



022/ON/8279/2021

## 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**), **SPENCER ENTERPRISES 2021 LIMITED** (the licensee) is authorised to sell and supply alcohol on the premises situated at **17 PLUMMERS POINT ROAD, ŌMOKOROA** and known as **THE POINT ALEHOUSE**, 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 only be sold or supplied for consumption on the premises on the following days and during the following hours:
 

<b>Monday to Saturday:</b>	<b>Hours: 9.00 am to 12.00 Midnight.</b>
<b>Sunday:</b>	<b>Hours: 9.00 am to 10.30 pm.</b>
2. No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day to any person other than a person who is on the premises to dine;
3. The whole of the premises including the outdoor area is designated as a Supervised Area;
4. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises;
5. The Licensee must have available for consumption on the premises, at all time when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages;
6. 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;
7. 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;
8. The Licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises;
9. 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; and
  - 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. 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 licence continues in force until 10 September 2022 unless renewed.**

**Dated** at Tauranga on the 10<sup>th</sup> day of September 2021.



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Secretary  
**District Licensing Committee**  
**Western Bay of Plenty District Council**



**IN THE MATTER**

of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by **SPENCER ENTERPRISES 2021 LIMITED** for an **ON LICENCE** pursuant to s.100 of the Act in respect of premises situated at **17 PLUMMERS POINT ROAD, ŌMOKOROA** and known as **THE POINT ALEHOUSE**.

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

**The Application**

This is an application submitted by **SPENCER ENTERPRISES 2021 LIMITED** which seeks a new **ON LICENCE** in respect of premises situated at **17 PLUMMERS POINT ROAD, ŌMOKOROA**, known as **THE POINT ALEHOUSE**.

The applicant is a private limited company, incorporated on 2 February 2021.

The general nature of the business to be undertaken is that of a **ON LICENCE - TAVERN**. Its principal entrance is accessed from car parking off 17 Plummers Point Road, Ōmokoroa.

Days and Hours sought are Monday to Saturday 09.00a.m. to 12.00p.m., and Sunday 09.00a.m. to 10.30 p.m.

The application has resulted from the establishment of a new business on the premises once known as Lava East, The Sandhu Bar, The Horses Bar. This business will trade as The Point Alehouse.

The Directors of Spencer Enterprises 2021 Limited are Sonia Spencer and Shane Spencer. The directorship is 50%:50%.

The building owners' consent was attached to the application.

FENZ has been in contact with the new owners in respect to compliance requirements.

The applicant is currently operating under a Temporary Authority.

The premises, located at the junction of Plummers Point Road and State Highway 2 forms part of a small hub of shops and services facilities. These goods and services primarily serve the local community of Whakamarama and passing trade. The Point Alehouse sits adjacent to The Black Sheep restaurant, on the opposite side of the highway to the hub of facilities.

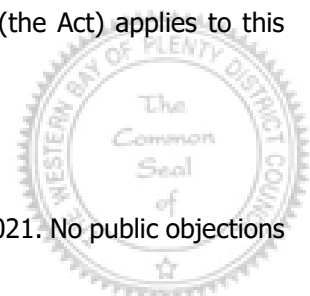
In addition to the bar and restaurant there is also a commercial warehouse on the same parcel of land.

The criteria found at section 105 of the Sale and Supply of Alcohol Act 2012 (the Act) applies to this application.

**Reasons for the Decision**

The application was publicly notified in The Weekend Sun on 18<sup>th</sup> and 25<sup>th</sup> July 2021. No public objections were submitted.

Neither of the reporting agencies have opposed this application.



The Inspector being aware of the history of the outlet and after completing due diligence on this application, reporting that:

- For a number of years the bar's reputation was that of a drinkers' den however as the business is being run by new owner's staff changes are occurring. Likewise, renovations are occurring and as a result the business is attracting a new clientele. Similarly, food options have increase and the place reorganised.
- The Inspector when holding a general discussion with the applicant's duty manager and shareholder on 9 June 2021 reports that the applicant appears to be aware of the responsibilities under the Act.
- The premises is situated on the junction of Plummers Point Road and State Highway 2 and set back from the road side. Access is from Plummer Point Road, Whakamarama. The local area; zoned rural under the district plan, is not subject to an alcohol ban by-law.
- The building is situated on land NZTA were planning on building the Te Puna By-pass through the land the premises is situated upon, now delayed.
- Certificated staff are employed and on of the new owners; Sonia Spencer, has recently completed her LCQ Course.
- The hours sought were within the hours permitted under the local alcohol policy, but not compliant with the consented hours as stipulated under the certificate of compliance. Thereby the planning department have granted the hours and days of operation of the premises, as being restricted to 9.00 am to 12.00 Midnight, Monday to Saturday and Sunday 9.00a.m. to 10.30p.m.
- The premises consist of a main building hosting a bar and over looks two pool tables and nine pokie machines. The entire licensed area can be viewed from the bar. Adjacent to the entrance is an outdoor drinking area used for smoking. This area is currently being renovated into a BBQ area. The overhead cladding will be removed. The entire area can be monitored frequently by the duty manager; a food serving hatch is planned to serve the culinary needs of customers sitting outside. There are plans to possibly include a darts team in the near future. Due to the premises being a tavern, all of the premises if not part of it, is to be designated as supervised; the applicant has requested the indoor and outdoor areas be designated as supervised. The applicant has requested the gaming area be designated as restricted. As the gaming area has essentially nothing to do with the sale and supply of alcohol, there is no reason to designate. The applicant can decide to make it a restrictive area if they want to, but it has no bearing under the on-licence. The licensed area is more precisely defined on the plan date stamped as received by Western Bay of Plenty District Council on 1 June. Therefore there are no concerns with the design and layout of the premises.
- At the time of the site visit on 9 June 2021 the premises was operating and customers were in the bar. All required signage was clearly displayed including a host responsibility policy. Food, low and non-alcoholic beverages were available. Alternative transportation had been considered in the form of taxi information and the director advised that she would also take customers home if need be. Good quality food at reasonable prices could be ordered through the bar and the option to order food from the restaurant next door is also available. Menus for the bar and restaurant next door were on the bar. The atmosphere was comfortable and the customers pleasant and friendly. I could see no one over drinking or acting under the influence. Thereby the Inspector also reports no concern for excessive noise or overcrowding. The duty manager's name was prominently displayed and the duty manager present and the applicant appears to have appropriate systems, staff, and training to comply with the law.

- The inspector reports he is not aware of any concerns relating to nuisance or vandalism relating to licensed premises in the area.
- Under the substantive licence additional conditions were stipulated to address the issue of noise effecting the neighbours and has developed a noise plan, which takes into consideration the needs of the neighbouring properties.
- There is no visual evidence of anti-social behaviour such as discarded bottles, cans or litter to indicate the parking facilities are being used to pre-load. There are no recent negative reports from the police regarding the operations of the bar and no visual signs of crime in the local vicinity. There is no information to suggest the premises are associated with criminal behaviour. The car park is clean and tidy.
- The bar is separated from the roadside by hedgerow.

In summary the Inspector reports that under the new management, there is no reason to believe the amenity and good order of the locality would likely to be change by more than a minor extent, or by the effects of a refusal to renew the licence.

Thereby the Inspector after carrying out due diligence into the application, and based on the information provided, reports the application meets the criteria in the Act therefore does not oppose this application.

The hours permitted fit under the Local Alcohol Policy.

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

### **The Decision**

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), approves **a new Tavern On-Licence**, sought by **Spencer Enterprises Limited**; to trade as **The Point Alehouse and Bar** from 17 Plummers Point Road, Whakamarama for period of year subject to the following conditions:

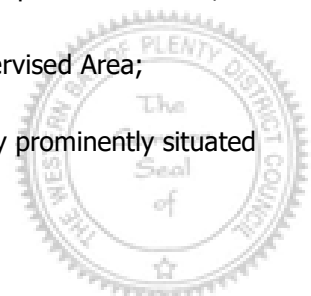
#### **The Conditions:**

- (a) Alcohol may only be sold or supplied for consumption on the premises on the following days and during the following hours:

**Monday to Saturday:                      Hours: 9.00 am to 12.00 Midnight.**

**Sunday:    Hours: 9.00 am to 10.30 pm.**

- (b) No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day to any person other than a person who is on the premises to dine;
- (c) The whole of the premises including the outdoor area is designated as a Supervised Area;
- (d) Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises;





- (e) The Licensee must have available for consumption on the premises, at all time when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low—alcohol beverages;
- (f) 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;
- (g) 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;
- (h) The Licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises;
- (i) 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; and
  - (c) A copy of the licence attached to the premises so as to be easily read by persons attending the premises.

**Dated** at Tauranga on the 10<sup>th</sup> September 2021.



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**Commissioner  
Western Bay of Plenty District Licensing Committee**

Application No: 8279



# 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**), **BPS TRADERS LIMITED** (the licensee) is authorised to sell and supply alcohol on the premises situated at **50 JELICOE STREET, TE PUKE** and known as **VESEY'S INDIAN RESTAURANT AND BAR**, 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 only be sold or supplied for consumption on the premises on the following days and during the following hours:

**Monday to Sunday: Hours: 9.00 am to 1.00 am the following day.**

2. No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day who is not present on the premises to dine;
3. Fresh drinking water must 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 time 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 catering menu supplied with the application for this licence or menu variations of a similar range and standard.
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, and
  - c. A copy of the licence attached to the premises so as to be easily read by persons attending the premises.
9. Alcohol is only to be sold and consumed to customers that are dining within the restaurant 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. 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 licence continues in force until 13 September 2022 unless renewed.**

**Dated** at Tauranga on the 13<sup>th</sup> day of September 2021.



Secretary  
**District Licensing Committee**  
**Western Bay of Plenty District Council**



**IN THE MATTER**

of the Sale and Supply of Alcohol Act  
2012

**AND**

**IN THE MATTER**

of an application by **BPS TRADERS LIMITED** for an **ON LICENCE** pursuant to s.100 of the Act in respect of premises situated at **50 JELlicOE STREET, TE PUKE** and known as **VESEY'S INDIAN RESTAURANT AND BAR.**

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

**The Application**

This is an application, submitted by **BPS Traders Limited**, seeks a new **Class 3 Restaurant-On Licence** in respect to premises situated at **50 Jellicoe Street, Te Puke**; known as **Vesey's Indian Restaurant and Bar**. The principal entrance to the restaurant is accessed from 50 Jellicoe Street, Te Puke.

Days and hours sought are Monday to Sunday 9.00a.m. to 1.00a.m.

The application has resulted from a new business being established on the premises.

