

**Application**

**19/052/2020**

**IN THE MATTER**

of the Sale and Supply of Alcohol Act  
2012

**AND**

**IN THE MATTER**

of an application by  
Taharoa Social Sports and Welfare Club  
(2009) Inc for renewal of an off-licence in  
respect of the premises at Lake View  
Terrace, Taharoa known as Taharoa Social  
Sports and Welfare Club pursuant to  
section 127 of the Act

**DECISION OF THE DISTRICT LICENSING COMMITTEE**

1. The off-licence 019/OFF/001/2018 in respect of the premises situated at Lake View Terrace, Taharoa and known as Taharoa Social Sports and Welfare Club is renewed for a further period of 3 years. The licence may issue upon payment of the annual fee.
2. The present conditions of the licence continue to apply.

**Reasons**

1. This is an application by Taharoa Social Sports and Welfare Club (2009) Inc for renewal of an off-licence in respect of the premises situated at Lake View Terrace, Taharoa known as Taharoa Social Sports and Welfare Club. This bottle store has been operating from its present site since 2009.
2. The application was advertised, and no objections were received from members of the public. The Licensing Inspector, Police and the Medical Officer of Health have provided reports and do not oppose the application. Accordingly, the matter is decided on the papers (s 134).
3. The purpose of the Act is to put in place a new system of control over the sale and supply of alcohol (s 3). The object of the Act is to ensure that the sale and supply of alcohol is undertaken safely and responsibly, and the harm caused by excessive or inappropriate consumption of alcohol is minimised (s 4).
4. In deciding whether to renew an off-licence the licensing committee must have regard to sections 131 and 105 of the Act. Therefore this committee must consider the following questions within the framework of the purpose and object of the Act:

- a) Is the applicant suitable?
  - b) Are the days and hours during which the applicant proposes to sell alcohol reasonable?
  - c) Is the design and layout of the premises suitable?
  - d) Does the applicant propose to engage in the sale of goods or provision of services other than those directly relating to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments and food?
  - e) Does the applicant have appropriate systems, staff and training to comply with the law?
  - f) Have the police, inspector and medical officer of health raised any relevant considerations?
  - g) Will the amenity and good order of the locality be increased by more than a minor extent by the effects of a refusal to renew the licence?
  - h) Has the applicant sold, displayed, advertised or promoted alcohol in a responsible manner?
  - i) Does the application comply with the Waitomo District Local Alcohol Policy?
5. Section 132 provides that the licensing committee may vary or cancel any conditions applying to the licence before its renewal.

**Should the licence be renewed?**

- 6. The licensing committee is satisfied that Taharoa Social Sports and Welfare Club (2009) Inc is a suitable applicant to hold an off-licence. The company has demonstrated compliance with the Sale and Supply of Alcohol Act 2012. The premises has a suitable design and layout to meet the requirements of the Act. It is well appointed and able to be monitored effectively by the staff of the premises. It has adequate street lighting for the safety of both patrons and staff. Taharoa Social Sports and Welfare Club (2009) Inc has an appropriate Host Responsibility Policy and staff training programme. There are two Duty Managers employed to ensure compliance with the Act.
- 7. The Licensing Inspector reports that the application does comply with the Waitomo District Local Alcohol Policy.
- 8. The licensing committee is satisfied that the renewal of the off-licence will not reduce the amenity and good order of the locality by more than a minor extent. There have been no reports of any nuisance, vandalism or noise problems associated with this premises in the past three years. Alcohol is sold, displayed, and promoted in a responsible manner and in accordance with the requirements of the Act.
- 9. The conditions for this licence have been replaced to ensure that they are consistent with licences issued since the commencement of the Sale and Supply of Alcohol Act 2012. The conditions include information about the statutory obligations to display signage and the maintenance of a manager's register.

**Conclusion**

- 10. Therefore, the application for the renewal of the off-licence is granted.

Dated at this 28<sup>th</sup> day of September 2020



Cr Guy Whitaker  
Deputy Chair  
Waitomo District Licensing Committee