

IN THE MATTER

of the Sale and Supply of
Alcohol Act 2012

AND

IN THE MATTER

of an application by **WANAKA
FOODMARKET LIMITED**
pursuant to S.99 of the Act for an
off-licence in respect of premises
situated at 20 Dunmore Street,
Wanaka known as “New World
Wanaka”

BEFORE THE QUEENSTOWN LAKES DISTRICT LICENSING COMMITTEE

Chairman: Mr E W Unwin
Members: Ms M W Rose
Mr J M Mann

HEARING at WANAKA on 25 August 2015
Final submissions received 16 February 2016
Reserved Decision issued 4 March 2016

APPEARANCES

Mr M B Couling – for the applicant
Ms J J Mitchell – Queenstown Lakes Licensing Inspector – to assist
Sergeant L K Stevens – N Z Police – to assist
Dr D W Bell – Medical Officer of Health – in opposition

DECISION OF THE COMMITTEE FOLLOWING RE-HEARING

Introduction

[1] This decision follows a re-hearing of the reserved decision issued on 4th March 2016. It related to an application by Wanaka Foodmarket Limited (hereafter called the company) for an off-licence in respect of premises situated at 20 Dunmore Street, in Wanaka and trading as “New World Wanaka”.

[2] In our decision we made the following comments:

[68] *As will be seen we have delayed the implementation of this decision, in case the company might want to accept that a change is necessary. In which case we are confident that all parties would work towards a resolution of the matter so that a grant of an off-licence could be made. The company will make its own decision on this matter. For our part we note that there have been many missed opportunities for the company to review its position.*

[70] *For the reasons we have stated we cannot describe a single alcohol area, and since we cannot comply with s.112 (2) of the Act, the application for an off-licence is therefore declined. This decision will take effect 20 working days from its date.*

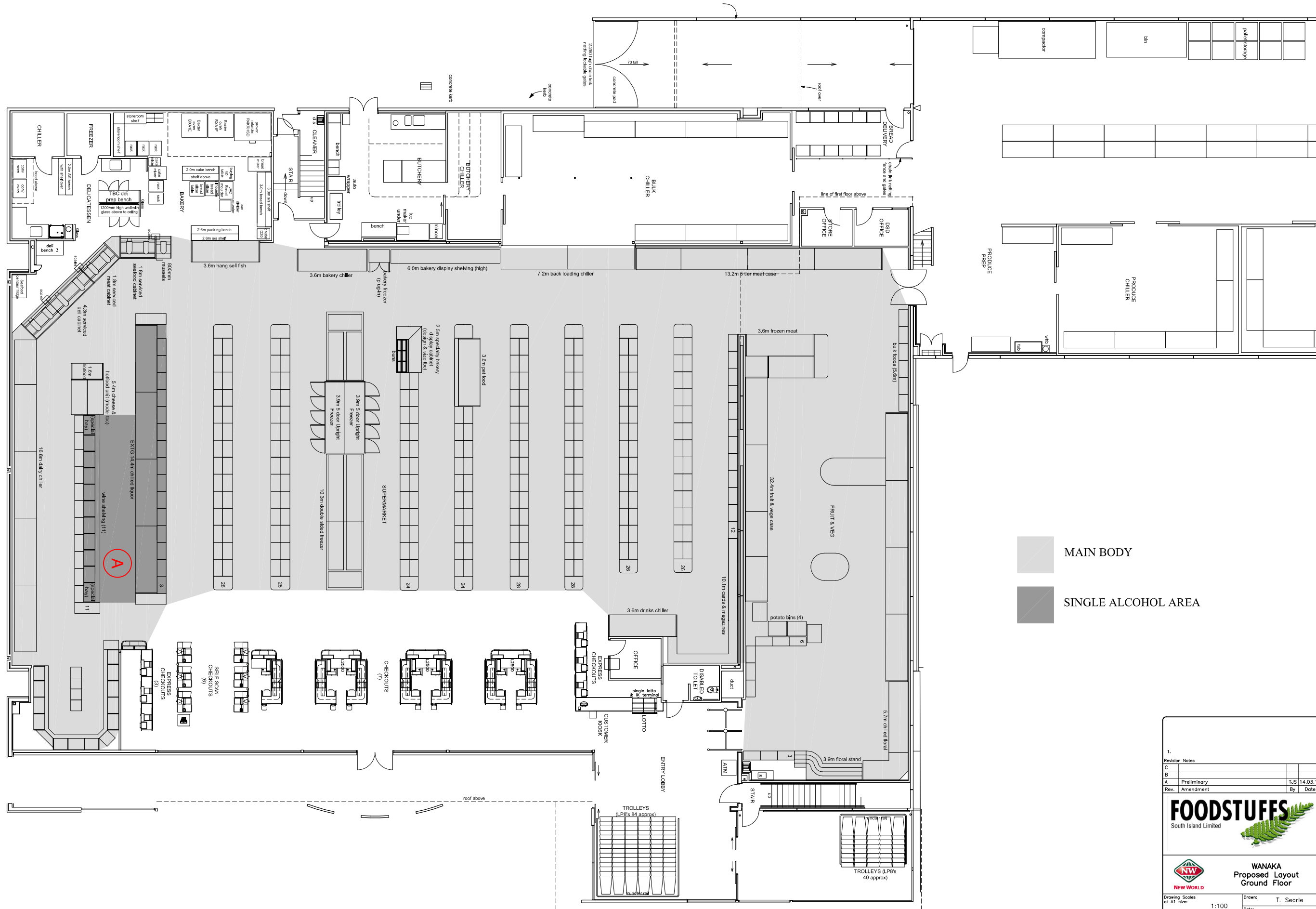
[3] Following the issue of the reserved decision, the company has submitted a further plan which is attached to this decision as Appendix A. This new plan has been considered by the Medical Officer of Health and the Inspector. Both have accepted that the new plan now complies with ss. 112 to 114 of the Act. The Committee has considered the plan and we agree that the new plan is now compliant. We acknowledge the assistance of all parties in bringing this application to a successful conclusion.

[4] Accordingly and pursuant to s. 201 (4) of the Act, we have reheard the application and now grant the application for an off-licence with the normal statutory conditions, as well as the condition describing the area shown in the attached plan as a permitted area for the display and promotion of alcohol.

DATED at Queenstown this 18th day of March 2016



Mr E W Unwin
Commissioner



MAIN BODY
 SINGLE ALCOHOL AREA

1. Revision Notes		
C		
B		
A	Preliminary	TJS 14.03.16
Rev.	Amendment	By Date
WANAKA Proposed Layout Ground Floor		
Drawing Scales at A1 size:	1:100	Drawn: T. Searle Date: 14.03.16
Project No:	J.01	Drawing No: PL.02 Revision: A
ALL DIMENSIONS TO BE VERIFIED ON SITE		