

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 28 Main Road,
Franz Josef Glacier and known as
Snake Bite Brewery by Crack On
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 well-documented application.

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

The Police have no objection to the renewal applications.

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

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.

Crack On Limited is a New Zealand limited Company and can, accordingly hold a On licence. There is no question as to the suitability of the Applicant Company.

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

There are existing designations and the renewal application does seek to change them. The Inspector has considered the proposed changes and makes a positive recommendation not-with-standing that the application itself asserts that "there are no changes (variations) sought to the present conditions of the licence".

There is a plan accompanying the applications that shows the extent of the licensed premises. The plan is clear enough for enforcement and monitoring purposes.

The application includes a "Host Responsibility Policy" which I think is appropriate for the nature of the premises and gives a clear indication as to how the premises will be managed.

The existing days and hours, Monday to Sunday from 8.00AM to 3.00AM the following day, of operation will continue.

I have not identified any issues relating to amenity and good order.

Decision and Reasons

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

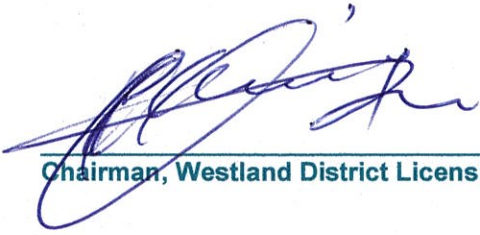
The application is granted on the papers pursuant to s.202 (1) of the Act as Decision Number **124-2020** and I direct that renewed on-licence 56/ON/072/2017 be issued pursuant to s.64 of the Act.

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

On-Licence

- (a) Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 8.00am to 3.00am 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) The extent of the licensed area is shown on a plan accompanying the application for renewal dated 3 October 2019
- (d) the following steps must be taken to promote the responsible consumption of alcohol:
 - (i) The Principal Entrance is to be described as "The entrance off State Highway 6, Franz Josef Glacier".
 - (ii) Pursuant to section 110(2)(c) of the Act, drinking water shall be freely available to all customers at the bar at all times that the licence is being exercised.
 - (iii) There shall at all times that the premises is open to the public, be a Host Responsibility Policy in place similar to that which accompanied the renewal application dated 28 August 2020.
- (e) The following parts of the premises are designated as a:
 - (i) Supervised area: the front outside courtyard, café and restaurant between the hours of 11.00PM and 3.00AM
- (f) No alcohol is to be served, sold or consumed in the North Courtyard area outside the hours of 8.00AM to 11.00PM

Dated at Hokitika this 2nd day of November 2020



Chairman, Westland District Licensing Committee

