

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

AND

IN THE MATTER of an application for the renewal of an
On-licence pursuant to s. 127 in respect
of premises situated at 80 Gibson Quay,
Hokitika and known as the Pioneer
Hotel by Hokitika Pioneer Hotel limited.

**DECISION OF THE WESTLAND DISTRICT LICENSING COMMITTEE ON AN UNCONTESTED
APPLICATION**

Authority:

Pursuant to section 191(2) of the Sale and Supply of Alcohol Act 2012 and a Council resolution dated 28 November 2013, the functions, powers and duties of the Westland District Licensing Committee are delegated to the committee chairperson where no objection has been filed, and no matters of opposition have been raised by the Police, the Medical Officer of Health or an Inspector. There is no Local Alcohol Policy in place for the District.

Summary of Evidence

The complete file has been made available to me.

The applicant makes and states a case for a decision in a reasonably well-made and documented application.

A report from the Inspector advises that the applicant is suitable to continue holding a licence.

The Police have no objection to the renewal application.

The Medical Officer of Health has no opposition to the renewal application.

Evaluation of Evidence

I have considered the application on the basis of the uncontested reports received. The matter is able to be dealt with on the papers.

I am satisfied that there are no amenity and good order issues to consider,

Designations were put in place at the time of the grant of the initial licence. No case has been established for change and the existing designations will remain as will the existing conditions.

The existing days and hours, Monday to Sunday from 8.00AM to 2.00AM the following day, of operation will continue.

The original application was accompanied by a Host responsibility Policy and it is good to note that the renewal application includes a copy of that document.

Decision and Reasons

I am satisfied as to those matters provided for in s.131 of the Act.

The application is granted on the papers pursuant to s.202 (1) of the Act as Decision Number **025-2019** and I direct that renewed on-licence 56/ON/018/2018 be issued pursuant to s.64 of the Act.

The renewal is for a period of three years from the date of expiry and is subject to the following conditions:

- (a) Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 8.00am to 2.00am the Following day.
- (b) except when the licensee also holds a special licence for the premises, no alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day to any person who is not—
 - (i) residing or lodging on the premises; or
 - (ii) present on the premises to dine.
- (c) Except that the area known as and referred to in the original application dated 20 December, 2017 as the “outside garden area at the rear of the premises” is to be part of the licensed premises on Monday to Sunday from 8.00AM until 10.00PM only.
- (d) the following steps must be taken to promote the responsible consumption of alcohol:
 - (i) There shall be a “Host Responsibility Policy”, similar to that which accompanied the Renewal application dated 24 January 2019, in place at all times.
 - (ii) The Principal Entrance is to be described as “The entrance off Gibson Quay”.
 - (iii) Pursuant to section 110(2)(c) of the Act, drinking water shall be freely available to all customers at the bar and in the gaming room at all times that the licence is being exercised.
 - (iv) Each of the following parts of the premises are designated as:
 - (i) Restricted Area: Gaming Area.
 - (ii) Supervised Area: Bar Area.

Duration

Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, this licence continues in force—

- (a) either—
 - (i) until the close of the period for which it was last renewed; or
 - (ii) if it has never been renewed, until the close of the period of 12 months after the day it was issued; but
- (b) if an application for the renewal of the licence is duly made before the licence would otherwise expire, either—
 - (i) until the close of the period of 3 years after the period for which it was last renewed; or

(ii) if it has never been renewed, until the close of the period of 4 years after the day it was issued.

Dated at Hokitika this 11th day of March, 2019

A handwritten signature in black ink, appearing to be a stylized name, possibly "R. J. ...", written over a horizontal line.

Chairperson, Westland District Licensing Committee

