

Off Licence Renewal

Sections 17 to 20, and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012 (the **Act**), **GENERAL DISTRIBUTORS LIMITED** (the licensee) is authorised to sell alcohol on the premises situated at **123-127 MAIN ROAD, KATIKATI** and known as **COUNTDOWN KATIKATI**, to any person for consumption off the premises and to supply alcohol free, as a sample, for consumption on the premises. The licensee is also authorised to sell alcohol on or from the premises and deliver it somewhere else.

The authority conferred by this licence must be exercised through a manager or managers appointed by the licensee in accordance with Subpart 7 of Part 2 of the Act.

CONDITIONS

This licence is subject to the following conditions:

1. Alcohol may be sold on, or delivered from, the premises for consumption off the premises, and supplied free as a sample for consumption on the premises, only on the following days and hours: **Monday to Sunday 7.00am to 10.00pm**;
2. No alcohol is to be sold on, or delivered from, the premises on Good Friday, Easter Sunday, Christmas Day or before 1.00 pm on Anzac Day;
3. No alcohol may be sold other than –
 - a. beer that complies with the appropriate New Zealand food standard for beer; or
 - b. mead that complies with the appropriate New Zealand food standard for mead; or
 - c. fruit or vegetable wine that complies with the appropriate New Zealand food standard for fruit or vegetable wine; or
 - d. grape wine that complies with the appropriate New Zealand food standard for grape wine; or
 - e. a food flavouring, prepared for culinary purposes, that is unsuitable for drinking undiluted;
4. While alcohol is being supplied free as a sample, water is to be provided to patrons at no cost from a water supply prominently situated on the premises;
5. A properly appointed Certificated, or Acting or Temporary, Manager must be on duty, **at or nearby the point of sale**, at all times when the premises are open for the sale and supply of alcohol.
6. The Licensee must display signage as follows:
 - a. At every point-of-sale signage detailing the restrictions on the sale and supply of alcohol to minors and intoxicated persons;
 - b. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principal entrance to the premises; and
 - c. A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty.
7. The "single alcohol area" for the premises is as described on the plan dated **9 June 2020** and attached at Appendix 'A' to the licence. The licensee must ensure that:
 - a. No alcohol is displayed, promoted or advertised outside the single alcohol area; and
 - b. No products other than **alcohol, low-alcohol and non-alcoholic beer, wine or mead** are displayed, promoted or advertised inside the single alcohol area.

DURATION

Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, this licence continues in force—

- (a) until the close of the period for which it was last renewed; or
- (b) if an application for the renewal of the licence is duly made before the licence would otherwise expire, until the close of the period of 3 years after the period for which it was last renewed.

This licence replaces licence no. 022/OFF/14/2015 and this licence continues in force until 16 August 2023 unless again renewed.

Dated at Tauranga on the 18th day of January 2021


 Secretary
 District Licensing Committee
 Western Bay of Plenty District Council



Decision number: 022/RENOFF/7919/2021

IN THE MATTER

of the Sale and Supply of
Alcohol Act 2012 (the Act)

AND

IN THE MATTER

of an application by **General
Distributors Limited**
pursuant to s.127 of the Act
for renewal of an OFF Licence
in respect of premises situated
at 123-127 Main Road,
Katikati known as "Countdown
Katikati"

BEFORE THE WESTERN BAY OF PLENTY DISTRICT LICENSING COMMITTEE

The Application

General Distributors Limited applies for renewal of an OFF Licence in respect of premises situated at 123-127 Main Road, Katikati known as "Countdown Katikati."

The business is a franchised supermarket and meets the criteria of s.32(1)(e) of the Act in that it is retail premises of more than 1000 square metres.

The entire premises is undesignated and there is a well-defined and compliant Single Alcohol Area (SAA). There is good visibility into the premises, and they operate a comprehensive training programme and CCTV system.

The current days and hours of operation are **Monday to Sunday 7.00am to 10.00pm**. These hours are within the operative Tauranga and Western Bay of Plenty Local Alcohol Policy as it pertains to off-licensed supermarkets.

No changes are sought.

Public Notification:

The application was notified in the BOP Times on the 17th and 24th of June 2020. No objections from the public were received by the secretariat.



REASONS FOR THE DECISION

The Inspector reports that the applicant has operated this supermarket compliantly over the renewal period.

He also advises that the amenity and good order of the locality has not been reduced by more than a minor extent.

Neither the Police, nor the Medical Officer of Health, raise any matters in opposition.

The Medical Officer of Health has 'highly recommended' that the licensee does not stock 0% alcohol on the ends of aisles as they look like full strength alcohol and are close to the entrance to the store.

The single alcohol area is technically compliant, as the MOoH acknowledges, and we have no control over what the company does outside the SAA though we do note that many other similar premises place soft drinks and chips and nibbles on their ends of aisles. Maybe that is something General Distributors might want to reflect upon.

Overall, I am satisfied as to the matters to which we must have regard as set out in s.131 of the Act.

We also refresh the licence conditions to reflect best practice.

