

Decision No. GREYDLC 136/2024

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012 (the Act)

AND

IN THE MATTER

of an application by **HATTERS TCE HOTEL 2017 LIMITED** pursuant to s.127 of the Act for the renewal of an Off-Licence in respect of premises situated at 624 Nelson Creek Road, Nelson Creek and known as the “Nelson Creek Hotel”

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

This is an application by Hatters Tce Hotel 2017 Limited for the renewal of the off-licence in respect of premises situated at 624 Nelson Creek Road, Nelson Creek and known as the “Nelson Creek Hotel”.

The applicant is an incorporated company number 9429046214355. The directors and shareholders are Neville Sheehan and Jacqueline Catherine Fluerty.

The general nature of the business is that of accommodation and bar.

The applicant currently holds an off-licence number 055/OFF/83/2017, with trading hours of Monday to Sunday, 11am to 11pm.

The premise is zoned as township in the Grey District Plan and this activity is permitted within this zone.

The principal entrance is from 624 Nelson Creek Road, Nelson Creek.

The licensed area relating to this application is the point of sale at the bar, as per the site plan attached to this application and this area is designated as supervised.

DECISION

The Grey District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012, **grants** an application by Hatters Tce Hotel 2017 Limited for the renewal of an Off-Licence pursuant to s.100 of the Sale and Supply of Alcohol Act 2012, in respect of premises situated at 624 Nelson Creek Road, Nelson Creek and known as the “Nelson Creek Hotel”, subject to the following conditions:

CONDITIONS OF LICENCE

1. Alcohol may be sold on, or delivered from, the premises for consumption off the premise, or supplied free as a sample for consumption on the premises only on the following days and during the following hours:
 - a. **Monday to Sunday, 11.00am to 11.00pm**
2. No alcohol is to be sold on or delivered from the premises on Good Friday, Easter Sunday, Christmas Day or before 1pm on Anzac Day.
3. When alcohol is being supplied free as a sample, water is to be provided free of charge at the place where the samples are being supplied.
4. A properly appointed certificated or acting or temporary manager must be on duty at all times when the premises are open for the sale and supply of alcohol.
5. The off-licence area is designated as supervised, as per the site plan attached to this licence.
6. The Licensee must display signage as follows:
 - a. At every point of sale 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 the principal entrance;
 - d. A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty when alcohol is for sale.
7. The licence is subject to the payment of licence fees as required by the Sales and Alcohol (fees) Regulations 2013.

The Premise licensed area is set out on the plan submitted with the application and date stamped 3 October 2024. A note to this effect is to be made on the licence.

REASONS FOR THE DECISION

The applicant has operated their off-licence without incident or cause for concern.

There are three certified duty managers listed, Neville Sheehan, Jacqueline Fluerty and Kelly Stringer.

The Licensing Inspector's report indicates that the amenity and good order of the locality will not be adversely affected by more than a minor extent should this application be granted, and that the applicant is suitable to hold this licence.

It is noted that there is a popular swimming hole and reserve located within 50 metres of the applicant's premises. The Licensing Inspector reports that the applicant has sufficient measures in place to mitigate risk including an outside security camera to monitor the road, and reduced trading hours.

Police and the Medical Officer of Health do not oppose the application.

The application was duly advertised and no objection, opposition or notice of desire to be heard has been received.

Accordingly, I deal with the matter on the papers.

There is no evidence before the Committee which would suggest that the applicant would manage the premises in any way which would contravene the requirements or intention of the Act.

Overall I am satisfied as to the matters to which we must have regard as set out in s.131 and s.132 of the Act.

DATED at GREYMOUTH this 18th day of November 2024

A handwritten signature in blue ink, which appears to read 'Rachel M Van der Geest', is positioned to the left of a red circular stamp. The stamp contains the text 'GREY DISTRICT LICENSING COMMITTEE' around the perimeter and 'GDC' in the center.

Rachel M Van der Geest
Chairperson/Commissioner



Compliance Schedule Specified System Key



- CALL POINTS:
- SOUNDER:
- SMOKE DETECTOR:
- EMERGENCY LIGHTS:
- EXIT SIGNS:
- FINAL EXITS:
- EMERGENCY POWER SUPPLY:

off licence

camera
main entrance

Supervised Point of Sale

Nelson Creek Hotel

GREY DISTRICT COUNCIL
- 3 OCT 2024
FILE No.

GORDON STREET

CAR PARK