



OTOROHANGA DISTRICT LICENSING COMMITTEE

Decision Number: 018/ON/002/15

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Kawhia Hotel 2010 Ltd for the renewal of an On-Licence.

BEFORE THE OTOROHANGA DISTRICT LICENSING COMMITTEE

Chairperson: Diane Sharpe

MEETING at Cambridge on 3rd of July 2015

INTRODUCTION

The Otorohanga District Licensing Committee has before it an application by for the renewal of ON licence in respect to premises situated at 811 – 849 Pouewe Street, Kawhia and known as the Kawhia Hotel 2010 Ltd .

Reports have been received from the Police, Medical Officer of Health and a Licensing Inspector. The application has been publically notified in accordance with the Act.

There are no objections to this application by reporting agencies or the public, and it is therefore determined on the papers by the Chairperson alone in accordance with section 191(2) of the Act.

THE APPLICATION:

Application for the renewal of on licence number 018/ON/2/11 was received by the Otorohanga District Licensing Committee on 11 May 2015 pursuant to section 127 of the Sale and Supply of Alcohol Act 2012.

The application was on time, and in the correct form as detailed by section 127 of the Act, and was accompanied by the correct fee.

The application includes a statement in regard to fire safety and evacuation schemes as required by section 127(2)(e).

The application was publically notified in accordance with section 127(3).

- (2) *The authority or committee must not take into account any prejudicial effect that the issue of the licence may have on the business conducted pursuant to any other licence”*

Suitability of the applicant:

Both directors live on the premises and take an active part in the running of the establishment. They are well known in the township and work closely with the local constabulary. They have been asked and have implemented various security measures, especially around the peak holiday period to ensure a compliant operation.

Local Alcohol Policy:

The application has been assessed against the proposed Otorohanga District Local Alcohol Policy 2013.

Days and hours:

The applicant proposes the operating hours of Monday to Sunday from 9 a.m. to 1 a.m. the following day.

This would be compliant with the conditions of the proposed Local Alcohol Policy.

Design and Layout of the premise:

The premises are located on the site at 811-849 Pouewe Street, Kawhia.

The premises are formed from plans provided with the licence application.

The on licence renewal application is to cover the area of the public bar, fenced garden area and the rest of the building.

The public bar is to be supervised and the rest of the building undesignated.

The applicant proposes no changes to the existing designations.

Sale of Goods and Services other than those related to alcohol

No goods other than those associated with alcohol are provided.

Reduction of amenity and good order

The amenity and good order of the area is unlikely to be reduced by more than a minor extent by having this on licence renewed.

Systems, staff and training

The applicant has provided evidence of the systems, staff and training that are in place to ensure compliance with the Act.

The applicant has a courtesy van which is available at all times and free accommodation to customers unable to drive home.

The applicant continues to employ sufficient certificated managers and is aware of the requirements of section 231 in terms of notifications and appointments.

Manner in which the premises have been operated

Meets the requirements of the legislation.

Issues raised by reporting agencies

None

The public

None

CONCLUSION

Having been satisfied as to the matters to which the Committee must have regard in s.131 of the Act as detailed above, the application is **granted**.

A replacement licence and renewal notice can be issued immediately containing the compulsory conditions of section 110(2) and the conditions to which the existing licence is subject (reworded as appropriate), namely:

- 1) No alcohol is to be sold on the premises on Good Friday, Christmas Day, or before 1.00pm on ANZAC day to any person who is not-
 - a. Residing on the premises; or
 - b. Present on the premises to dine.
- 2) Alcohol may be sold under the licence only on the following days and during the following hours:

Monday to Sunday 9a.m. until 1a.m.the following day
- 3) The following steps must be taken to promote the responsible consumption of alcohol:
 - a. Non-alcoholic beverages shall be available in accordance with section 51 of the Act;
 - b. Low alcoholic beverages shall be available in accordance with section 52 of the Act
 - c. Food must be available in accordance with section 53 of the Act
 - d. Transport information must be available in accordance with section 54 of the Act
- 4) The following steps must be taken to ensure that the provisions of the Act relating to the sales of alcohol to prohibited persons are observed:
 - a. Signage shall be installed advising that minors and intoxicated persons shall not be served.

- 5) The premises situated at 811 -849 Pouewe Street Kawhia, are more precisely identified as outlined in plans stamped as received by the Otorohanga District Licensing Committee 11 May 2015.
- 6) The public bar and outdoor garden are to be designated as supervised. The rest of the building is unsupervised.
- 7) Drinking water must be freely available in the following places to customers at all times the premises are open for business: At all points of sale or supply of alcohol.
- 8) The holder of an on-licence licence must ensure that at all times a copy of the licence, together with a statement of all conditions subject to which it is issued, is displayed—
 - (a) attached to the inside of the premises concerned; and
 - (b) so as to be easily read by people entering each principal entrance.
- 9) A certificated manager shall be on duty at all times as required by the Act.

DATED AT Cambridge THIS 3rd DAY OF July 2015



Chairperson
OTOROHANGA DISTRICT LICENCING COMMITTEE