

IN THE MATTER

of the Sale and Supply of
Alcohol Act 2012

AND

IN THE MATTER

of an application by Marsden
Resorts Limited for renewal of
an on-licence pursuant to s.127
of the Act in respect of
premises situated at 685 A
Karioitahi Road WAIUKU known
as "Castaways Resort".

BEFORE THE WAIKATO DISTRICT LICENSING COMMITTEE

Commissioner: Andrew Baker

DECISION

[1] I have before me an application by Marsden Resorts Limited for the renewal of an on licence in respect of premises situated at 685 A Karioitahi Road WAIUKU known as "Castaways Resort".

[2] The general nature of the business is that of a function centre.

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

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

[5] 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 the renewal of the underlying on licence.

[6] The following conditions apply:

- (a) No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1.00 pm on Anzac Day to any person who is not present on the premises to dine.
- (b) Alcohol may be sold only to persons attending a private reception, function, or other social gathering, and only on the following days and hours:

Monday to Sunday

9.00am to 1.00am the following day

And

Alcohol may be sold only to persons present for the purposes of spa treatments, and only on the following days and during the following hours:

Monday to Sunday

9.00am to 1.00am the following day

- (c) Food must be available for consumption on the premises when the premises are open for the sale of alcohol in accordance with the menu submitted with the application for the licence, or variations of that menu of a similar range and standard.
- (d) The licensee must have available for consumption on the premises, always when alcohol may be sold under the licence, a reasonable range of non-alcoholic and low-alcohol beverages.
Drinking water must be freely available at all service counters.
- (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 whole of the premises is designated as a supervised area.
- (g) 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 or of the person responsible for the management of the sale and supply of alcohol under the licence.
- (h) The sale, supply and consumption of alcohol is authorised on the premises generally. The premises situated at 685A Karioitahi Road, Waiuku are more precisely identified in a plan date stamped as received by the Waikato District Licensing Committee on 23 June 2021.

[7] The licence may issue for a period of three (3) years upon payment of any outstanding fee.

[8] I refer any party who wishes to appeal this decision or part of this decision to sections 154 through to 158 of the Act.

Dated at Auckland this 3rd day of August 2023



Andrew Baker
Commissioner
Waikato District Licensing Committee