

Approved Vaping Premises (AVP) Assessment



General

Sections

Workflow

Type

Approved Vaping Premises (AVP) Assessment

Created By

s 9(2)(a)

Updated By

Yunqi Wu

Created Date

20/10/2021 14:11

Generated Order ID: REG754 - Business Name: Cosmic | ODR-754 690.00 : 0.00

Status: Paid

Order Summary **Items** Adjustments Notes & Documentation Associations

Actions ⋮

Summary ?

Generated Order ID	Order Total (NZD) Excl. GST
REG754	600.00
Order GST (NZD)	Order Total (NZD) Incl. GST
90.00	690.00
Amount Outstanding (NZD) Incl. GST	
0.00	


Billing Details ?

Business Name	Phone Number
Cosmic	s 9(2)(a)
Email Address	Customer Number *
s 9(2)(a)	24049
Linked Business	
 Business: Cosmic Corner Ltd BUS-110	⋮
Active	

Registered Address

Street	Suburb
1/114 Oxford Terrace	Christchurch Central
City	Post Code
Christchurch	8011

Generated Invoice

Invoice	Invoice Generated Date
 ODR-754_Invoice.pdf	05/11/2021 📄
Invoice Due Date	
15/11/2021 📅	

Released under the Official Information Act 1982

Generated Order ID: REG754 - Business Name: Cosmic | ODR-754

690.00 : 0.00

Status: Paid

- Order Summary
- Items**
- Adjustments
- Notes & Documentation
- Associations

Actions

Item Summary

ID	Type	Variant	Amount Excl. GST
AVPS-461	Approved Vaping Premises (AVP) Application	Shop 4, Hub Mall, 418 Main S Rd, Hornby Christchurch 8042	600.00

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AVP Application: s 9(2)(a) | AVPS-461
Applicant: Cosmic

Status: Approved

Approved Vaping Premises (AVP) Application | Notes & Documentation | Associations

Actions

Applicant Details

Show all

Business Name Confirmation *

Cosmic Corner Ltd

First Name

s 9(2)(a)

Last Name

s 9(2)(a)

Customer Number

24049

Email Address

s 9(2)(a)

Phone Number

s 9(2)(a)

Registered Address

Hide empty

Search for location

New Zealand

Street

10 Lismore Street

Suburb

Waltham

City

Christchurch

Post Code

8011

Photos of Premises

Show all

Upload Photos *

IMG_20211020_111637307.jpg

IMG_20211020_111650057.jpg

IMG_20211020_111706100.jpg

IMG_20211020_111933833.jpg

Vaping Premises

Hide empty

Search for location

New Zealand

Street *

Shop 4, Hub Mall, 418 Main S Rd

Suburb *

Hornby

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AVP Application: s 9(2)(a) | AVPS-461
Applicant: Cosmic

Status: Approved

- Approved Vaping Premises (AVP) Application
- Notes & Documentation
- Associations

Actions

City *

Christchurch

Post Code *

8042

Planned AVP Opening Date *

MM/YYYY

Provide details on staffing arrangements in your vape store (number of owner-operators, employees, contractors, volunteers, etc. who will work there) and if another business occupies the same premises, clarify whether you will share staff with the other business. *

Provide details on the steps you will take to ensure that no-one under the age of 18 years enters your vape store. *

Approved Vaping Premises are exempt from the prohibition on vaping in workplaces, but any emissions from the vape store must be prevented from passing into another place where people are working, and the premises must therefore be fully enclosed.