The applicant is a private limited company, No. 8114876, incorporated on 4 September 2020. The Director of the company is Nimisha Taneja (022/Cert/8263/2021).

The company has two directors, both have been involved the hospitality trade for the last five years; operating a similar business from the same premises a number of years ago.

The Property Owners consent was included in the application.

The premises is currently operating under a Temporary Authority.

The criteria found at section 105 of the Sale and Supply of Alcohol Act 2012 (the Act) applies to this application.

**Reasons for the Decision**

Neither of the reporting agencies have opposed this application or have highlighted and concerns. The application was publicly notified in the Te Puke Times on the 12<sup>th</sup> then 19<sup>th</sup> August 2021. No objections were received within the objection period. Likewise, FENZ does not opposed this application.

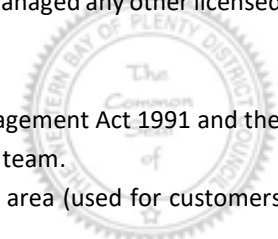
Based on the information provided in the application and an inspection of the premises, the Inspector considers the applicant's proposal for the sale and supply of alcohol is consistent with the purpose of the Act and meets the criteria under section 105 of the Act reporting:

No information has come to light with regards to the director nor they way she has managed any other licensed premises therefore has no reason to question the applicant's suitability.

There have been no issues raised regarding the Building Code or the Resource Management Act 1991 and the certificate of compliance has been signed off by the planning team and the building team.

When entering the Indian style restaurant there is a service counter and a waiting area (used for customers who are waiting for a take-away).

The intention is build the restaurant where alcohol is axillary to the principal business of food. Thereby the director confirms that alcohol will be only delivered to the table upon request, thus a class 3 category under



the fees schedule. All alcohol is in a fridge behind the service counter and no taps are on the service counter, The director has also confirmed that no alcohol will be served to customers waiting for a take-away meal. This has been agreed to be additional condition placed on the licence. Due to the fact the premises intends to trade principally as a restaurant, there is no need for a designated area. The licensed area is more precisely defined on the plan as received by Western Bay of Plenty District Council on 23 July 2021.

He visited the premises on Thursday 12 August 2021 and met the director. He has no concerns with the design and layout of the premises providing adequate measures are taken to monitor all the customers reporting:

- All required signage was visibly displayed and even though a host responsibility policy was in place. Food, low and non-alcoholic beverages, and alternative forms of transport were available. There was no concern for excessive noise or overcrowding. The director has been provided with a manager's register to keep up to date.
- There appeared to be sufficient levels of staff to manage the premises effectively and it appears to have considered the appropriate systems, staff, and training to comply with the law.
- Apart from food and drink, no other goods and services are known to be offered.
- The premises is situated on Jellicoe Street, within the town centre of Te Puke. Under the district plan the premises is zoned as commercial. The immediate town centre is subject to a liquor ban. There have been numerous problems with a small contingent of street drinkers who reside out the back of the library. The shops at risk of serving these street drinkers tend to be off-licences. The premises has been utilised as an Indian restaurant for several years and situated within a row of shops and services, otherwise recognised as the heart of the town centre. Thereby he sees no reason why an Indian styled restaurant would have any issues with the street drinkers. The two neighbouring properties are a gift store and a Mexican restaurant. There are a handful of licensed premises in the same locality:
  - 2 x taverns that also serve good food.
  - 2 x sport bar type premises with pokies.
  - 2 x clubs
  - 2 x supermarkets
  - 1 x grocery store
  - 4 x bottle stores
  - 2 x restaurants
- Thus, the sale and consumption of alcohol proposed from this restaurant is unlikely to have any additional impact on the amenity and good order of the locality. Likewise, there is nothing to suggest this premises would add to the issues already experienced. There is no information to suggest the premises are associated with criminal behaviour. The town centre looks tired and several shops are currently empty. However. this venue has been given a deep clean so is now appealing to the eye.
- Thereby there is no reason to believe that the amenity and good order of the locality would be likely to be reduced, to more than a minor extent, by the effects of the issue of the licence.

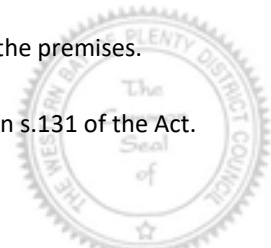
Thus the Inspector after carrying out due diligence into the application, and based on the information provided, reports the application meets the criteria in the Act therefore does not oppose this application.

The hours comply with the requirements of the Local Alcohol Policy, as it applies to the premises.

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

### **The Decision**

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), **approves** the issue of a new Class 3 Restaurant Licence, to **BPS Traders Limited**; trading as Vessey's Indian



Restaurant and Bar from 50 Jellicoe Street, Te Puke, renewable in one year for its issuing date; subject to the following conditions:

**The Conditions:**

- (a) Alcohol may only be sold or supplied for consumption on the premises on the following days and during the following hours:  
**Monday to Sunday: Hours: 9.00 am to 1.00 am the following day.**
- (b) No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day who is not present on the premises to dine;
- (c) Fresh drinking water must be provided to patrons free of charge from a water supply prominently situated on the premises.
- (d) The Licensee must have available for consumption on the premises, at all time when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages.
- (e) 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 catering menu supplied with the application for this licence or menu variations of a similar range and standard.
- (f) 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.
- (g) The Licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises.
- (h) 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, and
  - (c) A copy of the licence attached to the premises so as to be easily read by persons attending the premises.
- (i) Alcohol is only to be sold and consumed to customers that are dining within the restaurant area.

**Dated** at Tauranga on the 10<sup>th</sup> September 2021

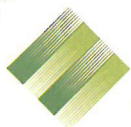


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**Commissioner  
Western Bay of Plenty District Licensing Committee**

Application No: 8351





# Renewal of Club Licence

Section 21 and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), **KATIKATI RSA AND CITIZENS CLUB INCORPORATED** (the licensee) is authorised to sell and supply alcohol on the premises situated at **1 HENRY ROAD, KATIKATI** and known as **KATIKATI RSA & CITIZENS CLUB** for consumption on the premises, to any person who –

- (a) is a member of the club; or
- (b) is on the premises at the invitation of, and is accompanied by, a member of the club; or
- (c) is a member of some other club with which the holder of the licence has an arrangement for reciprocal visiting rights for members.

The authority conferred by this licence must be exercised through a manager or managers appointed by the club 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 from the premises for consumption on the premises only on the following days and hours:

<b>Monday to Sunday</b>	<b>9.00 am to 1.00 am the following day</b>
<b>Anzac Day</b>	<b>4.00 am to 9.00 am</b>

2. Free drinking water must always be available to customers from the bar.
3. While the premises are open for the sale and supply of alcohol no BYO alcohol may be consumed on the premises.
4. At all times the premises are open for the sale and supply of alcohol a range of substantive food must be readily available. A minimum of three types of food should be available on the premises. Menus must be visible, and food should be actively promoted.
5. The Licensee must have available for consumption on the premises, at all time 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 provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises.
7. 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. A copy of the licence attached to the inside of the premises so as to be easily read by people entering the premises.
8. Section 60(1) (b) condition to be added as follows:
  - a. Is on the premises at the invitation of, and is accompanied by, a member of some other club with which the club has an arrangement for reciprocal visiting rights for members, otherwise known as a guest of an authorised visitor.

## 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/RENCL/7294/2018 and this licence continues in force until 09 August 2024 unless again renewed.**

**Dated** at Tauranga on the 25<sup>th</sup> day of November 2021.

  
 Secretary  
 District Licensing Committee  
 Western Bay of Plenty District Council



**IN THE MATTER**

of the Sale and Supply of Alcohol Act  
2012

**AND**

**IN THE MATTER**

of an application by **KATIKATI RSA  
AND CITIZENS CLUB  
INCORPORATED** for the renewal of a  
**CLUB LICENCE** pursuant to s.127 of  
the Act in respect of premises situated  
at **1 HENRY ROAD, KATIKATI** and  
known as **KATIKATI RSA &  
CITIZENS CLUB.**

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

**THE APPLICATION**

This is an application by **KATIKATI RSA AND CITIZENS CLUB INCORPORATED** for an **CLUB LICENCE** in respect of premises situated at **1 HENRY ROAD, KATIKATI**, known as **KATIKATI RSA & CITIZENS CLUB.**

The general nature of the business to be undertaken is that of a **Club Licence - Class 2.**

The applicant is an incorporated society and is incorporated under the Incorporated Societies Act 1908 on 11 April 1974 and has held a Club licence since 1990.

The application was publicly notified in the Katikati Advertiser on the 15<sup>th</sup> July 2021. No objections were received from members of the public.

No changes are sought to the existing authorised hours which are:

<b>Monday to Sunday</b>	<b>9:00 am</b>	<b>to</b>	<b>1:00 am the following day</b>
<b>Anzac Day</b>	<b>4:00 am</b>	<b>to</b>	<b>9:00 am</b>

These hours are within the operative Tauranga and Western Bay of Plenty Local Alcohol Policy as it relates to Club Licences.

The applicant has supplied a list of food options as well as low and non-alcoholic beverages that are available when the premises are open for the sale and supply of alcohol.

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

**REASONS FOR THE DECISION**

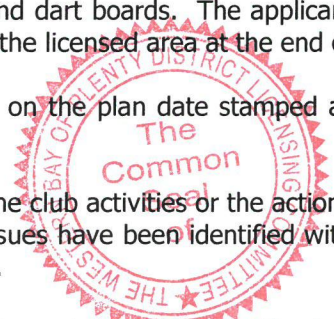
The principal activity is that of a social club. The principal entrance is accessed from a car park off Henry Road in Katikati.

The premises are split into three main areas: a bar area, which is interspaced with tables and chairs, a separate restaurant and a separate gaming area with pool tables and dart boards. The applicant has requested a minor increase, which has the Inspector's support, to the licensed area at the end of the restaurant, which would allow customers to eat outside.

The licensed area has been updated and is more precisely identified on the plan date stamped as received by Western Bay of Plenty District Council on 6 July 2021.

The Inspector has reported he has received no complaints regarding the club activities or the actions of its members. In addition, the Inspector reports that to date, no issues have been identified with the operation of the premises in accordance with the object of the Act.

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





## **DECISION**

The District Licensing Committee Chair, acting pursuant to the Sale and Supply of Alcohol Act 2012, **approves** the application by the **Katikati RSA and Citizens Club Incorporated** for renewal of the Club-licence in respect of premises situated at **1 Henry Road, Katikati** and known as the "**Katikati RSA and Citizens Club**", subject to conditions.

