

# Off Licence

Section 17 to 20, 64 and 135, Sale and Supply of Alcohol Act 2012



007/OFF/32/2016

Section 40 of the Act applies to this licence.

Pursuant to the Sale and Supply of Alcohol Act 2012 (the Act), **Tastegreece Food Trading Limited** (the licensee) is authorised to sell alcohol from (but not on) the premises situated at **6 Wilk Lane Browns Bay 0630**, and known as **TASTE GREECE FOOD TRADING LIMITED**, 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:

- (a) No alcohol sold is to be delivered on Good Friday, Easter Sunday, Christmas Day, or before 1pm on Anzac Day; or at any time after 11pm on any day and before 6am on the next day.
- (b) **The remote sale of alcohol may be made at any time on any day, however the days and hours within which alcohol that has been sold may be delivered is restricted, as set out in condition (a), above.**
- (c) The licensed area of the premises is shown on the plan dated as received by the Auckland District Licensing Committee on 4 October 2016.
- (d) Only alcohol produced in Greece is to be offered for sale and supply.
- (e) The whole of the premises is Undesignated Area..

## **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) either—
  - (i) until the close of the period for which it was last renewed; or
  - (ii) if it has never been renewed, until the close of the period of 12 months after the day it was issued; but
- (b) if an application for the renewal of the licence is duly made before the licence would otherwise expire, either—
  - (i) until the close of the period of 3 years after the period for which it was last renewed; or
  - (ii) if it has never been renewed, until the close of the period of 4 years after the day it was issued.

**This licence expires the close of 1 December 2017 unless renewed.**

Dated at Auckland on 1 December 2016

*M. A. Abbott*

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**Secretary, Auckland District Licensing Committee**



**NOTE:** The requirements of the Act found at sections 51 to 54, 56 and 57, in relation to the provision of food, low and non-alcoholic beverages, transport and signage must be adhered to. The licensed premises are more precisely identified as outlined in a plan date stamped as received by the Auckland District Licensing Committee on 22 June 2016.

52000002003

**ADLC Number: 8220001094 - Taste Greece Food Trading Limited**

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

AND

IN THE MATTER of an application by  
Tastegreece Food Trading Limited,  
pursuant to section 100 and section 40 of  
the Act, for an off-licence in respect of  
premises situated at 6 Wilk Lane, Browns  
Bay, Auckland, trading as Tastegreece  
Food Trading Limited.

BEFORE THE AUCKLAND DISTRICT LICENSING COMMITTEE

Quorum:  
Wyn Hoadley (Chair)

DECISION

[1] I have before me an application by Tastegreece Food Trading Limited for an off-licence in respect of premises situated at 6 Wilk Lane, Browns Bay, Auckland, trading as Tastegreece Food Trading Limited.

[2] The application is for a new off-licence. The type of premises is a Remote Sales. An off-licence may be renewed for this kind of premises, because it meets the description found at section 32(1)(c) of the Act. The Risk Rating for the premises is Low.

2.1 During consultation with the applicant it emerged that the applicant seeks to have their licence endorsed under section 40 of the Act for remote sales. This was not reflected on the public notices. There were no objections received from the public notices. Taste Greece Limited was granted a waiver on 4 October 2016 regarding the need to readvertise their application for an off-licence.

[3] There are no issues regarding the Resource Management Act 1991 or the Building Code.

[4] The application was duly advertised and did not attract any public objection. The Medical Officer of Health, the Police, and Alcohol Licensing Inspector do not oppose the application.

[5] In making my decision –

- I have considered the matters relating to the local environment, neighbouring land uses, locality to sensitive premises, design and layout of the premises,

current and potential noise levels, current and potential levels of nuisance and vandalism, and visual amenity as outlined in the application and in the Inspector's report;

- I have no reason to believe that the amenity and good order of the locality would be likely to be reduced, to more than a minor extent, by the effects of the issue of the licence;
- I have no reason to believe that the granting of an off-licence will disadvantage any neighbouring land owner or occupier;
- I have no reason to believe that Tastegreece Food Trading Limited is not a suitable applicant to hold a licence.

[6] I am satisfied as to the matters to which I must have regard as set out in section 105 of the Act and I am satisfied that the application meets the purpose and object of the Act.

[7] Accordingly, I grant Tastegreece Food Trading Limited an off-licence, being a Remote Sales, as identified in the application, for a period commencing on date of issue, subject to the following conditions:

- a. No alcohol sold is to be delivered on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day; or at any time after 11.00pm on any day and before 6.00am on the next day.;
- b. The remote sale of alcohol may be made at any time on any day, however the days and hours within which alcohol that has been sold may be delivered is restricted, as set out in condition (a), above;
- c. The licensed area of the premises is shown on the plan dated as received by the Auckland District Licensing Committee on 4 October 2016;
- d. Only alcohol produced in Greece is to be offered for sale and supply;
- e. The whole of the premises is undesignated area.

Dated at Auckland this 29<sup>th</sup> day of November 2016



W N Hoadley QSO  
Chairperson  
Auckland District Licensing Committee