

Decision No. **100/2014**

**IN THE MATTER**

of the Sale and Supply of Alcohol Act  
2012

**AND**

**IN THE MATTER**

of an application by **Wanaka Street 3 Limited** pursuant to s.136 of the Act for a Temporary Authority order.

**BEFORE THE WHANGAREI DISTRICT LICENSING COMMITTEE**

Chairman: Councillor John Williamson  
Member: Paul Dimery  
Member: Mark Vincent

**DECISION (ON THE PAPERS)**

This is an application for a Temporary Authority Order by Wanaka Street 3 Limited in order to carry on the sale and supply of alcohol at premises known as "Tikipunga Tavern", 3 Wanaka Street, Tikipunga Whangarei, under authority of licence (002/ON/14/2011) currently in force.

Section 136 of the Act provides as follows:

*A licensing committee may, on the application of a person who appears to the committee to have any right, title, estate, or interest in any premises, or any business conducted in any premises, for which an on-licence or off-licence is in force, make an order authorising the applicant (or some suitable person nominated by the applicant) to carry on the sale and supply of alcohol for a period, not exceeding 3 months, stated in the order.*

The applicant

The applicant is a private company incorporated on 30 April 1996. Coral Elizabeth Dickson is the sole director and Endor Trustee Limited is the sole shareholder of the applicant company.

The certificated duty managers are Rodney Paul Sorenson (GM/007/246/00), Rhys Kelly Gurney (002/GM/9/2013) and Janelle Mary Levina Rogers (002/GM/64/2009) who have been appointed in order to assist in managing alcohol sales and consumption.

The applicant is currently operating under their second temporary authority issued which is due to expire on 10 April 2014.

Right, title, estate or interest in the premises/business

The applicant company has provided a signed 'deed of lease' dated 7 October 2013 and previously a letter from the building owner (the landlord) dated 13 June 2013, giving consent to the sale. On the basis of these documents the applicant has shown that they have an interest in the premises and are entitled to the grant of a temporary authority. Furthermore, the applicant has recently lodged an application for a new on licence, and this is the reason why a further temporary authority is required.

DECISION

The committee has received reports on the application from the Police and the Licensing Inspector and none have raised matters in opposition. Accordingly we deal with the matter on the papers without notice.

We are satisfied that the applicant has a right, title, estate or interest in the premises and make an order authorising the applicant to carry on the sale and supply of alcohol on the premises for a 3 month period subject to the following conditions:

1. **Free drinking water is to be freely available to customers while the premises are open for business at the bar counter and throughout the premises.**
2. **The Temporary Authority will issue on the 10 April 2014 and expire on the 10 July 2014.**

**DATED at Whangarei this 1<sup>st</sup> day of April 2014**

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Chairman  
**Whangarei District Licensing Committee**