

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

AND

IN THE MATTER of an application by Double 9 Limited pursuant to s.120 and s. 127 of the Act for a variation and renewal of an off licence in respect of premises situated at 25 Market Street POKENO known as “The Bottle-O Pokeno”.

BEFORE THE WAIKATO DISTRICT LICENSING COMMITTEE

Commissioner: Andrew Baker

DECISION

[1] I have before me an application by Double 9 Limited for the variation and renewal of an off licence in respect of premises situated at 25 Market Street POKENO known as “The Bottle-O Pokeno”.

[2] The application was made prior to the expiry of the underlying off licence.

[3] The nature of the business is that of a retail bottle store.

[4] The variation sought is to reduce the licensed hours by one hour.

[5] Reports on the application were received from an Inspector, the Medical Officer of Health and the Police and offer no opposition.

[6] The application was duly advertised and did not attract any public objection.

[7] I am satisfied as to the matters which I must have regard as set out in s.105 of the Act, and I am satisfied that the application meets the purpose and object of the Act. Accordingly, I grant the applicant a renewal of the underlying off licence with the following conditions:

- (a) No alcohol is to be sold or delivered on Good Friday, Easter Sunday, Christmas Day, or before 1.00 pm on Anzac Day.
- (b) Alcohol may be sold under the licence only on the following days and during the following hours:
Monday to Sunday 9.00am to 10.00pm
- (c) The whole of the premises is designated as a supervised area.
- (d) Drinking water is to be freely available to customers immediately adjacent to any alcohol that is being supplied free as a sample on the premises.
- (e) The licensee must take the following steps to ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed:

- (i) Display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.
- (f) The licensee must take the following steps to ensure that the provisions of the Act relating to the management of the premises are observed:
 - (i) All staff will be trained in their responsibilities under the Act.
 - (ii) A sign shall be prominently displayed inside the premises, which identifies by name the manager on duty responsible for the management of the sale and supply of alcohol under the licence.
- (g) The sale or delivery of alcohol is authorised on the premises generally. The premises situated at Unit 1, 25 Market Street, Pokeno, are more precisely identified in a plan date stamped as received by the Waikato District Licensing Committee on 16 September 2020.

DATED at Auckland this 24th day of February 2023



Andrew Baker
Commissioner
Waikato District Licensing Committee