

APPLICATION NO ON004
DLC REFERENCE 17/ON/002/2017
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 On-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 On-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 Tavern.

There will be 2 certificated managers employed.

The applicant seeks the following hours:

- (i) Sunday to Monday 9:00am to 2:00am the following day
- (ii) Tuesday to Saturday 9.00am to 10.00pm

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 who is not present on the premises to dine.
- 2) The following days and hours that alcohol can be sold and consumed on the premises are:
 - (i) **Sunday to Monday 9:00am to 2:00am the following day**
 - (ii) **Tuesday to Saturday 9.00am to 10.00pm**
- 3) Drinking water is to be freely available, and free of charge whilst the premises are open for business.
- 4) The following steps must be taken to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
 - (i) Ensure that no intoxicated persons are allowed to enter or to remain on the premises.
 - (ii) Ensure that appropriate signs are prominently displayed detailing the statutory restrictions on the supply of liquor to minors and intoxicated persons adjacent to every point of sale.
- 5) There must be a properly certificated manager or duly appointed manager on the premises at all times the premises is open for the sale and supply of alcohol
- 6) A duty manager register pursuant to Section 232 must be kept on the premises and maintained.
- 7) The licence is issued for one year and can issue immediately.

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 5th day of June 2018



Jeff Gash JP
Chairperson
South Waikato District Licensing Committee