

1. Western Bay of Plenty District Licensing Committee Annual Report 2016-2017

The following report is a summary of activities for the Western Bay of Plenty District Licensing Committee as required by section 199 of the Sale and Supply of Alcohol Act 2012, for the financial year 1 July 2016 to 30 June 2017.

1.1 Overview of District Licensing Committee Workload

1.1.1 The District Licensing Committee (DLC) has met on the following occasions in the period 1 July 2016 to 30 June 2017.

1.1.2 Seven (7) meetings of the District Licensing Committee have been held during the 2016-17 year. This included one hearing for an opposed application.

1.1.3 Hearing One- Application by Kiwifruit Country Tours Limited for an off site special licence held on 3 October 2016. The hearing was held to consider opposition from the Police and Licensing Inspector on the basis that the applicant did not meet the criteria of the Act for holding a special licence. The hearing decision supported the opposition of the Police and Licensing Inspector and the licence application was declined.

1.1.4 The Committee has met on six other occasions to consider Temporary Authority applications.

1.1.5 The District Licensing Committee membership has remained static during the licensing year, with reappointment of the Councillors that sit on this Committee following Local Body elections in October 2016, and their successful re-election to Council. The membership includes:

- Michael Jones (commissioner)
- Maria Horne
- Jim Davison
- Councillor Don Thwaites
- Councillor Peter MacKay

1.1.6 The District's alcohol licensing inspector services changed during the year with the previous Licensing Inspector, Ronald Burgess's retirement at the end of December 2016. Council's new Licensing Inspector is Dougal Elvin and Dougal commenced work for Council in January 2017.

1.1.7 The Committee Secretariat staff remained static during the year. The secretariat staff consist of:

- Alison Curtis – Secretary for the District Licensing Committee
- Barbara Clarke – Democracy Adviser – District Licensing Committee
- Debbie Coulter and Diane Stewart – Licensing Administrative Officers.

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1.1.6 District Licensing Committee members received training in October 2013. Training has not been undertaken in the current year, however the Committee meet regularly for consideration of Temporary Authorities, and any hearing and discuss recent licensing matters of interest. Administrative and committee support staff have undertaken refresher training through an external provider on Committee support functions under the Sale and Supply of Alcohol Act 2012 during the 2016-17 year.

1.2 District Licensing Committee Initiatives

Changes to customer use forms for alcohol licensing applications is in progress, it is anticipated that the first of these will be available to customers before the end of the calendar year.

1.3 Local Alcohol Policy and Bylaw

The combined Tauranga City Council and Western Bay of Plenty District Council Local Alcohol Policy (LAP) came into force on 16 November 2015.

The Liquor Control Bylaw 2016 came into effect on 1 October 2016, and extends the areas of control under the previous 2009 Bylaw to include Te Puke Township. The Bylaw areas controlled include Katikati Township, Waihi Beach and now Te Puke Township.

1.4 Current Legislation

The introduction of the Sale and Supply of Alcohol Act has not been without a number of issues that have arisen for licensees and Committees.

Temporary Authorities

Temporary Authority applications must be considered by a DLC Committee of three. In most cases the applications are non-contentious. It is suggested that this type of application be added to the list in s.191 (3), to provide for these applications to be determined in the same manner as all other licence applications.

Special Licences

BYO events cannot be issued special licences. In our rural community a number of community halls operate as a de-facto social club where locals can meet to socialise and they bring their own alcohol, and may share food. Whilst these events generally are low risk events with limited quantities of alcohol there is no overview or control and the communities of interest are aware that they are operating at risk of being considered "place of resort". Given the opportunity the hall committees would be happy to legitimise the current operation and provide transparency for agencies about their activities. Consideration should be made

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for BYO special events to be managed through licensing or through a voluntary registration type process, which provides for monitoring.

1.5 Enforcement and Inspections

The Licensing Inspector undertakes inspections of premises including:

- inspections of new licensed premises,
- premises renewing their licence,
- regular monitoring of premises during trade.

