

# Matamata-Piako District Licensing Committee



## IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

## AND

## IN THE MATTER

of an application by **Workmans Limited** for the renewal of an **on-licence** pursuant to section 127 of Act in respect of premises situated at 50 Broadway, Matamata and known as Workmans Cafe & Bar.



Licence Number: **13/ON/018/2020**  
Original Licence Number: 13/ON/011/2017  
File Number: 162.2002.46.7

## BEFORE THE MATAMATA-PIAKO DISTRICT LICENSING COMMITTEE

Chairperson: Councillor Adrienne Wilcock

## DECISION ON THE PAPERS

This is an application by Workmans Limited for renewal of their on-licence in respect of a premises situated at 50 Broadway, Matamata known as the Workmans Cafe & Bar. The general nature of the business is that of a Restaurant/Cafe.

The application was filed on 11 September 2020 and was advertised in accordance with the Act, in the Scene on 8 & 15 September 2020. No public objections were received.

The days and hours of operation set out in the application are:

**Monday to Sunday from 7.00 am until 1.00 am the following day**

These days and hours are the same as the existing licensed hours and comply with the requirements of Council's Provisional Local Alcohol Policy as it applies to this type of premises.

The application was referred to the Police, Medical Officer of Health and Inspector for comment. No matters in opposition have been raised in respect of the application. Accordingly the application is determined on the papers.


The applicant, in accordance with s.212 of the Act, has named four managers with a current certificate to manage the sale of alcohol from the premises.

In deciding whether to renew an on-licence the committee must have regard to the matters set out in s.105 and s.131 of the Act. These are:

### **Section 105**

(a) *the object of this Act:*

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- (b) *the suitability of the applicant:*
  - (c) *any relevant local alcohol policy:*
  - (d) *the days on which and the hours during which the applicant proposes to sell alcohol:*
  - (e) *the design and layout of any proposed premises:*
  - (f) *whether the applicant is engaged in, or proposes on the premises to engage in, the sale of goods other than alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which goods:*
  - (g) *whether the applicant is engaged in, or proposes on the premises to engage in, the provision of services other than those directly related to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which services:*
  - (j) *whether the applicant has appropriate systems, staff, and training to comply with the law:*
  - (k) *any matters dealt with in any report from the Police, an inspector, or a Medical Officer of Health made under section 103*

### **Section 131**

- (b) *whether (in its opinion) the amenity and good order of the locality would be likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence:*
- (c) *any matters dealt with in any report from the Police, an inspector, or a Medical Officer of Health made by virtue of section 129:*
- (d) *the manner in which the applicant has sold (or, as the case may be, sold and supplied), displayed, advertised, or promoted alcohol.*

The object of the Act is that the sale, supply and consumption of alcohol should be undertaken safely and responsibly, and the harm caused by excessive or inappropriate consumption of alcohol should be minimised.

The Inspector has noted that he considers the applicant, Workmans Limited, to be suitable to hold an on-licence. He has also noted that in his opinion the amenity and good order of the locality would be unlikely to be increased by more than a minor extent by the effects of a refusal to renew the licence.

I am satisfied as to those matters to which I must have regard and grant the renewal of the on-licence for a further three years.

The renewal certificate can be issued immediately.

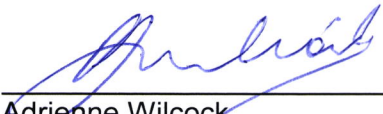
### **Conditions**

- (a) No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day to any person who is not—
  - (i) present on the premises to dine.
- (b) Alcohol may be sold only on the following days and during the following hours:  
**Monday to Sunday from 7.00am until 1.00am the following day**



- (c) Food must be available for consumption on the premises as follows:
- In accordance with the menu originally supplied with application for a licence, or variations of that menu of a similar range and standard.
- (d) The licensee shall have a reasonable range of low alcohol and non-alcoholic refreshments available on the premises at all times when alcohol may be sold under the licence
- (e) The licensee must ensure that drinking water is made readily available to all patrons free of charge either at the table or from the self serve dispenser.
- (f) 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
- (g) Manager's register (as required by s.232 of the Act) is to be maintained and available onsite
- (h) The holder of a Manager's Certificate or a properly notified manager shall be on duty and on the premises at all times alcohol is sold. If a duty manager is not present then there must be no alcohol sales and a notice displayed advertising the public of this fact
- (i) The following steps shall be taken by the licensee to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
- i) Display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the sale of alcohol to minors and the complete prohibition of sales to intoxicated persons.
  - ii) Photo identification is required to be produced by the customer when staff are in doubt of their age.

**Dated** at Te Aroha this 25<sup>th</sup> day of November 2020

  
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Adrienne Wilcock  
Chairperson  
Matamata-Piako District Licensing Committee

