

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

AND

IN THE MATTER of an application by Woodlands Garden Grove Limited for an on-licence pursuant to s.100 of the Act in respect of premises situated at 42 Whitiakahu Road GORDONTON known as "Woodlands Garden Grove".

BEFORE THE WAIKATO DISTRICT LICENSING COMMITTEE

Commissioner: Andrew Baker

DECISION

[1] I have before me an application by Woodlands Garden Grove Limited for the issue of an on licence in respect of premises situated at 42 Whitiakahu Road GORDONTON known as "Woodlands Garden Grove".

[2] The general nature of the business to be undertaken for the premises is that of a restaurant and as a caterer endorsed under s.38 of the Act.

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

[4] The application was duly advertised and attracted no objections.

[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.

[6] I grant the applicant an 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 only while the premises are being operated as a restaurant, and only during the following days and hours:

Monday to Sunday **8.00am to 12.00midnight**

AND

On such days and during such hours as the premises or part of the premises is hosting a private reception, function, or other social gathering but not other than on the following days and hours:

Monday to Sunday **8.00am to 12.00midnight**

AND

On such days and during such hours as this licence is being used under Section 38 (Caterer) of the Act, but not other than on the following days and hours:

Monday to Sunday

8.00am to 12.00midnight

- (c) 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.
- (d) 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.
- (e) Drinking water must be freely available on all occupied tables and upon request.
- (f) 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.
- (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 42 Whitikahu Road, Gordonton are more precisely identified in a plan date stamped as received by the Waikato District Licensing Committee on 18 August 2021

[7] The licence may issue 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 24th day of April 2023



Andrew Baker
Commissioner
Waikato District Licensing Committee