

Decision number: 17/TEMP/009/2022

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

AND

IN THE MATTER of an application
by **OMAX ENTERPRISES
LIMITED**
pursuant to s.136(1) of the
Act for a Temporary Authority
for premises situated at 99
Tirau Street, Putaruru known
as "**THE WOODEN
FARMER**"

BEFORE THE SOUTH WAIKATO DISTRICT LICENSING COMMITTEE

Murray Clearwater Chairperson

This is an application by **OMAX ENTERPRISES LIMITED** for a second Temporary Authority for premises situated at 99 Tirau Street, Putaruru known as "**THE WOODEN FARMER.**"

The business is a low-risk restaurant and an ON Licence, 17/ON/018/2021, is operative at the premises and expires on the 20th of June 2024.

The first application contained supportive documentary evidence showing a lease agreement and a signed S&P agreement.

REASONS FOR THE DECISION

The substantive application and building and planning certificate applications were not advanced during the first TA. A letter has been received apologising for this delay and promising to get thing right as soon as possible.

The Inspector opposes a second TA believing that the hands on operators have little knowledge of what is required of them to operate licensed premises.

Had this business been a high risk tavern there would be no second TA granted on the papers and the matter would be set down for a public hearing.

We are advised that the substantive applications have now been lodged and are being processed.

By a very slim margin, we are prepared to grant a restricted TA until the new substantive application is considered.

The TA will carry conditions to ensure compliance with the Act.

We are sure the Police and the Inspectorate will conduct unannounced compliance checks to ensure the conditions of the Order are being complied with at all times.

Any breaches will be dealt with firmly and swiftly.

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

DECISION

The application and supporting information (subject to the above) 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 **Omax Enterprises Limited** and it can be issued immediately.

The conditions attached to ON LICENCE 17/ON/018/2021 shall continue to apply with the following additions/modifications:

- 1. An experienced certificated manager must be always on duty when the premises is open for the sale and supply of alcohol.**
 - 2. The applicant must supply a written roster of the weekly staff, and certificated manager appointments, every Monday morning to the Inspector.**
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3. The licensed hours of operation are reduced to 11.00am to 8.00pm each day.

The Order is to run for 3 months from the 4th of July 2022 until 4th of October 2022

DATED at Tokoroa this 3rd day of July 2022.

A handwritten signature in black ink, appearing to read 'Murray Clearwater', enclosed in a thin black rectangular border.

Murray Clearwater
Chairperson/Commissioner
For South Waikato District Licensing Committee
