

Decision No. GREYDLC 083/2024

**IN THE MATTER**

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

**AND**

**IN THE MATTER**

of an application by Nanak 1313 Limited for an On Licence pursuant to s.100 of the Act in respect of premises situated at 72-76 Tasman Street, Greymouth known as "The Ashley Hotel"

**BEFORE THE GREY DISTRICT LICENSING COMMITTEE**

Nanak 1313 Limited has made an application for an On Licence for premises situated at 72-76 Taman Street, Greymouth and known as "The Ashley Hotel".

The applicant is a private company number 9429043329014 incorporated on 16 September 2016. The sole director and shareholder is Devinder Pal Singh.

The general nature of the business is that of a hotel, restaurant and bar.

The premises are zoned commercial in the Grey District plan and this activity is permitted within this zone. The principal entrance to the premises is from 72-76 Tasman Street, Greymouth.

The applicant seeks to licence the bar area with a supervised designation and the surrounding restaurant area and two conference rooms, Rimu 1 and Rimu 2 as undesignated, as per the site plan attached to this application.

The proposed days and hours sought are Monday to Sunday - 8am to 2am.

The Ashley Hotel is an existing business and was purchased by D 1313 Limited, of which Devinder Pal Singh is the sole director, on 14 November 2023 and continued to be operated by the existing owners. The hotel was transferred to Nanak 1313 Limited on 30 May 2024 and a temporary authority was issued by this committee to Nanak 1313 Limited on 6 June 2024.

**DECISION**

The District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012 **grants** an application by Nanak 1313 Limited for an ON Licence in respect of premises at 72-76 Tasman Street, Greymouth and known as "The Ashley Hotel", subject to the following conditions:

## **CONDITIONS OF LICENCE**

1. Alcohol may be sold and supplied for consumption on the premises only on the following days and the following hours:
  - a. **Monday to Sunday - 8am to 2am**
2. No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day or before 1.00pm on ANZAC Day to any person other than a person who is present on the premises to dine or is residing or lodging on the premises.
3. The bar area is designated as a supervised area, with the restaurant and Rimu 1 and Rimu 2 conference rooms undesignated, as per the plan submitted with the application for this licence.
4. The licensee must have available for consumption on the premises, at all times when the premises are open for the sale of alcohol a reasonable range of non-alcoholic and low-alcohol beverages.
5. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premise
6. Food must be available for consumption on the premises at all times the premises are open for the sale of alcohol, in accordance with the sample menu submitted with the application for this licence, or menu variations of a similar range and standard. Menus must be visible and food should be actively promoted.
7. 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, and their full name must be on a sign prominently displayed in the premises.
8. The licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises.
9. The following other steps must be taken to promote the responsible consumption of alcohol:
  - a. All service staff must be trained in their responsibilities under the Sale and Supply of Alcohol Act 2012.
  - b. Evidence of age documents will be requested where appropriate.
  - c. The Licensee must ensure the provisions of the Act relating to the sale and supply of alcohol to minors and intoxicated persons are observed, and signage displayed detailing restrictions on the sale and supply of alcohol to such persons.
10. The Licensee must ensure the following items are prominently displayed:
  - a. A sign at the principal entrance to the premises, so as to be easily read by patrons, stating the ordinary hours of business during which the premises will be open for the sale of alcohol.
  - b. A copy of the licence, and of the conditions of the licence, attached to the premises so as to be easily read by persons attending the premises.

11. The licence is subject to the payment of licence fees as required by the Sales and Alcohol (fees) Regulations 2013.

**The premises are as set out on the plan submitted with the application and date stamped 9 July 2024. A note to this effect is to be made on the licence.**

### **REASONS FOR THE DECISION**

The business carried out upon the premise is that of a hotel, restaurant and bar and are of a kind for which an on-licence may be granted.

The applicant is an experienced licensee who has been involved in the New Zealand hospitality industry since 2008. He is the owner of Hotel Ashburton with a current on-licence number 62/ON/11/18, and he currently holds a managers certificate issued by the Auckland DLC, number 007/CERT/356/2021.

The applicant has provided a management plan for the conference rooms and has a sufficient host responsibility policy in place which should ensure the safe and responsible sale and supply of alcohol to comply with the provisions of the Act.

There are three certified duty managers listed, Seetha Sathiyamurthy, Sathiyamurthy Murugayan and Pramod Singh. The applicant will be travelling to the premises fortnightly from Ashburton.

The hours are within the default national maximum trading hours prescribed under the Act.

Restaurant food is available for consumption on the premises, as per the menu attached to this application. Deep fried bar snacks will be available when the restaurant kitchen is closed.

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. She advises the applicant has the appropriate systems, staff and training to comply with the law. She does not oppose the application.

The Police and Medical Officer of Health do not oppose the application. No undertakings are sought by the agencies.

This application was duly notified on Council website from 9 July 2024 and no objections were received from members of the public.

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 of the Act and it is satisfied as to the matters that it must have regard to as set out in sections 4, 105, 106 and 131 of the Act.

The licence is granted for 12 months from the date of issue.

