

Decision number: 067-2023

IN THE MATTER of Sale and Supply of Alcohol
Act 2012(the Act)

AND

IN THE MATTER of an application by **the
partnership of Mark William
Browne and Paulette Claire
Browne** pursuant to s127 of
the Act for the renewal of the
OFF Licence in respect of
premises situated at 19
Aylmer Street, Ross
known as the "**Empire
Hotel**"

BEFORE THE WESTLAND DISTRICT LICENSING COMMITTEE

The Application

Mark William Browne and Paulette Claire Browne, trading in partnership, apply for the renewal of the OFF Licence in respect of premises situated at 19 Aylmer Street, Ross known as the "**Empire Hotel**."

The business is the sole On licence operating in Ross and they also have an "**across the bar off licence**." They offer food, alcohol and accommodation to the locals, tourists and tour parties.

The current days and hours are **Monday to Sunday 11.00am to 10.00pm. No changes are sought.**

These hours are within the default national maximum trading hours for OFF licensed premises.

The application was publicly notified on the council website from the **12th of May 2023. No objections were received from members of the public.**

Reasons for the Decision

Neither the Police nor the Medical Officer of Health has raised any matters in opposition.

The inspector reports that the amenity and good order of the area has not been reduced by more than a minor extent.

I am satisfied as to the matters to which we must have regard as set out in s.131 of the Act.

I deal with the application on the papers.

DECISION

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, **approves** an application by **the partnership of Mark William Browne and Paulette Claire Browne, (“the licensee”)**, for the renewal of the OFF Licence in respect of premises situated at 19 Aylmer Street, Ross known as the “**Empire Hotel** ” subject to conditions.

We refresh the licence conditions to reflect best practice.

Conditions:

The OFF licence is subject to the conditions listed below:

1. Alcohol may be sold on, or delivered from, the premises for consumption off the premises, or supplied free as a sample for consumption on the premises, only on the following days and hours:

Monday to Sunday from 11:00am until 10:00pm

2. No alcohol is to be sold on, or delivered from, the premises on Good Friday, Easter Sunday or Christmas Day or before 1.00 pm on Anzac Day;
 3. While alcohol is being supplied free as a sample, water is to be provided to patrons free of charge at the place where the samples are being supplied,
 4. The following parts of the premises is designated as a **Supervised Area: The Bar;**
 5. The Licensee must have available for purchase on the premises, at all times when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages;
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6. 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;
7. The Licensee must display:
 - a. At every point of sale, signs detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons;
 - b. At the principal entrance to the premises, so as to be easily read by people immediately outside the premises, a sign stating the ordinary hours of business during which the premises will be open for sale of alcohol;
 - c. A copy of the licence attached to the inside of the premises so as to be easily read by people entering each principal entrance.

The renewal will be for three years from the expiry of the current licence and a replacement licence is to be issued.

DATED at Hokitika this 9th day of June 2023



Murray Clearwater
Chairperson/Commissioner
Westland District Licensing Committee