106 licence premises inspections were undertaken up until 31 December 2016 (inspector R Burgess) and 55 licensed premises inspections have been undertaken in the period 1 January 2017 to 30 June 2017. The inspections undertaken from 1 January include 18 inspections undertaken during night-time/after normal working hours.

Two premises failed Controlled Purchase Operations during the year and sold to minors. One premises failed a Controlled purchase operation on a second occasion; Super Liquor Omokoroa had previously had the licence suspended for a period of one week (in 2015-16), however the premise had been sold prior to the second controlled purchase operation failure and is a new licensee.

1.6 Fees Received

Over the 12 month period July 2016 – June 2017 fees totalling **\$128,305.50** were collected of which **\$10,528.25** was apportioned to the Alcohol Regulatory Licensing Authority, as required by the Sale and Supply of Alcohol Regulations 2013.

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1.7 Application Trends

For trends and comparative purposes the last four years licence application numbers are listed below.

TYPE	1 July 2016 to 30 June 2017	1 July 2015 to 30 June 2016	1 July 2014 to 30 June 2015	1 July 2013 to 30 June 2014	1 July 2012 to 30 June 2013
Special Licences	91	116	102	97	86
On Licences	29	24	16	28	25
Club Licences	2	12	5	5	18
Off Licences	15	17	16	10	21
Manager's Certificates	161	169	139	158	178
Temporary Authorities	16	16	5	11	12
TOTAL	314	354	283	309	340

Licence Applications Issued

On-licence, off-licence and club licence applications:

Application Type	Number processed: fee category:	Number processed: fee category:	Number processed: fee category:	Number processed: fee category::
	Very Low	Low	Medium	High
On-licence new	0	10	5	0
On-licence variation	0	0	0	0
On-licence renewal	0	10	6	0
Off-licence new	0	0	4	0
Off-licence variation	0	0	0	0

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Off-licence renewal	2	0	8	1
Club licence new	0	1	0	0
Club licence variation	0	0	0	0
Club licence renewal	1	0	0	0
Total number	3	21	23	1
Total Fee paid to ARLA	\$51.75	\$724.50	\$1,190.25	\$86.25

Annual fees for existing licences:

Licence Type	Number processed: fee category::	Number processed: fee category::	Number processed: fee category:	Number processed: fee category:
	Very Low	Low	Medium	High
On-licence	0	2	17	1
Off-licence	5	0	23	5
Club licence	9	17	2	0
Total number	14	19	42	6
Fee paid to ARLA	\$241.50	\$655.50	\$2,173.50	\$517.50

Managers' certificate applications:

	Number received
Manager's certificate new	78
Manager's certificate renewal	83
Total number	161
Fee paid to ARLA	\$4,628.75

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Special licence applications:

	Number processed in category: Class 1	Number processed in category: Class 2	Number processed in category: Class 3
Special licences	0	40	51

Temporary authority applications:

	Number received
Temporary authority	16

Permanent club charter payments:

	Number received
Permanent club charter payments	0

Total paid to ARLA	\$10,269.50
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1.8 Current Listing of Licensed Premises as at 30 June 2017

Club Licences

Premises Name	Premises Location	Applicant	Premises Risk Type
Bowentown Boating And Sport Fishing Club	Pio Road, Bowentown	Bowentown Boating And Sport Fishing Club Incorporated	Low
Eastern Districts Rugby & Sports Club Incorporated	Paengaroa Domain, State Highway 33, Paengaroa	Eastern Districts Rugby & Sports Club Inc	Low
Katikati Bowling Club Incorporated	Park Road, Katikati	Katikati Bowling Club Inc	Very Low
Katikati RSA & Citizens Club Incorporated	Henry Road, Katikati	Katikati RSA And Citizens Club Incorporated	Low
Katikati Rugby And Sports Club Inc	Fairview Road, Katikati	Katikati Rugby And Sports Club Inc	Very Low
Katikati Squash Rackets Club Incorporated	Wharawhara Road, Katikati	Katikati Squash Rackets Club Incorporated	Low
Maketu Community Fishing And Recreation Trust Incorporated	461 Wilson Road North, Maketu	Maketu Community Fishing And Recreation Trust Incorporated	Low
Matakana Island Recreation And Community Incorporated	Opureora Road, Matakana Island	Matakana Island Recreation And Community Incorporated	Low

