

Western Bay of Plenty District Council

**Minutes of Meeting No. DL8 of the District Licensing Committee
held on 23 May 2018 in the Otamarakau Room, Barks Corner, Tauranga
commencing at 10.00am**

Present

M Jones (Chairperson), Councillor P Mackay, and Community Appointee J Davison

In Attendance

A Curtis (District Licensing Secretary/Compliance and Monitoring Manager), D Coulter (Compliance Administration Officer), D Elvin (Liquor Licensing Inspector), and F Sweeney (Democracy Management Advisor)

Apologies

Apologies for absence were received from Councillor Thwaites and Commissioner Horne.

Resolved: Councillor Mackay / Commissioner Jones

THAT the apologies for absence from Councillor Thwaites and Commissioner Horne be accepted.

DL8.1 Conflict of Interest Declarations

Commissioner Michael Jones (Chairperson), Councillor Peter Mackay, and Commissioner Jim Davison (Community Appointee), being members of the District Licensing Committee appointed to consider the following applications, declared that they had no conflict of interest in relation to any of the applications.

DL8.2 Application for NEW Licence - Application No. LL7194 for a new Temporary Authority under Section 136, Sale and Supply of Alcohol Act 2012 - Applicant: Unicorn Enterprises Limited - Premise located at 23 Wilson Road Waihi Beach, trading as 'The Porch'

The District Licensing Committee considered the application and following documentation as circulated with the agenda:

- a) Application for Temporary Authority 3 May 2018
- b) NZ Companies Incorporation Certificate for Unicorn Enterprises Limited
- c) Agreement for Sale and Purchase of a Business
- d) Notice of Renewal of Manager's Certificate - expires 21 January 2020
- e) Licence Controller Qualification
- f) Authorisation to Hospitality Licensing Limited
- g) Letter of Application from Hospitality Licensing Limited
- h) NZ Police Report
- i) Copy of current On licence No: 022/ON/6883/2017
- j) Temporary Authority Inspector's Report

It was noted that a temporary licence could only be granted on the basis of an underlying licence and in this case the new owner would need to apply for a renewal of the underlying licence which would expire on the 31 July 2018. The applicants were fully aware of this situation.

Resolved: Commissioner Jones / Councillor Mackay

THAT Application No. LL7194 for a new Temporary Authority under Section 136, Sale and Supply of Alcohol Act 2012 - Applicant: Unicorn Enterprises Limited - Premise located at 23 Wilson Road Waihi Beach, trading as "The Porch" be granted.

DL8.3 Application for Renewal of OFF Licence - Application No. LL7196 for a new Temporary Authority under Section 136, Sale and Supply of Alcohol Act 2012 - Applicant: Vidler Investments Limited - Premise located at Waihi Beach Hotel 60 Wilson Road Waihi Beach, trading as Waihi Beach Hotel

The District Licensing Committee considered the application and following documentation as circulated with the agenda:

- a) Application for Temporary Authority 3 May 2018
- b) NZ Companies Incorporation Certificate for Vidler Investments Limited
- c) Letter of request for extension to temporary liquor licence
- d) Notice of Renewal of Manager's Certificate - expires 4 October 2019
- e) Agreement for Sale and Purchase of a Business
- f) NZ Police Report - email 14 May 2018
- g) Temporary Authority Inspector's Report

In discussion of the application the District Licensing Inspector advised that he had no concerns in regard to this application.

Resolved: Commissioner Davison / Councillor Mackay

THAT Application No. LL7196 for a new Temporary Authority under Section 136, Sale and Supply of Alcohol Act 2012 - Applicant: Vidler Investments Limited - Premise located at Waihi Beach Hotel 60 Wilson Road Waihi Beach, trading as Waihi Beach Hotel be granted.

DL8.4

Application for Renewal of ON Licence - Application No. LL7197 for a new Temporary Authority under Section 136, Sale and Supply of Alcohol Act 2012 - Applicant: Vidler Investments Limited - Premise located at Waihi Beach Hotel 60 Wilson Road Waihi Beach, trading as Waihi Beach Hotel

The District Licensing Committee considered the application and following documentation as circulated with the agenda:

- a) Application for Temporary Authority 3 May 2018
- b) NZ Companies Incorporation Certificate for Vidler Investments Limited
- c) Notice of Renewal of Manager's Certificate - expires 4 October 2019
- d) Agreement for Sale and Purchase of a Business
- e) Letter of request for temporary licence
- f) NZ Police Report - email 14 May 2018
- g) Temporary Authority Inspector's Report

As for the application for the Off Licence there were no concerns in regard to this application.

Resolved: Commissioner Jones / Commissioner Davison

THAT Application No. LL7197 for a new Temporary Authority under Section 136, Sale and Supply of Alcohol Act 2012 - Applicant: Vidler Investments Limited - Premise located at Waihi Beach Hotel 60 Wilson Road Waihi Beach, trading as Waihi Beach Hotel be granted.

DL8.5

Staff Update to the District Licensing Committee - May 2018

At the invitation of the Chairperson, the Compliance and Monitoring Manager provided a verbal update in relation to pending applications received.

She also advised that in the future Council would be taking on line applications. She also noted a guidebook currently in production to assist District Licensing Committees given that nationally most committee appointees tenures were coming up for review, being at the end of the five-year period.

She also noted that the charges as set by the Ministry of Justice were also under review.

She advised of the intention moving forward for electronic application processes and a refresher training course on the Sale and Supply of Liquor Act.

The meeting concluded at 10.33am.

Confirmed as a true and correct record

M Jones
Chairperson

Date

DL8