

**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 **BW & DM Gulliver** for a new OFF licence pursuant to Section 100 of the Sale and Supply of Alcohol Act 2012 in respect of the premises situated at 2822 State Highway 32 (Tihoi Road), Whakamaru and known as "Tihoi Tavern"

**THE APPLICATION:**

This is an application by **BW & DM Gulliver trading in partnership**, for an Off Licence in respect of premises situated at 2822 State Highway 32 (Tihoi Road), Whakamaru, known as "Tihoi Tavern". It was formally received by the Taupō District Licensing Committee on **13th February 2020**. The general nature of the business to be undertaken is that of Tavern **with an across the bar off licence**.

The application was duly advertised **on council's website from the 9<sup>th</sup> of April 2020** and no objection or notice of desire to be heard has been received. Display of the public notice has been carried out in the terms of the Sale and Supply of Alcohol Act 2012 by the licensee and no objections were lodged by any members of the public.

**REASONS FOR THE DECISION:**

**The applicants appear to be suitable entities to be granted a licence, but we note there is only one certificated manager attached to the application. This is insufficient for the potential opening hours. Additional certificated staff must be appointed to ensure there is always a certificated manager on duty.**

The Police and Medical Officer of Health reports raise no matters in opposition.

**THE DECISION:**

We are satisfied as to the matters to which we must have regard as set out in the Act and we grant the applicant an Off Licence authorising the sale and supply of alcohol for consumption off the premises.

The licence shall be subjected to specific conditions as detailed in the attached licence.

Dated at Taupo this 19<sup>th</sup> day of May 2020



Murray Clearwater

**Commissioner**

**Taupō District Licensing Committee**

**OFF LICENCE**

Sections 17 to 20, and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012, the partnership of **BW & DM Gulliver ("the licensee")** is authorised to sell or deliver alcohol on or from the premises situated at 2822 State Highway 32 (Tihoi Road), Whakamaru, and known as **Tihoi Tavern**, to any person for consumption off the premises and to supply alcohol free, as a sample, for consumption on the premises.

If this licence is not endorsed under section 40 of the Act, the licensee is also authorised to sell alcohol on or from the premises and deliver it somewhere else.

The authority conferred by this licence must be exercised through a manager, or managers, appointed by the licensee in accordance with Subpart 7 of Part 2 of the Act.

**CONDITIONS**

This licence is subject to the following conditions:

1. Alcohol may be sold on, or delivered from, the premises for consumption off the premises, or supplied free as a sample for consumption on the premises, only on the following days and hours: **Monday to Sunday from 11.00am to 11.00pm.**
2. No alcohol is to be sold on, or delivered from, the premises on Good Friday, Easter Sunday or Christmas Day or before 1.00pm on Anzac Day.
3. While alcohol is being supplied free as a sample, water is to be provided to patrons free of charge at the place where the samples are being supplied.
4. The whole of the premises are designated as a Supervised area.
5. The Licensee must have available for consumption off 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.
6. A properly appointed certificated or Acting or Temporary Manager must be on duty at all times, within the licensed area, 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 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 inside of the premises so as to be easily read by people entering each principal entrance.

**THE LICENSED PREMISES**

The sale, supply or consumption of alcohol is authorised in the premises generally. The premises situated at 2822 State Highway 32 (Tihoi Road) Whakamaru, are more precisely identified as outlined in a plan date stamped as received by the Taupo District Licensing Committee on 13 February 2020.

**DISPLAY OF LICENCE AND PRINCIPAL ENTRANCE**

A copy of this licence must be displayed at the principal entrance to the premises. The entrance from the carpark off State Highway 32 (Tihoi Road) is designated as the principal entrance.

**DURATION**

Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, this licence continues in force -

- (a) Until the close of the period of 1 year commencing with the date of its issue; or
- (b) If an application for the renewal of the licence is duly made, until the application is determined; or
- (c) If the licence is renewed, until the close of the period of 3 years after the period for which it was renewed.

**This licence expires on 19 May 2021 unless further renewed**

DATED at TAUPO on this 19<sup>th</sup> day of May 2020



Murray Clearwater

**Commissioner for Taupō District Licensing Committee**

**PLEASE DISPLAY THIS LICENCE IN THE MAIN ENTRANCE OF THE PREMISES**