

Decision No. GREYDLC 081/2023

IN THE MATTER

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

AND

IN THE MATTER

of an application by **THE BLACKBALL INN & 08 CAFE ON HILTON LIMITED** for the renewal of an On Licence pursuant to s.127 of the Act in respect of premises situated at 8 Hilton Street, Blackball and known as “The Blackball Inn & 08 Cafe”

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

The Blackball Inn & 08 Cafe on Hilton Ltd has made an application for the renewal of an On Licence for premises situated at 8 Hilton Street, Blackball and known as “The Blackball Inn & 08 Cafe”.

The applicant is an incorporated company, number 9429047199484 and holds a current On-Licence number 55/ON/03/2019. The sole shareholder and director is Nicholas Henare Secker.

The general nature of the business is that of a cafe, restaurant, bar and accommodation with current applied licensed hours of Monday to Sunday 10am to 11pm - 1 May to 30 September, Monday to Thursday 10am to 11pm - 1 October to 30 April and Friday to Sunday 10am to Midnight - 1 October to 30 April.

The premises are zoned township and this activity is permitted within this zone. The principal entrance to the premises is from 8 Hilton Street, Blackball.

The whole of the licensed area of the premises are to be designated as undesignated, 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 Blackball Inn & 08 Cafe on Hilton Limited for the renewal of an ON Licence in respect of premises at 8 Hilton Street, Blackball and known as “The Blackball Inn & 08 Cafe”, 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 10am to 11pm - 1 May to 30 September
 - Monday to Thursday 10am to 11pm - 1 October to 30 April
 - Friday to Sunday 10am to Midnight - 1 October to 30 April
2. No alcohol 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 present on the premises to dine or is lodging on the premises.
3. The premises licensed area is classed as undesignated, as per plan attached to the application.
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 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. 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. 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, plan of the premise area, and of the conditions of the licence, attached to the premises so as to be easily read by persons attending the premises.
- 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 28 June 2023. 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 cafe, restaurant, bar and accommodation 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. Nicholas Secker has approximately 15 years experience in the industry and is the holder of a current general managers certificate.

The Licensing Inspector details in his report that the applicant has the appropriate systems, staff and training to comply with the law, including five qualified duty managers.

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. She 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.

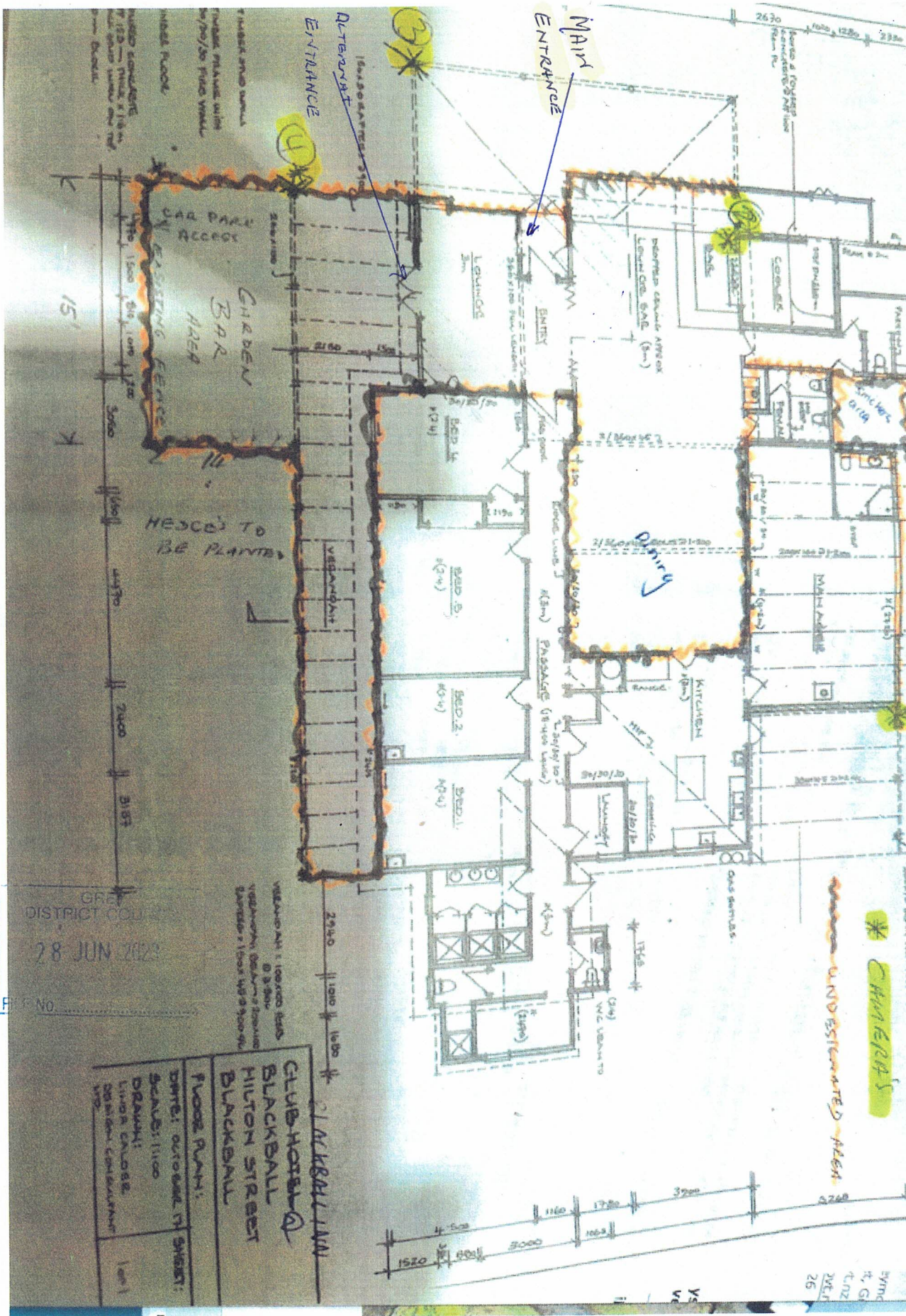
There is no evidence before the Committee which would suggest that the applicant would manage the premises in any way which would contravene the requirements of the Act and it is satisfied as to the matters that it must have regard to as set out in sections 4, 105,106 and 131 of the Act.

DATED at GREYMOUTH this 31st day of July 2023

Rachel van der Geest



Rachel van der Geest
Chairperson/Commissioner



GREY DISTRICT COUNCIL

28 JUN 2023

No.

CLUBBALL LANE	
CLUB HOTEL	
BLACKBALL	
HILTON STREET	
BLACKBALL	
FLOOR PLAN:	SHEET:
DATE: OCTOBER 17	
SCALE: 1:100	
DRAWN:	1 of 1
LINA CALDER	
DESIGN CONSULTANT	

* CHANGES

UNDETERMINED AREA

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