

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 20th day of October 2023



Andrew Baker
Commissioner
Waikato District Licensing
Committee

