when interviewed on 1st March 2016 by a member of the Alcohol Licensing Team Ms Beran failed to satisfy the interviewer as to her knowledge of the Act. A further interview was held on 17th March 2016 this time by a different member of the Alcohol Licensing Team. That interviewer also had concerns about Ms Beran's knowledge. Ms Beran's place of employment Topkapi trades as a tavern until late in the evening and its clientele would require any duty manager to have a sound knowledge of the Act. Because of her concerns the Inspector recommended the matter be determined by public hearing.

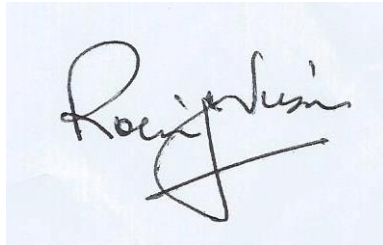
THE HEARING

- [3] Ms Beran explained to the Committee that she did not perform well in situations such as the two interviews. She believed she had a good working knowledge of the Act and demonstrated this in her daily work. She was very keen to obtain her Manager's Certificate so she could progress in her career.
- [4] Members of the Committee then questioned Ms Beran about her knowledge of various aspects of the Act and the responses required of her in particular situations. Our impression was that she responded more positively than the report suggested. There were some hesitations, errors and omissions but on the whole Ms Beran demonstrated reasonable knowledge. The Inspector conceded that had Ms Beran performed as well at the earlier interviews she might well have not opposed the application.
- [5] The Committee draws Ms Beran's attention to the SERVEWISE training programme available free of charge on the Health Promotion Agency's website alcohol.org.nz. This would take her only a little over an hour to complete and would provide in the Committee's view sufficient information and skills to meet the level required for a Certificate to be granted. We therefore intend to adjourn this hearing to allow Ms Beran to undertake that course.

DECISION

- [6] The hearing is adjourned until 27th May 2016. Ms Beran has 20 working days from the date of this decision in which to complete the SERVEWISE programme to the satisfaction of the Inspector. Should the Inspector be able to report to the Committee that this has been done then it is the Committee's intention to grant the certificate on the papers without the need for a further hearing.

DATED at Christchurch this 4th day of May 2016

A handwritten signature in black ink, appearing to read 'R.J. Wilson', is written over a light blue rectangular background.

R.J. Wilson
Chairperson, Christchurch District Licensing Committee