

Decision No. GREYDLC 118/2020

IN THE MATTER

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

AND

IN THE MATTER

of an application by
**PROGRESSIVE ENTERPRISES
LTD** for the renewal of an Off
Licence pursuant to s.120 and
s.127 of the Act in respect of
premises situated at 174 Mawhera
Quay, Greymouth known as
"Countdown Greymouth"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

The Application

Progressive Enterprises Limited, applies for renewal of the OFF Licence in respect of premises situated at 174 Mawhera Quay, Greymouth known as "Countdown Greymouth".

The general nature of the business is that of a large Countdown store with aisles, trolley and carry baskets. It stocks a full range of food products and other household goods.

The current days and hours are:

**Monday to Sunday 7am to 9pm
18-24 December each year 7am to 10pm**

The application was notified on Council's website from 23 September 2020 and no objections were received from members of the public.

The Committee has received a detailed report on the application from the Licensing Inspector, which does not oppose the application.

The Police and Medical Officer of Health also do not oppose the application.

The application for renewal of the off-licence is granted, subject to the conditions set out below. The Applicant may continue to sell and deliver alcohol for consumption off the premises, or to provide samples of alcohol to persons on the premises.

The alcohol is displayed in a compliant single alcohol area (SAA) and is identified in the plan dated 23 September 2020. There is no alcohol displayed on the aisle ends.

REASONS FOR THE DECISION

The application is complete and contains all the necessary documentary evidence as required under s.127 of the Act and its regulations. It was duly advertised and no public objection or opposition was received.

I am satisfied that the business is that of a supermarket and has a well-defined Single Alcohol Area and that they have been operating compliantly during the renewal period.

Overall I am satisfied as to the matters to which we must have in regard to as set out in s.112-115, S131-132 of the Act.

Accordingly, I deal with the matters on the papers.

DECISION

The District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012 **approves** an application by General Distributors Limited for the renewal of an Off licence in respect of premises situated at 174 Mawhera Quay, Greymouth known as "Countdown Greymouth" subject to conditions.

We refresh the conditions of licence to reflect best practice.

A renewed and replacement licence is to be issued with the expiry date set at 3 years from the expiry date of the current licence.

Conditions:

The licence is 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 on the following days and hours:
 - a. Monday to Sunday - 7am to 9pm
 - b. 18-24 December each year – 7am to 10pm
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 dinking 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 on the plan dated 23 September 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.

The premises are as set out on the plan submitted with the application and date stamped 23 September 2020. A note to this effect is to be made on the licence.

DATED at GREYMOUTH this 23rd day of October 2020


 Rachel M Van der Geest
 Chairperson/Commissioner

