

IN THE MATTER

of the Sale and Supply of
Alcohol Act 2012

AND

IN THE MATTER

of an application by Majha Holdings Limited for a temporary authority to carry on the sale and supply of alcohol pursuant to s.136 of the Act in respect of premises situated at 46 Main Street HUNTLY known as "Blackbull Liquor Huntly (The Bottle-O Huntly)".

BEFORE THE WAIKATO DISTRICT LICENSING COMMITTEE

Quorum: Chairperson Andrew Baker
 Members: Dr Michael Cameron
 Barry Smedts

DECISION

[1] We have before us an application by Majha Holdings Limited for a temporary authority in respect of premises situated at 46 Main Street, Huntly known as "Black Bull Huntly".

[2] The application for the temporary authority is the fourth such application made by this applicant and was lodged with Waikato District Council on 19th December 2024. The third temporary authority is due to expire on 12th February 2025.

[3] The previous application was granted on the papers by a full quorum of the Waikato District Licensing Committee as provided for in s.191 of the Act.

[4] This current application has attracted continued opposition by the Police as well as from the reporting inspector. The Police have provided an updated report stating they have opposed the application for a substantive off license and are opposing this application for a fourth temporary authority on "principle" and as a matter of "consistency".

[5] The application for a new off licence is scheduled to be heard by way of public hearing on 11th March 2025.

[6] The committee does not believe it is generally acceptable for businesses of this type to be able to operate under the untested temporary authority regime for so long, however also believe it would be unreasonable to treat this application in a different manner than the previous application, in particular, with the hearing for the substantive licence scheduled to occur shortly.

[7] The Committee, with a quorum of three have considered the application and are satisfied as to the matters to which we must have regard, and we are satisfied that the application meets the Purpose and Object of the Act, and accordingly, we grant the temporary authority without prejudice.

[8] This temporary authority authorises the applicant to carry on the sale and supply of alcohol with the same conditions contained within the underlying licence number 14/OFF/22/2021.

[9] The temporary authority is issued for the period not exceeding three months and may issue to take effect from 13th February 2025. Should the matter of the substantive licence not be heard within the period of this temporary authority, a hearing shall be required to be heard for any subsequent applications for a further temporary authority.

[10] A copy of this temporary authority is to be displayed alongside a copy of the underlying licence within the premises.

DATED at Auckland this 31st day of January 2025.



Andrew Baker
Commissioner

Waikato District Licensing Committee

On behalf of: Dr Michael Cameron
Barry Smedts