

Decision No. GREYDLC128/2020

IN THE MATTER

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

AND

IN THE MATTER

of an application by **PAROA HOTEL LIMITED** for a renewal of an On Licence pursuant to s.127 of the Act in respect of premises situated at 9 Tainui Street, Greymouth known as "Sevenpenny"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

This is an application by Paroa Hotel Limited for a renewal of an On Licence situated at 9 Tainui Street, Greymouth known as Sevenpenny.

The applicant is a private company incorporated under the Companies Act 1993 on 10 April 2012.

The general nature of the business is that of a Restaurant and Bar with applied licensed hours of Monday to Sunday 8am to 3am the following morning.

The principal entrance to the premises is the entrance from the front door at 9 Tainui Street, Greymouth.

This application was duly notified on Council website on 5 October 2020 and no objections were received from members of the public.

The applicant has provided a detailed menu of the options low alcohol and non-alcoholic refreshments are available.

DECISION

The District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012, **grants** an application by Paroa Hotel Limited for a renewal of an ON licence for the premises at 9 Tainui Street, Greymouth known as SevenPenny subject to the following conditions:

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 3am the following

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 to dine on the premises.
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 certificated 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.

The premises are as set out on the plan submitted with the application and date stamped 5 October 2020. A note to this effect is to be made on the licence.

REASONS FOR THE DECISION

The applicant is a Private Company incorporated under the Companies Act 1993 with directors and shareholders being Alan Bernard Monk and Olivia Jane Monk, both experienced licence holders. The Inspector believes the applicant company is suitable to operate a licenced premise.

The Inspector reports that the amenity and good order of the area has not been adversely affected and that the applicant has sound host responsibility practices.

The premises area will be designated undesignated including the outside extended licence area which is subject to conditions of a Licence to Occupy – Council Footpath for the purpose of Council's Outdoor Dining Policy and extra conditions for extra outdoor area from a Council decision of 14 November 2018 for this premise area.

The Police raise no matters in opposition.

The Medical of Health Officer although they do not oppose this application recommended that the hours be changed to 9.00am to 1.00am Monday to Sunday.

A discussion was held with the applicant at on a site meeting regarding the possible change of hours, a follow up email from the application advised that they do not wish to seek any variations at this time.

A Certificate of Compliance has been issued for this activity.

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.

I am satisfied that after reviewing the application with respect to the Section 105, section 106 and section 131 of the Act, that the application for a renewal ON licence be granted.

CONCLUSION

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

DATED at GREYMOUTH this 6th day of November 2020


 Rachel M Van der Geest
 Chairperson/Commissioner

