

Decision No. GREYDLC 259/2023

IN THE MATTER

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

AND

IN THE MATTER

of an application by **THE BLACKBALL INN & 08 CAFE ON HILTON LIMITED** pursuant to s.127 of the Act for the renewal of an Off-Licence in respect of premises situated at 8 Hilton Street, Blackball and known as "The Blackball Inn & 08 Cafe"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

This is an application by The Blackball Inn & 08 Cafe on Hilton Ltd for the renewal of the Off-Licence in respect of premises situated at 8 Hilton Street, Blackball and known as "The Blackball Inn & 08 Cafe".

The applicant is a company incorporated on 19 December 2019 number 7190853. The directors and shareholders are Parick John Kennedy and Jane Frances Wells.

The general nature of the business is that of a cafe and bar, with the off-licence area being across the bar.

The applicant currently holds an Off-licence number 055/OFF/03/2019 with trading hours of Monday to Sunday 10am to 10pm.

The premise is zoned as township in the Grey District Plan and this activity is permitted within this zone.

The principal entrance is from 8 Hilton Street, Blackball.

The whole of the premises is undesignated, as per the plan attached to this application.

DECISION

The Grey District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012, **grants** an application by The Blackball Inn & 08 Cafe on Hilton Limited for the renewal of an Off-Licence pursuant to s.100 of the Sale and Supply of Alcohol Act 2012, in respect of premises situated at 8 Hilton Street, Blackball and known as "The Blackball Inn & 08 Cafe", subject to the following conditions:

CONDITIONS OF LICENCE

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 10.00am to 10.00pm
2. No alcohol is to be sold on or delivered from the premises on Good Friday, Easter Sunday, Christmas Day or before 1pm on Anzac Day.
3. When alcohol is being supplied free as a sample, water is to be provided free of charge at the place where the samples are being supplied.
4. The whole of the premises is an undesignated area.
5. A properly appointed certificated or acting or temporary manager must be on duty, within the licenced area, at all times when the premises are open for the sale and supply of alcohol and their full name must be on a sign prominently displayed in the premises.
6. The Licensee must ensure the following items are prominently displayed:
 - a. At every point of sale, signs detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons.
 - b. At the principal 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, and of the conditions of the licence, attached to the inside of the premises so as to be easily read by people entering each principal entrance.
7. The licence is subject to the payment of licence fees as required by the Sales and Alcohol (fees) Regulations 2013.

The Premise licensed area is set out on the plan submitted with the application and date stamped 14 November 2023. A note to this effect is to be made on the licence.

REASONS FOR THE DECISION

The applicant has operated their Off-licence without incident or cause for concern for the last four years and the applicants have over 18 years experience in the industry.

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.

There are six certified duty managers employed by the applicant.

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.

Overall I am satisfied as to the matters to which we must have regard as set out in s.131 and s.132 of the Act.

DATED at GREYMOUTH this 20th day of December 2023



Rachel M Van der Geest

Chairperson/Commissioner