I confirm that the proposed vaping premises are fully enclosed *

Yes

No

Supporting Files

Show all

Upload Supporting Files

Declaration

Show all

Sales from vaping products make up at least 70% of the total sales from these Vaping Premises. *

Sales from vaping products make up at least 60% of the total sales from these Vaping Premises and I have uploaded documents to demonstrate the applicability of the lower sales threshold for these premises. *

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AVP Application: s 9(2)(a) | AVPS-461

Applicant: Cosmic

Status: Approved

Approved Vaping Premises (AVP) Application

Notes & Documentation

Associations

Actions

I confirm that the proposed vaping premises are fully enclosed *

Yes No

Supporting Files

Upload Supporting Files

[Show all](#)

Declaration [Show all](#)

Sales from vaping products make up at least 70% of the total sales from these Vaping Premises. *

Sales from vaping products will make up at least 70% of the total sales from these Vaping Premises at a future date and I have uploaded documents to demonstrate my plans to reach that sales threshold. *

I understand all the legal obligations for myself and my business, and I have had the opportunity to seek professional advice. I declare that I have all the necessary permissions and consents required to operate my retail store. *

Sales from vaping products make up at least 60% of the total sales from these Vaping Premises and I have uploaded documents to demonstrate the applicability of the lower sales threshold for these premises. *

I declare that I understand the legal obligations of a specialist vape retailer, and I understand that I must be able to demonstrate my understanding of those obligations upon request. *

I declare that, to the best of my knowledge, the information I have provided is complete and correct. *

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AVP Assessment: Cosmic | AVPA-461

Applicant: s 9(2)(a)

Status: **Approved**

- Application Details
- Checklist
- Assessment
- Alerts
- Notes & Documentation
- Associations
- Correspondence

Actions

Applicant Details

Show all

First Name	Last Name
<input type="text" value="s 9(2)(a)"/>	<input type="text" value="s 9(2)(a)"/>
Business Name	Email Address
<input type="text" value="Cosmic"/>	<input type="text" value="s 9(2)(a)"/>
Phone Number	
<input type="text" value="s 9(2)(a)"/>	

Registered Address

Street	Suburb
<input type="text" value="10 Lismore Street"/>	<input type="text" value="Waltham"/>
City	Post Code
<input type="text" value="Christchurch"/>	<input type="text" value="8011"/>

Vaping Premises

Show all

Street	Suburb
<input type="text" value="Shop 4, Hub Mall, 418 Main S Rd"/>	<input type="text" value="Hornby"/>
City	Post Code
<input type="text" value="Christchurch"/>	<input type="text" value="8042"/>

Declaration

Show all

<p>Sales from vaping products make up at least 70% of the total sales from these Vaping Premises.</p> <input checked="" type="checkbox"/>	<p>I declare that, to the best of my knowledge, the information I have provided is complete and correct. *</p> <input checked="" type="checkbox"/>
---	--

Planned AVP Opening Date	Provide details on staffing arrangements in your vape store (number of owner-operators, employees, contractors, volunteers,
--------------------------	---

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AVP Assessment: Cosmic | AVPA-461

Applicant: s 9(2)(a)

Status: Approved

Application Details Checklist Assessment Alerts Notes & Documentation Associations Correspondence

Actions

Vaping Premises

Street

Shop 4, Hub Mall, 418 Main S Rd

Suburb

Hornby

City

Christchurch

Post Code

8042

Planned AVP Opening Date

DD/MM/YYYY

Provide details on staffing arrangements in your vape store (number of owner-operators, employees, contractors, volunteers, etc. who will work there) and if another business occupies the same premises, clarify whether you will share staff with the other business.

Provide details on the steps you will take to ensure that no-one under the age of 18 years enters your vape store.

Approved Vaping Premises are exempt from the prohibition on vaping in workplaces, but any emissions from the vape store must be prevented from passing into another place where people are working, and the premises must therefore be fully enclosed.

I confirm that the proposed vaping premises are fully enclosed

Yes

No

Sales from vaping products make up at least 70% of the total sales from these Vaping Premises.



