

**APPLICATION NO**      **OF003**

**DLC REFERENCE**      17/OFF/010/2017

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

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

**AND**

**THE MATTER OF**      an application by **TWO BROTHERS  
WHOLESALE LIMITED** pursuant to s100  
of the Act for an Off-licence in respect of  
premises situated at 1-5 Balmoral Drive,  
Tokoroa, and known as "**TREES TAVERN**".

**BEFORE THE SOUTH WAIKATO DISTRICT LICENSING CHAIRPERSON**

**Quorum:**      Jeff Gash JP

**THE APPLICATION:**

Harkness Henry Lawyers filed an application on behalf of **TWO BROTHERS LIMITED** pursuant to s.100 of the Sale and Supply of Alcohol Act 2012 for an Off-licence in respect of premises situated at 1-5 Balmoral Drive, Tokoroa trading as "**TREES TAVERN**".

The applicant is a company incorporated under the Companies Act 1993 on 3 March 2016.

The business is an established off licence within a tavern.

There will be 2 certificated managers employed.

The applicant seeks the following hours:

- |       |                       |   |                   |
|-------|-----------------------|---|-------------------|
| (i)   | Monday                | - | 12 noon to 9.00pm |
| (ii)  | Tuesday and Wednesday |   | 10am to 9pm       |
| (iii) | Thursday to Saturday  | - | 10am to 10pm      |
| (iv)  | Sunday                | - | 10am to 9pm       |

The application was publicly notified in the South Waikato News on 7 and 14 March 2018.

An onsite notice was posted.

**REASONS FOR THE DECISION**

The application is complete and contains all the supporting documents as required under s.100 of the Act. It was duly advertised and no objection, opposition or notice of desire to be heard has been received.

The Licensing Inspector does not oppose this application.

The Police do not oppose this application.

The Medical Officer of Health does not oppose the application.

The premises meets the requirements of the Resource Management Act 1991.

The premise meets the requirements of the Building Code.

The premises is designated "supervised" which is appropriate for this type of business.

Currently the South Waikato does not have a Local Alcohol Policy.

No objections were received as the result any advertisement placed.

Overall I am satisfied as to the matters to which we must have regard as set out in s.105

**DECISION**

The District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012, approves the application subject to the following conditions:

**CONDITIONS**

- 1) No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1.00pm on Anzac Day to any person.
- 2) The following days and hours that alcohol can be sold and consumed on the premises are:

<b>(i)</b>	<b>Monday</b>	<b>-</b>	<b>12 noon to 9.00pm</b>
<b>(ii)</b>	<b>Tuesday and Wednesday</b>		<b>10am to 9pm</b>
<b>(iii)</b>	<b>Thursday to Saturday</b>	<b>-</b>	<b>10am to 10pm</b>
<b>(iv)</b>	<b>Sunday</b>	<b>-</b>	<b>10am to 9pm</b>
- 3) The licensee must ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of liquor to minors and the complete prohibition on sales to intoxicated person

**FURTHER INFORMATION REQUIRED:**

On the recommendation of inspector, I request that the applicant provide to the inspector the following information within two (2) weeks of the issue of the licence: -

1. A schedule of training for all the manager that will include but not limited to: -
  - a) How to identify intoxicated persons and what to do with them
  - b) Identifying minors
  - c) Requirements of the Act regarding managers responsibilities
  - d) Requirements of the Act regarding food and alternative beverages
  - e) Legal signage requirements and where it is to be positioned
  - f) Legal requirements regarding managers records
2. A copy of the manager's records book.

**DATED** at TOKOROA this 5<sup>th</sup> day of June 20118



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Jeff Gash JP  
**Chairperson**  
**South Waikato District Licensing Committee**