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Premises Name	Premises Location	Applicant	Premises Risk Type
Omokoroa Boat Club	The Esplanade, Omokoroa	Omokoroa Boat Club Incorporated	Low
Omokoroa Bowling Club (Inc)	30 Hamurana Road, Omokoroa	Omokoroa Bowling Club (Inc)	Very Low
Omokoroa Golf Club	65 Links View Drive, Omokoroa	Omokoroa Golf Club Inc	Low
Rangiuru Sports Club Inc	Cnr No 3 Road & Main Road, Te Puke	Rangiuru Sports Club Incorporated	Low
Te Puke Club Inc	14 King Street, Te Puke	Te Puke Club Inc	Low
Te Puke Cricket Club Inc	Te Puke Domain, Cameron Road, Te Puke	Te Puke Cricket Club Inc	Very Low
Te Puke Golf Club	847 State Highway 2, Paengaroa	Te Puke Golf Club Inc	Low
Te Puke Lawn Tennis Club	21 Atuaroa Avenue, Te Puke	The Te Puke Lawn Tennis Club Incorporated	Very Low
Te Puke Sports And Recreation Club	Atuaroa Avenue, Te Puke	Te Puke Sports And Recreation Club	Medium
Te Puke Squash Rackets Club Inc	Landscape Road, Te Puke	Te Puke Squash Rackets Club Inc	Low

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Premises Name	Premises Location	Applicant	Premises Risk Type
Te Puke United Soccer Club Incorporated	Park Lane, Te Puke	Te Puke United Soccer Club Inc	Very Low
Te Puna Rugby Football Club Incorporated	Te Puna Road, Te Puna	Te Puna Rugby Football Club Incorporated	Very Low
The Citizens RSA Te Puke	183 Jellicoe Street, Te Puke	Te Puke Citizens Club Inc	Low
Waihi Beach Life Guard Services Incorporated	The Esplanade, Waihi Beach	Waihi Beach Lifeguard Services Incorporated	Low
Waihi Beach Memorial RSA - 6867	99 Waihi Beach Road, Waihi Beach	Waihi Beach Memorial RSA Bowling Club	Low
Waihi Beach RSA Incorporated - 6137	99 Waihi Beach Road, Waihi Beach	Waihi Beach RSA (Inc)	Medium

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On Licences

Premises Name	Premises Location	Applicant	Premises Risk Type
Ambria	Unit 5, 62 Main Road, Katikati	Harl Holdings Ltd (T/A Ambria)	Low
Anann	4 Palmer Place, Te Puke	Te Puku Limited	Medium
Ataahua	644 Pyes Pa Road, Tauranga	Ataahua Garden Venue Limited	Medium
Beached On Blue	4 The Esplanade, Omokoroa	Beached On Blue Limited	Low
Cafe @ The Balcony	30a Main Road, Katikati	Shirely Huber Erich Huber	Low
Cafe Paradiso	7 Clarke Road, Te Puna	Saanj Enterprises Limited	Low
Café Strata	22 Wilson Road, Waihi Beach	Café Strata 2004 Limited	Low
Charlemagne Lodge	2A Loop Road, Te Puna	Charlemagne Lodge Partnership	Medium
Comvita Tourism Ltd - Visitor Centre	23 Wilson Road South, Paengaroa	Comvita Tourism Partnership Limited	Medium
Eagle Ridge	1004 Ohauti Road, Tauranga	Estate Bella Ridge Limited	Medium
Fairview Golf And Country Club	24 Sharp Road, Katikati	Fairview Estate Management Limited	Medium

