

Decision No. GREYDLC038/2019

IN THE MATTER

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

AND

IN THE MATTER

of an application by **ZAIKA MOROCCAN LIMITED** for the renewal of an On Licence pursuant to s.127 of the Act in respect of premises situated at 58 Mackay Street, Greymouth known as "Zaika Moroccan"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

Zaika Moroccan Limited applies for the renewal of an On Licence in respect of premises situated at 58 Mackay Street, Greymouth known as "Zaika Moroccan".

This application was duly notified and no opposition or notice of desire to be heard has been received. Accordingly the committee deals with the matter on the papers.

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.

DECISION

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, approves an application by Zaika Moroccan for the renewal of an ON licence for the premises at 58 Mackay Street, Greymouth known as Zaika Moroccan.

The premises are as set out on the plan submitted with the application and date stamped 15 March 2019. A note to this effect is to be made on the licence.

CONDITIONS OF LICENCE

1. Alcohol may be sold or supplied for consumption on the premises only on the following days and during the following hours:

Monday to Sunday 8am to 10pm

2. No alcohol is to be sold or supplied on Good Friday, Easter Sunday, Christmas Day or before 1.00pm on ANZAC Day to any person other than persons who are present on the premise for the purpose of dining.
3. The whole of the premise is designated as an undesignated area.
4. The licensee must have available for consumption on the premises, at all times when the premises are open for the sale of alcohol a reasonable range of non-alcoholic refreshments.

5. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises.
6. Low-alcohol beverages must be available for sale and supply on the premises.
7. Food must be available for consumption on the premises at all times the premises is open for the sale of alcohol, in accordance with the example menu submitted with the application for this licence, or menu variations of a similar range and standard.
8. 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 and their full name must be on a sign prominently displayed in the premises.
9. Advice and assistance about alternative forms of transport is available to patrons from the licensed premises.
10. Other steps must be taken to promote the responsible consumption of alcohol:
 - a. All service staff must be trained in their responsibilities under the Sale and Supply of Alcohol Act 2012.
 - b. Evidence of age documents will be requested where appropriate.
 - c. The Licensee must ensure the provisions of the Act relating to the sale and supply of alcohol to minors and intoxicated persons are observed, and signage displayed detailing restrictions on the sale and supply of alcohol to such persons.
11. The Licensee must ensure the following items are prominently displayed:
 - a. A sign at the premises, so as to be easily read by patrons, stating the ordinary hours of business during which the premises will be open to sale of alcohol.
 - b. A copy of the licence, and of the conditions of the licence, attached to the premises so as to be easily read by persons attending the premises.

REASONS FOR THE DECISION

The application was advertised and no objection or notice of desire to be heard has been received. The Committee has received a report on the application from the Grey District Council Inspector Mr Canning with no objections. There were no objections received from the Police or Medical Officer of Health.

The Sale and Supply of Alcohol Act 2012 sets out the considerations which must be taken by the District Licensing Committee, when considering any application for a licence to sell alcohol.

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 of the Act.


The Committee is satisfied that after reviewing the application with respect to the section 105 considerations, that the application for a renewal on-licence should be approved.

Accordingly, I deal with the matter on the papers.

CONCLUSION

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

DATED at GREYMOUTH this 11 day of April 2019



Alan T O'Connell
Chairman/Commissioner

