

Decision number: 17/ON/001/2024

**IN THE MATTER** of the Sale and Supply of  
Alcohol Act 2012(the Act)

**AND**

**IN THE MATTER** of an application by **OMAX  
ENTERPRISES LIMITED**  
pursuant to s.127 of the Act  
for the renewal of the ON  
Licence in respect of  
premises situated at 99 Tirau  
Street, Putaruru known as  
**'THE WOODEN FARMER'**

**BEFORE THE SOUTH WAIKATO DISTRICT LICENSING COMMITTEE**

**The Application**

**OMAX ENTERPRISES LIMITED** applies for the renewal of the ON Licence in respect of premises situated at 99 Tirau Street, Putaruru known as **'THE WOODEN FARMER'**.

The business is that of a low risk Class 3 restaurant and has been operating for 14 months under the current ownership.

The renewal was publicly notified in the South Waikato News on the 27<sup>th</sup> of march and the 3<sup>rd</sup> of April 2024. No objections were received from members of the public.

The current days and hours are: **Monday to Sunday 10.00am to 11.00pm. No changes are sought.**

The applicant has provided a detailed menu of the food options they sell and the low alcohol and non-alcoholic refreshments that are available.

The food is prepared on site and the inspector advises that it is of an acceptable variety and can be provided within a reasonable time of placing an order.

## **REASONS FOR THE DECISION**

The applicant has operated this business compliantly during the renewal period and neither the Police nor the Medical Officer of Health has raised any matters in opposition.

However, a minority shareholder in the business, Vikram Chundawat, came before the Committee in December 2023 after it was drawn to our attention that he had incurred a DIC conviction from an offence in November 2022.

His application was adjourned for 6 months, and he subsequently surrendered his shares in the company to the other two shareholders.

He does not appear to have been a director of the company at any time contrary to the interim opposition from the Police.

We also note there appears to be only a superficial approach to training. The applicant is to engage a third party hospitality professional to conduct a training session for all staff within 6 months of the approval of this renewal. Evidence of the training session is to be delivered to the SWDC Inspector.

Subject to the above, I am satisfied as to the matters to which we must have regard as set out in s.131 of the Act.

We intend to refresh the licence conditions to align with best practice gained over the renewal period.

Accordingly, I deal with the matter on the papers.

## **DECISION**

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, **approves** an application by **OMAX ENTERPRISES LIMITED for the renewal of the ON Licence in respect of premises situated at 99 Tirau Street, Putaruru known as 'THE WOODEN FARMER'** subject to conditions.

**Conditions:**

The licence is subject to the following conditions:

1. Alcohol may be sold or supplied for consumption on the premises only on the following days and hours:

**Monday to Sunday 10.00am to 11.00pm;**

2. No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day or before 1pm on Anzac Day to any person other than a person who is present on the premises to dine.
3. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises.
4. The licensee must have available for consumption on the premises, at all times when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages.
5. Food must be available for consumption on the premises at all times the premises is open for the sale and supply of alcohol, in accordance with the sample menu supplied with the application for this licence or menu variations of a similar range and standard. Menus must be visible, and food should be actively promoted;
6. A properly appointed certificated, or Acting or Temporary, manager must be on duty at all times when the premises are open for the sale and supply of alcohol and their full name must be on a sign prominently displayed in the premises;
7. The licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises;
8. The Licensee must display:
  - a. At every point of sale, signs detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons;
  - b. At the principal entrance to the premises, so as to be easily read by people immediately outside the premises, a sign stating the ordinary hours of business during which the premises will be open for sale of alcohol;
  - c. A copy of the licence attached to the premises so as to be easily read by persons attending the premises;

The renewal will be for three years from the expiry of the current licence and a replacement licence is to be issued.

**DATED** at TOKOROA this 8<sup>th</sup> day of July 2024

A handwritten signature in black ink, appearing to read 'Murray Clearwater', with a long, sweeping tail.

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Murray Clearwater  
**Chairperson/Commissioner**  
**South Waikato District Licensing Committee**