

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND
IN THE MATTER

of an application by KUBER CUISINE
PVT LIMITED for an on-licence pursuant
to s.100 of the Act in respect of
premises situated at 22 Wilson Road,
Waihi Beach known as "INDIAN AROMA
RESTAURANT".

Before the Western Bay of Plenty District Licensing Committee

Commissioner: M Jones
District Licensing Committee Members

Decision

This is an application by KUBER CUISINE PVT LIMITED for an ON-Licence in respect of premises situated at 22 Wilson Road, Waihi Beach known as "INDIAN AROMA RESTAURANT".

The general nature of the business to be undertaken is that of a restaurant.

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.

We are satisfied as to the matters to which we must have regard as set out in s.105 of the Act and we grant the applicant an on-licence authorising the sale and supply of liquor, for consumption on the premises, to any person who is present on the premises.

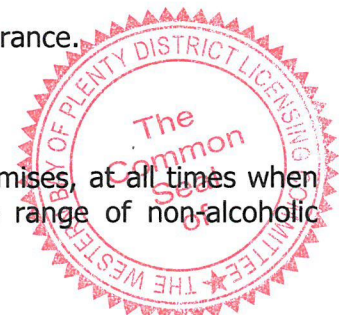
The applicant's attention is drawn to s.57 and 214(3) of the Act obliging the holder of an on-licence to display:-

1. A sign attached to the exterior of the premises, so as to be easily read by persons outside each principal entrance, stating the ordinary hours of business during which the premises will be open for the sale of liquor; AND
2. A copy of the licence, and of the conditions of the licence, attached to the interior of the premises so as to be easily read by persons entering through each principal entrance; AND
3. A sign prominently displayed inside the premises, which identifies by name the manager for the time being on duty.

The entrance from 22 Wilson Road is designated as the principal entrance.

The licence will be subject to the following conditions:

- (a) The licensee must have available for consumption on the premises, at all times when the premises are open for the sale of liquor, a reasonable range of non-alcoholic refreshments and low-alcohol beverages:




- (b) No liquor is to be sold or supplied on Good Friday, Easter Sunday, Christmas Day or before 1.00 pm on Anzac Day to any person other than persons who are present on the premises for the purpose of dining.
- (c) Liquor may be sold only on the following days and during the following hours:
Monday to Sunday 4:00pm to 11:00p.m.
Thursday to Sunday 12:00pm to 2:00pm
- (d) Food must be available for consumption on the premises as follows:
At all times when the premises are authorised to be open for the sale of liquor, food of a range and style similar to that shown on any menu submitted or a range of snack foods in the nature of pies, sandwiches, filled rolls, pizzas and the like, must be conveniently available for all patrons and the availability of those foodstuffs must be notified to them by appropriate notices throughout the premises.
- (e) The whole of the premises is undesignated.
- (f) The licensee must ensure that signs are prominently displayed within the licensed premises detailing information regarding alternative forms of transport from the premises.
- (g) The licensee must implement and maintain the steps proposed in the application for the licence aimed at promoting the responsible consumption of liquor.
- (h) The licensee must ensure that the provisions of the Act relating to the sale and supply of liquor to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restriction on the supply of liquor to minors and the complete prohibition on sales to intoxicated persons.

The Licensed Premises

The premises, situated at 22 Wilson Road, Waihi Beach are more precisely identified in a plan date stamped as received by the Western Bay of Plenty District Licensing Committee on 29 Feb 2016.

DATED at Tauranga on the 14th day of April 2016



Michael Jones
Commissioner
Western Bay of Plenty District Licensing Committee



Application No: 6365

On Licence

(For Premises that are not a conveyance)

Sections 14 to 16, and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012 (the **Act**), KUBER CUISINE PVT LIMITED (the licensee) is authorised to sell and supply alcohol on the premises situated at 22 Wilson Road, Waihi Beach and known as "INDIAN AROMA RESTAURANT", to any person for consumption on the premises and to let people consume alcohol there.

Conditions

This licence is subject to the following conditions:

(a) No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1pm on Anzac Day to any person who is not present on the premises to dine.

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

On such days and during such hours as the premises are being operated as a Restaurant but not other than on the following days and hours:

Monday to Sunday 4:00pm to 11:00pm
Thursday to Sunday 12:00pm to 2:00pm

- (c) The licensee must have available for consumption on the premises, at all times when the premises are open for the sale of alcohol, a reasonable range of non-alcoholic refreshments and low alcoholic beverages.
- (d) Food must be available for consumption on the premises at all times when the premises are authorised to be open for the sale of alcohol, food of a range and style similar to that shown on any menu submitted or a range of snack foods in the nature of pies, sandwiches, filled rolls, pizzas and the like, must be conveniently available for all patrons and the availability of those foodstuffs must be notified to them by appropriate notices throughout the premises.
- (e) The licensee must ensure that signs are prominently displayed within the licensed premises detailing information regarding alternative forms of transport from the premises.
- (f) The licensee must implement and maintain the steps proposed in the application for the licence aimed at promoting the responsible consumption of alcohol.
- (g) 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.
- (h) The whole of the premises is undesignated.

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, the licence expires on:

The 11th day of April 2017

DATED at Tauranga on the 14th day of April 2016



Secretary
Western Bay of Plenty District Licensing Committee



CERTIFICATE OF COMPLIANCE WITH REQUIREMENTS OF RESOURCE MANAGEMENT ACT & BUILDING CODE

Compliance Certificate Number: 240

To the Western Bay of Plenty District Licensing Agency.

This letter serves as a certificate for the purposes of Section 100(F) of the Sale and Supply of Alcohol Act 2012.

This certificate refers to a proposal to conduct the following business on the premises.
(Here set out the general nature of the business to be conducted as set out in the application form).

APPLICANT: KUBER CUISINE PVT LIMITED

PREMISES: INDIAN AROMA RESTAURANT

ADDRESS: 22 Wilson Road Waihi Beach

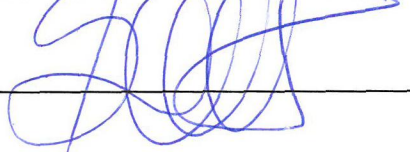
NATURE OF BUSINESS: FOOD PREPARATION

DETAILS OF LICENCE: ON LICENCE

The proposed use of the building meets the requirements of the Resource Management Act.

The building is an existing building that will not have a change of use and as such the building used for the proposed use meets the requirements of the New Zealand Building Code to the extent required by the Building Act 2004.

Signed for and on behalf of the Council

Signed 

Environmental Consents Manager
Designation

18 / 04 / 2016
Date

Liquor Licence – SASA 2012

Application No. LL **6365** Land Parcel ID: **P/1827/254**

Name of Applicant: **KUBER CUISINE PVT LIMITED**

Premise: **INDIAN AROMA RESTAURANT**

11/04/16

Type of Application: New ~~Renewal~~

Licence Type: **ON LICENCE**

022/on/005/2016

REFERRALS			
	Date Referred	Date Received	Objective #
Inspector	02/03/16	08/03/16	A2615201
Police WB	02/03/16	08/03/16	A2615202
MOH	02/03/16	21/03/16	A2621948
HEALTH PROTECTION OFFICER			
Planners	02/03/16	13/04/16	A2650047
Building	02/03/16	03/03/16	
Advertising	02/03/16	24/03/16	A2624156
Copy to DLC Commissioner			

Any enquires contact Debbie Coulter

Lic 318 344
Dec 318 346

New hours Mon - 11:30pm - Monte Sam
Premise will now be undesignated