DECISION

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, **approves** an application by General Distributors Limited for a renewal of an OFF Licence in respect of premises situated at 123-127 Main Road, Katikati known as "Countdown Katikati," subject to conditions:

Conditions:

The licence is subject to the conditions listed as follows:

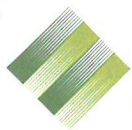
1. Alcohol may be sold on, or delivered from, the premises for consumption off the premises, and supplied free as a sample for consumption on the premises, only on the following days and hours: **Monday to Sunday 7.00am to 10.00pm;**
2. No alcohol is to be sold on, or delivered from, the premises on Good Friday, Easter Sunday, Christmas Day or before 1.00 pm on Anzac Day;
3. No alcohol may be sold other than –
 - a. beer that complies with the appropriate New Zealand food standard for beer; or
 - b. mead that complies with the appropriate New Zealand food standard for mead; or

- c. fruit or vegetable wine that complies with the appropriate New Zealand food standard for fruit or vegetable wine; or
 - d. grape wine that complies with the appropriate New Zealand food standard for grape wine; or
 - e. a food flavouring, prepared for culinary purposes, that is unsuitable for drinking undiluted;
4. While alcohol is being supplied free as a sample, water is to be provided to patrons at no cost from a water supply prominently situated on the premises;
5. A properly appointed Certificated, or Acting or Temporary, Manager must be on duty, **at or nearby the point of sale**, at all times when the premises are open for the sale and supply of alcohol.
6. The Licensee must display signage as follows:
 - a. At every point-of-sale signage detailing the restrictions on the sale and supply of alcohol to minors and intoxicated persons;
 - b. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principal entrance to the premises; and
 - c. A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty.
7. The “single alcohol area” for the premises is as described on the plan dated 9 **June 2020** and attached at Appendix ‘A’ to the licence. The licensee must ensure that:
 - a. No alcohol is displayed, promoted or advertised outside the single alcohol area; and
 - b. No products other than **alcohol, low-alcohol and non-alcoholic beer, wine or mead** are displayed, promoted or advertised inside the single alcohol area.

DATED at TAURANGA this 16th day of January 2021.



Murray Clearwater
Chairperson/Commissioner
Western Bay of Plenty District Licensing Committee



Off Licence Renewal

Sections 17 to 20, and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012 (the **Act**), **DITTO COMPANY LIMITED** (the licensee) is authorised to sell alcohol on the premises situated at **656 MINDEN ROAD, TAURANGA** and known as **DISTILLERIE DEINLEIN**, to any person for consumption off the premises and to supply alcohol free, as a sample, for consumption on the premises. The licensee is also authorised to sell alcohol on or from the premises and deliver it somewhere else.

The authority conferred by this licence must be exercised through a manager or managers appointed by the licensee in accordance with Subpart 7 of Part 2 of the Act.

CONDITIONS

This licence is subject to the following conditions:

1. Alcohol may be sold from the premises at any time on any day, and delivered somewhere else for consumption off the premises;
2. No alcohol is to be delivered from the premises on Good Friday, Easter Sunday or Christmas Day or before 1.00 pm on Anzac Day;
3. No alcohol is to be delivered to the buyer (or to any other person on the buyer's behalf) at any time after 11pm on any day and before 6am on the next day;
4. The licensee must follow the procedures set out in Regulations 14 & 15 of the Sale and Supply of Alcohol Regulations 2013 to ensure that neither the purchaser nor the person to whom alcohol is delivered is a minor.
5. There must be a certificated manager properly appointed to the business by the licensee.
6. The licensee must state the licensee's name, licence number and the date the licence expires:
 - a. on every receipt issued for alcohol sold remotely;
 - b. in every catalogue if alcohol is sold by remote sale using catalogues;
 - c. on the internet site if alcohol is sold by remote sale using an internet site;
 - d. if alcohol is sold by remote sale using an internet site, the site must also display either a legible image of the licence, or a clearly identified link to such an image.

The Licence is to be endorsed "**Section 40 applies**"

DURATION

Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, this licence continues in force—

- (a) until the close of the period for which it was last renewed; or
- (b) if an application for the renewal of the licence is duly made before the licence would otherwise expire, until the close of the period of 3 years after the period for which it was last renewed.

This licence replaces licence no. 022/OFF/013/2014 and this licence continues in force until 06 December 2023 unless again renewed.

Dated at Tauranga on the 18th day of January 2021.


Secretary
District Licensing Committee
Western Bay of Plenty District Council



Decision number: 022/OFF/8080/2021

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

AND

IN THE MATTER of an application by **Ditto
Company Limited** pursuant to
s. 127 of the Act for the
renewal of an OFF Licence in
respect of premises situated at
656E Minden Road, Tauranga
known as "Distillerie Deinlein"

BEFORE THE WESTERN BAY OF PLENTY DISTRICT LICENSING COMMITTEE

The Application

Ditto Company Limited applies for the renewal of an OFF Licence in respect of premises situated at 656E Minden Road, Tauranga known as "Distillerie Deinlein"

The business is a boutique manufacturer of spirits and liqueurs and trades in the wholesale marketplace and to a minor extent to the public via the internet.

The applicant asks that the Off-Licence be endorsed pursuant to section 40 of the Act.

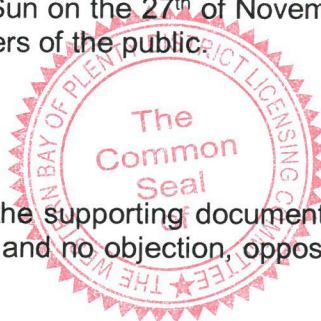
The application is not opposed by the Police or the Medical Officer of Health.

The application was notified in the Weekend Sun on the 27th of November 2020 and no objections have been received from members of the public.

