

Decision No. GREYDLC 130/2021

IN THE MATTER

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

AND

IN THE MATTER

of an application by **HATTERS
TCE HOTEL 2017 LIMITED** for the
renewal of an OFF Licence
pursuant to s.127 of the Act in
respect of premises situated at 624
Nelson Creek Road, Nelson Creek
known as the "Nelson Creek Hotel"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE



This is an application by the Hatters Tce Hotel 2017 Limited for the renewal of an OFF Licence in respect of premises situated at 624 Nelson Creek Road, Nelson Creek known as the "Nelson Creek Hotel."

The General nature of the premises is that of a Hotel/Bar.

The principle entrance is located from Nelson Creek Road

The Off Licence area is designated as a supervised area.

DECISION

The District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012 **grants** an application by Hatters Tce Hotel 2017 Limited for an existing Off licence in respect of premises situated at the 624 Nelson Creek road, Nelson Creek and subject to the following conditions:

1. Alcohol may be sold on, or delivered from, the premises for consumption off the premises, or supplied free as a sample for consumption on the premises only on the following days and hours: **Monday to Sunday 11am to 11pm.**
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. A properly appointed certificated or Acting or Temporary Manager must be on duty at all times, within the licensed area, when the premises are open for the sale and supply of alcohol.
5. 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. At the principle entrance to the premises, so as to be easily read by people immediately outside the premises, a sign stating the ordinary hours of business during which the premises will be open for sale of alcohol;
 - c. A copy of the licence attached to the inside of the premises so as to be easily read by people entering the principle entrance.
 - d. A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty.
6. 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 6 October 2021. A note to this effect is to be made on the licence.

REASONS FOR THE DECISION

The applications are experienced licensees and have not come to the notice of the reporting agencies.

The principle business carried out upon the premise is that of over the bar off sales and therefore the premises are of a kind for which an off licence may be granted under section 32.

The Grey District Council does not have a current LAP and the hours applied for are in line with the default hours as set by the Act

Neither the New Zealand Police nor the Medical officer of Health express any concern about the suitability of the applicant, nor do they oppose the granting of the application. No undertakings are sought by the agencies.

The Inspector has raised no concerns with the design and layout of the premises in regarding to minimising potential harm and/or ensuring a safe environment for patrons and does not oppose the application. It is noted that the small shop adjacent to the bar area has been removed from the licensed area.

The application was notified on the Council website 6 October 2021 and no objections were received from the public.

Accordingly I deal with the matter on the papers.

I am satisfied as to the matters to which we must have regard as set out in s.105 and s.106 of the Act.

DATED at GREYMOUTH this 13th day of December 2021


 Rachel M Van der Geest
 Chairperson/Commissioner

