

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

**AND**

**IN THE MATTER** of an application by Dev Enterprise Limited for renewal of an on-licence pursuant to s.127 of the Act in respect of premises situated at 75 Wallis Street RAGLAN known as “The Wharf Kitchen and Bar”.

**BEFORE THE WAIKATO DISTRICT LICENSING COMMITTEE**

Commissioner: Andrew Baker

**DECISION**

- 1) I have before me an application by Dev Enterprise Limited for a renewal of an on licence in respect of premises situated at 75 Wallis Street RAGLAN known as “The Wharf Kitchen and Bar”.
- 2) The general nature of the business undertaken is that of a restaurant.
- 3) The application was duly advertised and did not attract any public objection.
- 4) Reports on the application were received from an Inspector, Medical Officer of Health and the Police and offer no opposition.
- 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 a renewal of the underlying on licence with the following conditions:
  - (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 under the licence only on the following days and during such hours when the premises are being operated as a restaurant but not other than on the following days and hours:  
**Monday to Sunday 8.00am to 1.00am the following day**
  - (c) A one-way door policy applies during the following times:  
**Monday to Sunday after 12.00midnight.**
  - (d) Food must be available for consumption on the premises at all times 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.
  - (e) The licensee must have available for consumption on the premises, at all times when alcohol may be sold under the licence, a reasonable range of non-alcoholic and low-alcohol beverages.

- (f) Drinking water must be freely available at the service counter and on occupied tables while the premises are open for business.
  - (g) 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.
  - (h) 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.
  - (i) The sale, supply and consumption of alcohol is authorised on the premises generally. The premises situated at 75 Wallis Street, Raglan, are more precisely identified in a plan date stamped as received by the Waikato District Licensing Committee on the 30 September 2023.
  - j) The whole of the premises shall be undesignated.
- 6) The renewal to the underlying licence may issue immediately upon payment of any outstanding fee.
- 7) 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 26th day of January 2023



A handwritten signature in black ink, appearing to read "A Baker", enclosed in a thin black rectangular box.

Andrew Baker  
Commissioner  
Waikato District Licensing Committee