REASONS FOR THE DECISION

The application is complete and contains all the supporting documents as required under s.127 of the Act. It was duly advertised and no objection, opposition or notice of desire to be heard has been received.

The Police and Medical Officer of Health offer no matters in opposition.



Section 214 requires that a certificated manager be on duty at all times, unless s 215 applies. Section 215 provides a range of exceptions, where a manager does not need to be "physically on duty at all times when alcohol is being sold or supplied to the public..." and this includes off-licence premises endorsed under s40 as remote sellers.

However, the DLC holds an overarching discretion to require a Manager to be "on duty at all times" under section 215(4) if we think the prevailing circumstances require it.

In relation to this application the Committee is satisfied that the operation will be low risk, and not one which would require a manager to be on duty at all times when alcohol is sold for remote delivery.

The licensee must have a certificated manager properly appointed to the business, but, pursuant to sections 214 and 215, that manager does not need to be physically on duty at all times.

Overall, I am satisfied that the applicant carries out the business of a remote seller of alcohol and of the matters to which we must have regard as set out in the Act.

Accordingly, I deal with the matter on the papers.

DECISION

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, approves an application by **Ditto Company Limited** for the renewal of the OFF Licence in respect of premises situated at 656E Minden Road, Tauranga known as "Distillerie Deinlein" subject to conditions.

We refresh the licence conditions to reflect best practice.

Conditions:

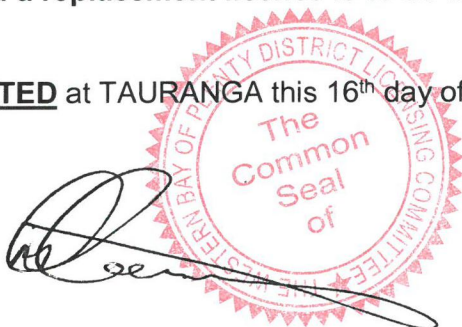
1. Alcohol may be sold from the premises at any time on any day, and delivered somewhere else for consumption off the premises;
2. No alcohol is to be delivered from the premises on Good Friday, Easter Sunday or Christmas Day or before 1.00 pm on Anzac Day;
3. No alcohol is to be delivered to the buyer (or to any other person on the buyer's behalf) at any time after 11pm on any day and before 6am on the next day;

4. The licensee must follow the procedures set out in Regulations 14 & 15 of the Sale and Supply of Alcohol Regulations 2013 to ensure that neither the purchaser nor the person to whom alcohol is delivered is a minor.
5. There must be a certificated manager properly appointed to the business by the licensee.
6. The licensee must state the licensee's name, licence number and the date the licence expires:
 - a. on every receipt issued for alcohol sold remotely;
 - b. in every catalogue if alcohol is sold by remote sale using catalogues;
 - c. on the internet site if alcohol is sold by remote sale using an internet site;
 - d. if alcohol is sold by remote sale using an internet site, the site must also display either a legible image of the licence, or a clearly identified link to such an image.

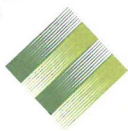
The Licence is to be endorsed "**Section 40 applies**".

The licence is renewed for three (3) years from the expiry of the current licence and a replacement licence is to be issued.

DATED at TAURANGA this 16th day of January 2021.

A handwritten signature in black ink is written over a red circular seal. The seal has a serrated edge and contains the text "WESTERN BAY OF PLENTY DISTRICT LICENSING COMMITTEE" around the perimeter and "The Common Seal of" in the center.

Murray Clearwater
Chairperson/Commissioner
Western Bay of Plenty District Licensing Committee



MANAGER'S CERTIFICATE

Section 217, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012

LESINA ESTHER COURTNEY

is authorised to manage any licensed premises in respect of which a licence is in force. Subject to the requirements of the Act relating to fees, and to the provisions of the Act relating to the suspension and cancellation of managers' certificates, this certificate continues in force—

- (a) either—
 - (i) until the close of the period for which it was last renewed; or
 - (ii) if it has never been renewed, until the close of the period of 12 months after the day it was issued; but

- (b) if an application for the renewal of the licence is duly made before the licence would otherwise expire, either—
 - (i) until the close of the period of 3 years after the period for which it was last renewed; or
 - (ii) if it has never been renewed, until the close of the period of 4 years after the day it was issued.

This certificate expires at the close of 13 January 2022

Dated at Tauranga on the 13th day of January 2021.


Secretary, District Licensing Committee
Western Bay of Plenty District Council



Decision number: 022/CERT/8105/2021

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

AND

IN THE MATTER of an application
by **Lesina Esther Courtney**
pursuant to s.219 of Act for a
manager's certificate.

**BEFORE THE WESTERN BAY OF PLENTY DISTRICT LICENSING
COMMITTEE**

This is an application by **Lesina Esther Courtney** for a manager's certificate to manage licensed premises known as **Surf Shack Eatery**.

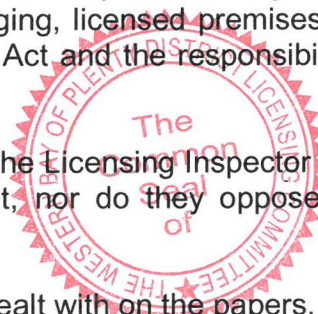
REASONS FOR THE DECISION

The applicant holds the prescribed Licence Controller Qualification/s and volunteers in club-licensed premises.

The licensing inspector has provided a report outlining the applicant's recent experience of working in, and managing, licensed premises. He has also tested the applicant's understanding of the Act and the responsibility of performing the role of duty manager.