## **Conditions**

The licence is subject to the conditions listed as follows:

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

<b>Monday to Sunday</b>	<b>9.00 am to 1.00 am the following day</b>
<b>Anzac Day</b>	<b>4.00 am to 9.00 am</b>

2. Free drinking water must always be available to customers from the bar.
3. While the premises are open for the sale and supply of alcohol no BYO alcohol may be consumed on the premises.
4. At all times the premises are open for the sale and supply of alcohol a range of substantive food must be readily available. A minimum of three types of food should be available on the premises. Menus must be visible, and food should be actively promoted.
5. The Licensee must have available for consumption on the premises, at all time 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 provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises.
7. 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. A copy of the licence attached to the inside of the premises so as to be easily read by people entering the premises.
8. Section 60(1) (b) condition to be added as follows:

Is on the premises at the invitation of, and is accompanied by, a member of some other club with which the club has an arrangement for reciprocal visiting rights for members, otherwise known as a guest of an authorised visitor.

**Dated** at Tauranga on the 24<sup>th</sup> day of November 2021



**Arthur Wilkinson**  
**Commissioner**  
**Western Bay of Plenty District Licensing Committee**



Application No: 8292





# 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), **BLACK SHEEP RESTAURANT AND BAR LIMITED** (the licensee) is authorised to sell and supply alcohol on the premises situated at **17 PLUMMERS POINT ROAD, WHAKAMARAMA** and known as **THE BLACK SHEEP BAR AND GRILL**, 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. 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 who is not present on the premises to dine on the premise.
2. Alcohol may only be sold and supplied for consumption on the premises on the following days and during the following hours:  
**Monday to Sunday: Hours: 9.00 am to 12.00 Midnight.**
3. Free drinking water is to be always available to customers on the tables.
4. Food must be available for consumption on the premises at all times the premises are open for the sale and supply of alcohol. Menus must be visible, and food should be actively promoted.
5. The Licensee must have available for consumption on the premises, at all time 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 provide information, advice, and assistance about alternative forms of transport available to patrons from the licensed premises.
7. A properly appointed Certificated or Acting or Temporary Manager must be on duty at all times, within the licensed area, 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.
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; and
  - c. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principal entrance.

## 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/7891/2020 and this licence continues in force until 10 August 2024 unless again renewed.**

**Dated** at Tauranga on the 13<sup>th</sup> day of September 2021.



Secretary

**District Licensing Committee**  
**Western Bay of Plenty District Council**



**IN THE MATTER**

of the Sale and Supply of Alcohol  
Act 2012

**AND**

**IN THE MATTER**

of an application by **BLACK SHEEP RESTAURANT AND BAR LIMITED** for an **ON LICENCE** pursuant to s.100 of the Act in respect of premises situated at **17 PLUMMERS POINT ROAD, WHAKAMARAMA** and known as **THE BLACK SHEEP BAR AND GRILL**.

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

**The Application**

This is an application, submitted by **BLACK SHEEP RESTAURANT AND BAR LIMITED**, seeks a renewal of an **ON LICENCE** in respect of premises situated at **17 PLUMMERS POINT ROAD, WHAKAMARAMA**, known as **THE BLACK SHEEP BAR AND GRILL**.

The general nature of the business to be undertaken is that of a **ON LICENCE - CLASS 1 RESTAURANT**. Its principal entrance is accessed from an entranceway leading from 17 Plummerville Road, Whakamarama.

Days and hours sought Monday to Sunday 09.00a.m. to 12.00 midnight.

The applicant is a Private Limited Company No. 7947432, incorporated on 14 April 2020. The business has been trading with an On-Licence 022/ON/7891/2020 from its current location since 10 August 2020.

The director of this company is Kavitha Rayapudi.

The applicant does not seek any changes to the licence.

The property owner's consent has been provided.

NZ Fire Service reports the premises has a current Fire Evacuation Scheme.

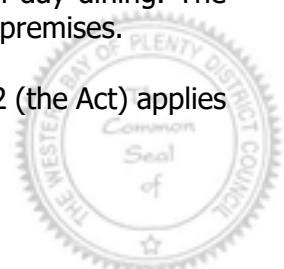
The Black Sheep Bar and Grill is essentially a restaurant that provides all day dining. The principal business is the providing of meals to the public for eating on the premises.

The criteria found at section 131 of the Sale and Supply of Alcohol Act 2012 (the Act) applies to this application.

**Reasons for the Decision**

The application was publicly notified in The Weekend Sun:

- First Notice 23 July 2021
- Second Notice 30 July 2021

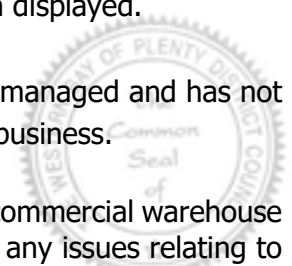


- The objection period expired on: 13 August 2021  
No public objections were made in the prescribed time scale.

Police reported on the application on 21 July 2021. That report does not oppose the application. Likewise, the Medical Officer of Health reported on the application on 22 July 2021. That report does not oppose the application.

The Inspector does not oppose this application reporting:

- A general discussion was held with the duty manager on 16 July 2021 during an inspection of the premises. At that time all the required signage was clearly displayed. The duty manager's name was prominently displayed. The duty manager was present on the premises and overseeing the licensed area. No further information has come to light regarding the operation of the premises and no concerns have been reported from the agencies regarding the conduct of the premises or the owner. He has no reason to question the applicant's suitability.
- There have been no issues raised in regard to the Building Code or the Resource Management Act.
- The premises consists of three main areas: An Atrium, a restaurant, and an outdoor courtyard area. No information has come to light to indicate there has been any problems with the layout and the management of the consumption of alcohol with respect to the duty manager being able to observe and monitor. There is no bar as such, only a serving counter. Low and non-alcoholic beverages were available, as was free water. Food was displayed on the menus and was being prepared in the kitchen. The licensed area is the entire internal floor area of the premises and the outdoor area. Alcohol is kept behind the serving counter. No other goods and services were observed other than food and drink, although, the artwork in the Atrium is for sale. Thus, he has no concerns with the design and layout of the premises. The defined area is more precisely identified on the plan date stamped as received by the Western Bay of Plenty Council on 9 July 2021.
- At the moment there are two duty managers recorded as working for the premises. Staff training is conducted at team meetings. The host responsibility policy was displayed. The duty manager's register is kept up to date.
- The applicant appears to have appropriate systems, staff, and training to comply with the law.
- Alternative transportation was in the form of a taxi information displayed.
- Overall, he was impressed with how the restaurant was being managed and has not received any complaints with respect to the operations of the business.
- The immediate neighbouring businesses consist of a tavern, a commercial warehouse and across the road, residential properties. He is not aware of any issues relating to noise, nuisance or vandalism associated with the restaurant in the last year nor received any complaints with regards to noise or nuisance. There are only two



licensed premises in the local vicinity: a grocery store and a tavern, which is directly next door to the restaurant and forms part of the same building. There is no information to suggest the premises are associated with criminal behaviour. Nor is there any visual evidence of anti-social behaviour such as discarded bottles, cans, or litter to indicate pre-loading. The restaurant is kept clean and tidy and always has an appealing nature. Therefore, no reason to believe the amenity and good order of the locality would likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence.

Thereby the Inspector after carrying out due diligence into the application, and based on the information provided, reports the application meets the criteria in the Act therefore does not oppose this application.

The Local Alcohol Policy stipulates the maximum hours for an On-licence are 9.00 am to 1.00 am the following day. Thereby the hours sought are within the hours permitted under the local alcohol policy.

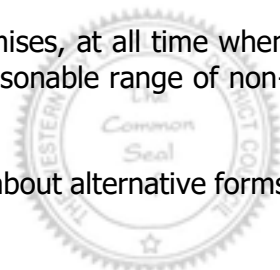
Therefore, I am satisfied as to the matters to which we must have regard as set out in s.131 of the Act.

### **The Decision**

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), approves **the renewal of a Class 1 Restaurant On-Licence, for Black Sheep Restaurant and Bar Limited;** trading as: The Black Sheep Restaurant and Bar from 17 Plummers Point Road, Whakamarama for a further 3 years until renewal on or before 10th August 2024, subject to adherence of the Sales and Supply of Alcohol Act and the following conditions:

### **The Conditions:**

- (a) 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 who is not present on the premises to dine on the premise.
- (b) Alcohol may only be sold and supplied for consumption on the premises on the following days and during the following hours:  
**Monday to Sunday: Hours: 9.00 am to 12.00 Midnight.**
- (c) Free drinking water is to be always available to customers on the tables.
- (d) Food must be available for consumption on the premises at all times the premises are open for the sale and supply of alcohol. Menus must be visible, and food should be actively promoted.
- (e) The Licensee must have available for consumption on the premises, at all time when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages;
- (f) The Licensee must provide information, advice, and assistance about alternative forms of transport available to patrons from the licensed premises.



- (g) A properly appointed Certificated or Acting or Temporary Manager must be on duty at all times, within the licensed area, 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.
- (h) 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; and
  - c. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principal entrance.

**Dated** at Tauranga on the 9<sup>th</sup> September 2021

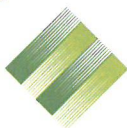
*B. J. Edlin*



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**Commissioner  
Western Bay of Plenty District Licensing Committee**

Application No: 8295



## 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**), **J & N GOURMET LIMITED** (the licensee) is authorised to sell and supply alcohol on the premises situated at **1 HALL ROAD, PAENGAROA** and known as **THE TRADING POST**, 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. No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day to any person who is not present on the premises to dine.
2. Alcohol may only be sold and supplied for consumption on the premises on the following days and during the following hours:  
**Monday to Sunday: Hours: 10.00 am to 12.00 Midnight.**
3. Free drinking water is to be always available to customers on the tables.
4. Food must be available for consumption on the premises at all times the premises are open for the sale and supply of alcohol. Menus must be visible, and food should be actively promoted.
5. The Licensee must have available for consumption on the premises, at all time 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 provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises.
7. A properly appointed Certificated or Acting or Temporary Manager must be on duty at all times, within the licensed area, 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.
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; and
  - c. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principal entrance.


### **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/7941/2020 and this licence continues in force until 21 August 2024 unless again renewed.**

**Dated** at Tauranga on the 15<sup>th</sup> day of September 2021.

  
 Secretary  
**District Licensing Committee**  
**Western Bay of Plenty District Council**





**IN THE MATTER**

of the Sale and Supply of Alcohol Act  
2012

**AND**

**IN THE MATTER**

of an application by **J & N GOURMET LIMITED** for an **ON LICENCE** pursuant to s.100 of the Act in respect of premises situated at **1 HALL ROAD, PAENGAROA**: known as **THE TRADING POST**.

