

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

AND

IN THE MATTER of an application by Alexander Charles Ozimek for a Manager's Certificate pursuant to s.219 of the Act

BEFORE THE WAIKATO DISTRICT LICENSING COMMITTEE

Quorum: Chairperson Andrew Baker
Members: Patsi Davies
 Jason Howarth

HEARING at Ngaruawahia and online via zoom on 12th April 2024

PARTIES

Alexander Charles Ozimek – Applicant – **DID NOT APPEAR**

Reporting Agencies

Ms Clare Sturzaker – Waikato District Council Licensing Inspector

DECISION

[1] We have before us an application by Alexander Charles Ozimek for the issue of a manager's certificate.

[2] The inspector has filed a report on the application opposing the granting of the certificate. The Police are also opposed to the granting of the manager's certificate.

[3] A hearing was set down to held on 12th April 2024 either in person or by way of online attendance.

[4] Notice of hearing containing the online meeting link, date, time and address of the hearing location was distributed to all parties including the applicant. The applicant was sent the notice using the methods of communication (email) contained within his application.

[5] The applicant has not responded to the notice or other communication from the District Licensing Office and failed to attend the hearing either in person or via online link.

[6] The Inspector advised the hearing that enquiries show the applicant left New Zealand on 27th October 2023 and there are no records of him returning since that date.

[7] It is the agreed position of the Committee that we decline the application on the basis we are unable to hear the matter as the applicant who is a foreign national is no longer in New Zealand and has not responded to the notice of hearing or further communication.

[8] Accordingly, we decline the issue of the manager's certificate.

[9] We refer any party who wishes to appeal this decision or part of this decision to sections 154 through to 158 of the Act.

DATED at Auckland this 12th day of April 2024.



Andrew Baker
Commissioner
Waikato District Licensing Committee

On behalf of: Patsi Davies
Jason Howarth