

Decision number: 17/ON/005/2020

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

AND

IN THE MATTER of an application by **NEW
FLAME RESTAURANT
LIMITED** pursuant to s.127 of
the Act for the renewal of the
ON Licence in respect of
premises situated at 92-
94Tirau Street, Putaruru
known as "**PUTARURU
ARMS MOTOR INN**"

BEFORE THE SOUTH WAIKATO DISTRICT LICENSING COMMITTEE

The Application

NEW FLAME RESTAURANT LIMITED applies for the renewal of the ON Licence in respect of premises situated at 92-94 Tirau Street, Putaruru known as "**PUTARURU ARMS MOTOR INN.**"

The business is that of a motel complex and the renewal was lodged 2 days before the expiry of the licence.

The renewal was publicly notified in the South Waikato News on the 6th and 13th of May 2020. No objections were received from members of the public.

The current days and hours are: **Sunday to Wednesday 10.30am to 11.30pm and Thursday to Saturday 10.30am to 1.00am the following day. No changes are sought.**

The applicant has provided a detailed menu of the food options they sell and the low alcohol and non-alcoholic refreshments that are available.

The food is prepared on site and the inspector advises that it is of an acceptable variety and can be provided within a reasonable time of placing an order.

REASONS FOR THE DECISION

The applicant has operated this business compliantly during the renewal period and neither the Police nor the Medical Officer of Health has raised any matters in opposition.

The renewal process was caught up in the COVID-19 lock down and was filed late and was not publicly notified in the prescribed timelines.

A waiver has been sought for these deficiencies and is granted.

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

We intend to refresh the licence conditions to align with best practice gained over the renewal period. We have revised the designation on the premises and it was overly complex.

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 **NEW FLAME RESTAURANT LIMITED** for the renewal of the ON Licence in respect of premises situated at 92-94 Tirau Street, Putaruru known as **“PUTARURU ARMS MOTOR INN”** subject to conditions.

Conditions:

The licence is subject to the following conditions:

1. Alcohol may be sold or supplied for consumption on the premises only on the following days and hours:
Sunday to Wednesday 10.30am to 11.30pm and Thursday to Saturday 10.30am to 1.00am the following day;
2. No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day or before 1pm on Anzac Day to any person other than a person who is present on the premises to dine or is residing or lodging on the premises.
3. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises.

4. The licensee must have available for consumption on the premises, at all times when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages.
5. Food must be available for consumption on the premises at all times the premises is open for the sale and supply of alcohol, in accordance with the sample menu supplied with the application for this licence or menu variations of a similar range and standard. Menus must be visible, and food should be actively promoted;
6. A properly appointed certificated, or Acting or Temporary, manager must be on duty at all times when the premises are open for the sale and supply of alcohol and their full name must be on a sign prominently displayed in the premises;
7. The licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises;
8. The lounge area is designated as a **Supervised Area**;
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;
 - c. A copy of the licence attached to the premises so as to be easily read by persons attending the premises;

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

DATED at TOKOROA this 7th day of November 2020



Murray Clearwater
Chairperson/Commissioner
South Waikato District Licensing Committee