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

**The Application**

This application, received from J & N Gourmet Limited; trading as The Trading Post, from 1 Hall Road, Paengaroa, is seeking a renewal of a Class 3 On-Licence. The Trading Post is a French themed restaurant with it's principal entrance accessed from the junction of Hall Road and Wilson Road South, Paengaroa. Its current Liquor Licence has a 21 August 2021 expiry date.

The applicant was incorporated under the New Zealand Companies Act (No 8018376) on 2 June 2020. It has two directors who are both French Nationals: Nina Vergnes, and Jordon Benoit Fernand Beaudèche (022/Cert/7949/2021).

The business operates from lease premises with an initial lease and three renewal periods.

The applicant does not seek any changes to the licence. The current hours are **Monday to Sunday 10.00a.m. to 12.00 Midnight**.

This will be the second application for an on-licence by this application.

The criteria found at section 131 of the Sale and Supply of Alcohol Act 2012 (the Act) applies to this application.

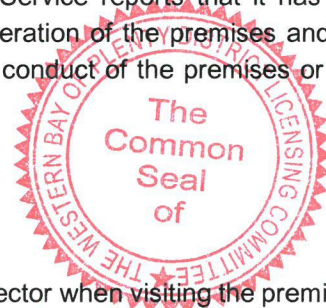
**Reasons for the Decision**

The application was publicly notified in Te Puke Times on the 29<sup>th</sup> July with no public objections received.

Police reported on the application on 28 July 2021 and the Medical Officer of Health reported on the application on 30 July 2021. Neither the Medical Officer of Health nor the Police have highlighted any concerns or oppose this application. Likewise, New Zealand Fire Service reports that it has not opposition. No fresh information has come to light regarding the operation of the premises and no concerns new have been reported from the agencies regarding the conduct of the premises or the owner.

The Inspector reports:

- He has no reason to question the applicant's suitability.
- A general discussion was held with the duty manager and director when visiting the premises on 12 August 2021. At that time most of the signage was displayed; missing were the Host



Responsibility Policy, the Duty Manager's Register and Taxi Information which have since been requested. At that time the duty manager's name was prominently displayed. Low and non-alcoholic beverages and free water were available. Food was displayed on the menus and was being prepared in the kitchen. No other goods and services were observed other than food and drink.

- No complaints with respect to the operations of the business have been received.
- There have been no issues raised in regard to the Building Code or the Resource Management Act.
- The premises are relatively small making it easier for the duty manager to oversee. As there is an outdoor garden, which is fenced off, it should be easy for the duty manager to manage. There is no bar, just a serving counter with a cash register and Alcohol is kept behind the serving counter. The licensed area is the entire internal floor area of the premises, and the outdoor area. No information has come to light to indicate there has been any problems with the layout. The defined area is more precisely identified on the plan date stamped as received by the Western Bay of Plenty Council on 22 July 2021.
- The immediate neighbouring businesses consist of a bridal wear store and a furniture store. Behind the restaurant is residential housing and there are only two other licensed premises in the local vicinity: a bottle store and a rugby club.
- No complaints have been received in regard to noise or nuisance nor is the Inspector aware of any issues relating to noise, nuisance or vandalism associated with the restaurant in the last year.
- The restaurant is kept clean and tidy and has been spruced up to reflect a French ambiance. There is no visual evidence of anti-social behaviour such as discarded bottles, cans or litter to indicate pre-loading. There is no information to suggest the premises are associated with criminal behaviour. Therefore, there is no reason to believe the amenity and good order of the locality would likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence.
- Currently three duty managers are recorded as working for the premises. Staff training is conducted by the directors and the business appears to have appropriate systems, staff, and training to comply with the law.

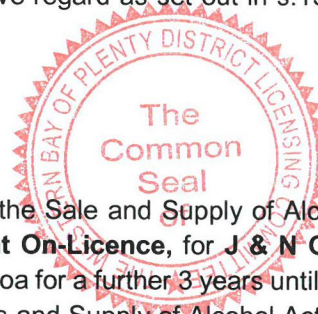
Thereby the Inspector after carrying out due diligence into the application, and based on the information provided, reports the application meets the criteria in the Act therefore does not oppose this application.

The hours sought are within the hours permitted under the Local Alcohol Policy.

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

### **The Decision**

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), approves **the renewal of a Class 3 Restaurant On-Licence, for J & N Gourmet Limited trading as The Trading Post**, from 1 Hall Road, Paengaroa for a further 3 years until renewal on or before 21st August 2024, subject to adherence of the Sales and Supply of Alcohol Act and the following conditions:





**The Conditions:**

- (a) No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day to any person who is not present on the premises to dine.
- (b) Alcohol may only be sold and supplied for consumption on the premises on the following days and during the following hours:  
  

**Monday to Sunday:                      Hours: 10.00 am to 12.00 Midnight.**
- (c) Free drinking water is to be always available to customers on the tables.
- (d) Food must be available for consumption on the premises at all times the premises are open for the sale and supply of alcohol. Menus must be visible, and food should be actively promoted.
- (e) The Licensee must have available for consumption on the premises, at all time when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages;
- (f) The Licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises.
- (g) A properly appointed Certificated or Acting or Temporary Manager must be on duty at all times, within the licensed area, 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.
- (h) 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; and
  - c. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principal entrance.

**Dated** at Tauranga on the 14<sup>th</sup> September 2021

*B. J. Eddowes*

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**Commissioner  
Western Bay of Plenty District Licensing Committee**

Application No: 8308





# Renewal of Club Licence

Section 21 and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), **MAKETU COMMUNITY FISHING AND RECREATION TRUST INCORPORATED** (the licensee) is authorised to sell and supply alcohol on the premises situated at **461 WILSON ROAD NORTH, MAKETU** and known as **MAKETU COMMUNITY FISHING AND RECREATION TRUST INCORPORATED** for consumption on the premises, to any person who –

- a) is a member of the club; or
- b) is on the premises at the invitation of, and is accompanied by, a member of the club; or
- c) is a member of some other club with which the holder of the licence has an arrangement for reciprocal visiting rights for members.
- d) is on the premises at the invitation of, and is accompanied by, a member of some other club with which the club has an arrangement for reciprocal visiting rights for members, otherwise known as a guest of an authorised visitor.

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

## CONDITIONS

This licence is subject to the following conditions:

1. Alcohol may only be sold on the following days and during the following hours:  
**Monday to Sunday: Hours: 5.00 pm to 10.00 pm.**
2. Free drinking water must always be available to customers from the bar.
3. While the premises are open for the sale and supply of alcohol no BYO alcohol must be consumed on the premises.
4. At all times the premises are open for the sale and supply of alcohol a range of substantive food must be readily available. A minimum of three types of food should be available on the premises. Menus must be visible, and food should be actively promoted.
5. The Licensee must have available for consumption on the premises, at all time 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 provide information, advice, and assistance about alternative forms of transport available to patrons from the licensed premises;
7. 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; and
  - 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.

## 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/RENCL/7277/2018 and this licence continues in force until 25 August 2024 unless again renewed.**

**Dated** at Tauranga on the 13<sup>th</sup> day of September 2021.





Secretary  
**Western Bay of Plenty District Licensing Committee**



**IN THE MATTER**

of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by **MAKETU COMMUNITY FISHING AND RECREATION TRUST INCORPORATED** seeking a **CLUB LICENCE** pursuant to s.100 of the Act in respect of premises situated at **461 WILSON ROAD NORTH, MAKETU** and known as **MAKETU COMMUNITY FISHING AND RECREATION TRUST INCORPORATED**.

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

**The Application**

This application, submitted by **Maketu Community Fishing and Recreation Trust Incorporated** seeks a renewal of a Club Class 3 Licence as its membership of purchase age is less than 60 and it is opened for less than 40 hours per week.

Its current Licence 022/Rencl/7277/2018 has a 25 August 2021 expiry date.

The premise is in rural Maketu at 461 Wilsons Road North Maketu and operates on a renewable lease from property owned by Te Arawa Management Trust. Its principal entrance is accessed from: the end of a driveway off 461 Wilsons Road, Maketu.

The applicant is a Charitable Trust and is incorporated under the Charitable Trusts Act 1957 on 10 October 1989 for the purpose as outlined in its Trust Deed to "provide a community-based fishing club and recreation centre for people of all ages from Maketu and surrounding district". Its Trust Deed is registered with the New Zealand Companies register under Charitable Trusts. It also promotes fishing as a recreational activity. As a Registered Charitable Trust, it is a body corporate. The applicant is therefore eligible to hold a club licence as it meets the criteria as defined under section 5 of the Act of being a Club.

The applicant does not hold an off-licence.

The applicant is a member of the Sporting Clubs Association NZ, where all member clubs share reciprocal rights; but no other sports club come to visit.

The Club Secretary and Club Bar Manager is Cynthia Hinerauhua Pinker,

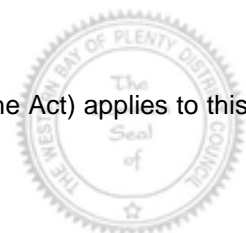
Council records show this is the eleventh application since 1993.

The applicant seeks no changes to the licence.

The criteria found at section 131 of the Sale and Supply of Alcohol Act 2012 (the Act) applies to this application.

**The Reasons for the Decision**

Police reported on the application on 21 July 2021. That report does not oppose the application.



The Medical Officer of Health reported on the application on 26 July 2021. That report does not oppose the application.

The application was publicly notified in the Bay of Plenty Times on 23<sup>rd</sup> July 2021 with no public objections made in the prescribed time scale.

Based on the information provided in the application and an inspection of the premises, The Inspector considers the applicant's proposal for the sale and supply of alcohol is consistent with the purpose of the Act and meets the criteria under section 131 of the Act reporting:

- That when inspecting the premises on Friday 16 July 2021 he met the Duty Manager and the applicant appears to be aware of the responsibilities under the Act, there any concerns with the applicant's suitability, the duty manager was present and named behind the bar. Free water, low and non-alcoholic drinks were readily available. Food was available from a bar menu. The club has access to taxi information, but the duty manager made it quite clear that they prefer to take members home themselves or organise family members to pick them up. All the signage was present.
- To date no issues have been identified with the operation of the premises in accordance with the object of the Act.
- No information has come to light regarding the conduct of its members.
- There have been no issues raised in regard to the Building Code or the Resource Management Act.
- The premises is split into two main areas: a bar area and a function room. The function room is barely utilised. There is also a kitchen attached to the bar area, where meals are made up for the members. The bar area hosts a number of tables and chairs. The licensed area is the entire internal floor area of the club house. The defined area is more precisely identified on the plan date stamped as received by Western Bay of Plenty District Council on 13 July 2021.
- No designated areas have been requested and as a Club there is no need under legislation to have a designated area. No BYO alcohol is permitted on the licensed area whilst the bar is in operation.
- He sees little risk in anyone being intoxicated. The bar area is relatively small, members are driven home, or rides are organised by the committee members, when the need arises.
- There are no concerns with the design and layout of the premises. The bar was not open,
- The applicant appears to have appropriate systems, staff, and training to comply with the law.
- The club also provides darts, pool, and a Television to watch sports.
- The applicant has declined an additional condition on the licence to allow an authorised visitor to invite a guest into the premises and for that guest to be able to purchase alcohol.
- There are no concerns with membership.
- The premises is situated off Wilson Road North, in rural Maketu There is no liquor ban in the local area. There is one residential property behind the club house.
- To date, there has been no complaints about the activities of the club have been received.



