

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 **L & T Ventures Limited** for a **temporary authority** pursuant to section 136 of the Act in respect of a premises situated at 17 Pioneer Road RD 3 Morrinsville and known as Tahuna Tavern.



Licence Number: 13/TEMP/002/2024
Underlying Licence: 13/ON/005/2021
File Number: 162.2024.1889.1

BEFORE THE MATAMATA-PIAKO DISTRICT LICENSING COMMITTEE

Chairperson: Councillor Sue Whiting

DECISION ON THE PAPERS

This is an application for a temporary authority to carry on the sale and supply of alcohol under an existing on-licence with an expiry date of 23 March 2024. The premises also holds an off-licence. A separate temporary authority application has been submitted for this.

The reason for the temporary authority is due to the business changing ownership. The takeover date was 11 December 2023. The applicant will be the new owner of the business. There are two directors of Tahuna Tavern, Lena Price and Tony Hart. They will manage the day to day running of the business.

The applicant has worked in the hospitality industry for approximately ten years, this has included managing licensed premises.

This is the second application for a Temporary Authority. The reason for this application is due to the current Temporary Authority expiring before the substantive licence can be issued. The delay in the issue of the substantive licence being due to advertising issues. The current Temporary Authority expires on the 6th of March 2024. A new Temporary Authority will ensure the applicant can continue trading, prior to the new off licence.

No matters in opposition to this temporary authority have been raised by the Inspector or by the Police.

We are satisfied as to the matters to which we must have regard and we grant the applicant a temporary authority to carry on the sale and supply of alcohol under the existing licence.

Section 136(4) of the Act requires the Committee, on making an order, to impose any conditions that the Act requires an on or off-licence to be issued subject to, may impose any conditions that the Act enables the licence to be issued subject to and may impose any other reasonable conditions it thinks fit. Sections 112, 116 and 117 of the Act detail compulsory and discretionary conditions of the licence in force.

The temporary authority is subject to the following conditions in addition to the existing conditions of the licence in force:

- a) It is a condition of this Temporary Authority that the holder must comply with all the conditions of the current on-licence, and the provisions of the Sale and Supply of Alcohol Act 2012.
- b) That an application for an on-licence be made within two months of the date of issue.
- c) The temporary authority must be displayed next to the base licence attached to the interior of the premises so as to be easily read by persons entering through the principal entrance.

The applicant's attention is drawn to s.136(5) of the Act which states that the person authorised by this order has the same duties, obligations, and liabilities, as the holder of the underlying on-licence concerned.

Having regard to the information supporting the application, I support the granting of the Temporary Authority for three months.

The certificate can be issued immediately.

Dated 28 Feb, 2024



Sue Whiting
Chairperson
Matamata-Piako District Licensing Committee