

ON-2012-457

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Manuka
Catering pursuant to s. 120 of the
Act for a variation of an On-Licence.

BEFORE THE AUCKLAND DISTRICT LICENSING COMMITTEE

Quorum: Chairperson Margaret Miles

DECISION

[1] I have before me a request for a waiver in regard to an application by Manuka Catering for the early publication of public notice (by 8 working days).

[2] I also note the requirement under s.39 of the Sale and Supply of Alcohol Regulations 2013 has not been complied with.

- A copy of an application to which regulation 36, 37, or 38 applies must be displayed—

- (a) on the premises to which it relates, in a place (whether inside or outside the premises) where it can conveniently be read by a person outside the premises:
- (b) for at least 10 days after a copy was first published (in accordance with these regulations) in a newspaper or on an internet site.

[3] Therefore having given consideration to all matters to which I must have regard I approve the waiver for the early publication of the public notice in the Western Leader newspaper and the Internet on condition that the notice on the premises be in place for 10 days after which time the application for a variation of the On Licence may be progressed.

Dated at Auckland this 10th day of June 2014

M. Miles

Margaret Miles
Chairperson

ON-2012-457

Information sheet for variation or cancellation of conditions of licence



Sections 120 of the Sale and Supply of Alcohol Act 2012

To: Auckland Franklin Manukau North Shore Papakura Rodney Waitākere

Use this form to apply to vary or cancel the conditions of your licence i.e. the hours or the designated area outside of your renewal period.

Contact your local Alcohol Licensing Inspector if you are considering any changes to the conditions of your Licence as you may require a new planning certificate i.e. increased hours, changing from a restaurant to a tavern, increasing the size of the premises.

To complete this application you will need to answer all the questions that follow and supply all the documents required.

Please bring this information sheet when lodging your application.

What to include (please tick)

- Original application form plus one copy.
- Any information if different to that provided with the original application.



Your application must be accompanied by a fee. This is not refundable.

A fee calculator is provided at www.aucklandcouncil.govt.nz/liquor to assist you in the process.

Please use the table overleaf to calculate your risk rating and application fee then tick the appropriate box below:



Risk category (based on weighting)	Application/Renewal Fee (including GST)
<input type="checkbox"/> Very low (0-2)	\$368.00
<input checked="" type="checkbox"/> Low (3-5)	\$609.50
<input type="checkbox"/> Medium (6-15)	\$816.50
<input type="checkbox"/> High (16-25)	\$1,023.50
<input type="checkbox"/> Very high (26 plus)	\$1,207.50

Please ensure you have accurately assessed your fee. Any errors will incur a further application payment and your licence will not be issued until all outstanding monies are received.

If you need help completing this form, contact Alcohol Licensing on 09 301 0101 for advice or visit www.aucklandcouncil.govt.nz/liquor for more information.

Payment Options

By mail: send your cheque and this form to: Auckland Council, Private Bag 92300, Auckland 1142.

In person: you can pay by cash, cheque, Eftpos or Credit Card (MasterCard or Visa) at Auckland Council Service Centres, a list of which can be found at www.aucklandcouncil.govt.nz

Office Use only	Cashier	Comments
Receipt No:		
Receipt Amount: \$		

ON-2012-457
31.08.16

Application for variation or cancellation of conditions of licence



Sections 120 of the Sale and Supply of Alcohol Act 2012
Form 14

To: Auckland Franklin Manukau North Shore Papakura Rodney Waitākere

To the Secretary
District Licensing Committee



Application for the variation or cancellation of the conditions of licence is made in accordance with the details set out below.

1. Details of the applicant(s)

Full name of licence holder: Jean-Paul Knight

Postal address for service of documents: 20 SEAVIEW ROAD PIHA
AUCKLAND Postcode: 0772

Daytime contact name and telephone number: 021 1891195

Email address (required): jeanpaul.knight@gmail.com

2. Details of licence (tick appropriate box)

- On-licence
- Off-licence
- Club licence

Licence number: _____ Date of expiry: _____

3. Premises details (to be included only where the licence applies to any premises)

Address: 20 SEAVIEW ROAD PIHA 0772
RD2 New Lynn Postcode: 0772

Trading or other name (if any): PIHA CAFE

4. Details of conveyance (to be included only where the licence applies to any conveyance)

Type of conveyance: _____

Address of home base (if any): _____

Trade or other name (if any): _____

5. Conditions

Terms of condition at present (or attach a copy of your current licence): ✓

Action sought (tick appropriate box):

Variation

Cancellation

If variation, in what respect does the applicant to seek to vary the condition?

