

**AND**

**IN THE MATTER**

of an application by Phoenix Private Limited for renewal of an off-licence pursuant to s.127 of the Act in respect of premises situated at 31 George Street TUAKAU known as "The Bottle-O Tuakau".

**BEFORE THE WAIKATO DISTRICT LICENSING COMMITTEE**

Commissioner: Andrew Baker

**DECISION**

[1] I have before me an application by Phoenix Private Limited for the renewal of an off licence in respect of premises situated at 31 George Street TUAKAU known as "The Bottle-O Tuakau".

[2] The application was made prior to the expiry of the underlying off licence.

[3] The nature of the business is that of a retail bottle store.

[4] Reports on the application were received from an Inspector, the Medical Officer of Health and the Police and offer no opposition.

[5] The application was duly advertised and did not attract any public objection.

[6] I am satisfied as to the matters which I must have regard as set out in s.105 of the Act, and I am satisfied that the application meets the purpose and object of the Act. Accordingly, I grant the applicant a renewal of the underlying off licence with the **following conditions**:

- (a) No alcohol is to be sold or delivered on Good Friday, Easter Sunday, Christmas Day, or before 1.00 pm on Anzac Day.
- (b) Alcohol may be sold under the licence only on the following days and during the following hours:  
**Monday to Saturday 8.00am to 10.00pm**  
**Sunday 9.00am to 10.00pm**
- (c) The whole of the premises is designated as a supervised area.
- (d) Drinking water is to be freely available to customers immediately adjacent to any alcohol that is being supplied free as a sample on the premises.
- (e) The licensee must take the following steps to ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed:
  - (i) 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) The licensee must take the following steps to ensure that the provisions of the Act relating to the management of the premises are observed:
- (i) All staff will be trained in their responsibilities under the Act.
  - (ii) A sign shall be prominently displayed inside the premises, which identifies by name the manager on duty responsible for the management of the sale and supply of alcohol under the licence.
- (g) The sale or delivery of alcohol is authorised on the premises generally. The premises situated at 31 George Street, Tuakau, are more precisely identified in a plan date stamped as received by the Waikato District Licensing Committee on 25 April 2023.

[7] The licence may issue for a period of three (3) years upon payment of any outstanding fee.

[8] I refer any party who wishes to appeal this decision or part of this decision to sections 154 through to 158 of the Act.

DATED at Auckland this 29<sup>th</sup> day of July 2024



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Andrew Baker  
Commissioner  
Waikato District Licensing  
Committee