

Decision number: 17/ON/006/2024

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

AND

IN THE MATTER of an application by **THE
SOUTH WAIKATO ARTS
TRUST** pursuant to s.127 of
the Act for the renewal of the
ON Licence in respect of
premises situated at 50-56
Kensington Street, Putaruru
known as **'THE PLAZA'**

BEFORE THE SOUTH WAIKATO DISTRICT LICENSING COMMITTEE

The Application

THE SOUTH WAIKATO ARTS TRUST applies for the renewal of the ON Licence in respect of premises situated at 50-56 Kensington Street, Putaruru known as **'THE PLAZA'**.

The business is a Class 3 low risk entertainment venue.

The renewal was publicly notified on council's website from the 11th of July 2024 and no objections were received from members of the public.

The current days and hours are:

Monday to Sunday 1.45pm to 12.00 midnight. 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.

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

We grant a waiver for the late lodging of this renewal application, had the applicant not been contacted by a council officer the licence would have expired the next day.

We are perturbed to say the least to read about basic errors in the management of these premises. As a council owned property, the operators should be setting an example of exemplary behaviour to other licensees and tenants.

We trust that lessons have been learnt and we do not expect to hear about repeat offences in the future.

The DLC can act very quickly and rehear any application it has determined. We would not be slow to do so should further breaches of the Act be reported.

Subject to the above, 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 **THE SOUTH WAIKATO ARTS TRUST** for the renewal of the ON Licence in respect of premises situated at 50-56 Kensington Street, Putaruru known as **'THE PLAZA'** 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 1.45pm to 12.00 midnight;

2. No alcohol is to be sold or supplied on the Good Friday, Easter Sunday, Christmas Day or before 1pm on Anzac Day to any person other than a person who is 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 17th day of October 2024

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

Murray Clearwater
Chairperson/Commissioner
South Waikato District Licensing Committee