To extend trading from 7pm until 10pm

Full reasons for variation or ~~cancellation~~:

The extended hours of operation will enable a more efficient use of the existing café premises, thereby providing for the economic wellbeing of the café operator and employment opportunities for local residents, the extended hours of operation would provide local residents and visitors the opportunity for evening dining in pita.

Signed at (place):

On (date):

Applicant's signature:

Fax 0800 200 446
GST Number: 87-803-112

Customer Number: 6119
Receipt Date: 12 May 2014
Receipt Number: 6119-9136

Billed to:
Manuka Catering
20 Seaview Road, RD2 New Lynn 0772 Auckland
Jean-Paul Knight

Public Notice
Trading Name Date Amount

Piha Cafe 12 May 2014
\$339.13

Total: \$339.13
GST: \$50.87
Total Paid Including: \$390.00

Thank you for using Public Notices online for your notice requirements. I agreed to the terms and conditions of Public Notices Online, www.public-notices.co.nz/about-us/terms-and-conditions.asp. Please review this agreement carefully.

If you have any questions about this receipt, please send an email to accounts@public-notices.co.nz. Your payment is non-refundable. Please keep a copy of this receipt for your record. You will not receive a copy in the mail.

Important - Please highlight your individual notice before sending to the District Licensing Committee or REAA.

16th May 2014 – Waitakere – Western Leader

www.alcoholnotices.co.nz

Section 101 Sale & Supply of Alcohol Act 2012

WAITAKERE 1st Notices Paradise Ice Skating 2013 Ltd has made an application to the District Licensing Agency at Waitakere District Licensing Committee for the renewal of an On Licence in respect to the premises situated at 136 Lansford Cres, Avondale and trading as Paradise Ice Skating 2013. The general nature of the business conducted under the licence is leisure facility. The days in which and the hours during which liquor is sold under the licence are Mo to Sa 10am to 11.30pm, Su 10am to 10pm. **Manuka Catering Ltd** has made an application to the District Licensing Agency at Waitakere District Licensing Committee for the renewal and variation of an On Licence in respect to the premises situated at 20 Seaview Rd, RD2, New Lynn and trading as Piha Cafe. The general nature of the business conducted under the licence is cafe. The days in which and the hours during which liquor is sold under the licence are Mo to Su 11am to 7pm. The intended hours are Mo to Su 11am to 10pm. **United Hospitality Management Ltd** has made an application to the District Licensing Agency at Waitakere District Licensing Committee for the issue of an On Licence in respect to the premises situated at Unit 5/4038 Great North Rd, Kelston and trading as Asian Cuisine. The general nature of the business conducted under the licence is restaurant. The days in which and the hours during which liquor is sold under the licence are Su to Th 8am to 12am, Fr & Sa 8am to 1am. **Portage Licensing Trust** has made an application to the District Licensing Agency at Waitakere District Licensing Committee for the renewal of an Off Licence in respect to the premises situated at Shop T1, 4055 Great North Rd, Kelston and trading as West Liquor Kelston (formerly King Dicks Kelston). The general nature of the business conducted under the licence is retail bottle shop. The days in which and the hours during which liquor is sold under the licence are Mo to Su 9am to 11pm. **Thai Kitchen (Henderson) Ltd** has made an application to the District Licensing Agency at Waitakere District Licensing Committee for the renewal of an On Licence in respect to the premises situated at 401 Great North Rd, Henderson and trading as Thai Kitchen Restaurant. The general nature of the business conducted under the licence is restaurant. The days in which and the hours during which liquor is sold under the licence are Mo to Su 11am to 3am. The application may be inspected during ordinary office hours at the offices of the Waitakere District Licensing Committee, 6 Henderson Valley Rd, Henderson. Any person who is entitled to object and wishes to object to the issue and renewal of the application may, no later than 15 working days after the publication of the first notice, file a notice in writing of the objection with Secretary of the District Licensing Committee, Auckland Council, Private Bag 92300 Victoria St West, Auckland. No objection to the issue of a licence may be made in relation to a matter other than a matter specified in section 105 (1) of the Sale and Supply of Liquor Act 2012. No objection to the renewal of a licence may be made in relation to a matter other than a matter specified in section 131 of the Sale and Supply of Liquor Act 2012.