I declare that, to the best of my knowledge, the information I have provided is complete and correct. *



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AVP Assessment: Cosmic | AVPA-461

Applicant: s 9(2)(a)

Status: Approved

- Application Details
- Checklist
- Assessment**
- Alerts
- Notes & Documentation
- Associations
- Correspondence

Actions

AVP Assessment Details

Show all

Submitted Date Time *

Due Date *

Applicant *

Applicant Business *

20/10/2021 14:11

19/11/2021

s 9(2)(a)



Active



Business: Cosmic Corner Ltd
BUS-110

Active



Business: Cosmic Corner Ltd
BUS-110

Active

Assessment Notes

5/11/21 spoke to s 9(2)(a) and explained the issue with the doors being open within the mall - s 9(2)(a) will get a remedy ASAP.

New Opening Date

Conditional Approval Date

6 Month Deadline

DD/MM/YYYY

DD/MM/YYYY

DD/MM/YYYY

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AVP Location: Shop 4, Hub Mall, 418 Main S Rd Hornby Christchurch 8042 | AVP-348

Business: Cosmic Corner Ltd - Approved From 05/11/2021

Status: **Approved**

Approval Information | AVP Address | Annual Returns | Notes & Documentation

Actions ▾

Approval Details

Assessment

Approval Date

Applicant *

Business *

AVP Assessment: Cosmic ...
AVPA-461
Approved

05/11/2021

s 9(2)(a) ...
Active

Business: Cosmic Corner Ltd ...
BUS-110
Active

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AVP Acceptance Letter – Approved Vaping Premises (AVP) Approval – Ref: AVPS-461

Kia ora,

Thank you for submitting your approved vaping premises application to the Vaping Regulatory Authority. Your application relating to the following retail premises has been approved:

Shop 4, Hub Mall, 418 Main S Rd, Christchurch (sales threshold: 70%) (Code: AVPS-461)

Your details will be updated on the specialist vape retailer register shortly.

You can now trade as a specialist vape retailer, provided you continue to meet the prescribed criteria:

- you sell vaping products in New Zealand from at least one retail premise
- the retail premises from which you will sell vaping products are a fixed, permanent structure
- the proportion of sales that relate to vaping products sold from your retail premises meets the prescribed eligibility criteria (**sales threshold**)
- you comply with the provisions of the Smokefree Environments and Regulated Products Act 1990 (**SERPA**)

As a specialist vape retailer, the SERPA provides you the following exemptions:

- a specialist vape retailer's approved vaping premises are exempt from the prohibition on vaping inside workplaces. This allows specialist vape retailers to demonstrate the safe use of vaping products and means prospective customers can try products before purchasing them
- a specialist vape retailer may display its name or trade name containing the word 'vape', or words derived from 'vape' at the outside of its place of business
- specialist vape retailers are exempt from a number of prohibitions relating to advertising of vaping products.

Specialist vape retailers may:

- communicate about vaping products to their existing customers, provided this complies with any relevant regulations
- talk to customers inside their approved vaping premises about vaping products, provided this complies with any relevant regulations

- provide guidance on the safe use of the vaping products available in their approved vaping premises
- distribute vaping products free or at a reduced charge from their approved vaping premises or approved Internet site
- offer the purchaser of vaping products a gift or cash rebate, or the right to participate in a contest, lottery or game, in consideration for their purchase
- continue to sell any flavour of vaping products or smokeless tobacco products after **11 August 2021**, other than flavours that have been specifically prohibited.

If you wish to surrender your specialist vape retailer status, or change your approved vaping premises or approved internet site(s), this can be done through the Ministry's [HARP portal](#).

If you cease to be a specialist vape retailer for any reason, you will then need to trade as a general retailer under the SERPA.

Further information is available on the Ministry of Health [website](#), or you can contact us through the [HARP portal](#) or at vaping@health.govt.nz if you have any queries.

