

Decision number: 17/TA/007/2021

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

AND

IN THE MATTER of an application
by **AKU CATERING
LIMITED**
pursuant to s.136(1) of the
Act for a Temporary Authority
for premises situated at 47
Bridge Street, Tokoroa to be
known as "**THE IRISH
WAWA CAFÉ EATERY &
BAR**"

BEFORE THE SOUTH WAIKATO DISTRICT LICENSING COMMITTEE

Murray Clearwater Chairperson

This is an application by **AKU CATERING LIMITED** for a Temporary Authority for premises situated at 47 Bridge Street, Tokoroa to be known as "**THE IRISH WAWA CAFÉ EATERY & BAR.**"

The business is a potentially high-risk tavern and an ON Licence, 17/ON/003/2020, is operative at the premises and expires on the 21st of February 2023.

The application contains supporting documentary evidence showing a lease agreement however there a report from the Police expressing concerns and the Inspector opposes the application to raise the same concerns to the DLC.

REASONS FOR THE DECISION

The New Zealand Police do not oppose the granting of the order but advise that there are a number of domestic violence notings between the director of **AKU Catering Limited** and her husband.

The Police have not gone in to any details nor do they advise that there has been any convictions resulting from the incidents. They reserve their position and say they will review their stance once the substantive application is lodged.

The Inspector has lodged an opposed report believing the domestic violence notings are sufficient for the applicant to be found as unsuitable to hold an alcohol licence.

We too, hold concerns as this is potentially a high-risk activity, and requires experienced certificated managers on duty from day one.

One of the features of a Temporary Authority is that they are just that, temporary.

We believe that Tikitikiorangi TAMARAPA should be given an opportunity to show that she can operate this business without interference from her husband.

By consent we will impose a condition on the Temporary Authority that he must have no influence over the business, nor shall he be permitted on the premises during opening hours.

We remind the applicant that experienced certificated managers must be on duty on the premises from day one and that the premises must run in accordance with the current base licence for the duration of the TA.

Subject to the above, the application will be dealt with by the committee on the papers.

DECISION

The application and supporting information satisfies us that the criteria we must have regard to, as set out in s.136 of the Act, has been met.

The District Licensing Committee, acting pursuant to the Sale and Supply of Alcohol Act 2012 makes an order for a Temporary Authority to **AKU Catering Limited** and it can be issued immediately.

The conditions attached to ON LICENCE 17/ON/003/2020 shall continue to apply with the following additions/modifications:

1. An experienced certificated manager must be on duty at all times when the premises is open for the sale and supply of alcohol.
2. The substantive ON Licence application must be lodged on or before the 20th of December 2021
3. The applications for the building and planning certificates must be lodged by 7 December 2021.
4. Mr Lennard Tamarapa is not permitted to be on the premises during opening hours.

The Order is to run for 3 months from the 23rd of November 2021 until 23 February 2022

DATED at Tokoroa this 23rd day of November 2021.



Murray Clearwater
Chairperson/Commissioner
For South Waikato District Licensing Committee
