

IN THE MATTER of the Sale of
Liquor Act 1989

AND

IN THE MATTER of applications by
FLAXMERE LICENSING
TRUST pursuant to
ss.16 and 39 of the
Act for variation of
the conditions of on
and off-licences in
respect of premises
situated at Swansea
Road, Flaxmere,
Hastings, known as
"Flaxmere Tavern"

BEFORE THE LIQUOR LICENSING AUTHORITY

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

DECISION


These are applications by Flaxmere Licensing Trust for variation of the conditions of on and off-licences in respect of premises situated at Swansea Road, Flaxmere, Hastings, known as "Flaxmere Tavern".

The applicant seeks to extend the hours during which the sale of liquor is authorised.

The applications were duly advertised and no objections or notices of desire to be heard have been received. Accordingly we deal with the matters on the papers.

We are satisfied as to the matters to which we must have regard as set out in ss.13 and 35 of the Act. We grant the applications and authorise the issue of replacement licences. Copies of the new licences setting out the conditions to which they are subject are attached to this decision.

DATED at WELLINGTON this 18th day of May 1993


J C Flanagan
Secretary

1632L



COPY

ON LICENCE
Sections 7 and 114, Sale of Liquor Act 1989

PURSUANT to the Sale of Liquor Act 1989, FLAXMERE LICENSING TRUST is authorised to sell and supply liquor on the premises situated at Swansea Road, Flaxmere, Hastings and known as "FLAXMERE TAVERN", 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 shall be exercised by the licensee (if an individual) or through a manager or managers appointed by the licensee in accordance with Part VI of the Act.

CONDITIONS

This licence is subject to the following conditions:

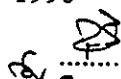
- (a) The licensee shall have available for consumption on the premises, at all times when the premises are open for the sale of liquor, a reasonable range of non-alcoholic refreshments:
- (b) No liquor shall be sold or supplied on any Sunday or on Good Friday or Christmas Day to any person other than -
 - (i) Any person who is for the time being living on the premises, whether as a lodger or an employee of the licensee, or otherwise, or
 - (ii) Any person who is present on the premises for the purpose of dining:
- (c) Liquor may be sold only on the following days and during the following hours:
 Monday to Saturday 7.00 am to 3.00 am the following day to any person who is present on the premises.
- (d) 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.
- (e) Each of the following parts of the premises is designated as:
 A supervised area: Every bar
- (f) 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.

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 shall continue in force -

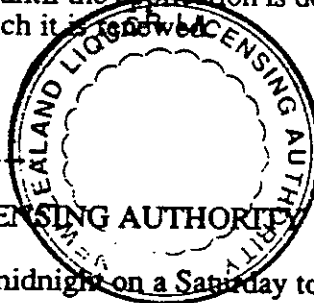
- (a) Until the close of the period of 1 year commencing with the date of its issue; or
- (b) If an application for the renewal of the licence is duly made, until the application is determined; or
- (c) If the licence is renewed, until the close of the period for which it is renewed.

DATED at WELLINGTON this 25th day of May 1990



Secretary

LIQUOR LICENSING AUTHORITY



- NOTE**
- (i) For the purpose of this licence the hours from 12.00 midnight on a Saturday to 3.00 am on Sunday are considered to be part of Saturday.
 - (ii) 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.
 - (iii) The entrance from Swansea Road is designated as the principal entrance.
 - (iv) This licence is issued in place of licence no. C/029/ON/14.

COPY

OFF-LICENCE

Sections 29 and 114, Sale of Liquor Act 1989

PURSUANT to the Sale of Liquor Act 1989, FLAXMERE LICENSING TRUST is authorised to sell or deliver liquor on or from the premises situated at Swansea Road, Flaxmere, Hastings, and known as "FLAXMERE TAVERN", to any person for consumption off the premises.

The authority conferred by this licence shall be exercised by the licensee (if an individual) or through a manager or managers appointed by the licensee in accordance with Part VI of the Act.

CONDITIONS

This licence is subject to the following conditions:

- (a) No liquor shall be sold or delivered on any Sunday or on Good Friday or Christmas Day:
- (b) Liquor may be sold or delivered only on the following days and during the following hours:
 - (i) From any bottle store:

Monday to Saturday	7.00 am to 11.00 pm
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 - (ii) Across the bar:

Monday to Saturday	7.00 am to 3.00 am the following day
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- (c) Each of the following parts of the premises is designated as-


A supervised area: Every bar and bottle store
- (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.

DURATION

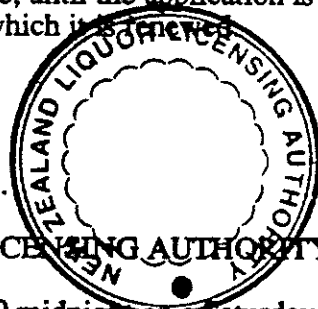
Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, this licence shall continue in force -

- (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.

DATED at WELLINGTON this 25th day of May 1990


 Secretary

LIQUOR LICENSING AUTHORITY



- NOTE:
- (i) For the purpose of this licence the hours from 12.00 midnight on a Saturday to 3.00 am on Sunday are considered to be part of Saturday.
 - (ii) In terms of Reg.10 of the Sale of Liquor Regulations 1990 the sale or delivery of liquor is authorised in or from the premises generally.
 - (iii) The entrance from Swansea Road is designated as the principal entrance.
 - (iv) This licence is issued in place of licence number C/029/OFF/14.

