

Decision No. GREYDLC 067/2022

IN THE MATTER

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

AND

IN THE MATTER

of an application by **IDAWAY HOLDINGS LIMITED** for the renewal of an On Licence pursuant to s.127 of the Act in respect of premises situated at 26 Hart Street, Blackball known as "Formerly The Blackball Hilton".

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

Idaway Holdings Limited has made an application for the renewal of an On Licence for premises situated at 26 Hart Street, Blackball and known as "Formerly The Blackball Hilton".

The applicant is a private company incorporated on 11th July 2000. The sole directors and shareholders are Cynthia Anne Robins and Philip Darryl Lemmon, who are both holders of a current managers certificate.

Cynthia Anne Robins is an experienced licensee who has been involved in the industry for over 10 years.

The premises holds an On-Licence No 55/ON/70/2016.

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 principal entrance to the premises is from 26 Hart Street, Blackball.

The hotel is located within the central area of Blackball, and is zoned township in the Grey District Plan.

DECISION

The District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012 **grants** an application by Idaway Holdings Limited for the renewal of an ON Licence in respect of premises at 26 Hart Street, Blackball known as "Formerly the Blackball Hilton" subject to the following conditions:

CONDITIONS OF LICENCE

1.Liquor may be sold only on the following days and during the following hours:

- a. Monday to Sunday 8am to 3am the following day (8am to 12 midnight on the Thursday before Good Friday, Easter Saturday, Christmas Eve and the day before Anzac Day) to any other person who is present on the premises.
 - b. At any time on any day to any person who is for the time being living on the premises.
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 bar premise is designated as supervised with the restaurant, outdoor garden area and sitting area in front of the hotel as undesignated.
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. Water is to be provided freely at no cost to patrons from either a water supply prominently situated on the premises, across the bar or on restaurant tables.
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. Provide patrons assistance with, or information about other alternative forms of transport available 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 of the sale and supply of alcohol to such persons.
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 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 23 June 2022. A note to this effect is to be made on the licence.

REASONS FOR THE DECISION

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

The applicant has operated their On Licence for a number of years without incident or cause for concern.

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

This application was duly notified on Council website 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 and it is satisfied as to the matters that it must have regard to as set out in sections 4, 105, 106 and 131 of the Act.

DATED at GREYMOUTH this 28th day of July 2022



Rachel van der Geest

Chairperson/Commissioner