Neither the New Zealand Police nor the Licensing Inspector express any concern about the suitability of the applicant, nor do they oppose the granting of the application.

Accordingly, the application can be dealt with on the papers.




DECISION

The application, and the supporting information it contains, satisfies the Committee that the criteria to which we must have regard to, as set out in s.222 of the Act, has been met.

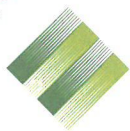
The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, **grants** an application by **Lesina Esther Courtney** for a Manager's Certificate.

The certificate is granted for a period of twelve months from the date the certificate is issued.

DATED at TAURANGA this 12th day of January 2021



Murray Clearwater
Chairperson/Commissioner
Western Bay of Plenty District Licensing Committee



MANAGER'S CERTIFICATE

Section 217, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012

NATALIE ROSE STEELE

is authorised to manage any licensed premises in respect of which a licence is in force. Subject to the requirements of the Act relating to fees, and to the provisions of the Act relating to the suspension and cancellation of managers' certificates, this certificate continues in force—

- (a) either—
 - (i) until the close of the period for which it was last renewed; or
 - (ii) if it has never been renewed, until the close of the period of 12 months after the day it was issued; but

- (b) if an application for the renewal of the licence is duly made before the licence would otherwise expire, either—
 - (i) until the close of the period of 3 years after the period for which it was last renewed; or
 - (ii) if it has never been renewed, until the close of the period of 4 years after the day it was issued.

This certificate expires at the close of 13 January 2022

Dated at Tauranga on the 13th day of January 2021.

Secretary, District Licensing Committee

Western Bay of Plenty District Council



Decision number: 022/CERT/8112/2021

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

AND

IN THE MATTER of an application
by **Natalie Rose Steel**
pursuant to s.219 of Act for a
manager's certificate.

**BEFORE THE WESTERN BAY OF PLENTY DISTRICT LICENSING
COMMITTEE**

This is an application by **Natalie Rose Steel** for a manager's certificate to manage licensed premises known as **The Orchard House**.

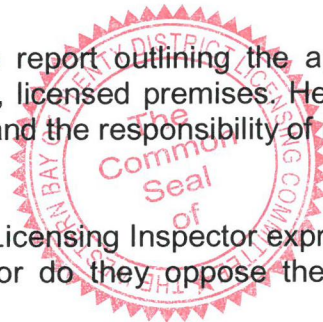
REASONS FOR THE DECISION

The applicant holds the prescribed Licence Controller Qualification/s and volunteers in club-licensed premises.

The licensing inspector has provided a report outlining the applicant's recent experience of working in, and managing, licensed premises. He has also tested the applicant's understanding of the Act and the responsibility of performing in the role of duty manager.

Neither the New Zealand Police nor the Licensing Inspector express any concern about the suitability of the applicant, nor do they oppose the granting of the application.

Accordingly, the application can be dealt with on the papers.



DECISION

The application, and the supporting information it contains, satisfies the Committee that the criteria to which we must have regard to, as set out in s.222 of the Act, has been met.

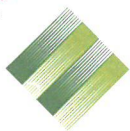
The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, **grants** an application by **Natalie Rose Steel** for a Manager's Certificate.

The certificate is granted for a period of twelve months from the date the certificate is issued.

DATED at TAURANGA this 12th day of January 2021.



Murray Clearwater
Chairperson/Commissioner
Western Bay of Plenty District Licensing Committee



Certificate No. 022/CERT/8122/2021

Notice of Renewal of Manager's Certificate

Section 226, Sale and Supply of Alcohol Act 2012

To: **DANIEL PATRICK MCGOVERN**

Your manager's certificate is renewed.

Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of managers' certificates, this certificate expires on

05 February 2024

unless again renewed.

DATED at Tauranga on the 13th day of January 2021.

Secretary, District Licensing Committee
Western Bay of Plenty District Council



Decision number: 022/CERT/8122/2021

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

AND

IN THE MATTER of an application by **Daniel
Patric McGovern** pursuant
to s224 of the Act for the
renewal of a manager's
certificate.

**BEFORE THE WESTERN BAY OF PLENTY DISTRICT LICENSING
COMMITTEE**

This is an application by **Daniel Patric McGovern** for the renewal of a manager's certificate.

No reports containing matters in opposition have been received in relation to this application.

Accordingly, the application can be determined on the papers pursuant to s.191 (3) and 202 (1) of the Act.

REASONS FOR THE DECISION

The applicant holds the prescribed Licence Controller Qualification/s and is currently working in licensed premises, namely **Black Walnut Wedding Venue**.

Neither the New Zealand Police nor the Licensing Inspector has expressed any recent concerns about the suitability of the applicant or the manner in which they have managed licensed premises.

The application and supporting information satisfies all the matters to which we must have regard as set out in s.227 of the Act.

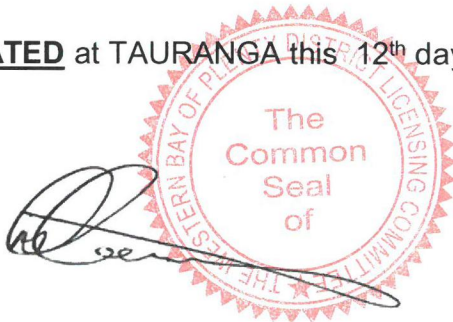


DECISION

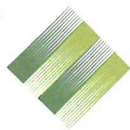
The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 **approves** the application by **Daniel Patric McGovern** for a renewal of a Manager's Certificate.

