

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

**AND**

**IN THE MATTER** of an application by Goldrose Enterprises Limited for a new OFF licence pursuant to Section 100 of the Sale and Supply of Alcohol Act 2012 in respect of the premises situated at 267 State Highway One, Turangi and known as “The Store”

**THE APPLICATION:**

This is an application by Goldrose Enterprises Limited for an Off Licence in respect of premises situated at 267 State Highway One, Turangi, known as “The Store”. It was formally received by the Taupō District Licensing Committee on 20th February 2019. The general nature of the business to be undertaken is that of General Store.

The application was duly advertised in the Taupo Times on 22 February 2019 and 1 March 2019 and no objection or notice of desire to be heard has been received. Display of the public notice has been carried out in the terms of the Sale and Supply of Alcohol Act 2012 by the licensee and no objections were lodged by any members of the public.

**REASONS FOR THE DECISION:**

The Committee has evaluated this application very carefully. In December 2018 we called a hearing to determine the Temporary Authority as we needed to be sure the applicant was fully aware of the risks involved in this, remotely located, business and the reasons why we have previously been prepared to grant a Section 34 ‘uneconomic’ exception.

We were impressed with the company’s director, Pirthipal Singh, who will have a hands-on role in this business. We are satisfied that the sale of automotive fuel is not the principal business on the site. On that premise the application does not offend against Section 36 of the Act.

We are satisfied that a stand-alone bottle store, supermarket or grocery store would not be economic at this location. That allows us to consider the grant of an OFF Licence pursuant to Section 34 of the Act.

We have decided to grant the licence but record that the decision to do so was a ‘close call.’ It is up to the applicant to show us that the business will be run responsibly, and the amenity and good order of the area is not adversely affected by more than a minor extent.

At renewal time we will require the production of a set of sales figures drawn from prepared accounts, verified by a chartered accountant as true and correct, showing the various revenue streams of the business. This will assist us consider whether the business still qualifies for a Section 34 exception.

That is a matter for the future.


The Police and Medical Officer of Health reports raise no matters in opposition.

**THE DECISION:**

Subject to the above we are satisfied as to the matters to which we must have regard as set out in the Act and we grant the applicant an Off Licence authorising the sale and supply of alcohol for consumption off the premises.

The licence shall be subjected to specific conditions as detailed in the attached licence.

Dated at Taupo this 22<sup>nd</sup> day of March 2019

A handwritten signature in black ink, appearing to read 'Murray Clearwater', is written over a horizontal line.

Murray Clearwater

**Commissioner**

**Taupō District Licensing Committee**

**OFF LICENCE**

Sections 17 to 20, and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012, **Goldrose Enterprises Limited** is authorised to sell or deliver alcohol on or from the premises situated at 267 State Highway One, Turangi, and known as The Store, **to any person for consumption off the premises and to supply alcohol free, as a sample, for consumption on the premises.**

If this licence is not endorsed under section 40 of the Act, the licensee is also authorised to sell alcohol on or from the premises and deliver it somewhere else.

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

**CONDITIONS**

This licence is subject to the following conditions:

1. Alcohol may be sold on, or delivered from, the premises for consumption off the premises, or supplied free as a sample for consumption on the premises, only on the following days and hours:  
**Monday to Sunday from 7.00am to 7.00pm.**
2. No alcohol is to be sold on, or delivered from, the premises on Good Friday, Easter Sunday or Christmas Day or before 1.00pm on Anzac Day.
3. While alcohol is being supplied free as a sample, water is to be provided to patrons free of charge at the place where the samples are being supplied.
4. The Licensee must have available for consumption off 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. **A properly appointed certificated or Acting or Temporary Manager must be on duty at all times, within the licensed area, 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.**
6. 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 inside of the premises so as to be easily read by people entering each principal entrance.

**THE LICENSED PREMISES**

The sale, supply or consumption of alcohol is authorised in the premises generally. The premises situated at 267 State Highway One, Turangi, are more precisely identified as outlined in a plan date stamped as received by the Taupo District Licensing Committee on 20 February 2019.

**DISPLAY OF LICENCE AND PRINCIPAL ENTRANCE**

A copy of this licence must be displayed at the principal entrance to the premises. The entrance from the forecourt into the shop area is designated as the principal entrance.

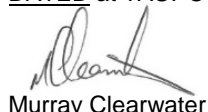
**DURATION**

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, this licence continues in force -

- (a) Until the close of the period of 1 year commencing with the date of its issue; or
- (b) If an application for the renewal of the licence is duly made, until the application is determined; or
- (c) If the licence is renewed, until the close of the period of 3 years after the period for which it was renewed.

**This licence expires on 22 March 2020 unless further renewed**

DATED at TAUPO on this 22<sup>nd</sup> day of March 2019



Murray Clearwater

**Commissioner for Taupō District Licensing Committee**

**PLEASE DISPLAY THIS LICENCE IN THE MAIN ENTRANCE OF THE PREMISES**