

Decision No. GREYDLC147/2019

**IN THE MATTER**

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

**AND**

**IN THE MATTER**

of an application by **MOANA  
HOTEL ON LAKE BRUNNER  
LIMITED** pursuant to s. 120 & 127  
of the Act for the Renewal and  
variation of the ON Licence in  
respect of premises situated at 34  
Ahau Street, Moana known as the  
"Moana Hotel"

**BEFORE THE GREY DISTRICT LICENSING COMMITTEE**

This is an application by the Moana Hotel on Lake Brunner Ltd for renewal and variation of an On Licence situated at 34 Ahau Street, Moana known as the "Moana Hotel."

This application was duly notified and no objections were received from the public.

The days and hours sought are Monday to Sunday 8am to 3am. The hours sought are within the default maximum national trading hours for an on-licence.

The applicant is seeking a variation to the premise from a supervised/undesigned to the whole premise area to be undesigned. The Inspector and reporting agents have not opposed this.

The applicant has provided a list of substantive food options and the low alcohol and non-alcoholic refreshments that will be available at all times the premises is open for the sale and supply of alcohol.

I am satisfied as to the matters that it must have regard to as set out in sections 105 and 106 of the Act.

## CONDITIONS OF LICENCE

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 **grants** an application by the Moana Hotel on Lake Brunner Ltd for renewal and variation of an On Licence situated at 34 Ahau Street, Moana known as the "Moana Hotel." and subject to the following conditions:

1. Liquor may be sold only on the following days and during the following hours:  
**Monday to Sunday 8am to 3am the following morning.**
2. No liquor 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:
  - a. For the time being living on the premises whether as a lodger or an employee of the licensee or otherwise, or
  - b. Present on the premises for the purpose of dining.
3. The whole premise area is classed as undesignated areas as per plan attached to application.
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. Water is to be provided freely at no cost to patrons from either a water supply prominently situated on the premises or from across the bar.
5. Low-alcohol beverages must be available for sale and supply on the premises.
6. 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.
7. A courtesy coach to be available to patrons on designated days or must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises.
8. The following 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.
9. 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, plan of the premise area, and of the conditions of the licence, attached to the premises so as to be easily read by persons attending the premises.
  - c. A sign prominently displayed at the premises, which identifies by which name the manager for the time being on duty.
10. Payment of the fee prescribed under the Sale and Supply of Alcohol (Fees) Regulations 2013.

**REASONS FOR THE DECISION**

The application was notified on the council website and no objections were received from members of the public.

The Police and MOH have raised no matters in opposition.

The premise is a single story building. The entrance situated off Ahau Street and is designated as the principle entrance.

I am satisfied that after reviewing the application and reports with respect to sections 105 and 106 considerations, that the application for a renewal and variation of the on-licence should be approved.

Accordingly I will 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 and variation of this on-licence application should be granted, pursuant to the conditions set out above.

**DATED** at GREYMOUTH this 10 day of December

2019



Alan T O'Connell

Chairman/Commissioner