The renewal is valid for three years from the expiry of the current certificate.

DATED at TAURANGA this 12th day of January 2021.



Murray Clearwater
Chairperson/Commissioner
Western Bay of Plenty District Licensing Committee



Certificate No. 022/CERT/8125/2021

Notice of Renewal of Manager's Certificate

Section 226, Sale and Supply of Alcohol Act 2012

To: **SHARNE ALICE WRIGHT**

Your manager's certificate is renewed.

Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of managers' certificates, this certificate expires on

09 January 2024

unless again renewed.

DATED at Tauranga on the 13th day of January 2021.

Secretary, District Licensing Committee
Western Bay of Plenty District Council



Decision number: 022/CERT/8125/2021

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

AND

IN THE MATTER of an application by **Sharne
Alice Wright** pursuant to
s224 of the Act for the
renewal of a manager's
certificate.

**BEFORE THE WESTERN BAY OF PLENTY DISTRICT LICENSING
COMMITTEE**

This is an application by **Sharne Alice Wright** for the renewal of a manager's certificate.

No reports containing matters in opposition have been received in relation to this application.

Accordingly, the application can be determined on the papers pursuant to s.191 (3) and 202 (1) of the Act.

REASONS FOR THE DECISION

The applicant holds the prescribed Licence Controller Qualification/s and is currently working in licensed premises, namely **The Horses Bar**.

Neither the New Zealand Police nor the Licensing Inspector has expressed any recent concerns about the suitability of the applicant or the manner in which they have managed licensed premises.

The application and supporting information satisfies all the matters to which we must have regard as set out in s.227 of the Act.



DECISION

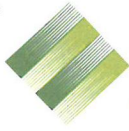
The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 **approves** the application by **Sharne Alice Wright** for a renewal of a Manager's Certificate.

The renewal is valid for three years from the expiry of the current certificate.

DATED at TAURANGA this 12th day of January 2021.

The image shows a handwritten signature in black ink, which appears to be 'Murray Clearwater', written over a circular red seal. The seal has a serrated outer edge and contains the text 'The Common Seal of' in the center, with 'WESTERN BAY OF PLENTY DISTRICT LICENSING COMMITTEE' written around the inner perimeter.

Murray Clearwater
Chairperson/Commissioner
Western Bay of Plenty District Licensing Committee



Certificate No. 022/CERT/8128/2021

Notice of Renewal of Manager's Certificate Section 226, Sale and Supply of Alcohol Act 2012

To: **JOHN TERRENCE DALZIEL**

Your manager's certificate is renewed.

Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of managers' certificates, this certificate expires on

17 December 2023

unless again renewed.

DATED at Tauranga on the 13th day of January 2021.


Secretary, District Licensing Committee
Western Bay of Plenty District Council



Decision number: 022/CERT/8128/2021

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

AND

IN THE MATTER of an application by **John
Terrence Dalziel** pursuant to
s224 of the Act for the
renewal of a manager's
certificate.

**BEFORE THE WESTERN BAY OF PLENTY DISTRICT LICENSING
COMMITTEE**

This is an application by **John Terrence Dalziel** for the renewal of a manager's certificate.

No reports containing matters in opposition have been received in relation to this application.

Accordingly, the application can be determined on the papers pursuant to s.191 (3) and 202 (1) of the Act.

REASONS FOR THE DECISION

The applicant holds the prescribed Licence Controller Qualification/s and is currently working in licensed premises, namely **Top Shot Bar**.

Neither the New Zealand Police nor the Licensing Inspector has expressed any recent concerns about the suitability of the applicant or the manner in which they have managed licensed premises.

The application and supporting information satisfies all the matters to which we must have regard as set out in s.227 of the Act.



DECISION

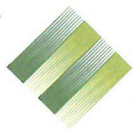
The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 **approves** the application by **John Terrence Dalziel** for a renewal of a Manager's Certificate.

The renewal is valid for three years from the expiry of the current certificate.

DATED at TAURANGA this 12th day of January 2021.



Murray Clearwater
Chairperson/Commissioner
Western Bay of Plenty District Licensing Committee



Special Licence

Section 22 and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), **OMOKOROA BOAT CLUB INCORPORATED** is authorised to sell and supply alcohol on the premises situated at **The Esplanade, Omokoroa** and known as **OMOKOROA BOAT CLUB**, to any person attending the following occasion or event (or series of occasions or events):

KIM HOOPER'S 60TH BIRTHDAY CELEBRATION

Conditions

This licence is subject to the following conditions:

1. Alcohol may be sold and supplied for consumption on the premises only on the following days and hours:

Saturday 23rd of January 2021 3.00pm to 9.00pm
(Alcohol sales to cease at 8.30pm)

2. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises;
3. A certificated manager must be on duty at all times when the premises are open for the sale and supply of alcohol;
4. Food must be available for consumption on the premises at all times the premises are open for the sale and supply of alcohol, in accordance with the sample menu supplied with the application for this licence or menu variations of a similar range and standard;
5. The licensee must have available for consumption on the premises, at all times when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages;
6. The Licensee must display signage as follows:
 - a. At every point-of-sale detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons;
 - b. A copy of the licence attached to the premises so as to be easily read by persons attending the premises; and
 - c. A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty;
7. The licensee must provide information and advice about forms of transport available to patrons from the licensed premises including a courtesy van;
8. No BYO alcohol is to be brought into the event.