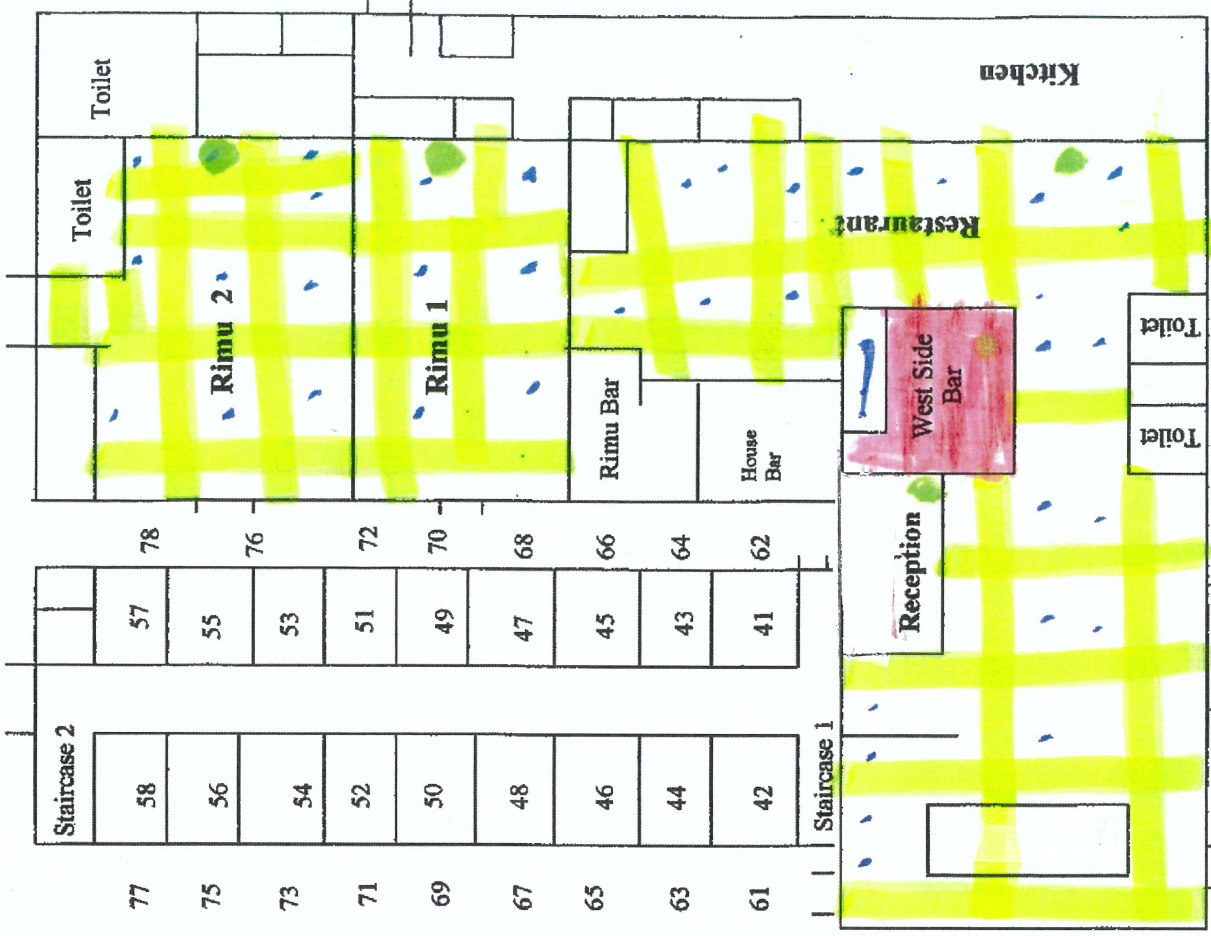
**DATED** at GREYMOUTH this 19th day of August 2024



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Rachel van der Geest  
Chairperson/Commissioner

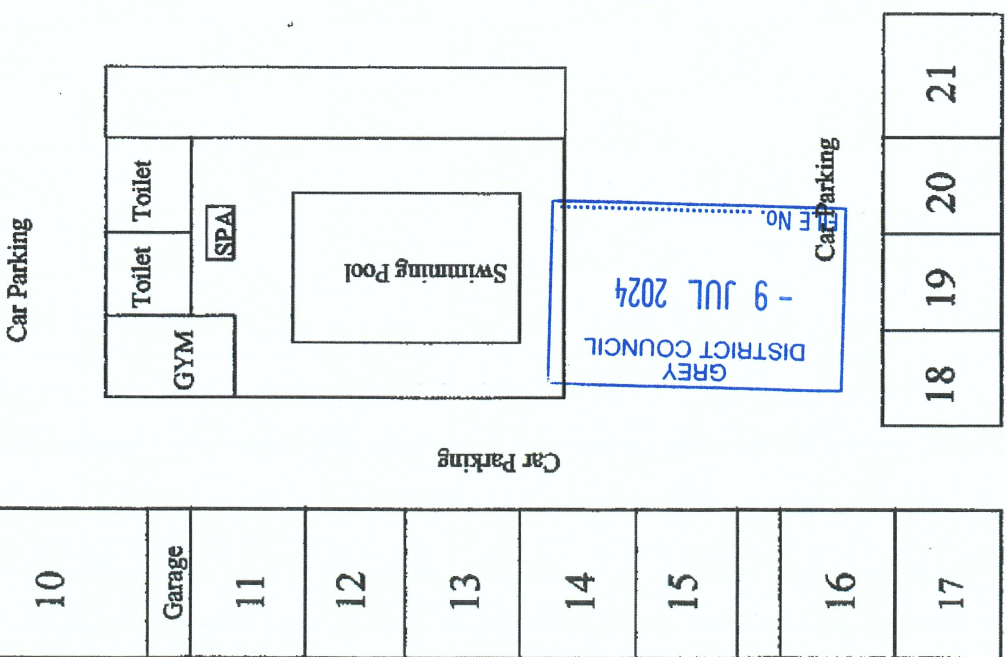
Car Parking



60
59

6
5
4
3
2
1
laundry
Guest laundry
22
23

9
8
7



18
19
20
21

10
Garage
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14
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16
17

Car Parking

— SUPERVISED.

— LIGHTS

— UNDESIGNATED

— CAMERA

Entrance