- He has no concerns with where the Club is situated or for that matter the operations of the club affecting the local inhabitants. Nor is he aware of any concerns relating to noise, nuisance or vandalism relating to the club. There is no information to suggest the premises are associated with criminal behaviour.
- The premises are clean, tidy, and cared for and therefore there no reason to believe the amenity and good order of the locality would likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence.
- At the moment there is one qualified duty manager recorded as working for the club. They have a duty manager's register on site, albeit, with one name entered. A host responsibility policy is displayed.
- The applicant appears to have appropriate systems, staff, and training to comply with the law.

Thereby the Inspector after carrying out due diligence into the application, and based on the information provided, reports the application meets the criteria in the Act therefore does not oppose this application.

The Local Alcohol Policy stipulates the maximum hours for an On-licence are 9.00 am to 1.00 am the following day. Thereby the hours sought are within the hours permitted under the local alcohol policy.

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

### **The Decision**

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), approves **the renewal of a Class 2 Club On-Licence, to Maketu Community Fishing and Recreation Trust situated at 461 Wilsons Road, Maketu** with the right of renewal on or before 25<sup>th</sup> August 2021 subject to compliance with the Sales and Supply of Alcohol Act and the following conditions:

### **The Conditions:**

- (a) Alcohol may only be sold on the following days and during the following hours:  
**Monday to Sunday: Hours: 5.00 pm to 10.00 pm.**
- (c) Free drinking water must always be available to customers from the bar.
- (d) While the premises are open for the sale and supply of alcohol no BYO alcohol must be consumed on the premises.
- (d) At all times the premises are open for the sale and supply of alcohol a range of substantive food must be readily available. A minimum of three types of food should be available on the premises. Menus must be visible, and food should be actively promoted.
- (e) The Licensee must have available for consumption on the premises, at all time when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages;
- (f) The Licensee must provide information, advice, and assistance about alternative forms of transport available to patrons from the licensed premises;
- (g) 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; and
- 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.

**Dated** at Tauranga on 11<sup>th</sup> September 2021

*B. E. E. E.*



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**Commissioner  
Western Bay of Plenty District Licensing Committee**

Application No: 8311



# Renewal of Club Licence

*Section 21 and 64, Sale and Supply of Alcohol Act 2012*

Pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), **ŌMOKOROA BOAT CLUB INCORPORATED** (the licensee) is authorised to sell and supply alcohol on the premises situated at **THE ESPLANADE, ŌMOKOROA** and known as **ŌMOKOROA BOAT CLUB** for consumption on the premises, to any person who –

- (a) is a member of the club; or
- (b) is on the premises at the invitation of, and is accompanied by, a member of the club; or
- (c) is a member of some other club with which the holder of the licence has an arrangement for reciprocal visiting rights for members.

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

## CONDITIONS

This licence is subject to the following conditions:

1. Alcohol may only be sold on the following days and during the following hours:
 

<b>Sunday to Wednesday:</b>	<b>Hours: 10.00 am to 12.00 Midnight.</b>
<b>Thursday to Saturday:</b>	<b>Hours: 10.00 am to 1.00 am the following day.</b>
<b>New Year's Eve:</b>	<b>Hours: 10.00 am to 1.00 am the following day.</b>
2. Free drinking water must always be available to customers from the bar.
3. While the premises are open for the sale and supply of alcohol no BYO alcohol must be consumed on the premises.
4. At all times the premises are open for the sale and supply of alcohol a range of substantive food must be readily available. A minimum of three types of food should be available on the premises. Menus must be visible, and food should be actively promoted.
5. The Licensee must have available for consumption on the premises, at all time 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 provide information, advice, and assistance about alternative forms of transport available to patrons from the licensed premises;
7. 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. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principal entrance.

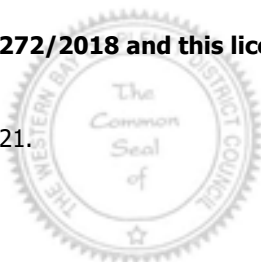
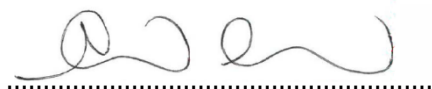
## DURATION

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/RENCL/7272/2018 and this licence continues in force until 30 August 2024 unless again renewed.**

**Dated** at Tauranga on the 13<sup>th</sup> day of September 2021.

Secretary  
**District Licensing Committee  
Western Bay of Plenty District Council**





**IN THE MATTER**

of the Sale and Supply of Alcohol  
Act 2012

**AND**

**IN THE MATTER**

of an application by **ŌMOKOROA  
BOAT CLUB INCORPORATED** for  
a **CLUB LICENCE** pursuant to s.100  
of the Act in respect of premises  
situated at **THE ESPLANADE,  
ŌMOKOROA** and known as  
**ŌMOKOROA BOAT CLUB.**

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

**The Application**

This application, received from the Ōmokoroa Board Club Incorporated seeks a renewal of a Club-Licence Class Two in respect of premises situated at **THE ESPLANADE, ŌMOKOROA**, known as **ŌMOKOROA BOAT CLUB.**

It currently operates under Licence 022/RENCL/7272/2018 that has a 30<sup>th</sup> August 2021 expiry date.

The applicant, Ōmokoroa Board Club is an Incorporated Society, incorporated under the Incorporated Societies Act 1908 on 8 October 1982. The premises is situated on the end of the Esplanade in Ōmokoroa, and its principal entrance is accessed from: the end of the Esplanade, Ōmokoroa.

The applicant seeks no changes to the licence. The applicant already has in place an additional condition on the licence to allow an authorised visitor to invite a guest into the premises and for that guest to be able to purchase alcohol.

The applicant does not hold an off-licence.

The club whose members are involved with Boating/Fishing activities provides fishing competitions and applies for several special licences throughout the year to accommodate events such as birthday celebrations.

The applicant has provided Council with a list of clubs it shares reciprocal rights with.

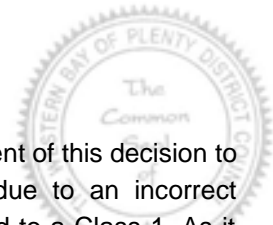
The Club's Secretary is Hazel Marie Leslie.

There is no liquor ban in Ōmokoroa.

The Council's records show this is the eleventh application since 1991.

A request a Waiver under Section 208 of the Act has been granted as a component of this decision to exonerate the applicant from having to submitting only one Public Notice due to an incorrect classification applied by Council by considering the Club as Class 2 as opposed to a Class 1. As it has over 1,000 members and run in the manner of a bar/tavern, it is by definition a Class 1. Because the error was not a fault of the applicant and I do not believe any person has been disadvantaged from the applicant only submitting one public notice I thereby grant a Waiver to cover this situation.

The criteria found at section 131 of the Sale and Supply of Alcohol Act 2012 (the Act) applies to this application.





## **The Reasons for the Decision**

Based on the information provided in the application and an inspection of the premises, I consider the applicant's proposal for the sale and supply of alcohol is consistent with the purpose of the Act and meets the criteria under section 131 of the Act.

No public objections have been submitted. Neither of the reporting agencies: The Medical Officer of Health reporting on the 15 July 2021 nor the Police reporting on the 13<sup>th</sup> July 2021 have highlighted any concerns nor oppose this application.

An inspection of the premises was conducted on Friday 13 August 2021 at approximately 4.45 pm. When the Inspector met with the duty manager and reports that:

The applicant appears to be aware of their responsibilities under the Act and does not oppose this application reporting:

- He has no concerns with the applicant's suitability.
- To date no issues have been identified with the operation of the premises in accordance with the object of the Act.
- No information has come to light regarding the conduct of its members.
- There have been no issues raised in regard to the Building Code or the Resource Management Act.
- He describes the premises as being split into two main areas: a bar area and a restaurant (run by an independent contractor). The public can use the restaurant but cannot purchase alcohol. Alcohol sales can only be provided to members and their guests and then rung through a separate till belonging to the club and not the contractor. The bar area is only for members and their guests. The restaurant extends out onto the deck, which is an external dining area overlooking the harbour. The licensed area is the entire internal floor area of the club house. The defined area is more precisely identified on the plan date stamped as received by Western Bay of Plenty District Council on 9 July 2021. No designated areas have been requested. The premises operates as a club and the principal purpose of the club is boating and fishing, therefore there is no need under legislation to have a designated area.
- When assessing risks, the inspector reports (1) that the duty manager is monitoring the consumption of alcohol and he sees little risk in anyone being intoxicated, as long as the duty manager is actively overseeing the entire licensed area. (2) Members of the public requesting alcohol when dining in the restaurant. These matters have since been address and rectified. No BYO alcohol is permitted on the licensed area whilst the bar is in operation.
- There are no concerns with the design and layout of the premises He was satisfied that signage, available of non-alcoholic drinks were readily available as was food. The club has a courtesy van and access to taxi information. All the signage was present, except for the host responsibility policy; advice was given to display the host responsibility policy. The intoxication and minor's signs were easily visible. The applicant appears to have appropriate systems, staff, and training to comply with the law.
- The Club's Constitution is filed with Companies Office. Over the last three years there have been concerns with non-members consuming alcohol in the restaurant side of the premises. This situation appears to now be in control. As long as it is managed appropriately, there should be no issues moving forward.

- He has no concerns with where the club is situated or for that matter the operations of the club affecting the local inhabitants. As there are residential homes in the local vicinity music is now turned down at 10.30 pm.
- He is not aware of any concerns relating to noise, nuisance or vandalism relating to the club.
- There are no negative reports from the police and no visual signs of crime in the local vicinity. There is no information to suggest the premises are associated with criminal behaviour. The premises are clean, tidy, and clearly looked after. Therefore, there is no reason to believe the amenity and good order of the locality would likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence.
- At present there are three qualified duty managers recorded as working for the club.
- The applicant appears to have appropriate systems, staff, and training to comply with the law.