Duration

This licence is in force for the days and hours specified in condition 1.

Dated at Tauranga on the 18th day of January 2021.


.....
Secretary, District Licensing Committee
Western Bay of Plenty District Council



Decision number: 022/SL/8131/2021.

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

AND

IN THE MATTER of an application by
**Omokoroa Boat Club
Incorporated** pursuant to
s138 of the Act for an on-site
Special Licence in respect of
premises situated at The
Esplanade, Omokoroa known
as the Omokoroa Boat Club.

**BEFORE THE WESTERN BAY OF PLENTY DISTRICT LICENSING
COMMITTEE**

THE APPLICATION

Omokoroa Boat Club Incorporated applies for an on-site Special Licence in respect of premises situated at The Esplanade, Omokoroa known as the Omokoroa Boat Club.

The licence is to a 60th birthday celebrations where non-club members will be attending. Up to 70 family friends and guest will be attending these events.

The following days and hours are sought:

Saturday 23rd of January 2021 3.00pm to 9.00pm

The applicant has provided a detailed list of food options and low alcohol and non-alcoholic refreshments that be provided along with free water for the duration of the event.

THE REASONS FOR THE DECISION

The Inspector has provided a report on the application and believes the application meets the criteria for issue.

Neither the report of the Police nor that of the Medical Officer of Health raises any matters in opposition.

We are satisfied that the amenity and good order of the area will not be reduced by more than a minor extent.

Accordingly, I am satisfied as to the matters to which we must have regard as set out in s.142 of the Act.

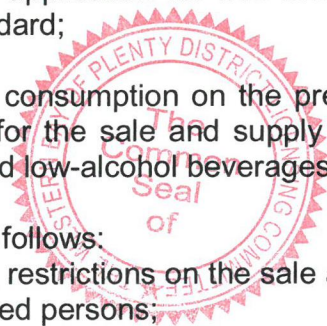
DECISION

The District Licensing Committee, pursuant to the Sale and Supply of Alcohol Act 2012 **grants** the application by **Omokoroa Boat Club Incorporated** for an on-site Special Licence in respect of premises situated at The Esplanade, Omokoroa known as the Omokoroa Boat Club subject to conditions.

Conditions:



The licence is subject to the following conditions:

1. Alcohol may be sold and supplied for consumption on the premises only on the following days and hours:
Saturday 23rd of January 2021 3.00pm to 9.00pm
(Alcohol sales to cease at 8.30pm)
2. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises;
3. A certificated manager must be on duty at all times when the premises are open for the sale and supply of alcohol;
4. Food must be available for consumption on the premises at all times the premises are open for the sale and supply of alcohol, in accordance with the sample menu supplied with the application for this licence or menu variations of a similar range and standard;
5. The licensee must have available for consumption on the premises, at all times when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages;
6. The Licensee must display signage as follows:
 - a. At every point-of-sale detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons;

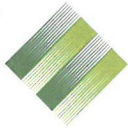


- b. A copy of the licence attached to the premises so as to be easily read by persons attending the premises; and
 - c. A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty;
7. The licensee must provide information and advice about forms of transport available to patrons from the licensed premises including a courtesy van;
8. No BYO alcohol is to be brought into the event.

DATED at TAURANGA this 16th day of January 2021.



Murray Clearwater
Chairperson/Commissioner
Western Bay of Plenty District Licensing Committee



Western Bay of Plenty District Licensing Committee

TEMPORARY AUTHORITY

Section 136 Sale and Supply of Alcohol Act 2012

Pursuant to Sections 136 Sale and Supply of Alcohol Act 2012 the Western Bay of Plenty District Council in its capacity as District Licensing Committee has made an order authorising:

THIARA LIQUOR LIMITED

to allow the sale and supply for liquor for consumption on premises known as:

THIRSTY LIQUOR TE PUKE

and situated at:

161 JELlicOE STREET, TE PUKE

This Temporary Authority shall be valid from the **27 January 2021**, until the substantive Licence Application lodged by **THIARA LIQUOR LIMITED** is determined, or until the **27 April 2021**, whichever is sooner.

This Licence is to be displayed beside and subject to the conditions imposed on:

Licence - **022/RENOFF/8004/2020**

issued to: **TE PUKE WHOLESALE LIQUOR LIMITED**

DATED at Tauranga on the 26th day of January 2021.


 Secretary
District Licensing Committee
Western Bay of Plenty District Council




022/TAOFF/8140/2021

IN THE MATTER

of the Sale and Supply of
Alcohol Act 2012

AND

IN THE MATTER

of an application by **THIARA LIQUOR LIMITED** for a **TEMPORARY AUTHORITY** pursuant to section 136 of the Act in respect of premises situated at **161 JELLCOE STREET, TE PUKE** and known as **THIRSTY LIQUOR TE PUKE**.

BEFORE THE WESTERN BAY OF PLENTY DISTRICT LICENSING COMMITTEE

THE APPLICATION

This is an application by **THIARA LIQUOR LIMITED** for a **TEMPORARY AUTHORITY** pursuant to Section 136 of the Sale and Supply of Alcohol Act 2012 in respect of premises situated at **161 JELLCOE STREET, TE PUKE**, known as **THIRSTY LIQUOR TE PUKE**.

An Off-Licence, 022/RENOFF/8004/2020 is attached to the premises with an expiry date of 18 October 2023.

