

IN THE MATTER

of Sale and Supply of Alcohol Act 2012 (the Act)

AND

IN THE MATTER

of an application by **HIGH STREET GROCER LIMITED** for the renewal of an Off Licence pursuant to s.127 of the Act in respect of premises situated at the corner of High and Marlborough Streets, Greymouth known as the "Greymouth New World"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

This is an application by the High Street Grocer Limited for a renewal of the Off Licence in respect of premises at corner High and Marlborough Street, (124-128 High Street) Greymouth known as "Greymouth New World".

This application was duly notified on the Grey District Council website on the 19 May 2020 and no objection were received from members of the Public. Neither the Police nor the Medical Officer of Health has any matters in opposition.

The committee is satisfied as to the matters that it must have regard to as set out in sections 105,106 and 131 of the Act and the committee is satisfied that the premises are of a kind for which an off licence may be issued in pursuant to section 32.

The application for renewal of the existing off-licence is granted, subject to the conditions set out below.

The licence will expire three years from the date of issue, being the maximum period allowable under the Act.

CONDITIONS OF LICENCE

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 **grants** an application by High Street Grocer Limited for the renewal of an Off licence in respect of premises situated at the corner of High Street and Marlborough Street, Greymouth and subject to the following conditions:

1. Alcohol may be sold on the premises for consumption off the premises and supplied free as a sample for consumption on the premises seven days per week, only between 7:00am and 9.15pm.
2. No alcohol is to be sold on or delivered from the premises on Good Friday, Easter Sunday or Christmas Day or before 1.00pm on Anzac Day.
3. While alcohol is being supplied free as a sample, water is to be provided to patrons free of charge at the place where the samples are being supplied.

4. No alcohol may be sold other than –
 - a. Beer that complies with the applicable New Zealand food standard for beer; or
 - b. Mead that complies with the applicable New Zealand food standard for mead; or
 - c. Fruit or vegetable wine that complies with the applicable New Zealand food standard for fruit or vegetable wine; or
 - d. Grape wine that complies with the applicable New Zealand food standard for grape wine; or
 - e. A food flavouring, prepared for culinary purposes that is unsuitable for drinking undiluted.
5. A properly appointed certificated or Acting or Temporary Manager must be on duty, at or nearby the point of sale, at all times when the premises are open for the sale and supply of alcohol.
6. The Licensee must display signage as follows:
 - a. At every point of sale detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons;
 - b. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principle entrance to the premises; and
 - c. A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty.
7. The "single alcohol area" for the premises is as described and marked A on the plan date stamped 8 May 2020. **A note to this effect is to be made on the licence.**
8. The "single alcohol area" for the premises is as shown on the plan submitted by the applicant. In terms of that single alcohol area, the licensee must ensure that:
 - a. No alcohol is displayed, promoted or advertised outside the single alcohol area; and
 - b. No products that are not alcohol are displayed, promoted or advertised inside the single alcohol area.
9. The licence is subject to the payment of licence fees as required by the Sales and Alcohol (fees) Regulations 2013.

REASONS FOR THE DECISION

The applicant, High Street Grocer Limited, has applied for a renewal an existing off-licence, the core business of High Street Grocer Limited t/a Greymouth New World is to provide main order household foodstuffs requirements, food and refreshments.

I am satisfied that the considerations fall in favour of the application being granted. There is no evidence on the application file, which would suggest the applicant would sell or supply alcohol in any way contrary to the Act.

The Act requires that supermarkets and grocery stores sell alcohol in a single area. The applicant has supplied a plan with the application, which identifies a single area, which would appear to comply with the single alcohol area required under the Act. Accordingly, the single alcohol area is to be that set out on the plan submitted with the application date stamped 8 May 2020, and attached to this decision as Appendix A.

CONCLUSION

Having regard to the relevant provisions of the Sale and Supply of Alcohol Act 2012, I am satisfied that an off-licence renewal and variation application should be granted, pursuant to the conditions set out above.

