

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

AND

IN THE MATTER of an application by Lakeshaw Holding Limited for the renewal of an OFF licence pursuant to Section 127 of the Sale and Supply of Alcohol Act 2012 in respect of the premises situated at 2 Mata Place, Kinloch and known as "Kinloch Store".

THE APPLICATION

This is an application by Lakeshaw Holding Limited for the renewal of an Off Licence in respect of the licensed premises known as Kinloch Store, situated at 2 Mata Place, Kinloch.

The applicant is the holder of a Off Licence, Licence Number 20/OFF/0057/2021 which was first granted by the Taupō District Licensing Committee on 20 April 2021.

The application was duly advertised on the Taupo District Council website from 16 May 2024 for a period of 10 days 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.

The Inspector has provided a comprehensive report that outlines the safe and responsible operation of this licence for many years.

REASONS FOR THE DECISION

The applicant is a proven operator and has not come to notice in an adverse manner for any of the reporting agencies. The hours are reasonable, and the host responsibility practices appear sound.

We are familiar with the premises, and it certainly has the appearance of a grocery store café, and we suspect the revenue figures have been affected by the sale of pizzas and other takeaway meals.

It operates as a general store for Kinloch residents and tourists.

The sale of alcohol is of a very low profile and as an act of reasonableness we intend to renew the licence.

We do remind the licensee that food products must be the principal source of net sales revenue to continue to qualify as a grocery store.

THE DECISION

We are satisfied as to the matters to which we must have regard as set out in the Act and approve the renewal of the licence for three years on the same conditions as previously granted by the Taupo District Licensing Committee.

I direct that a notice of renewal and a replacement licence be issued.

Dated at Taupō on 31 July 2024



Murray Clearwater

Commissioner

Taupō District Licensing Committee

Taupō District Licensing Committee

Notice of Renewal of Off Licence

Section 135, Sale and Supply of Alcohol Act 2012

To: **Lakeshaw Holding Limited**

Licence **20/OFF/0057/2024** replacing licence **20/OFF/0057/2021**

The Off Licence in respect of the premises situated at 2 Mata Place, Kinloch known as “**Kinloch Store**” is renewed.

The present conditions of the licence shall continue to apply.

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 licenses, the licence continues in force—

- until the close of the period for which it is renewed; or
- if an application for the renewal of the licence is duly made before it would otherwise expire, until the close of the period of 3 years after the period for which it is renewed.

The period for which the licence is renewed is 3 years expiring on
27 July 2027

Dated at Taupō on 31 July 2024



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, **Lakeshaw Holding Limited** is authorised to sell or deliver alcohol on or from the premises situated at 2 Mata Place, Kinloch, and known as **Kinloch 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 the premises for consumption off the premises and supplied free as a sample for consumption on the premises, only on the following days and hours: **Monday to Sunday from 7.00am to 10.00pm**.
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. No alcohol may be sold other than –
 - a) beer that complies with the applicable New Zealand food standard for beer; or
 - b) mead that complies with the applicable New Zealand food standard for mead; or
 - c) fruit or vegetable wine that complies with the applicable New Zealand food standard for fruit or vegetable wine or
 - d) grape wine that complies with the applicable New Zealand food standard for grape wine; or
 - e) a food flavouring, prepared for culinary purposes, that is unsuitable for drinking undiluted.
5. A properly appointed certificated or Acting or Temporary Manager must be on duty, at or nearby the point of sale, at all times when the premises are open for the sale and supply of alcohol.
6. The Licensee must display signage as follows:
 - a) At every point of sale detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons;
 - b) A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principle entrance to the premises; and
 - c) A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty.
7. The "single alcohol area" for the premises is as described on the plan dated 4 April 2022. The licensee must ensure that:
 - a) No alcohol is displayed, promoted or advertised outside the single alcohol area; and
 - b) No products other than alcohol, low-alcohol and non-alcoholic beer, wine or mead are displayed, promoted or advertised inside the single alcohol area.

THE LICENSED PREMISES

The sale or delivery of alcohol is authorised in or from the premises generally. The premises situated at 2 Mata Place, Kinloch are more precisely identified as outlined in a plan date stamped as received by the Taupo District Licensing Committee on 13th June 2024.

DISPLAY OF LICENCE AND PRINCIPAL ENTRANCE

A copy of this licence must be displayed at the principal entrance to the premises. The entrance from Mata Place, Kinloch, Taupo 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 –

- until the close of the period for which it is renewed; or
- if an application for the renewal of the licence is duly made before it would otherwise expire, until the close of the period of 3 years after the period for which it is renewed.

This licence expires on 27 July 2027 unless further renewed

DATED at TAUPŌ on 31 July 2024



Murray Clearwater

Commissioner for Taupō District Licensing Committee

PLEASE DISPLAY THIS LICENCE AT THE PRINCIPAL ENTRANCE TO THE PREMISES