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Premises Name	Premises Location	Applicant	Premises Risk Type
Flat White Cafe	21 Shaw Road, Waihi Beach	Hyannis Port Ltd	Low
Forta Leza Restaurant	2656 State Highway 2, Katikati	Forta Leza Restaurant Limited	Medium
Hippy Pipi Tavern	500 Pukehina Parade, Pukehina	Cuthbert & Savage T/A The Hippy Pipi	Medium
Hot Pipi Cafe	40 Beach Road, Waihi Beach	B & G Services (Partnership)	Low
Indian Aroma Restaurant	22 Wilson Road, Waihi Beach	Badrinath Limited	Low
Kaimai Cafe	1603 State Highway 29, Lower Kaimai	Succulent Products Limited	Low
Maketu Beachside Cafe & Restaurant	1-9 Ngaroma, Lane, Maketu	Shane Beech	Low
Mehtab Indian Restaurant	6/74 Main Road, Katikati	T Singh Limited	Low
Nourish Cafe	4 Te Puna Road, Tauranga	Carmik Holdings Ltd T/A Nourish Cafe	Low
Olive Tree Cottage	247 Joyce Road, Pyes Pa	L & P Pattillo Limited	Medium
Pukehina Beach Store & Takeaway	68 Pukehina Parade, Pukehina	Dhruvi Harish & Co Limited	Low
Sandhu Bar	17 Plummers Point Road, Omokoroa	Sandhu 2014 Limited	Medium

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Premises Name	Premises Location	Applicant	Premises Risk Type
Smart India Indian Restaurant & Bar	Shop 8, Palmer Court, Te Puke	Prithvi Foods Private Limited	Low
Stadium Sports Bar	91 Jellicoe Street, Te Puke	BOP Brewery Limited	Medium
Talisman Hotel & Landing Restaurant	7-9 Main Road, Katikati	Talisman Limited	Medium
Te Puke Diner	245 Jellicoe Street, Te Puke	Mini Nepal Private Limited	Low
Te Puke Hotel	110 Jellicoe Street, Te Puke	The Jellicoe Limited	Medium
Te Puna Tavern	15 C Minden Road, Te Puna	Te Puna Tavern Limited	Medium
The Black Sheep Bar & Grill Ltd	17 Plummers Point Road, Omokoroa	The Black Sheep Bar & Grill Limited	Low
The Boohai	112 Main Road, Katikati	JJS Enterprises Limited	Medium
The Falls Cafe	Mclarens Falls Park, 140 Mclarens Falls Road, Lower Kaimai	Harranda Ltd	Low
The Bowentown	1 Pio Road, Bowentown	Bowentown Soundfarm Limited	Low
The Cider Factory	50 Oikimoke Road, Tauranga	SP & RK Limited	Low
The Falls Café	140 McLaren Falls Road, Lower Kaimai	Harranda Limited	Low

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Premises Name	Premises Location	Applicant	Premises Risk Type
The Funky Lizard Cafe Gallery & Gifts	1/3 Wilson Road South, Paengaroa	Margaret Patterson	Low
The Lighthouse on Lockington Café	10 Lockington Road, Katikati	The Lighthouse on Lockington Café Limited	Low
The Long Table	607 Main Road, Katikati	Ferguson Wade Limited	Low
The Porch	23 Wilson Road, Waihi Beach	Edible Solutions Limited	Medium
The Presleys Ltd T/A Fountain Gardens	170 Plummers Point Road, Omokoroa	The Presleys Ltd	Low
The Surf Shack	123 Emerton Road, Waihi Beach	The Surf Shack (Waihi Beach) Limited	Low
Top Shot Bar	17a Minden Road, Te Puna	Top Shot 2012 Limited	Medium
Trading Post Cafe	Cnr Hall & Wilson Roads, Paengaroa	Soho Limited	Low
Tony's Café & Kebabs	168 Jellicoe Street, Te Puke	TA Limited	Low
Vesey's Restaurant	50 Jellicoe Street, Te Puke	Anants Hospitality Limited	Low
Waihi Beach Hotel	60 Wilson Road, Waihi Beach	Waihi Beach Resort Limited	Medium
Warm Earth Cottage	202 Thompsons Track, Aongatete	Jan Wagtendonk	Low

