

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

AND

IN THE MATTER of an application for the renewal of an
Off-licence pursuant to s. 127 in respect
of premises situated at 69 Scally Road,
Whataroa and known as White Heron
Store and Tearooms by White Heron
Store and Tearooms 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.

A comprehensive report from the Inspector concludes that the applicant is suitable to continue to hold a licence.

The Police advise that there are no objections 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.

The applicant is a company and is entitled to continue to hold a licence. The application is reasonably well made and provides sufficient clarity to assist in making a decision.

No designations are required and I am satisfied that there are no amenity and good order issues to be taken in to account. I have not identified any "single area" display issues. The applicant has submitted a floor plan showing the extent of the display of alcohol beverages.. The area set aside for the display and promotion of alcohol is modest in comparison with the whole floor area.

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 **073-2019** and I direct that renewed licence 56/OFF/027/2016 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 existing terms and conditions with the exception of the following:

- (a) The area set aside for the display and promotion of alcohol is to be limited to that area shown on a floor plan submitted with the renewal application dated 03/04/2019.
- (b) Alcohol may be sold or supplied only on the following days and during the following hours: Monday to Sunday 8.00am to 8.00pm.
No alcohol is to be sold on or supplied from the premises on Good Friday, Easter Sunday, Christmas Day or before 1.00pm on Anzac Day.
- (c) While alcohol is being supplied free as a sample, drinking water shall be freely available for customers at the sampling locations.
- (d) The Principal Entrance to the premises is to be the entrance off Scally Road, Whataroa.

Dated at Hokitika this 17th day of May 2019



Chairperson, Westland District Licensing Committee