

Decision No. GREYDLC 159/2019

IN THE MATTER

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

AND

IN THE MATTER

of an application by **RAPAHOE HOTEL GROUP LIMITED** for a new On Licence pursuant to s.100 of the Act in respect of premises situated at 1011 State Highway 6, Rapahoe known as "The Rapahoe Hotel"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

The Application

This is an application by Rapahoe Hotel Group Limited for an On Licence situated at 1011 State Highway 6, Rapahoe known as the "Rapahoe Hotel".

The applicant is a private company incorporated under the Companies Act 1993 on 18 December 2019.

This application was duly notified on council website and no objections were received.

The general nature of the business is that of a hotel with applied licensed hours of Monday to Sunday 8am to 1am the following morning.

The principal entrance to the premises is the entrance from Beach Road, Rapahoe.

This application was duly notified on Council website on 20 November 2019 and no objections were received from members of the public.

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

Having considered the application, the application for a new on-licence is granted, on the conditions set out below, for the reasons set out in this decision.

CONDITIONS OF LICENCE

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 **approves** an application by **Rapahoe Hotel Group Ltd** for an On licence in respect of premises situated at 1011 State Highway 6, Rapahoe known as the "Rapahoe Hotel" subject to the following conditions:

The premises are set out on the plan submitted with the application and date stamped 20 November 2019. A note to this effect is to be made on the licence.

Conditions

1. Alcohol may be sold or supplied for consumption on the premises only on the following days and hours
 - Monday to Sunday 8am to 1am the following day**
2. No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1pm on Anzac Day to any person who is not
 - 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. Drinking water is to be provided to patrons free of charge from across the bar.
4. The bar premise area is designated as supervised with the dining and outside area undesignated as per plan provided.
5. 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.
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. As well as a courtesy van being available, the licensee must provide patrons assistance with, or information about alternative forms of transport from the licensed premises.
9. A properly appointed certified 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.
10. 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.

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 for the 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.
12. Payment of the fee prescribed under the Sale and Supply of Alcohol (Fees) Regulations 2013.

REASONS FOR THE DECISION

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 Police and Medical Officer of Health raise no matters in opposition.

A Certificate of Compliance has been sought and issued for this activity.

The floor plan shows the layout of the premises. All of the premise area is undesignated.

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 applicant company's shareholder Mr Markus Sugijono Hadipurnomo is currently working in the industry at the Rapahoe Hotel.

Overall I am satisfied as to the matters to which we must have regard as set out in s.105 and s.106 of the Act.

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 an on-licence application should be granted, pursuant to the conditions set out above.

DATED at GREYMOUTH this 17 day of February 2020



Alan T O'Connell

Chairman/Commissioner

