

**AND**

**IN THE MATTER**

of an application by The  
Cocktail Cart 1.0 Limited for  
renewal of an off-licence  
pursuant to s.127 of the Act in  
respect of premises situated at  
86 Lee Martin Road  
TAMAHERE known as "The  
Cocktail Cart 1.0".

**BEFORE THE WAIKATO DISTRICT LICENSING COMMITTEE**

Commissioner: Andrew Baker

**DECISION**

[1] I have before me an application by The Cocktail Cart 1.0 Limited for a renewal of an off licence in respect of premises situated at 86 Lee Martin Road TAMAHERE known as "The Cocktail Cart 1.0".

[2] The general nature of the business to be undertaken for the premises is that of remote sales.

[3] Reports on the application were received from an Inspector, 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 a renewal of the underlying on licence with the following conditions:

- (a) Section 49 of the Act provides that a remote sale of alcohol may be made at any time on any day.
- (b) No alcohol is to be delivered on Good Friday, Christmas Day, Easter Sunday, or before 1.00 pm on Anzac Day.
- (c) Alcohol may be delivered under the licence only on the following days and during the following hours:  
**Monday to Sunday 7.00am to 10.00pm**
- (d) 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 information at every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.

- (ii) Request age declaration from all customers before orders are placed and after sale is completed in accordance with regulation 14 of the Sale and Supply of Alcohol Regulations 2013.
- (e) The following information must be displayed on the internet site in a prominent place, in any catalogue used by the licence holder and on every receipt issued for any alcohol sold via the internet site:
  - (i) The licence holder's name, the licence number, and the date on which the licence expires.
- (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.
- (g) The sale or delivery of alcohol is authorised from the premises generally. The premises situated at 86 Lee Martin Road, Tamahere are more precisely identified in a plan date stamped as received by the Waikato District Licensing Committee on 10 May 2022.

[6] The licence may issue for a period of three (3) years 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 20<sup>th</sup> day of October 2023



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Andrew Baker  
Commissioner  
Waikato District Licensing  
Committee

