

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

AND

IN THE MATTER of an application by Phoenix Private Limited for an off-licence pursuant to s.100 of the Act in respect of premises situated at 31 George Street TUAKAU known as “The Bottle-O Tuakau”.

BEFORE THE WAIKATO DISTRICT LICENSING COMMITTEE

Commissioner: Andrew Baker

DECISION

- (1) I have before me an application by Phoenix Private Limited for an off licence in respect of premises situated at 31 George Street TUAKAU known as “The Bottle-O Tuakau”.
- (2) The general nature of the business to be undertaken for the premises is that of a retail bottle store.
- (3) The premise is as defined within the site plan submitted with the application date stamped received by the Waikato District Licensing Committee on 25 April 2023.
- (4) Reports on the application were received from an Inspector, the Medical Officer of Health and the Police and offer no opposition.
- (5) The application was duly advertised and did not attract any public objection.
- (6) I am satisfied as to all other 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 an off licence with the following conditions:
 - (a) No alcohol is to be sold or delivered on Good Friday, Christmas Day, Easter Sunday, 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 Saturday 8.00am to 10.00pm
Sunday 9.00am to 10.00pm
 - (c) The whole of the premises is designated as a supervised area.
 - (d) Drinking water must be freely available to customers at the following places while alcohol is being supplied free as a sample on the premises:
In the body of the premises near to where the samples are being provided.
 - (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 or of the person responsible for the management of the sale and supply of alcohol under the licence.
- (7) The sale or delivery of alcohol is authorised on the premises generally. The premises situated at 31 George Street, Tuakau, are more precisely identified in a plan date stamped as received by the Waikato District Licensing Committee on 25 April 2023.
- (8) The licence may issue upon payment of any outstanding fee
- (9) 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 14th day of June 2023



Andrew Baker
Commissioner
Waikato District Licensing Committee

