

DECISION 23/3881
IN THE MATTER of the Sale and Supply of Alcohol Act 2012
AND
IN THE MATTER of an application by
GAJANAN LIMITED
for the renewal of an off-licence

DECISION OF THE MANAWATU DISTRICT LICENSING COMMITTEE (ON THE PAPERS)

This application was considered by the Manawatu District Licensing Committee pursuant to the provisions of the Sale and Supply of Alcohol Act 2012.

Application

GAJANAN LIMITED has applied for the renewal of an off-licence in respect of premises situated at 2 Hunia Terrace, Himatangi Beach, and known as Himatangi Beach Convenience Store.

Inquiring Agency Reports

Police

The New Zealand Police do not oppose the application.

Licensing Inspector

A report from the Manawatu District Council Licensing Inspector dated 1 September 2023 was received and considered. The Inspector did not oppose the application.

Medical Officer of Health

The Medical Officer of Health does not oppose the application.

Local Alcohol Policy

There is no local alcohol policy in force within the Manawatu district.

Consideration of the application

As no objection to the application has been filed and no matters of opposition have been raised by the inquiring agencies, the application was considered on the papers.

In considering whether to renew the off-licence, the licensing committee considered the criteria set out in section 131 of the Act.

District Licensing Committee decision

Having regard to the information supporting the application and having regard to the criteria set out in section 131 of the Sale and Supply of Alcohol Act 2012 the Manawatu District Licensing Committee grants the renewal of an off-licence to GAJANAN LIMITED in respect of premises situated at 2 Hunia Terrace, Himatangi Beach, and known as Himatangi Beach Convenience Store, for a period of three years expiring on the 11th day of July 2026, subject to the following conditions:

1. Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 7.00 a.m. to 8.00 p.m.



2. No alcohol is to be sold or delivered on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day.
3. No alcohol is to be sold or delivered on Easter Sunday unless the alcohol is grape wine or fruit or vegetable wine made—
 - (i) on the premises; or
 - (ii) from grapes or fruit harvested from land on which the premises are situated:
4. No alcohol may be sold other than—
 - (i) beer that complies with the appropriate New Zealand food standard for beer; or
 - (ii) mead that complies with the appropriate New Zealand food standard for mead; or
 - (iii) fruit or vegetable wine that complies with the appropriate New Zealand food standard for fruit or vegetable wine; or
 - (iv) grape wine that complies with the appropriate New Zealand food standard for grape wine; or
 - (v) a food flavouring, prepared for culinary purposes, that is unsuitable for drinking undiluted.
5. The only area delineated on the attached plan is a permitted area for the display and promotion of alcohol.
6. 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.
7. Drinking water must be freely available to customers, while alcohol is being supplied free as a sample on the premises.

Dated at Feilding this 11th day of September 2023

Signed

Rod Titcombe
Chairperson, Manawatu District Licensing Committee