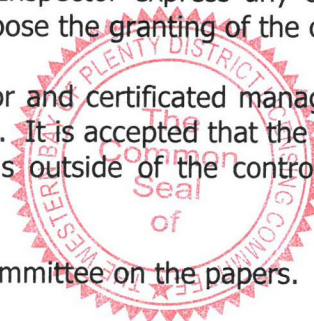
The application contains supporting documentary evidence for the change of ownership including a signed sale and purchase agreement. This is the second temporary authority application submitted by the agent for the applicant company. Although the applicant has lodged an application for a substantive off-licence, this is not able to be progressed prior to the expiry date of the current order as the Medical Officer of Health had yet to report on the application.

REASONS FOR THE DECISION

Neither the New Zealand Police nor the Licensing Inspector express any concerns about the suitability of the applicant, nor do they oppose the granting of the order.

The applicant appears to be an experienced operator and certificated managers will oversee the sale, supply, and consumption of alcohol. It is accepted that the delay in finalising the application for a substantive licence is outside of the control of the applicant.

The application will therefore be dealt with by the Committee on the papers.



DECISION

The application and supporting information satisfy us that the criteria we must have regard to as set out in s.136 of the Act has been met.

The District Licensing Committee, acting pursuant to the Sale and Supply of Alcohol Act 2012 makes an order for a Temporary Authority to **Thiara Liquor Limited** with the following conditions.

Conditions

1. The conditions relating to the Off-Licence (022/RENOFF/8004/2020) issued to Te Puke Wholesale Liquor Limited remain unchanged and includes marking the additional products as stated in this licence.

DURATION

This order is to run for three months from 29 January 2021 to 29 April 2021 or an earlier date should the substantive application be determined.

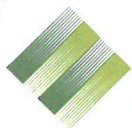
Dated at Tauranga on the 26th day of January 2021



Arthur Wilkinson
Commissioner
Western Bay of Plenty District Licensing Committee



Application No: 8140



Renewal of On Licence

Sections 14 to 16, and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012 (the **Act**), **SHANE BEECH** (the licensee) is authorised to sell and supply alcohol on the premises situated at **BEECH MOTOR CAMP, NGAROMA, LANE, MAKETU** and known as **MAKETU BEACHSIDE CAFE & RESTAURANT**, to any person for consumption on the premises and to let people consume alcohol there.

The authority conferred by this licence must be exercised through a manager or managers appointed by the licensee in accordance with subpart 7 of Part 2 of the Act.

CONDITIONS

This licence is subject to the following conditions:

1. Alcohol may be sold or supplied for consumption on the premises only on the following days and hours:
Monday to Sunday from 10:00am to 10.00pm;
2. No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day or before 1pm on Anzac Day to any person other than a person who is on the premises to dine;
3. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises.
4. The licensee must have available for consumption on the premises, at all times when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages.
5. Food must be available for consumption on the premises at all times the premises are open for the sale and supply of alcohol, in accordance with the sample menu supplied with the application for this licence or menu variations of a similar range and standard. Menus must be visible, and food should be actively promoted;
6. A properly appointed certificated, or Acting or Temporary, manager must be on duty at all times when the premises are open for the sale and supply of alcohol and their full name must be on a sign prominently displayed in the premises;
7. The licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises;
8. The Licensee must display:
 - a. At every point of sale, signs detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons.
 - b. At the principal entrance to the premises, so as to be easily read by people immediately outside the premises, a sign stating the ordinary hours of business during which the premises will be open for sale of alcohol.
 - c. A copy of the licence attached to the premises so as to be easily read by persons attending the premises.

DURATION

Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, this licence continues in force—

- (a) until the close of the period for which it was last renewed; or
- (b) if an application for the renewal of the licence is duly made before the licence would otherwise expire, until the close of the period of 3 years after the period for which it was last renewed.

This licence replaces licence no. 022/ON/02/2015 and this licence continues in force until 20 January 2024 unless again renewed.

Dated at Tauranga on the 25th day of January 2021.



 Secretary
 District Licensing Committee
 Western Bay of Plenty District Council



Decision number: 022/RENON/8100/2021

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

AND

IN THE MATTER of an application by **Shane
William Beech (“the
licensee”)** pursuant to s127
of the Act for the renewal of
the ON Licence in respect of
premises situated at 1
Ngaroma Lane, Maketu
known as the
“Maketu Beachside Café &
Restaurant”

**BEFORE THE WESTERN BAY OF PLENTY DISTRICT LICENSING
COMMITTEE**

The Application

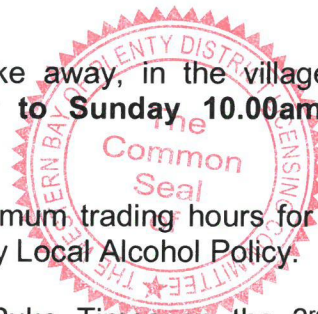
Shane William Beech (“the licensee”) applies for the renewal of the ON Licence in respect of premises situated at 1 Ngaroma Lane, Maketu known as the “Maketu Beachside Café & Restaurant.”

The business is a low-risk restaurant/café, and take away, in the village of Maketu. The current licensed hours are **Monday to Sunday 10.00am to 10.00pm**. No changes are sought.

These hours fit within both the default national maximum trading hours for ON Licences and the Tauranga and Western Bay of Plenty Local Alcohol Policy.