Thereby the Inspector after inquiring into the application, and based on the information provided, reports that the application meets the criteria in the Act and therefore does not oppose this application.

The hours sought fall within the hours permitted under the local alcohol policy.

Subject to no new or contrary evidence being presented, I am satisfied that the application meets the criteria in Section 131 of the Act.

### **The Decision**

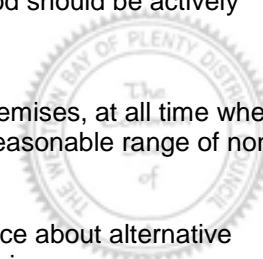
The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, **approves** an application by **Ōmokoroa Boat Club Incorporated** for a renewal of a Class 1 Club Licence in respect of premises situated at The Esplanade, Ōmokoroa, subject to compliance with the Sale and Supply of Alcohol Act and the following conditions.

### **The Conditions:**

- (a) Alcohol may only be sold on the following days and during the following hours:

<b>Sunday to Wednesday:</b>	<b>Hours: 10.00 am to 12.00 Midnight.</b>
<b>Thursday to Saturday:</b>	<b>Hours: 10.00 am to 1.00 am the following day.</b>
<b>New Year's Eve:</b>	<b>Hours: 10.00 am to 1.00 am the following day.</b>

- (b) Free drinking water must always be available to customers from the bar.
- (c) While the premises are open for the sale and supply of alcohol no BYO alcohol must be consumed on the premises.
- (d) At all times the premises are open for the sale and supply of alcohol a range of substantive food must be readily available. A minimum of three types of food should be available on the premises. Menus must be visible, and food should be actively promoted.
- (e) The Licensee must have available for consumption on the premises, at all time when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages;
- (f) The Licensee must provide information, advice, and assistance about alternative forms of transport available to patrons from the licensed premises;
- (g) 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. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principal entrance.

This Licence is set to expire 20 August 2024.

**Dated** at Tauranga 10<sup>th</sup> September 2021.



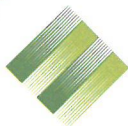
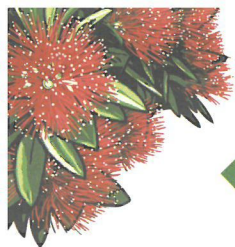
*B. Eddow*



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**Commissioner**  
**Western Bay of Plenty District Licensing Committee**

Application No: 8313



# Renewal of Club Licence

Section 21 and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), **TE PUKE SQUASH RACKETS CLUB INCORPORATED** (the licensee) is authorised to sell and supply alcohol on the premises situated at **LANDSCAPE ROAD, TE PUKE** and known as **TE PUKE SQUASH RACKETS CLUB** for consumption on the premises, to any person who –

- (a) is a member of the club; or
- (b) is on the premises at the invitation of, and is accompanied by, a member of the club; or
- (c) is a member of some other club with which the holder of the licence has an arrangement for reciprocal visiting rights for members.

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

## CONDITIONS

This licence is subject to the following conditions:

1. Alcohol may only be sold on the following days and during the following hours:

**Monday to Sunday:**

**Hours: 10.00 am to 1.00 am the following day.**

2. Free drinking water must always available to customers from the bar.
3. While the premises are open for the sale and supply of alcohol no BYO alcohol must be consumed on the premises.
4. At all times the premises are open for the sale and supply of alcohol a range of substantive food must be readily available. A minimum of three types of food should be available on the premises. Menus must be visible, and food should be actively promoted.
5. The Licensee must have available for consumption on the premises, at all time 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 provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises;
7. 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. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principal entrance.


## 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/RENCL/7337/2018 and this licence continues in force until 02 September 2024 unless again renewed.**

**Dated** at Tauranga on the 21<sup>st</sup> day of September 2021.

  
 Secretary  
**District Licensing Committee**  
**Western Bay of Plenty District Council**



**IN THE MATTER**

of the Sale and Supply of Alcohol  
Act 2012

**AND**

**IN THE MATTER**

of an application by **TE PUKE SQUASH RACKETS CLUB INCORPORATED** for a **CLUB LICENCE** pursuant to s.100 of the Act in respect of premises situated at **LANDSCAPE ROAD, TE PUKE** and known as **TE PUKE SQUASH RACKETS CLUB**.

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

**The Application**

This application, submitted on behalf of Te Puke Squash Racket Club Incorporated by Jennifer Gai Wotten (the Bar Manager at the Te Puke Squash Racket Club), seeks a renewal of a Class 2 Club Licence. The Club's principal entrance is accessed from Landscape Road, Te Puke (in a Liquor Ban area).

The applicant, an incorporated entity under the Incorporation Societies Act 1908 since 3 September 1971 and Council's records show this is the eleventh application since 1991.

The Club Secretary is Clare Mulcahy.

The applicant does not hold an off-licence.

The applicant seeks no changes to their licence, however it has requested an additional condition on the licence to allow an authorised visitor to invite a guest into the premises and for that guest to be able to purchase and be supplied alcohol.

The applicant shares reciprocal rights with New Zealand Squash Clubs.

The criteria found at section 131 of the Sale and Supply of Alcohol Act 2012 (the Act) applies to this application.

**Reasons for the Decision**

Police, reporting on the application on 5 August 2021, do not oppose the application. The Medical Officer of Health reported on the application on 18 August 2021 and did not oppose the application.

The New Zealand Fire reports the club has an approved scheme and does not oppose this application.

The application was publicly notified in Te Puke Time - 5<sup>th</sup> August 2021 with no public objections received within the prescribed time scale.

Likewise, the Inspector does not oppose this application stating that based on the information provided in the application and an inspection of the premises, he considers the applicant's proposal for the sale and supply of alcohol is consistent with the purpose of the Act and meets the criteria under section 131 of the Act by reporting:

- When the inspection of the premises was conducted on Tuesday 17 August 2021 the applicant appeared to be aware of its responsibilities under the Act and he had no concerns with the applicant's suitability





- To date no issues have been identified with the operation of the premises in accordance with the object of the Act. No information has come to light regarding the conduct of its members.
- There have been no issues raised regarding either the Building Code or the Resource Management Act.
- There were no other goods or services observed.
- The premises operates as a Club and the principal purpose of the Club is sports, therefore there is no need under legislation to have a designated area. The defined area is more precisely identified on the plan date stamped as received by Western Bay of Plenty District Council on 30 July 2021.
- There are no concerns with the design and layout of the premises.
- The applicant appears to have appropriate systems, staff, and training to comply with the law.
- There are no concerns with membership.
- He is not aware of any concerns relating to noise, nuisance or vandalism relating to the Club.
- The premises are clean, tidy and clearly looked after by club members. There have been no negative reports from the police, nor visual signs of crime in the local vicinity. There is no information to suggest the premises are associated with criminal behaviour. Thereby there is no reason to believe the amenity and good order of the locality would likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence.

The applicant seeks no change to the licensed hours, which currently are Monday to Sunday; Hours 10.00 am to 1.00 am the following day and maximum hours are 105 Hours a week. The Local Alcohol Policy stipulates the maximum hours for a Club licence are 9.00 am to 1.00 am the following day. Therefore comply with the Local Alcohol Policy.

Thereby the Inspector after inquiring into the application, and based on the information provided, reports that the application meets the criteria in the Act and therefore does not oppose this application.

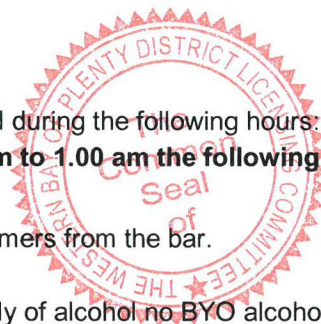
Subject to no new or contrary evidence being presented, I am satisfied that the application meets the criteria in Section 131 of the Act.

### **The Decision**

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, **approves** an application submitted by **Te Puke Squash Rackets Club Incorporated** for a renewal of a Class 2 Club Licence in respect of premises situated at Landscape Road, Te Puke for a further 3 years until renewal on or before 5<sup>th</sup> September 2024 subject to compliance with the Sale and Supply of Alcohol Act and with the following conditions.

### **The Conditions:**

- Alcohol may only be sold on the following days and during the following hours:  
**Monday to Sunday:                      Hours: 10.00 am to 1.00 am the following day.**
- Free drinking water must always available to customers from the bar.
- While the premises are open for the sale and supply of alcohol no BYO alcohol must be consumed on the premises.



- (d) At all times the premises are open for the sale and supply of alcohol a range of substantive food must be readily available. A minimum of three types of food should be available on the premises. Menus must be visible, and food should be actively promoted.
- (e) The Licensee must have available for consumption on the premises, at all time when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages;
- (f) The Licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises;
- (g) 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. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principal entrance.

**Dated** at Tauranga on the 17<sup>th</sup> September 2021

*B. J. Eddon*

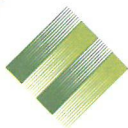


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**Commissioner  
Western Bay of Plenty District Licensing Committee**

Application No: 8330





# Renewal of Club Licence

Section 21 and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), **WAIHI BEACH RSA INCORPORATED** (the licensee) is authorised to sell and supply alcohol on the premises situated at **99 BEACH ROAD, WAIHI BEACH** and known as **WAIHI BEACH RSA (GUNNERS VIEW RESTAURANT)** for consumption on the premises, to any person who –

- (a) is a member of the club; or
- (b) is on the premises at the invitation of, and is accompanied by, a member of the club; or
- (c) is a member of some other club with which the holder of the licence has an arrangement for reciprocal visiting rights for members.
- (d) is on the premises at the invitation of, and is accompanied by, a member of some other club with which the club has an arrangement for reciprocal visiting rights for members, otherwise known as a guest of an authorised visitor.

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

## **CONDITIONS**

This licence is subject to the following conditions:

1. Alcohol may only be sold on the following days and during the following hours:

**Monday to Sunday: Hours: 9.00 pm to 1.00 am the following day.**

**Anzac Day: Hours: 5.30 am to 1.00 pm.**

2. Free drinking water must always be available to customers from the bar.
3. While the premises are open for the sale and supply of alcohol no BYO alcohol must be consumed on the premises.
4. At all times, the premises are open for the sale and supply of alcohol a range of substantive food must be readily available. A minimum of three types of food should be available on the premises. Menus must be visible, and food should be actively promoted.
5. The Licensee must have available for consumption on the premises, at all time 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 provide information, advice, and assistance about alternative forms of transport available to patrons from the licensed premises;
7. 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; and
  - 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.