On Licence



Auckland
Council

Section 7 and 114, Sale of Liquor Act 1989

007/ON/6125/2013

PURSUANT to the Sale of Liquor Act 1989, **MANUKA CATERING** is authorised to sell and supply liquor on the premises situated at 20 Seaview Road, Piha and known as "PIHA CAFÉ", for consumption on the premises to any person who is present on the premises and to allow the consumption of liquor on the premises by any such person.

The authority conferred by this licence must be exercised through a manager or managers appointed by the licensee in accordance with Part 6 of the Act.

CONDITIONS

This licence is subject to the following conditions:

- (a) The licensee must have available for consumption on the premises, at all times when the premises are open for the sale of liquor, a reasonable range of non-alcoholic refreshments and low-alcohol beverages.
- (b) Liquor may be sold only on the following days and during the following hours:
On such days and during such hours as the premises are being operated as a café but not other than on the following days and hours:

Monday to Sunday

11:00 a.m. to 7:00 p.m.

- (c) Food must be available for consumption on the premises at all times when the premises are open for the sale of liquor in accordance with the menu submitted with the application for a licence, or variations of that menu of a similar range and standard.
- (d) The licensee must ensure that signs are prominently displayed within the licensed premises detailing information regarding alternative forms of transport from the premises.
- (e) The licensee must implement and maintain the steps proposed in the application for the licence aimed at promoting the responsible consumption of liquor.
- (f) The licensee must ensure that the provisions of the Act relating to the sale and supply of liquor to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of liquor to minors and the complete prohibition on sales to intoxicated persons.

THE LICENSED PREMISES

In terms of Regulation 7 of the Sale of Liquor Regulations 1990 the sale, supply or consumption of liquor is authorised in the premises generally. The premises, situated at 20 Seaview Road, Piha are more precisely identified as outlined in a plan date stamped as received by the Auckland District Licensing Agency on the 14th of August 2012.

DISPLAY OF LICENCE AND PRINCIPAL ENTRANCE/S

A copy of this licence must be displayed at the principal entrance to the premises. The entrance from Seaview Road is designated as the principal entrance.

DURATION

Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, this licence continues in force -

- (a) Until the close of the period of 1 year commencing with the date of its issue; or
- (b) If an application for the renewal of the licence is duly made, until the application is determined; or
- (c) If the licence is renewed, until the close of the period for which it is renewed.

ORIGINALLY DATED at Auckland this 31st day of August 2012

M. A. Wilde

.....
M Wilde
Secretary
Auckland District Licensing Agency

NOTE: This licence expires on the 31st day of August 2016

The Piha Cafe Amended Kitchen Management Plan

The cafe has a very small amount of waste wine, the cafe has a small wine list of a few, very good wines.

To this point we have used any waste wine in cooking or marinating.

The intention with any excess would be to place in a freezer bag, as we do with fish bones, freeze, and put out with the rubbish on Mondays.

This is the most sensible option for the cafe due to location and low volume of waste.

PIHA CAFE NOISE MANAGEMENT PLAN ("NMP")

21.

a. Measures for smokers, Smokers shall be directed to the small deck area close to the glass fence on the western side.

We would allocate 2 tables for this purpose only, If talking noise became too loud staff would ask patrons to lower their voice. If this is not observed by the customer the customer would be asked to leave.

b. Noise complaints , If council receives a noise complaint the best most sensible response would be to contact the cafe so the issue can be resolved immediately. The Cafe shall provide the cafe line 098128808 Managers cell 0211891195 also an email address jeanpaul.knight@gmail.com this goes to cell also.



New Zealand
POLICE
Nga Pirihimana O Aotearoa

District Alcohol Harm Reduction Unit
Auckland City Police District
Private Bag 92-002
AUCKLAND 1142

NEW ZEALAND POLICE SUPPLEMENT

The District Licensing Committee must send the application to a member of Police in charge of the Police Station nearest to the premises in respect of which the licence is sought for them to report on. You are entitled to receive a copy of that report. The Police cannot report unless you consent to them releasing relevant information to District Licensing Committee, which may include details of previous convictions.

Please complete below (Applicant):

I, Jean-Paul Knight

of (address) 85 Garden Road, Piha RD2 0772 Auckland.
consent to the New Zealand Police releasing those details.

Signature of applicant: Jean-Paul Knight Date:

Please provide the following information for identification purpose:

Date of birth: 08, 07, 1972 Male Female

Driver's Licence / Passport number, or similar: BN036162