Ngā mihi

Vaping Regulatory Authority

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133 Molesworth Street
 PO Box 5013
 Wellington 6140
 Phone: (04) 496 2516
 E-mail: receivables@health.govt.nz



MANATŪ HAUORA

TAX INVOICE

(GST No.: 14-290-389)

Cosmic
 1/114 Oxford Terrace
 , Christchurch Central, Christchurch, 8011

Invoice No.: REG754
Invoice Date: 05/11/2021
Customer No.: 24049
Order No.: ODR-754
Please Remit To: 03-0049-0001805-00

Line	Description	QTY.	Unit Cost (GST Excl.)	Line Amt.
1	AVPS-461 Approved Vaping Premises (AVP) Application Shop 4, Hub Mall, 418 Main S Rd, Hornby Christchurch 8042	1.00	600.00	600.00
			Net	600.00
			GST	90.00
			Total Amount Due(NZD)	690.00

Payment Details

Customer Name: Cosmic
 Customer No: 24049
 Invoice No.: REG754
 Invoice Total: 690.00

*Please remit to account cited above
 Please email remittance advice to receivables@health.govt.nz
 Please quote your Customer No. and Invoice No. when making payment*

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R18+ ONLY

R18+ ONLY

s 9(2) (a)

R-18
Can't do what you want to do? We've got you covered. This is the only place in New Zealand that has everything you need to get your business up and running. We have you covered.

R18+ ONLY

WE'RE GIVING AWAY \$1000 WORTH OF COMIC BOOKS EACH MONTH!

15% OFF
WHEN YOU SIGN UP





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COSMIC
R-18
Due to new regulations regarding the sale of vaping products, we would like to inform all customers that the entirety of our shop is age-restricted. This includes parents with minors.
We thank you for being understanding.

Face coverings are required to be worn here
Lynette Signature
CUSTOMER LIMIT OF:
16

Please scan in
Lynette Signature

Standard cleaning gloves
the correct of COVID-19



s
9(2)
(a)



Refused under Official Information Act 1982

HIGH ROLLERS
COSMIC LOYALTY CLUB
15% OFF
YOUR 1st PURCHASE
WHEN YOU SIGN UP!

Vaping products may
contain nicotine
which is a highly
addictive substance
He nikotini kei roto
i tenei mea, he matū
kino whakawara
No sale to persons under
the age of 18

HIGH ROLLERS
COSMIC LOYALTY CLUB
WE'RE GIVING AWAY
\$1000
WORTH OF COSMIC CASH
EACH MONTH!

R18

TOBACCO WATER PIPES

COSMIC CORNER

NATURAL SOAP
\$10 FOR \$10

CRYSTAL HEALING ESSENTIAL OIL ROLLERS
SUMMER SALT BODY

Get back to
Hundy

Hundy

Hundy



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Vaping products may contain nicotine, which is a highly addictive substance

He nikotīni kei rōtō i tēnei mea, he maṭū tino whakawara

No sale to persons under the age of 18

R18
WE RESERVE THE RIGHT TO CHECK

HIGH ROLLERS COSMIC

10 YOUR

TUMBLER CRYSTALS \$4 EACH OR 5 FOR \$15

RAW QUARTZ
CARNELIAN
CLEAR QUARTZ
SODALITE
TIGER EYE
OPALITE
AVENTURINE

Out of scope

VAPING REGULATORY AUTHORITY

From: § 9(2)(a)
Sent: Wednesday, 10 November 2021 12:59 pm
To: Vaping <vaping@health.govt.nz>
Cc: Sam Horsefield <Sam.Horsefield@health.govt.nz>
Subject: RE: AVPs within Malls

Brilliant, thank you!

Kind regards,

§ 9(2)(a)



From: Stephanie Parlane <Stephanie.Parlane@health.govt.nz> On Behalf Of Vaping
Sent: Wednesday, 10 November 2021 12:46 pm
To: § 9(2)(a)
Cc: Sam Horsefield <Sam.Horsefield@health.govt.nz>
Subject: RE: AVPs within Malls

H § 9(2)(a)

That is correct, as long as you have another mechanism in place to prevent under 18s entering.

