

Decision No. GREYDLC 132/2022

**IN THE MATTER**

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

**AND**

**IN THE MATTER**

of an application by **THE DUKE HOSTEL LIMITED** for the renewal of an On Licence pursuant to s.127 of the Act in respect of premises situated at 27-31 Guinness Street, Greymouth known as the "Duke Hostel".

**BEFORE THE GREY DISTRICT LICENSING COMMITTEE**

The Duke Hostel Ltd has made an application for the renewal of an On Licence for premises situated at 27-31 Guinness Street, Greymouth and known as the "Duke Hostel".

The applicant is an incorporated company, number 6673073 and holds a current On-Licence No 55/ON/07/2018. The sole director is Glenn Kevin Hopping who is also a shareholder with Daniel Kelly Hopping.

The general nature of the business is that of backpackers accommodation and bar, with applied licensed hours of Monday to Sunday 9am - 1am.

The premises are zoned commercial and the principal entrance to the premises is from 27-31 Guinness Street, Greymouth.

The bar area of the premises shall be designated supervised as per the plan attached to the application.

**DECISION**

The District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012 **grants** an application by The Duke Hostel Limited for the renewal of an ON Licence in respect of premises at 27-31 Guinness Street, Greymouth and known as the "Duke Hostel", 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 9am to 1am the following morning.**

2. No alcohol is to be sold on the premises 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 premises to dine or are lodging on the premises.
3. The whole of the licenced area is designated as a supervised 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 always available for consumption on the premises 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 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.
9. Advice and assistance about alternative forms of transport is available to patrons from the licensed premises.
10. Other
  - 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 principal entrance to 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. 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 3 November 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 backpacker accommodation and bar and 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. The director, Glenn Kevin Hopping, is an experienced licensee who has been involved in the industry for four and a half years.

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 Licensing Inspector advises that the applicant does not currently open the bar to the public or guests and while there is no plan for this to change, the applicant wants the flexibility of changing this plan.

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 7th day of December 2022



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Rachel van der Geest

Chairperson/Commissioner