CG-13-23-649

Hastings District Council

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DECISION – RENEWAL OF OFF-LICENCE

MJ UKA FOODS LIMITED
(Te Mata Four Square)

HASTINGS DISTRICT LICENSING COMMITTEE

Meeting Date: **Friday, 30 January 2015**

Decision No: **HDC/OFF/47/2015**

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

AND

IN THE MATTER of an application by MJ Uka Foods Limited for a renewal of off-licence pursuant to s.127 of the Act in respect of premises situated at 171 Te Mata Road, Havelock North in respect of "Te Mata Four Square".

BEFORE THE HASTINGS DISTRICT LICENSING COMMITTEE AT A MEETING HELD IN THE LANDMARKS ROOM, GROUND FLOOR, CIVIC ADMINISTRATION BUILDING, LYNDON ROAD EAST, HASTINGS ON FRIDAY, 30 JANUARY 2015 AT 9.30am.

Chair: Councillor Kerr

DECISION

This is an application by **MJ Uka Foods Limited** for a renewal of off-licence in respect of premises situated at 171 Te Mata Road, Havelock North in respect of "Te Mata Four Square".

Reports were received from the Police, Medical Officer of Health and Licensing Inspector indicating no objection to the application.

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.

The Committee has considered the matters to which it is to have regard under Section 131 of the Act and is satisfied that these are met. The Committee is also satisfied that the location which the applicant has chosen as the single area for the display and promotion of alcohol is appropriate to limit (as far as reasonably practicable) the exposure of shoppers in the grocery store to displays and promotions of alcohol, and advertisements for alcohol.

Accordingly the applicant is hereby granted a renewal of off-licence for a period of three years from the date of expiry. Pursuant to Section 132(1) the licence is also subject to the following additional mandatory requirement specified in Section 116(2) of the Act:

(1) Drinking water is to be freely available and free of charge to customers at the following location while alcohol is being supplied free as a sample on the premises:

- In the Single Alcohol Area whenever free alcohol samples are provided.

A replacement licence is to be issued.

CONDITIONS

This licence is subject to the following conditions:

(a) No alcohol is to be sold or delivered on Good Friday, Christmas Day, or before 1 pm on Anzac Day:

(b) No alcohol is to be sold or delivered on Easter Sunday unless the alcohol is grape wine or fruit or vegetable wine made—
(i) on the premises; or
(ii) from grapes or fruit harvested from land on which the premises are situated:

(c) Alcohol may be sold only on the following days and during the following hours:

Monday to Sunday **7.00 am to 7.30 pm**

(d) Drinking water is to be freely available and free of charge to customers at the following area where free alcohol samples are being supplied:

In the Single Alcohol Area whenever free alcohol samples are provided.

(e) The licensee must ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed and must display 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.

(f) No alcohol may be sold other than—

- (i) beer that complies with the appropriate New Zealand food standard for beer; or
- (ii) mead that complies with the appropriate New Zealand food standard for mead; or
- (iii) fruit or vegetable wine that complies with the appropriate New Zealand food standard for fruit or vegetable wine; or
- (iv) grape wine that complies with the appropriate New Zealand food standard for grape wine; or
- (v) a food flavouring, prepared for culinary purposes, that is unsuitable for drinking undiluted.

(g) The only area delineated on the attached plan entitled ‘single alcohol area’ is a permitted area for the display and promotion of alcohol.”

DATED at Hastings this 30th day of January 2015

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CHAIRMAN
HASTINGS DISTRICT LICENSING COMMITTEE