

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 15 Main Road,
Fox Glacier and known as Distinction
Hotel Fox Glacier by Weheka
Accommodation 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 a licence.

The Police have no objection to the renewal application and have not reported.

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.

Weheka Accommodation is a New Zealand limited Company and can, accordingly hold an On-licence.

There are no changes sought to the existing conditions.

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

No designations are sought or identified as being required.

The existing days and hours, Monday to Sunday from 10.00AM to 3.00AM the following day, of operation will continue.

The renewal application is accompanied by a Host responsibility Policy which is appropriate for the nature of the premises which is a hotel that caters for "high-end users" of the tourist industry.

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 161-2019 and I direct that renewed on-licence 56/ON/078/2016 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 following conditions:

- (a) Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 2.00pm to 11.00pm.
- (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 to be all the buildings at 15 Main Road, Fox Glacier.
- (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 5 September 2019, in place at all times.
 - (ii) The Principal Entrance is to be described as "The entrance off Main Road, Fox Glacier".
 - (iii) Pursuant to section 110(2)(c) of the Act, drinking water shall be freely available to all customers at all times that the licence is being exercised.


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 30th day of October, 2019



Chairman, Westland District Licensing Committee