DATED at GREYMOUTH this 12th day of June

2020

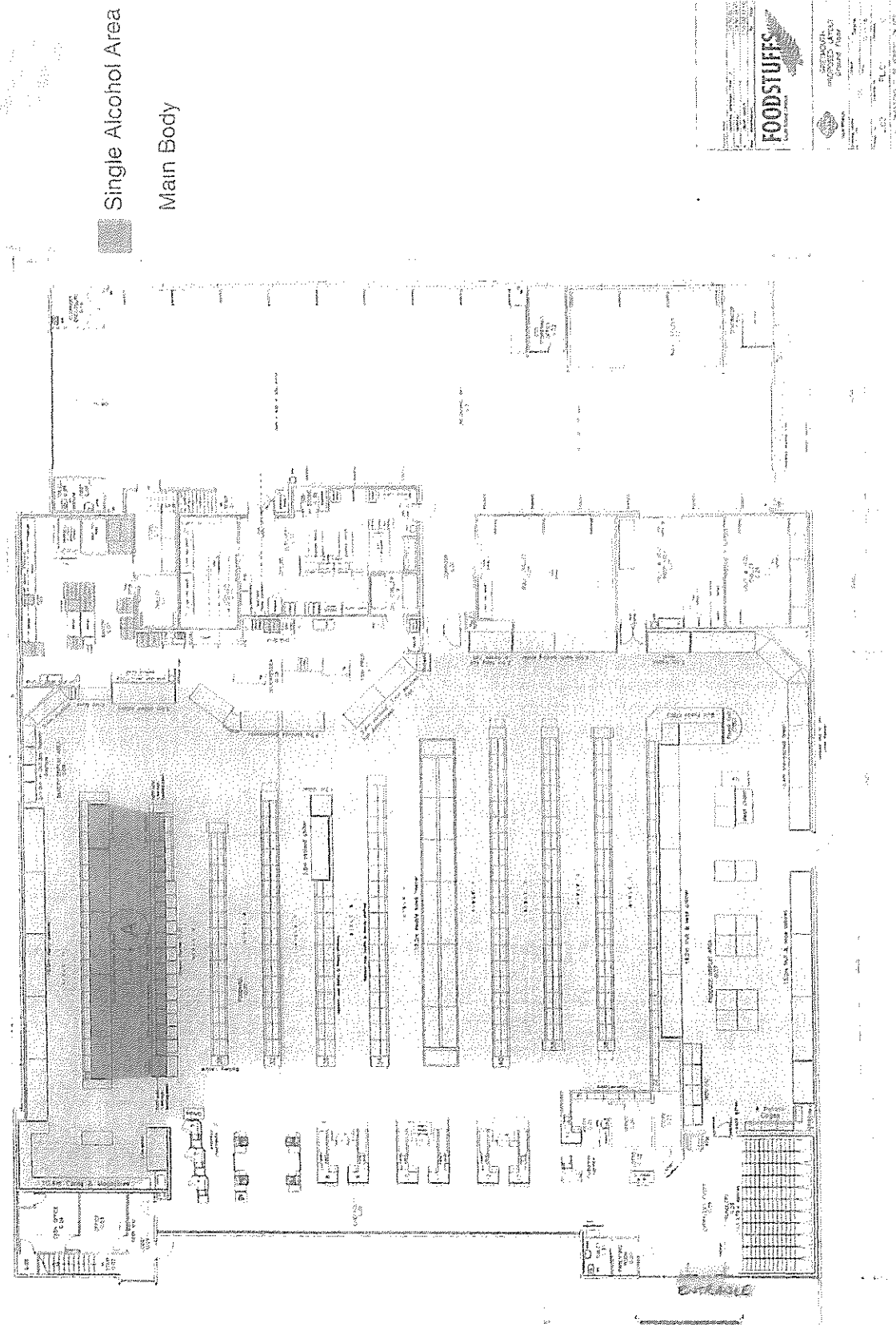


Rachel M Van der Geest

Chairperson



APPENDIX A



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