

TASMAN DISTRICT LICENSING COMMITTEE

AGENDA FOR DETERMINATION OF APPLICATIONS

Date: Friday 30 April 2021

Time: 8.00am

Venue: via email

Chair: Cr David Ogilvie

Declaration of Interest

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Temporary Authority

File Ref	Applicant	Application Approved/Refused
ON0226	Fabian Franck Prioux t/a Abbey Road Burgers Bar & Café	<i>DOG</i>

Special Licences

File Ref	Applicant	Application Approved/Refused
SP2487	Takaka Rugby Football Club – bus travel home (conveyance)	<i>DOG</i>

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Fabian Franck Prioux pursuant to Section 136 of the Act for a Temporary Authority Order in respect of premises situated at 107 Appleby Highway, Appleby and known as Abbey Road Burger Bar & Cafe

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr David Ogilvie

DECISION

This is an application by Fabian Franck Prioux for a Temporary Authority Order in respect of premises situated at 107 Appleby Highway, Appleby, known as "Abbey Road Burger Bar & Cafe".

Reports were received from the Licensing Inspector and the Police and no matters in opposition were raised. Accordingly we deal with the matter on the papers.

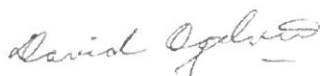
We are satisfied as to the matters to which we must have regard as set out in Section 136 of the Act.

Accordingly we grant an Order authorising the sale and supply of alcohol on the premises situated at 107 Appleby Highway, Appleby and known as "**Abbey Road Burger Bar & Cafe**" to any person for consumption on the premises and to let people consume alcohol there, for three months from **1 May 2021** and authorise the issue of the Order.

The applicant's attention is drawn to s.136 of the Act obliging the holder of the Order to:

1. Ensure that the on-licence remains in force for the term of the Order.
2. Comply with the same duties, obligations and liabilities as required by the current on-licence.
3. Comply with the conditions of the Order.

DATED at Richmond this 30th day of April 2021



Chairperson
Tasman District Licensing Committee

TASMAN DISTRICT LICENSING COMMITTEE

Decision No. SP2487

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **Takaka Rugby Football Club** for a Special Licence pursuant to Section 138 of the Act in respect of the conveyance known as Golden Bay Coachlines

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr David Ogilvie

DECISION

The general nature of the event to be held is that of bus travel for rugby games.

Reports were received from the Licensing Inspector, the Police and the Medical Officer of Health and no matters in opposition were raised. 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 Section 142 of the Act, and we grant the applicant the Special Licence sought. A copy of the licence setting out the conditions to which it is subject is attached to this decision.

We make the observation that applications for special licences are required by section 137 of the Act to be filed with the District Licensing Committee's secretariat at least 20 working days before the day on which the event concerned begins. In this case, that requirement has not been met, there being only 16 working days between the time of application and the proposed event. Section 137 (2) of the Act allows us to consider an application for a special licence that is filed inside 20 working days prior to the event if we are satisfied that the need for a special licence could not have been foreseen earlier. This has not been the case for this application with the failure to apply in the prescribed time appearing to be a matter of neglect or omission. However, the secretariat and inspector, with the co-operation of Police and the Medical Officer of Health, have been able to complete the required reports at short notice. We are satisfied that the neglect or omission was not wilful, so pursuant to section 208 of the Act waive the requirement relating to the prescribed time for lodgement of the application.

The licence may issue immediately.

DATED at Richmond this 30th day of April 2021



**Chairperson
Tasman District Licensing Committee**