

Decision No. GREYDLC 058/2022

IN THE MATTER

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

AND

IN THE MATTER

of an application by **ROCKNSUZ LIMITED** for a new On-Licence pursuant to s100 of the Act in respect of premises situated at 3344 State Highway 7, Ahaura known as the "Ahaura Hotel"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

Rocknsuz Limited has applied for an on-licence for premises situated at 3344 State Highway 7, Ahaura, known as the "Ahaura Hotel".

The applicant is a private company incorporated on 10 March 2022, number 8318357. The directors are Suzanne Joan Rockhouse and Brian Trevor Rockhouse.

The applicant holds a temporary authority for the premises, currently complying with the conditions set out in base licence 55/ON/45/2017.

The general nature is that of accommodation with a restaurant and bar.

The premise is zoned as township in the Grey District Plan, with the principal entrance being on the corner of Camp and Clifford Streets, Ahaura.

The licensed area, as per the attached site plan, is the dining room, bar and outdoor beer garden. The dining room is to be undesignated designation with the bar and outdoor beer garden supervised designation.

The days and hours applied for are Monday to Sunday 11am to 3am the following day.

DECISION

The District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012, **grants** an application by Rocknsuz Limited for a new ON-licence for the premises at 3344 State Highway 7, Ahaura known as the "Ahaura Hotel" subject to conditions.

CONDITIONS OF LICENCE

1. 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.
2. Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 11am to 3am the following day
3. The bar and outdoor beer garden areas are designated as a supervised area with the dining room an undesignated area, as per the plan provided.
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 a water supply prominently situated on the premises.
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 van to be available to take patrons home, or information, advice and assistance must be provided to patrons on alternative transport.
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. 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.
10. 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.
11. Payment of the fee prescribed under the Sale and Supply of Alcohol (Fees) Regulations 2013.

The premises are as set out on the plan submitted with the application and date stamped 4 May 2022. A note to this effect is to be made on the licence.

REASONS FOR THE DECISION

Suzanne and Brian Rockhouse are both experienced in the industry. Suzanne holds a current manager certificate, and is involved in the day-to-day operation of the premises. She has been involved in the industry for over 10 years.

The licensing inspector reports that the issue of this on-licence will not reduce, to more than a minor extent the amenity and good order of this locality. He does not express any concern at the suitability of the applicant, nor does he oppose the application.

The licensing inspector does, however, express some concern of a blind corner in the outdoor beer garden. This is currently managed by having staff monitor the area. The applicant has indicated that a security camera will be installed to cover this area before the summer months. This should be completed and checked at the next licence renewal.

The Awahono Primary School is within approximately 350 metres of the premises. The licensing inspector reports that the school supports this application and views the premises as an asset to the community. They have had no issues.

The Ahaura Foodmart is 2 doors away from the premises and they also support the application and have had no issues arising in the past.

The applicant has provided a host responsibility policy along with a detailed menu of the food options they sell, and the low alcohol and non-alcoholic refreshments that are available.

It is noted that there is only one duty manager listed, with the applicant advising they will use a reliever when needed.

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

The Police and Medical Officer of Health do not raise any matters in opposition. No undertakings are sought by the agencies.

This application was duly notified on Council website on 9 May 2022 and no objections were received from members of the public.

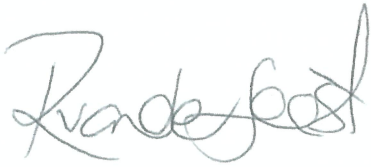
Accordingly, I deal with the matter on the papers.

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.

Overall I am satisfied as to the matters to which we must have regard as set out in s.105, s.106 and s.107 of the Act.

The licence is valid for 12 months from the date of issue.

DATED at GREYMOUTH this 23rd day of June 2022.



Rachel M van der Geest
Chairperson/Commissioner