

IN THE MATTER

of the Sale of  
Liquor Act 1989

AND

IN THE MATTER

of an application  
by VILLAGE FORCE  
CINEMAS (NZ)  
LIMITED for an  
on-licence  
pursuant to s.7 of  
the Act in respect  
of premises  
situated at 77  
Broadway,  
Newmarket,  
Auckland, known as  
"Village 8 on  
Broadway"

BEFORE THE LIQUOR LICENSING AUTHORITY

Chairman: District Court Judge J P Gatley  
Members: Mrs P M Thompson  
Mr J W Thompson

DECISION

This is an application by Village Force Cinemas (NZ) Limited for an on-licence in respect of premises situated at 77 Broadway, Newmarket, Auckland, known as "Village 8 on Broadway".

The general nature of the business to be undertaken will be that of a cinema complex.

The application was duly advertised and no objection or notice of desire to be heard has been received. Accordingly we deal with the matter on the papers.

The applicant seeks a portion of the premises designated as a supervised area. In Decision 2621/91 an application by MANUKAU CINEMAS LIMITED we concluded that it was not practical to designate part of cinema complexes as "supervised" areas. We also stressed that where you have mixed age audiences there is a heavy onus on the licensee to ensure that premises are operated in such a way that the sale of liquor to minors does not occur.

We are satisfied as to the matters to which we must have regard as set out in s.13 of the Act and we grant the applicant an on-licence authorising the sale and supply of liquor, for



consumption on the premises, to any person who is present on the premises for the purpose of attending any entertainment (whether live or not).

The licence may issue when confirmation has been received from the District Licensing Agency that all relevant clearances have been obtained.

The applicant's attention is drawn to s.25 of the Act obliging the holder of an on-licence to display:-

1. A sign attached to the exterior of the premises, so as to be easily read by persons outside each principal entrance, stating the ordinary hours of business during which the premises will be open for the sale of liquor AND
2. A copy of the licence, and of the conditions of the licence, attached to the interior of the premises so as to be easily read by persons entering through each principal entrance.

The entrance from Broadway is designated as the principal entrance.

The licence will be subject to the following conditions:

- (a) The licensee shall 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:
- (b) Liquor may be sold only on the following days and during the following hours:

Monday to Sunday 11.00 am to 1.00 am the following day.

- (c) Food shall be available for consumption on the premises as follows:

At all times when the premises are authorised to be open for the sale of liquor, food of a range and style similar to that shown on any menu submitted or a range of snack foods in the nature of pies, sandwiches, filled rolls, pizzas and the like, shall be conveniently available for all patrons and the availability of those foodstuffs shall be notified to them by appropriate notices throughout the premises.

- (d) The licensee shall ensure that the provisions of the Act relating to the sale and supply of liquor to prohibited persons are observed and shall:

- (i) Display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the sale and supply of liquor to minors and the complete prohibition on sales to intoxicated persons; and



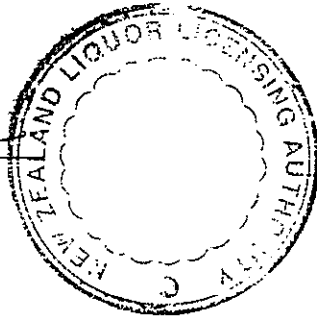
- (ii) Have available for vendor staff forms of the kind anticipated by s.172 of the Act, enabling such staff to require customers to declare in writing that they are of the required age.

DEFINITION OF LICENSED PREMISES

In terms of Reg. 7 of the Sale of Liquor Regulations 1990 the sale or supply or consumption of liquor is authorised in the premises generally. The premises located at 77 Broadway, Newmarket, Auckland are more precisely identified in a plan submitted with the application and date stamped as received by Tribunals Division on 26 January 1993.

DATED at WELLINGTON this 12<sup>th</sup> day of MARCH 1993

  
J C Flanagan  
Secretary



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