

Decision No. GREYDLC 101/2023

**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 s.127 of the Act in respect of premises situated at 9 Tainui Street, Greymouth and known as "Sevenpenny"

**BEFORE THE GREY DISTRICT LICENSING COMMITTEE**

Paroa Hotel Ltd has made an application for the renewal of an on-licence for premises situated at 9 Tainui Street, Greymouth and known as "Sevenpenny".

The applicant is an incorporated company, number 9429030728253 and the directors and shareholders are Alan Bernard Monk and Olivia Jane Monk. They hold a current on-licence, number 55/ON/05/2019.

The general nature of the business is that of a restaurant and bar, with applied licensed hours of Monday to Sunday, 8.00am to 3.00am the following day.

The premises are zoned commercial in the Grey District Plan and this activity is permitted within this zone. The principal entrance to the premises is from Tainui Street, Greymouth.

The total area of the premises, including the outdoor dining area, are 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 Paroa Hotel Limited for the renewal of an ON-licence in respect of premises at 9 Tainui Street, Greymouth and known as "Sevenpenny", 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 8am to 3am the following day.
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 premise for the purpose of dining.
3. The whole of the premise is designated as an undesignated area as per the 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 certificated 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 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 remise area, 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 21 August 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 restaurant 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. Alan Monk and Olivia Monk have a number of years experience in the industry and are both holders of a current general managers certificate.

It is noted that the toilet area of the premises is highlighted on the attached floor plan and is part of the licence area. The original licence application has been reviewed and while the toilet area was not highlighted as part of the licence area, it was labelled with undesignated designation by the applicant, and it has been the applicants understanding that this area is part of the licence. The Licensing Inspector is in agreement with the applicant regarding the toilets, and has no issue with them being part of the licence area. No objections regarding the licence area have been received by Police or the Medical Officer of Health. It can therefore be accepted that the toilet area is part of the licenced area as no areas were specified as excluded in previous decisions. This application was duly notified on Council website and no objections were received from members of the public.

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

Neither the Police or Medical Officer of Health oppose the application, however, it is noted that they recommend a reduction in the licensed hours from 3am to 1am. The agencies discussed this with the applicant who has decided to remain with the current hours. As no opposition has been received, and

due to the applicants suitability and management of their licence, the current hours of 8am to 3am the following day will remain.

No undertakings are sought by the agencies.

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 21st day of September 2023

The image shows a handwritten signature in blue ink that reads "Rachel van der Geest". To the right of the signature is a red circular stamp. The stamp contains the text "GREY DISTRICT LICENSING COMMITTEE" around the perimeter and "GDC" in the center.

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Rachel van der Geest  
Chairperson/Commissioner