## **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/RENCL/7317/2018 and this licence continues in force until 10 September 2024 unless again renewed.**

**Dated** at Tauranga on the 21<sup>st</sup> day of September 2021.

Secretary

**Western Bay of Plenty District Licensing Committee**





**IN THE MATTER**

of the Sale and Supply of Alcohol  
Act 2012

**AND**

**IN THE MATTER**

of an application by **WAIHI BEACH  
RSA INCORPORATED** for a **CLUB  
LICENCE** pursuant to s.100 of the Act  
in respect of premises situated at **99  
BEACH ROAD, WAIHI BEACH** and  
known as **WAIHI BEACH RSA  
(GUNNERS VIEW RESTAURANT)**.

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

**The Application**

This application, submitted by Jessica Greta Harris Club (the Club Secretary and certificated person 022/Cert/818182021) on behalf of the Waihi Beach RSA Incorporated, seeks a renewal of a Class 1 Club-licence for the Entity's Club; known as **Waihi Beach RSA (Gunners View Restaurant)**.

The applicant is an Incorporated Societies Act 1908 incorporated on 7 July 1961.

The premises is situated off 99 Beach Road, Waihi Beach in a residentially and Liquor banned area.

The applicant does not hold or seek an off-licence.

The Council's records show this is the ninth application since 1999.

The applicant seeks no changes to its current licence 022/RENCL/7317/2018 that has a 10<sup>th</sup> September expiry date.

The criteria found at section 131 of the Sale and Supply of Alcohol Act 2012 (the Act) applies to this application.

**Reasons for the Decision**

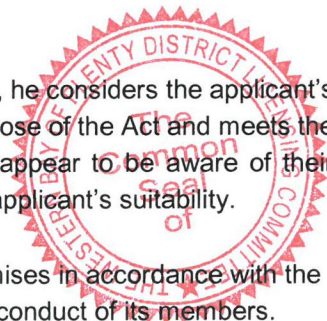
Police reported on the application on 3 August 2021 and do not oppose the application. The Medical Officer of Health reported on the application on 17 August 2021 and does not oppose the application.

New Zealand Fire Service when reporting states it does not oppose this application. The Council's records show there is a current Fire Evaluation Scheme in place at the Club.

The application was publicly notified in Hauraki Coromandel Post on 12<sup>th</sup> and 19<sup>th</sup> August with no objections received.

The Inspector after conducting an inspection reports that:

- Based on the information provided and an inspection of the premises, he considers the applicant's proposal for the sale and supply of alcohol is consistent with the purpose of the Act and meets the criteria under section 131 of the Act and the Club's management appear to be aware of their responsibilities under the Act. Thereby he has no concerns with the applicant's suitability.
- To date no issues have been identified with the operation of the premises in accordance with the object of the Act nor has any information come to light regarding the conduct of its members.



- In the last three years no issues have been identified with the operation of the premises in accordance with the object of the Act. Likewise, no information has come to light regarding the conduct of its member.
- There have been no issues raised in regard to the Building Code or Resource Management Act.
- Waihi Beach RSA is a large premises, hosting a restaurant, bar, and snooker/pool hall. It also hosts a TAB and gaming area, large screen televisions and a darts area. The licensed area is the entire internal floor area of the club house including an outside balcony area. The defined area is more precisely identified on the plan date stamped as received by Western Bay of Plenty District Council on 29 July 2021. The applicant has requested the gaming areas be designated as restricted and the rest of the building be designated as supervised. As the premises operates as a Club and the principal purpose of the Club is meeting and socialising and not consuming alcohol therefore there is no need under legislation to have a designated area. No BYO alcohol is permitted on the licensed area whilst the bar is in operation. Therefore, there are no concerns with the design and layout of the premises.
- His inspection of the premises showed all the signage was present and clearly displayed, including the host responsibility policy and appropriate systems, staff, and training to comply with the law were operationalised. Access to taxi information is available, but club has courtesy vans on hand, should the need arise. Bar staff check membership IDs on a regular basis.
- The applicant already has additional condition on the licence to allow an authorised visitor to invite a guest into the premises and for that guest to be able to purchase and be supplied alcohol. As the applicant is a member of Clubs NZ, where all member clubs share reciprocal rights it has reciprocal visiting rights with other RSAs. In addition, there are shared reciprocal relationships with Bowentown Boating Club and Waihi Beach Surf Life Saving Club.
- There are no concerns with membership. The set of rules is registered with the New Zealand Companies register under Incorporated Societies.
- The premises are clean, tidy, and cared for and there are now current concerns as to where the club is situated nor is he aware of any concerns relating to noise, nuisance or vandalism relating to the club. Likewise, there are no negative reports from the police and no visual signs of crime in the local vicinity. Therefore, there is no information to suggest the premises are associated with criminal behaviour or any reason to believe the amenity and good order of the locality would likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence.

The Inspector after inquiring into the application, and based on the information provided, reports that the application meets the criteria in the Act and therefore does not oppose this application.

The applicant seeks no change to the licensed hours, which currently comply with the Local Alcohol Policy (9.00 am to 1.00 am the following day) noting the club is permitted under Section 47a of the Act to operate on Anzac Day.

Subject to no new or contrary evidence being presented, I am satisfied that the application meets the criteria in Section 131 of the Act.

### **The Decision**

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, **approves** an application submitted by **Waihi Beach RSA Incorporated** for a renewal of a Class 1 Club Licence in respect of premises situated at 99 Beach Road, Waihi Beach for a further 3 years until renewal on or before 10<sup>th</sup> September 2024 subject to compliance with the Sale and Supply of Alcohol Act and with the following conditions.





**The Conditions:**

- (a) Alcohol may only be sold on the following days and during the following hours:  
**Monday to Sunday: Hours: 9.00 pm to 1.00 am the following day.**  
**Anzac Day: Hours: 5.30 am to 1.00 pm.**
- (b) Free drinking water must always be available to customers from the bar.
- (c) While the premises are open for the sale and supply of alcohol no BYO alcohol must be consumed on the premises.
- (d) At all times, the premises are open for the sale and supply of alcohol a range of substantive food must be readily available. A minimum of three types of food should be available on the premises. Menus must be visible, and food should be actively promoted.
- (e) The Licensee must have available for consumption on the premises, at all time when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages;
- (f) The Licensee must provide information, advice, and assistance about alternative forms of transport available to patrons from the licensed premises;
- (g) 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; and
  - 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.

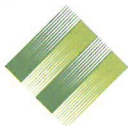
**Dated** at Tauranga on the 16<sup>th</sup> September 2021

*B. J. Eddowes*



**Commissioner  
Western Bay of Plenty District Licensing Committee**

Application No: 8334



# 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), **THE WINE PORTFOLIO LIMITED** (the licensee) is authorised to sell alcohol on the premises situated at **2389 STATE HIGHWAY 2, KATIKATI**, and known as **THE WINE PORTFOLIO**, 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, or supplied free as a sample for consumption on the premises, only on the following days and hours:

**Monday to Sunday – Hours: 9.00 am to 9.00 pm**

2. No alcohol is to be sold on, or delivered from, the premises on Good Friday, Christmas Day or before 1.00 pm on Anzac Day.
3. No alcohol is to be sold or delivered on Easter Sunday unless it is grape wine, or fruit, or vegetable wine made:
  - a. On the premises; or
  - b. From grapes or fruit harvested from land on which the premises are situated.
4. While alcohol is being supplied free as a sample, water is to be provided to patrons free of charge at the place where the samples are being supplied.
5. A properly appointed Certificated or Acting or Temporary Manager must be on duty at all times, within the licensed area, 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.
6. 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 inside of the premises so as to be easily read by people entering each principal entrance.
7. The licensed area is designated as **Supervised 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/RENOFF/7353/2018 and this licence continues in force until 29 September 2024 unless again renewed.**

Dated at Tauranga on the 23<sup>rd</sup> day of September 2021.

  
Secretary  
District Licensing Committee  
Western Bay of Plenty District Council



Decision number: 022/RENOFF/8337/2021

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

**AND**

**IN THE MATTER** of an application by **The  
Wine Portfolio Limited**  
pursuant to s.127 of the Act  
for the renewal of an OFF  
Licence in respect of  
premises situated at 2389  
State Highway 2, Katikati  
known as "The Wine  
Portfolio"

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

**The Application**

**The Wine Portfolio Limited** applies for the renewal of an OFF Licence in respect of premises situated at 2389 State Highway 2, Katikati known as "**The Wine Portfolio**."

The business is a cellar door and meets the criteria of s.32(1)(d) of the Act in that it is retail premises on which the principal business is the manufacture of alcohol.

The licensed area as defined in the plan dated 27 July 2021 is designated as a Supervised Area.

The current days and hours of operation are **Monday to Sunday 9.00am to 9.00pm**. These hours are within the operative Tauranga and Western Bay of Plenty Local Alcohol Policy as it pertains to off-licensed premises.

**No changes are sought.**

**Public Notification:**

The application was notified in the Katikati Advertiser on the 5<sup>th</sup> of August 2021. No objections from the public were received by the secretariat.





## **REASONS FOR THE DECISION**

The Inspector reports that the applicant has operated this cellar door business compliantly over the renewal period.

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

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

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 **The Wine Portfolio Limited** for the renewal of an OFF Licence in respect of premises situated at 2389 State Highway 2, Katikati known as "**The Wine Portfolio**" subject to conditions:

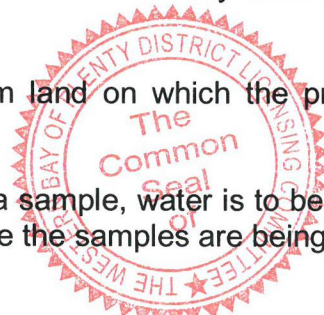
### **Conditions:**

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, or supplied free as a sample for consumption on the premises, only on the following days and hours:

**Monday to Sunday – Hours: 9.00 am to 9.00 pm**

2. No alcohol is to be sold on, or delivered from, the premises on Good Friday, Christmas Day or before 1.00 pm on Anzac Day.
3. No alcohol is to be sold or delivered on Easter Sunday unless it is grape wine, or fruit, or vegetable wine made:
  - (i) On the premises; or
  - (ii) From grapes or fruit harvested from land on which the premises are situated.
4. While alcohol is being supplied free as a sample, water is to be provided to patrons free of charge at the place where the samples are being supplied.



5. A properly appointed Certificated or Acting or Temporary Manager must be on duty at all times, within the licensed area, 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.
6. 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 inside of the premises so as to be easily read by people entering each principal entrance.
7. The licensed area is designated as **Supervised Area**.