Kind regards

VRA

From: § 9(2)(a)
Sent: Wednesday, 10 November 2021 12:45 pm
To: Vaping <vaping@health.govt.nz>; § 9(2)(a)
Cc: Sam Horsefield <Sam.Horsefield@health.govt.nz>
Subject: RE: AVPs within Malls

Thanks for the update. Does this mean closed doors within a mall are not required at this stage?

Kind regards,

§ 9(2)(a)



From: Stephanie Parlane <Stephanie.Parlane@health.govt.nz> On Behalf Of Vaping
Sent: Wednesday, 10 November 2021 12:30 pm
To: § 9(2)(a)
Cc: Sam Horsefield <Sam.Horsefield@health.govt.nz>
Subject: AVPs within Malls

Good afternoon

We have reviewed our position and all AVPs, within a mall, must be confident they can take all practical steps to prevent an under 18 from entering their store. Please keep in mind how will you prevent someone entering the store if your store assistants are busy with customers.

We can only provide general information about the operation of the Act. If you have questions about how the legislation applies to you and your particular circumstances then we recommend that you seek legal advice.

Kind regards

Vaping Regulatory Authority

From: § 9(2)(a)
Sent: Friday, 5 November 2021 12:31 pm
To: Vaping <vaping@health.govt.nz>
Cc: Sam Horsefield <Sam.Horsefield@health.govt.nz>; § 9(2)(a)
Subject: Re: AVPs within Malls

Hi Stephanie,

Section 14 of the Act provides an **exemption** to the general rule that you can't vape indoors.

If no one is vaping in the mall because it's banned by the landlord then there is no exemption required. What that means is that if someone does vape in an SVR in a mall, then the SVR and the person who vapes will be as liable as if they vaped in any other shop - both under the Smokefree legislation and the H&S legislation. The SVR will also be in breach of their lease.

There's no need to add doors to a shop to keep out vaping emissions that aren't happening within that shop.

Regards,

s 9(2)(a)

On Fri, 5 Nov 2021 at 10:57, Vaping <vaping@health.govt.nz> wrote:

Hi s 9(2)(a)

Further to my conversations with you both here is the section of the Act that I think relates to the requirement to have doors/walls in place between your stores and the rest of a mall.

- Section 14(1) exempts approved vaping premises from the prohibition on vaping in workplaces. In order for other work areas adjacent to the specified premises to comply with the prohibition on vaping in workplaces, the premises and any adjacent work area must be sufficiently separated such that any emissions inside the premises cannot pass directly into the other work area. Where emissions can pass directly from the premises to an adjacent work area, the premises and the work area would be considered a single workplace, and the requirements of the Act must be applied to both areas together

Kind regards

Stephanie

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133 Molesworth Street
PO Box 5013
Wellington 6140
New Zealand
T+64 4 496 2000

Cosmic Corner Ltd

5 June 2024

Attn: s 9(2)(a)

Tēnā Koe s 9(2)(a)

The Vaping Regulatory Authority (VRA) is seeking information about your operating structure in respect to your Specialist Vape Retailer (SVR) approval and any Approved Vaping Premises (AVPs) and Approved Internet Sites (AISs) that operate under this SVR approval. This is to ensure that you have the necessary approvals to sell vaping products.

In 2021 the VRA provided advice to some businesses that a parent company of a franchise could apply to be an SVR, and a franchisee subsidiary company would only need to apply for approved vaping premises approval. This advice was incorrect.

The Ministry considers that the entity receiving money from the sale of vaping products must be the same entity that holds approval as an SVR. Where the AVP and the SVR are operated by different entities it is considered that the AVP is not approved correctly and therefore not operating in compliance with the Act.

The VRA currently has Cosmic Corner Ltd listed as an SVR with 17 AVPs trading as Cosmic premises and the AIS website www.cosmicnz.co.nz.

If separate companies (for example, a subsidiary company or franchisee) are operating the different AVPs and/or AISs under Cosmic Corner Ltd's SVR approval, we require that each individual company apply to become an SVR.

