

Decision No. GREYDLC 045/2022

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 the renewal of an On Licence pursuant to s127 of the Act in respect of premises situated at the 508 Main South Road, Paroa, known as "Paroa Hotel"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

Committee: Mrs Rachel Van der Geest
Mr Alan O'Connell
Mr John Magee

Decision written by Mrs Rachel Van der Geest on behalf of the Committee

The Paroa Hotel Limited has made an application for the renewal of an On Licence in respect of premises situated at 508 Main South Road, Paroa, Greymouth known as the "Paroa Hotel".

The premises holds an On-Licence No 55/ON/04/2018.

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

The general nature of the business is that of accommodation, restaurant and bar, with applied licensed hours of Monday to Sunday 8am to 3am.

The premises is zoned Commercial in the Grey District Plan and the principal entrance is the entrance from Main South Road, Paroa.

The Grey District Licensing Inspector has requested an addition to the licenced area to include the outdoor seating area.

DECISION OF THE GREY DISTRICT LICENSING COMMITTEE

The application for the renewal of an ON Licence, in respect of premises situated at 508 Main South Road, Paroa known as "Paroa Hotel" is **granted**. The licenced area is to remain the same, as detailed on the floor plan attached to the application and dated 27 April 2022.

CONDITIONS OF LICENCE

1. Alcohol may be sold or supplied for consumption on the premises only on the following days and hours:
 - a. Monday to Sunday 8am to 3am the following day;
 - b. At any time on any day to any person (guest) for the time being living on the premises, including any guest of that person, in whose room or unit alcohol has previously been placed (commonly known as a mini-bar).
2. No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day or before 1.00pm on ANZAC Day to any person other than a person who is on the premises to dine or is lodging on the premises.
3. The bar premises area is designated as a supervised area, with the restaurant and motel unit areas undesignated and gaming room restricted as per plans provided.
4. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises or from across the bar.
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 and low-alcohol beverages.
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 sample menu submitted with the application for this licence, or menu variations of a similar range and standard.
7. A properly appointed certificated, or Acting or Temporary, manager must be on duty 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.
8. The licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises.
9. 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.
10. The Licensee must ensure the following items are prominently displayed:
 - a. 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;
 - 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.

- c. A sign prominently displayed at the premises, which identifies by which name the manager for the time being on duty.

11. The licence is subject to the payment of licence fees as required by the Sales and Alcohol (fees) Regulations 2013.

The premises are as set out on the plan submitted with the application and date stamped 27 April 2022. A note to this effect is to be made on the licence.

REASONS FOR THE DECISION

The business carried on upon the premise is that of accommodation, restaurant and bar, therefore the premises are of a kind for which an on-licence may be granted.

Grey District Council does not have a current LAP and the hours agreed on are in line with the default hours as set by the Act.

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. He does not oppose the application.

The inspector's request for the addition of an outdoor area, commonly used by smokers, to be included in the licenced area is not opposed by the applicant, Police or the Medical Officer of Health. It is the view of the Committee that there are other factors to be considered when an outdoor area is licenced, therefore, this should be done as a variation to the current licence to ensure all parties and the public are sufficiently informed of the change. As such, this licence renewal is for the existing floor plan.

The Police and Medical Officer of Health do not oppose the application. No undertakings are sought by the agencies.

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 as to the matters that it must have regard to as set out in sections 105, 106 and 131 of the Act.

DATED at GREYMOUTH this 1st day of June 2022

Rachel M Van der Geest

Rachel M Van der Geest
Chairperson/Commissioner

