

IN THE MATTER

of the Sale of Liquor Act 1989

AND

IN THE MATTER

of an application by **TREASURE RESTAURANT LIMITED** for an on-licence pursuant to s.7 of the Act in respect of premises situated on the first floor, 97 – 99 Courtenay Place, Wellington, known as "Treasure Restaurant"

BEFORE THE LIQUOR LICENSING AUTHORITY

Chairman: District Court Judge J P Gatley

Members: Mr R J S Munro

Mr J W Thompson

DECISION

This is an application by Treasure Restaurant Limited for an on-licence in respect of premises situated on the first floor, 97 – 99 Courtenay Place, Wellington, known as "Treasure Restaurant". The general nature of the business undertaken is that of a restaurant.

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.

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.

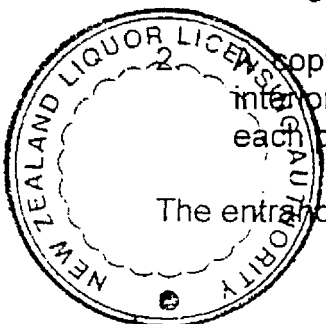
The licence will not issue until such time as confirmation has been received that either a holder of a General Manager's Certificate has been employed by the applicant company or that a director of the company has been granted a General Manager's Certificate. The applicant is not entitled to sell liquor until the licence issues. Unlicensed sales can result in imprisonment for up to three months or a fine of \$40,000 (ss.114(2), 151 and 152 of the Act refer).

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

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 Courtenay Place is designated as the principal entrance.



The licence will be 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 and low-alcohol refreshments.

- (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 restaurant but not other than on the following days and during the following hours:

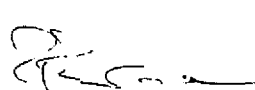
Monday to Sunday 7.00 am to 3.00 am the following day

- (c) Food must 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, must be conveniently available for all patrons and the availability of those foodstuffs must be notified to them by appropriate notices throughout the premises.
- (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 Reg. 7 of the Sale of Liquor Regulations 1990 the sale or supply or consumption of liquor is authorised in the first floor area only. The premises, situated on the first floor, 97 – 99 Courtenay Place, Wellington are more precisely identified in a plan date stamped as received by the Liquor Licensing Authority on 14 March 2000.

DATED at WELLINGTON this 22nd day of May 2000


R Barber
Deputy Secretary

