

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

AND

IN THE MATTER of an application by 5 Mile Distilling Limited for a new ON licence pursuant to Section 100 of the Sale and Supply of Alcohol Act 2012 in respect of the premises situated at 557 Palmer Mill Road, Oruanui and known as "5 Mile Distilling Limited"

The Application:

This is an application by 5 Mile Distilling Limited for an On Licence in respect of premises situated at 557 Palmer Mill Road, Oruanui, known as "5 Mile Distilling Limited". It was formally received by the Taupō District Licensing Committee on 6th February 2024. The general nature of the business to be undertaken is that of a Main business is Off Sales of Distilled Spirits.

The application was duly advertised in the Taupo & Turangi Herald newspaper on 15 February 2024 and on 22 February 2024 and one 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.

Reasons for the Decision:

Neither the Police nor the Medical Officer of Health raise any matters in opposition.

The applicant advises that *"we are not opening as a bar or restaurant. Only as a cellar Door and Tours with Tastings. For the tours customers will be given a small sample of selected products from our range (currently we only have 3 products). There is no ability for the customer to purchase additional drinks. We intend to have small cold platters available for the tasting sessions as although they only get 3 small samples of our product, the tour and storytelling will take approx. 1 to 2 hours"*.

There was one public objection from a nearby neighbour citing mainly amenity and good order issues. By email dated 17 June 2024 that objection is now withdrawn.

We note the areas of concern for the public objector and thank them for raising their concerns. This activity is purported to be a low risk operation and we intend to hold the applicant to that.

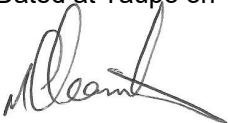
The licence is issued for one year and will be reviewed in full at renewal time. We can also rehear any matter we have determined at any time for any reason, and we would not be slow to do so should this activity come to notice in an adverse way.

The Decision.

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 On Licence authorising the sale and supply of alcohol for consumption on the premises, to any person who is present on the premises.

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

Dated at Taupō on 17 June 2024



Murray Clearwater

Commissioner

Taupō 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, **5 MILE DISTILLING LIMITED** is authorised to sell and supply alcohol, on the premises situated at 557 Palmer Mill Road, Oruanui and known as “**5 Mile Distilling Limited**”, to any person for consumption on the premises and to let people consume alcohol there.

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 or supplied for consumption on the premises only on the following days and hours: Monday to Sunday from 10.00am to 7.00pm.
2. No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day or before 1.00pm 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 whole of the premises is designated as a Supervised Area.
5. 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.
6. Food must be available for consumption on the premises at all times the premises are 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.
7. 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.
8. The Licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises.
9. 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 LICENSED PREMISES

The sale, supply or consumption of alcohol is authorised in the premises generally and (includes the outside area and/or outside court area). The premises situated at 557 Palmer Mill Road, Oruanui, are more precisely identified as outlined in a plan date stamped as received by the Taupo District Licensing Committee on 6th February 2024.

DISPLAY OF LICENCE AND PRINCIPAL ENTRANCES

A copy of this licence must be displayed at the principal entrance to the premises. The entrance 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 17 June 2025 unless further renewed

DATED at TAUPŌ on 17 June 2024



Murray Clearwater

Commissioner for Taupō District Licensing Committee

PLEASE DISPLAY THIS LICENCE AT THE PRINCIPAL ENTRANCE OF THE PREMISES