

Decision number:

17/OFF/005/2025

IN THE MATTER

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

AND

IN THE MATTER

of an application by
**BROOKS FILS ET FILLE
LIMITED** pursuant to s. 127
of the Act for the renewal of
the OFF Licence in respect of
premises situated 5 Windsor
Place, Tokoroa known as
'THE LAST DROP'

BEFORE THE SOUTH WAIKATO DISTRICT LICENSING COMMITTEE

The Application

BROOKS FILS ET FILLE LIMITED applies for the renewal of the OFF Licence in respect of premises situated 5 Windsor Place, Tokoroa known as **'THE LAST DROP'**.

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

The applicant is based in residential premises and is an importer of speciality wines and offers remote sales online. There are no on-site sales to members of the public.

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

The application was notified on council's website from the 2nd of May 2025, and no objections have been received from members of the public.

REASONS FOR THE DECISION

The application is complete and contains all the supporting documents as required under s.127 of the Act. It was duly advertised, and no public objections have been received.

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

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

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

Accordingly, I deal with the matter on the papers.

DECISION

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, **approves** an application by **BROOKS FILS ET FILLE LIMITED** for the renewal of the OFF Licence in respect of premises situated 5 Windsor Place, Tokoroa to be known as **'THE LAST DROP'** subject to conditions.

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

Conditions:

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

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

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

DATED at TOKOROA this 11th day of June 2025



Murray Clearwater
Chairperson/Commissioner
South Waikato District Licensing Committee