



IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Division Limited** for
a renewal on-licence pursuant to s.127 of
the Act in respect of premises situated at
and known as "**Pinocchio**".

BEFORE THE SOUTH WAIRARAPA DISTRICT LICENSING COMMITTEE

Chairperson: Julie Riddell

DECISION

This is an application by **Division Limited** for a renewal on-licence in respect of premises situated known as "**Pinocchio**".

The general nature of the business conducted under the licence is a **restaurant**.

The application was duly advertised and no objection or notice of desire to be heard has been received. Accordingly we deal with the matter on the papers.

We are satisfied as to the matters to which we must have regard as set out in s.131 of the Act and we grant the applicant a renewal on-licence authorising the sale and supply of alcohol for consumption on the premises, to any person who is present on the premises.

CONDITIONS

- (a) No alcohol is to be sold on Good Friday, Easter Sunday, Christmas Day or before 1pm on Anzac Day to any person who is not—
 - present on the premises to dine
- (b) Alcohol may only be available for sale, supply or consumption on the following days and during the following hours:
Monday to Sunday between 8:00 am to 1:00 am the following day
- (c) Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises at all times that alcohol is available for sale, supply or consumption.
- (d) Food must be available for consumption on the premises at all times the premises are open for the sale, supply and consumption of alcohol, in accordance with the 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.
- (e) The following steps must be taken to promote the responsible consumption of alcohol:
 - Implement and maintain the host responsibility policy submitted with the application for the licence.
 - At all times when the premises are open for the sale, supply or consumption of alcohol, a reasonable range of non-alcoholic refreshments and low-alcohol options are available
 - The licensee must ensure that signs are prominently displayed within the licensed premises detailing the availability of assistance and information regarding alternative forms of transport from the premises.
 - The licensee must implement and maintain steps proposed in the application for the licence aimed at promoting the responsible consumption of alcohol.
- (f) the following steps must be taken to ensure that the provisions of the Act relating to the sale, supply and consumption of alcohol to prohibited persons are observed:
 - A restriction of sale or supply of alcohol to persons under the age of 18 years of age
 - Display of appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons



SOUTH WAIRARAPA
DISTRICT COUNCIL
Kia Reretahi Tātau

- (g) The licensee must ensure that at all times a copy of the licence, together with a statement of all conditions subject to which it is issued, is displayed at each principal entrance so as to be easily read by people using the premises.
- (h) The holder of a manager's certificate or a properly notified manager shall be on duty and on the premises at all times alcohol is available for sale, supply or consumption.
- (i) A telephone must be freely available for customers to call for transport & staff must assist if required. Telephone numbers for alternative forms of transport from the premises must be displayed.

REASON FOR DECISION

I have considered this application on the basis of the reports received from the Licensing Inspector, the Police and the Ministry of Health who do not oppose the application. In addition no objections have been raised.

The District Licensing Chair acting pursuant to s.127 of the Act therefore accordingly grants the On Licence renewal to Division Limited, subject to the above conditions.

DATED at Martinborough this 11th day of June 2019

Julie Riddell
Chairperson
South Wairarapa District Licensing Committee

ON-LICENCE
(for premises)

Sections 14 to 16 and 64, Sale and Supply of Alcohol Act 2012

PURSUANT to the Sale and Supply of Alcohol Act 2012 (The Act), **Division Limited** is authorised to sell and supply liquor on the premises situated at **3 Kitchener Street, Martinborough** and known as "**Pinocchio**", to any person for consumption on the premises and to let people consume alcohol there.

The general nature of the business conducted under the licence is a **restaurant**

The authority conferred by this licence must be exercised through a manager or managers appointed by the licensee in accordance with with subpart 7 of part 2 of the Act.

CONDITIONS

- (a) No alcohol is to be sold on Good Friday, Easter Sunday, Christmas Day or before 1pm on Anzac Day to any person who is not-
 - present on the premises to dine
- (b) Alcohol may only be available for sale, supply or consumption on the following days and during the following hours:

Monday to Sunday between 8:00 am to 1:00 am the following day
- (c) Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises at all times that alcohol is available for sale, supply or consumption.
- (d) Food must be available for consumption on the premises at all times the premises are open for the sale, supply and consumption of alcohol, in accordance with the 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.
- (e) The following steps must be taken to promote the responsible consumption of alcohol:
 - Implement and maintain the host responsibility policy submitted with the application for the licence.
 - At all times when the premises are open for the sale, supply or consumption of alcohol, a reasonable range of non-alcoholic refreshments and low-alcohol options are available
 - The licensee must ensure that signs are prominently displayed within the licensed premises detailing the availability of assistance and information regarding alternative forms of transport from the premises.
 - The licensee must implement and maintain steps proposed in the application for the licence aimed at promoting the responsible consumption of alcohol.
- (f) the following steps must be taken to ensure that the provisions of the Act relating to the sale, supply and consumption of alcohol to prohibited persons are observed:
 - A restriction of sale or supply of alcohol to persons under the age of 18 years of age
 - Display of appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons
- (g) The licensee must ensure that at all times a copy of the licence, together with a statement of all conditions subject to which it is issued, is displayed at each principal entrance so as to be easily read by people using the premises.
- (h) The holder of a manager's certificate or a properly notified manager shall be on duty and on the premises at all times alcohol is available for sale, supply or consumption.
- (i) A telephone must be freely available for customers to call for transport & staff must assist if required. Telephone numbers for alternative forms of transport from the premises must be displayed.

THE LICENSED PREMISES

The premises, situated at , are more precisely identified as outlined in a plan received by the South Wairarapa District Licensing Committee on **12th September 2018**.

DISPLAY OF LICENCE AND PRINCIPAL ENTRANCE/S

A copy of this licence must be displayed at the principal entrance to the premises. The entrance from **3 Kitchener Street, Martinborough** is designated as the principal entrance.

DURATION

Subject to the requirements of the Act relating to the payment of fees, and to the provision of the Act relating to the suspension and cancellation of licences, this licence continues in force –

- (a) Either –
 - i. Until the close of the period for which it was last renewed; or
 - ii. If it has never been renewed, until the close of the period of 12 months after the day it was issued; but
- (b) If an application for the renewal of the licence is duly made before the licence would otherwise expire, either –
 - i. Until the close of the period of 3 years after the period for which it was last renewed; or
 - ii. If it has never been renewed, until the close of the period of 4 years after the day it was issued.

DATED at Martinborough this **12th day of June 2019**



Harry Wilson
Secretary
South Wairarapa District Licensing Committee



Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, the licence expires on:

20 October 2021