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Off Licences

Premises Name	Premises Location	Applicant	Premises Risk Type
Countdown Katikati	123-127 Main Road, Katikati	General Distributors Limited	Medium
Countdown Te Puke	Boucher Avenue, Te Puke	General Distributors Limited	High
Distillerie Deinlein	656 Minden Road, Tauranga	Ditto Company Limited	Very Low
Finer Wines	8 Main Road, Katikati	James Bartee	Medium
Fitzpatricks Brewing Co Ltd	19 Keenan Road, Tauranga	Fitzpatricks Brewing Co Ltd	Very Low
Fresh Choice Omokoroa	160 Omokoroa Road, Omokoroa	Fresh One Limited	Medium
Harbourside Macadamias	402 Matahui Road, Aongatete	Harbourside Macadamias	Very Low
Hippy Pipi Tavern	500 Pukehina Parade, Pukehina	Cuthbert & Savage T/A The Hippy Pipi	Medium
Katikati Four Square	37-41 Main Road, Katikati	Jones Retail Limited	Medium
Liquorland Katikati	76 Main Road, Katikati	Graduate Trading Limited	High

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Premises Name	Premises Location	Applicant	Premises Risk Type
The Cider Factorie	50 Oikimoke Road, Kaimai	SP & RK Limited	Very Low
Omokoroa Super Liquor	170 Omokoroa Beach Road, Omokoroa	KM Trading Company Limited	High
Paengaroa Liquor Limited	5 Old Coach Road, Paengaroa	Paengaroa Liquor Ltd	Medium
Super Liquor Katikati	37 Main Road, Katikati	Jones Liquor Limited	Medium
Super Liquor Te Puke	120 Jellicoe Street, Te Puke	McGregors Wholesale Liquor Limited	Medium
Talisman Hotel & Landing Restaurant	7-9 Main Road, Katikati	Talisman Limited	Medium
Te Puke Four Square & Lotto	137 Jellicoe Street, Te Puke	JE Bosch Global Hyper Mega Net Ltd	Medium
Te Puke Hotel	110 Jellicoe Street, Te Puke	The Jellicoe Limited	Medium
Te Puke Liquor Spot	155a Jellicoe Street, Te Puke	Amit Kooner Ltd	Medium
Te Puke New World	12 Jocelyn Street, Te Puke	JJach Holdings Limited	Medium
Te Puke Wholesale Liquor	161 Jellicoe Street, Te Puke	Te Puke Wholesale Liquor Limited	Very High
Te Puna Four Square & Lotto	626 State Highway 2, Te Puna	Pritz Pty Limited	Medium

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Te Puna Liquor Centre	17A Minden Road, Te Puna	Samra Holdings Limited	Medium
The Boohai	112 Main Road, Katikati	JJS Enterprises Limited	Medium
The Bottle O	33 Jellicoe Street, Te Puke	HB Enterprises Limited	Medium
The Wine Portfolio Limited	2389 State Highway 2, Katikati	The Wine Portfolio Limited	Very Low
Waihi Beach Four Square	33 Wilson Road, Waihi Beach	Graduate Enterprises Limited	Medium
Waihi Beach Hotel	60 Wilson Road, Waihi Beach	Waihi Beach Resort Limited	Medium
Waihi Beach Liquor Centre	18 Wilson Road, Waihi Beach	BVSS 2015 Wines & Sprints Ltd	Medium
Waihi Beach Superette	211 Seaforth Road, Waihi Beach	Nishit Ravji & Co Limited	Medium
Whakamarama General Store	1101 State Highway 2, Te Puna	Stoker Enterprises Limited	Medium