The application was publically notified in the Te Puke Times on the 3rd of December 2020. No objections were received by the DLC Secretariat from members of the public.

The applicant has provided comprehensive menus of the food options and low and non-alcoholic beverages available on the premises.



Reasons for the Decision

The applicant has competently operated this licence for several years now and has not come to notice in an adverse manner.

Neither the Police nor the Medical Officer of Health have raised any matters in opposition.

The inspector reports that the amenity and good order of the area has not been reduced by more than a minor extent by this low-risk activity.

Overall, I am satisfied as to the matters to which we must have regard as set out in s131 of the Act.

Accordingly, I will determine the matter on the papers.

DECISION

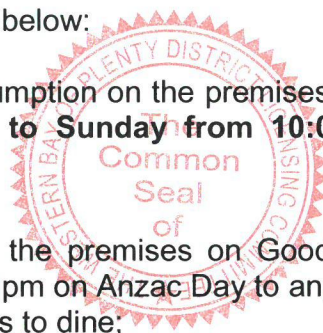
The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, **approves** an application by **Shane William Beech** (“**the licensee**”) for the renewal of the ON Licence in respect of premises situated at 1 Ngaroma Lane, Maketu known as the “**Maketu Beachside Café & Restaurant**” subject to conditions.

We also refresh the licence conditions to reflect best practice.

Conditions:

The ON licence is subject to the conditions listed below:

1. Alcohol may be sold or supplied for consumption on the premises only on the following days and hours: **Monday to Sunday from 10:00am to 10.00pm;**
2. No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day or before 1pm on Anzac Day to any person other than a person who is on the premises to dine;
3. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises.



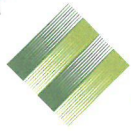
4. The licensee must have available for consumption on the premises, at all times when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages.
5. Food must be available for consumption on the premises at all times the premises are open for the sale and supply of alcohol, in accordance with the sample menu supplied with the application for this licence or menu variations of a similar range and standard. Menus must be visible, and food should be actively promoted;
6. A properly appointed certificated, or Acting or Temporary, manager must be on duty at all times when the premises are open for the sale and supply of alcohol and their full name must be on a sign prominently displayed in the premises;
7. The licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises;
8. The Licensee must display:
 - a. At every point of sale, signs detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons.
 - b. At the principal entrance to the premises, so as to be easily read by people immediately outside the premises, a sign stating the ordinary hours of business during which the premises will be open for sale of alcohol.
 - c. A copy of the licence attached to the premises so as to be easily read by persons attending the premises.

The renewal will be for three (3) years from the expiry of the current licence and a replacement licence is to be issued.

DATED at Tauranga this 22nd day of January 2021.



Murray Clearwater
Chairperson/Commissioner
Western Bay of Plenty District Licensing Committee



MANAGER'S CERTIFICATE

Section 217, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012

TORI-ANN JANETTE ATKINS


is authorised to manage any licensed premises in respect of which a licence is in force. Subject to the requirements of the Act relating to fees, and to the provisions of the Act relating to the suspension and cancellation of managers' certificates, this certificate continues in force—

- (a) either—
 - (i) until the close of the period for which it was last renewed; or
 - (ii) if it has never been renewed, until the close of the period of 12 months after the day it was issued; but

- (b) if an application for the renewal of the licence is duly made before the licence would otherwise expire, either—
 - (i) until the close of the period of 3 years after the period for which it was last renewed; or
 - (ii) if it has never been renewed, until the close of the period of 4 years after the day it was issued.

This certificate expires at the close of 29 January 2022

Dated at Tauranga on the 29th day of January 2021.


Secretary, District Licensing Committee
Western Bay of Plenty District Council



Decision number: **022/CERT/8123/2021**

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

AND

IN THE MATTER of an application by **TORI-
ANN JANETTE ATKINS.**
pursuant to s.219 of the Act
for the issue of a manager's
certificate

**BEFORE THE WESTERN BAY OF PLENTY DISTRICT LICENSING
COMMITTEE**

This is an application by **TORI-ANN JANETTE ATKINS** for the issue of a manager's certificate.

Licensed premises: **WAIHI BEACH HOTEL**

REASONS FOR THE DECISION

The applicant holds the prescribed Licence Controller Qualification/s and is employed in licensed premises.

The Licensing Inspector has provided a report outlining the applicant's experience of working in licensed premises. The Inspector has also tested the applicant's understanding of the Act and the responsibility of performing as a duty manager.

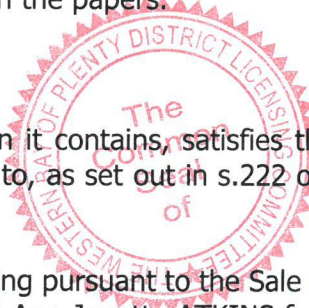
Neither the New Zealand Police nor the Licensing Inspector express any concern about the suitability of the applicant, nor do they oppose the granting of the application.

Accordingly, the application can be dealt with on the papers.

DECISION

The application, and the supporting information it contains, satisfies the Committee that the criteria to which we must have regard to, as set out in s.222 of the Act, has been met.

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, grants the application by Tori-Ann Janette ATKINS for a Manager's Certificate.



The certificate is granted for a period of twelve months from the date the certificate is issued.

DATED at Tauranga on the 29th day of January 2021



Arthur Wilkinson
Commissioner
Western Bay of Plenty District Licensing
Committee



Application No: 8123