

IN THE MATTER

of the Sale and Supply of Alcohol
Act 2012

AND

IN THE MATTER

of an application pursuant to
section 136 of the Sale and
Supply of Alcohol Act 2012 by
Thirsty Whale Wanganui Limited
for Temporary Authority in
respect of the premises at 2
Victoria Avenue, Wanganui and
currently known as 'Stellar Bar'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE



Commissioner
Mr S G Hylton

DECISION

1. Introduction

This is an application by Thirsty Whale Wanganui Limited for Temporary Authority in respect of the premises situated at 2 Victoria Avenue, Wanganui and currently known as 'Stellar Bar'.

The application comes about from a change of ownership and is required to allow the applicant to continue trading while the application for a new licence is processed by the Licensing Committee. This is the second Temporary Authority made by the applicant against the licence.

Note: This matter was first determined by this Committee on the papers dated 13th May 2016. Due to the applicant applying to renew the substantive On-licence, the matter is re-heard under s. 201(4) of the Act to reconsider when the Temporary Authority should be issued to.

2. Application

The application is made against off-licence 036/ON/001/2015 which has an expiry date of 7th July, 2016 (although has been applied to be renewed).

The application was not advertised and no objection or notice of desire to be heard has been received under section 103 of the Act. Accordingly we deal with the matter on the papers in accordance with sections 136 and 202(1) of the Act.

In considering the application for temporary authority the committee had regard to the object of the Act and reports furnished by Police and Inspector.

3. Reporting Agencies

The following reports were received under the Act.

Police Report – No objection within report received on 10th May 2016.

Licensing Inspector Report – The inspector notes that the applicant is a private company with two directors and shareholders with extensive industry experience. The applicant took possession on the 13th May 2016 and has supplied relevant documents with the application. The second application is due to delays with updating lease requirements.

The inspector concludes that he is satisfied with the applicant's suitability and that the application meets the criteria of the Sale and Supply of Liquor Act 2012. The inspector recommends that the licence be issued subject to conditions.

I concur with the inspector's assessment and conditions.

4. Decision

Accordingly the application for Temporary Licence is **Approved**, valid from 31st May 2016 until, the Substantive Licence Application lodged by the applicant is determined, or until 3 months from issue date, whichever is the sooner.

A replacement Temporary Authority shall be issued which shall include those other conditions recommended in the inspectors report.

DATED at Whanganui this 22nd day of June, 2016.



Secretary

Whanganui District Licensing Committee

