

Decision No. GREYDLC138/2019

**IN THE MATTER**

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

**AND**

**IN THE MATTER**

of an application by the **DUNOLLIE HOTEL (2009) LIMITED** pursuant to s.138 of the Act for an on-site Special Licence in respect of premises situated at 37 MacDougall Avenue, Dunollie known as the "Dunollie Hotel"

**BEFORE THE GREY DISTRICT LICENSING COMMITTEE**

The Dunollie Hotel (2009) Limited has made application for a special licence to sell and supply alcohol to cover a specific Christmas event on Christmas Day for local community.

The proposed event and hours applied for are as follows:

Wednesday 25 December 2019	11am to 5pm	"Orphan's Christmas Function"
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The Licence No. 55/ON/06/2019 hours are 11am to 1am Monday to Sundays with the premise Bar area being Supervised and other licensed areas undesignated and restricted as per plan.

This event has an estimated number of 20-30 people attending with probable age distribution of people between 13-80 years of age.

The main entrance way is from 37 Macdougall Avenue Dunollie

Further explanation of the events are in the Inspectors detailed report (along with a letter from the applicant) is sufficient for the committee to not have to comment further.

**DECISION**

The Grey District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 grants an application by the Dunollie Hotel (2009) Limited for an on-site Special Licence for the premises 37 MacDougall Avenue, Dunollie known as the Dunollie Hotel, for the following events subject to the following conditions:

**Conditions:**

The event and hours applied for are to be as follows:

Wednesday 25 December 2019	11am to 5pm	"Orphan's Christmas Function"
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1. Drinking water must be freely available at no charge to patrons.
2. Food as listed by the applicant to be available on the premises on each occasion this licence is operated.
3. Low and non-alcoholic beverages must be available for sale and supply from the bar at all times.
4. Noise levels to be monitored at all times by the duty manager.
5. A certificated manager must be on duty and on the premise at all times when the premises are open for the sale and supply of alcohol and their full name must be on a sign prominently displayed at the premises.
6. The Licensee must provide patrons assistance with, or information about alternative forms of transport.
7. The premise area is designated the same as the current on licence.
8. The licensee must take the following steps to ensure that the provisions of the Act relating to the sale or supply of alcohol to prohibited persons are observed: minors and intoxicated person must not be served alcohol.
9. The licensee must ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.
10. Payment of the fee prescribed under the Sale and Supply of Alcohol (Fees) Regulations 2013.

**The Premises area as set out on the plan submitted with the application and date stamped 7 November 2019. A note to this effect is to be made on the licence.**

### REASONS FOR THE DECISION

The applicant has provided host responsibility details which demonstrate that suitable measures will be undertaken with regard to responsible sale or supply of alcohol and that harm will be minimised.

I am satisfied that the applicant has sufficient staff and adequate training to manage these events safely and in accordance with the Act.

The Inspector's report indicates that the amenity and good order of the locality will not be adversely affected by more than a minor extent.

The application was not required to be publicly notified and no opposition or notice of desire to be heard has been received. Accordingly I deal with the matter on the papers.

The applicant has undertaken in their application to provide the following measures with regard to responsible sales or supply of alcohol and that harm will be minimised:

- Christmas food as per application
- free water will be available at no charge throughout the event
- Non and Low alcoholic beverage is available for sale

The Police and Medical Officer of Health raise no matters in opposition.

The applicant is reminded that they must ensure noise does not become a nuisance for neighbouring properties and monitors the event vigilantly especially the outside area.

I am satisfied as to the matters to which we must have regard as set out in s.105 and s.142 of the Act.

DATED at GREYMOUTH this 27 day of November 2019



Alan T O'Connell  
Chairman/Commissioner

