

Decision number: 17/ON/011/2020

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

AND

IN THE MATTER of an application by the
partnership of **JIE DONG
LIANG AND HAILING QIN**
("the licensee") pursuant to
s.127 of the Act for the
renewal of a BYO endorsed
ON Licence in respect of
premises situated at 33
Swanston Street, Tokoroa
known as "**DOUBLE HAPPY
RESTAURANT AND
TAKEAWAY**"

BEFORE THE SOUTH WAIKATO DISTRICT LICENSING COMMITTEE

The Application

JIE DONG LIANG AND HAILING QIN ("the licensee") trading in partnership, applies for the renewal of a BYO endorsed ON Licence in respect of premises situated at 33 Swanston Street, Tokoroa known as "**DOUBLE HAPPY RESTAURANT AND TAKEAWAY.**"

The premises is a small restaurant with the licensed hours of **Monday to Sunday** 11.00am to 10.00pm.

The application was notified in the South Waikato News on the 30th of September 2020 and no objections were received from members of the public.

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

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

REASONS FOR THE DECISION

The applicant has operated this BYO restaurant compliantly and has received positive reports from the Inspector and the Police for this renewal period. The Medical Officer of Health also has no matters in opposition.

The inspector reports that the amenity and good order of the area has not been reduced by more than a minor extent and that the applicant has sound host responsibility practices.

We do note that a certificated manager is attached to this business. There will be no condition requiring a certificated manager to be on duty. We are satisfied that the applicant is an experienced operator as they have not come to notice in an adverse manner.

We grant a waiver for some minor discrepancies in the public notice. None affected the public's ability to object to the renewal.

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

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 **JIE DONG LIANG AND HAILING QIN ("the licensee")** trading in partnership, for the renewal of a BYO endorsed ON Licence in respect of premises situated at 33 Swanston Street, Tokoroa known as "**DOUBLE HAPPY RESTAURANT AND TAKEAWAY**" subject to conditions.

The Licence is to be endorsed **Section 37 applies**

1. Alcohol may only be consumed on the premises on the following days and hours: **Monday to Sunday 11.00am to 10.00pm**
2. No alcohol is to be consumed on the premises on Good Friday, Easter Sunday, Christmas Day or before 1pm on Anzac Day by any person other than a person who is on the premises to dine.
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 consumption of alcohol, a reasonable range of non-alcoholic beverages.
5. The Licensee is exempt from the requirements of section 52(1) of the Sale and Supply of Alcohol Act 2012, and is not required to make available for sale and consumption any low alcohol beverages.
6. Food must be available for consumption on the premises at all times the premises are open for the consumption 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. 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 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 the consumption of alcohol;
 - c. A copy of the licence attached to the premises so as to be easily read by persons attending the premises.

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

DATED at TOKOROA this 14th day of February 2021

A handwritten signature in black ink, appearing to read 'Murray Clearwater', with a long, sweeping tail extending to the right.

Murray Clearwater
Chairperson/Commissioner
South Waikato District Licensing Committee