

Decision No. GREYDLC 123/2022

**IN THE MATTER**

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

**AND**

**IN THE MATTER**

of an application by **MOANA HOTEL ON LAKE BRUNNER LIMITED** for the renewal of an Off Licence pursuant to s127 of the Act in respect of premises situated at 34 Ahau Street, Moana known as "Hotel Lake Brunner Ltd".

**BEFORE THE GREY DISTRICT LICENSING COMMITTEE**

Moana Hotel on Lake Brunner Limited has made an application for a renewal of an Off Licence in respect of premises situated at 34 Ahau Street, Moana and known as "Hotel Lake Brunner Ltd".

The applicant is an incorporated company number 4002478. The directors and shareholders are Robyn Christine Verstappen and Phillip John Barnett.

The general nature of the business is that of a hotel, restaurant and bar.

The premise is zoned as township in the Grey District Plan, with the principal entrance being from 34 Ahau Street, Moana.

The applicant presently holds an Off-licence No 55/OFF/107/2016, with trading hours of Monday to Sunday 11am - 11pm and an on-licence number 55/ON/09/2017 with hours of Monday to Sunday 8am - 3am.

**DECISION**

The District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012 **grants** an application by Moana Hotel on Lake Brunner Limited for the renewal of an off licence in respect of premises situated at 34 Ahau Street, Moana and known as "Hotel Lake Brunner Ltd", subject to the following conditions:

**Conditions**

1. Alcohol may be sold on, or from, the premises for consumption off the premises, and 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 or delivered on Good Friday, Easter Sunday or Christmas Day or before 1pm on Anzac Day.

3. The licence premise area is classed as undesignated.

4. The licensee to have available on the premises drinking water which is freely available to customers while alcohol is being supplied free as a sample on the premises.
5. The licensee must ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.
6. A sign attached to the premises, so as to be easily read by persons outside the principal entrance, stating the ordinary hours of business during which the premises will be open for sale of off-licence alcohol.
7. A 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 the principal entrance.
8. A sign prominently displayed inside the premises, which identifies by name the manager for the time being on duty.
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 1 November 2022. A note to this effect is to be made on the licence.**

### **REASONS FOR THE DECISION**

The applicant has operated their Off-licence for a number of years without incident.

Robyn Verstappen has 10 years experience in the industry and is the holder of a current general managers certificate.

The Licensing Inspector details in his report that the applicant has the appropriate systems, staff and training to comply with the law, including seven qualified duty managers.

The Licensing Inspector's report indicates that the amenity and good order of the locality will not be adversely affected by more than a minor extent should this application be granted, and that the applicant is suitable to hold this licence.

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

The application was duly advertised and no objection, opposition or notice of desire to be heard has been received.

Accordingly, I deal with the matter on the papers.

There is no evidence before the Committee which would suggest that the applicant would manage the premises in any way which would contravene the requirements or intention of the Act.

The application and supporting information satisfies the committee that the criteria we must have regard to as set out in s131 of the Act, have been met.

**DATED** at GREYMOUTH this 7th day of November 2022

*Randy Geest*



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Rachel M van der Geest  
Chairman/Commissioner