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 22<sup>nd</sup> day of September 2021



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





**Western Bay of Plenty  
District Council**

Head Office Barks Corner, 1484 Cameron Rd, Greerton, Tauranga  
Private Bag 12603, Tauranga Mail Centre, Tauranga 3143  
Ph 07 571 8008 (24 hours) • F 07 577 9820  
Freephone 0800 WBOPDC - 0800 926 732  
E customerservice@westernbay.govt.nz  
www.westernbay.govt.nz

**Certificate No. 022/CERT/8345/2021**

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

To: **SIMRANJIT SINGH**

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

**11 September 2024**

unless again renewed.

**DATED** at Tauranga on the 13<sup>th</sup> day of September 2021.



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



Decision number:  
**IN THE MATTER**

**022/CERT/8345/2021**  
of the Sale and Supply of  
Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by  
**SIMRANJIT SINGH**, pursuant  
to s224 of the Act for the  
renewal of a manager's  
certificate

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

### **THE APPLICATION**

This application, submitted by **Simranjit Singh**, seeks the renewal of a Manager's Certificate. His current Certificate 021/Cert/23102/2018 has an expiry date of 11<sup>th</sup> September 2021.

The applicant is currently employed as a Duty Manager at a licensed premise: **Te Puna Sports Bar**, situated 15B Minden Road, Te Puna.

### **REASONS FOR THE DECISION**

The applicant, holds the prescribed Licence Controller Qualification/s.

The applicant is currently employed in the industry and has suitable and relevant experience, working in a premise for which a licence is in force.

Neither the New Zealand Police nor the Licensing Inspector has expressed any recent concern about the suitability of the applicant or the way he has managed licensed premises.

The Inspector is of the opinion that the applicant:

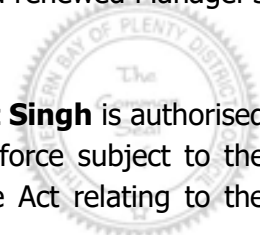
- is suitable person to hold a manager's certificate.
- understands and has appropriately managed the sale and supply of alcohol with the aim of contributing to the reduction of alcohol-related harm.

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

### **THE DECISION**

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 **approves** the application submitted by **Simranjit Singh** for a renewed Manager's Certificate.

Thereby pursuant to the Sale and Supply of Alcohol Act 2012 **Simranjit Singh** 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 manager's certificates.



This certificate is thereby valid for three years expiring **11<sup>th</sup> September 2024** unless again renewed.

**DATED** at TAURANGA on the 10<sup>th</sup> September 2021.

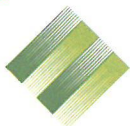


A handwritten signature in black ink that reads 'B. Edlin'.

Beverley Edlin  
**Commissioner**  
**Western Bay of Plenty District Licensing Committee**

Application No: 8345





Certificate No. 022/CERT/8360/2021

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

To: **BARBARA MARIE BETTY BUREL**

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

**30 August 2024**

unless again renewed.

**DATED** at Tauranga on the 27<sup>th</sup> day of September 2021.

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



Decision number: 022/CERT/8360/2021

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

**AND**

**IN THE MATTER** of an application by **Barbara  
Marie Betty BUREL**  
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 **Barbara Marie Betty BUREL** for the renewal of a manager's certificate.

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

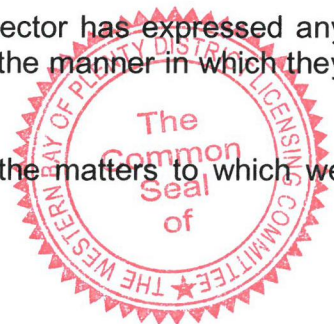
Accordingly, the application can be determined on the papers pursuant to s.191 (3) and 202 (1) of the Act.

**REASONS FOR THE DECISION**

The applicant holds the prescribed Licence Controller Qualification/s and is currently working in licensed premises, namely **Katikati Four Square & Liquorland Katikati**.

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 satisfy 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 **Barbara Marie Betty BUREL** for a renewal of a Manager's Certificate.

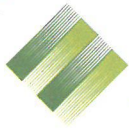
The renewal is valid for three years from the expiry of the current certificate.

**DATED** at TAURANGA this 25<sup>th</sup> day of September 2021.



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





Certificate No. 022/CERT/8385/2021

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

To: **LISA MARIE LAWSON**

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

**30 October 2024**

unless again renewed.

**DATED** at Tauranga on the 24<sup>th</sup> day of September 2021.

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





Decision number: 022/CERT/8385/2021

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

**AND**

**IN THE MATTER** of an application by **Lisa Marie LAWSON** 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 **Lisa Marie LAWSON** for the renewal of a manager's certificate.

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

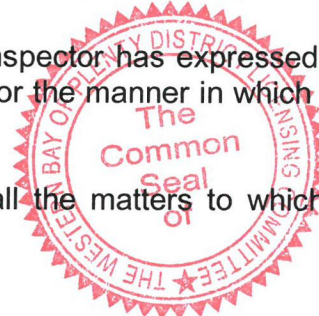
Accordingly, the application can be determined on the papers pursuant to s.191 (3) and 202 (1) of the Act.

**REASONS FOR THE DECISION**

The applicant holds the prescribed Licence Controller Qualification/s and is currently working in licensed premises, namely **Te Puke Citizens RSA**.

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 satisfy all the matters to which we must have regard as set out in s.227 of the Act.



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**DECISION**

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

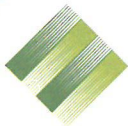
The renewal is valid for three years from the expiry of the current certificate.

**DATED** at TAURANGA this 23<sup>rd</sup> day of September 2021.



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





Certificate No. 022/CERT/8386/2021

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

To: **JESSICA ALISON WARE**

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

**10 September 2024**

unless again renewed.

**DATED** at Tauranga on the 24<sup>th</sup> day of September 2021.

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



Decision number: 022/CERT/8386/2021

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

**AND**

**IN THE MATTER** of an application by **Jessica Alison WARE** 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 **Jessica Alison WARE** for the renewal of a manager's certificate.

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

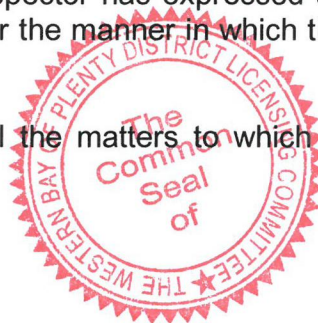
Accordingly, the application can be determined on the papers pursuant to s.191 (3) and 202 (1) of the Act.

**REASONS FOR THE DECISION**

The applicant holds the prescribed Licence Controller Qualification/s and is currently working in licensed premises, namely **Bottle-O Katikati**.

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 satisfy all the matters to which we must have regard as set out in s.227 of the Act.



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**DECISION**

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

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

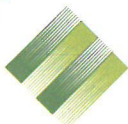
**DATED** at TAURANGA this 23<sup>rd</sup> day of September 2021.



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







Certificate No. 022/CERT/8387/2021

## Notice of Renewal of Manager's Certificate

Section 226, Sale and Supply of Alcohol Act 2012

To: **ALYSSA JEAN MOUNTFORT**

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

**30 September 2024**

unless again renewed.

**DATED** at Tauranga on the 24<sup>th</sup> day of September 2021.

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



Decision number: 022/CERT/8387/2021

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

**AND**

**IN THE MATTER** of an application by **Alyssa  
Jean MOUNTFORT** 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 **Alyssa Jean MOUNTFORT** for the renewal of a manager's certificate.

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

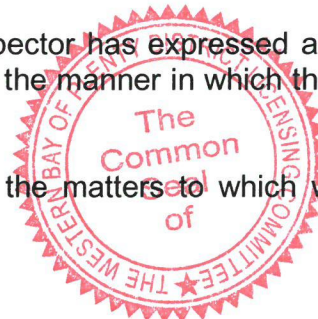
Accordingly, the application can be determined on the papers pursuant to s.191 (3) and 202 (1) of the Act.

**REASONS FOR THE DECISION**

The applicant holds the prescribed Licence Controller Qualification/s and is currently working in licensed premises, namely **Flat White Café Waihi Beach**.

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 satisfy 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 **Alyssa Jean MOUNTFORT** 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 23<sup>rd</sup> day of September 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:

#### **JYOTI ENTERPRISE LIMITED**

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

#### **KIWI LIQUOR ŌMOKOROA**

and situated at:

#### **170 ŌMOKOROA BEACH ROAD, ŌMOKOROA**

This Temporary Authority shall be valid from the **29 September 2021**, until the substantive Licence Application lodged by **JYOTI ENTERPRISE LIMITED** is determined, or until the **29 December 2021**, whichever is sooner.

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

**Licence - 022/RENOFF/7853/2020**

**Issued to – KM TRADIG COMPANY LIMITED**

**Additional Condition - Experienced certificated managers must be on duty at all times when the premises is open for the sale and supply of alcohol.**

**DATED** at Tauranga on the 23<sup>rd</sup> day of September 2021.

Secretary  
**District Licensing Committee**  
**Western Bay of Plenty District Council**





Decision number: 022/TAOFF/8394/2021

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

**AND**

**IN THE MATTER** of an application by **Jyoti  
Enterprise Limited** pursuant  
to s.136(1) of the Act for a  
Temporary Authority for  
premises situated at **170  
Ōmokoroa Road,  
Ōmokoroa** known as  
“**Ōmokoroa Kiwi Liquor**”

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

Chairperson: Murray Clearwater

This is an application by **Jyoti Enterprise Limited** for a second Temporary Authority for premises situated at 170 Ōmokoroa Road, Ōmokoroa known as “**Ōmokoroa Kiwi Liquor**”.

An OFF Licence, 022/RENOFF/7853/2020 is attached to the premises and expires on the 18<sup>th</sup> of March 2023.

The original application contained supporting documentary evidence for the change of ownership and a sale and purchase agreement.

**REASONS FOR THE DECISION**

Neither the New Zealand Police, nor the Licensing Inspector, oppose the granting of the order.

We are advised that the substantive application for an OFF licence has been lodged and is currently being reported on.



Subject to the above, the application can be dealt with by the committee on the papers.

## **DECISION**

The application and supporting information satisfies 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 **Jyoti Enterprise Limited** with the following conditions.

### **Conditions**

- 1. The conditions relating to OFF LICENCE (022/RENOFF/7853/2020) remain unchanged.**
- 2. Experienced certificated managers must be on duty at all times when the premises is open for the sale and supply of alcohol.**

**The Order is to run for 3 months from the 29<sup>th</sup> of September 2021 to the 29<sup>th</sup> December 2021 or an earlier date should the substantive application be determined.**

**DATED** at TAURANGA this 22<sup>nd</sup> day of September 2021



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

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