In order to rectify this situation and ensure that you are operating within the requirements of the law we are requesting some information to clarify your operating structure. A spreadsheet is attached to this email, please complete it to show the following information:

- The company name, NZBN and registered address of each company
- The approved vaping premises name(s) and physical address(es) that each respective entity operates
- The approved internet site web address that each company is operating (if applicable)
- The administrative contact person who has the authority to act on each company's behalf

Once we have received this information and it has been assessed, we may require you to apply for each SVR that is required, which includes additional information or declarations to complete this process. We will work with you to progress each application.

As you can understand, rectifying this issue is necessary to ensure you are operating within the law. The Ministry wishes to make this process as easy and fast as possible. As such, no fees will be charged between 5 June 2024 and 5 October 2024 for approving any new SVRs for any existing AVPs operating under SVR-141. After this time, the Ministry may cancel any AVPs that are not correctly attached to an SVR.

133 Molesworth Street
PO Box 5013
Wellington 6140
New Zealand
T+64 4 496 2000

If your company, trading as Cosmic is also the owner of the AVP and AIS, please reply to let us know and no further action is required.

Should you have any questions or need further clarification on any of this please do not hesitate to email vaping@health.govt.nz

Ngā mihi,

Gill Hall
Regulated Products Manager
for the Vaping Regulatory Authority

Released under the Official Information Act 1982

Out of scope



**VAPING
REGULATORY
AUTHORITY**

From: s 9(2)(a)
Sent: Thursday, 6 June 2024 1:11 pm
To: Vaping <vaping@health.govt.nz>
Subject: RE: SVR-141 letter re business ownership of AVPs/AISs

Ngā mihi! Have a great day 😊

Kind regards,
s 9(2)(a)

s 9(2)(a)
Cosmic Buyer
Ph: s 9(2)(a)

My working hours are Mon-Thu 8am-4pm. For urgent matters on a Friday, please contact s 9(2)(a)



From: Vaping <vaping@health.govt.nz>
Sent: Thursday, June 6, 2024 1:08 PM
To: s 9(2)(a)
Subject: Re: SVR-141 letter re business ownership of AVPs/AISs

Kia ora s 9(2)(a)

Thank you for your email and providing information regarding your operating structure.

The Vaping Regulatory Authority has determined that your business is operating as a specialist vape retailer correctly, therefore, we do not require any further information from you.

We appreciate your cooperation. You do not need to do anything more at this time.

Ngā mihi

Vaping Regulatory Authority
Public Health Agency | Te Pou Hauora Tūmatanui
Manatū Hauora | 133 Moleworth Street,
Thordon, Wellington, 6011

**VAPING
REGULATORY
AUTHORITY**

From: s 9(2)(a)
Sent: Thursday, 6 June 2024 10:42 am
To: Vaping <vaping@health.govt.nz>
Subject: RE: SVR-141 letter re business ownership of AVPs/AISs

Kia ora,

Cosmic Corner Limited is the owner of the AVPs and the AIS.

Please let me know if you require any further information.

Kind regards,
s 9(2)(a)

s 9(2)(a)
Cosmic Buyer
Ph: s 9(2)(a)

My working hours are Mon-Thu 8am-4pm. For urgent matters on a Friday, please contact s 9(2)(a)



From: Vaping <vaping@health.govt.nz>
Sent: Thursday, June 6, 2024 10:22 AM
To: s 9(2)(a)
Subject: SVR-141 letter re business ownership of AVPs/AISs

Kia ora s 9(2)(a)

Please find attached a letter from Gill Hall, Regulated Products Manager, regarding the business ownership and SVR status for your attention on behalf of Cosmic Corner Ltd

This letter contains important information, please make sure you read it and if you have any questions email the VRA. Please respond to this email within 10 business days.

Ngā mihi

Kind regards
Vaping Regulatory Authority
Manatū Hauora | Ministry of Health
133 Molesworth Street, Thorndon, Wellington 6011



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