

Decision No. GREYDLC 121/2024

IN THE MATTER

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

AND

IN THE MATTER

of an application by **EDGE OF THE ALPS LIMITED** for the renewal of an On-Licence pursuant to s.127 of the Act in respect of premises situated at 25-29 Boundary Street, Greymouth and known as "Woodstock Craft Bar and Eatery"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

Edge of the Alps Limited has made an application for the renewal of an on-licence for premises situated at 25-29 Boundary Street, Greymouth and known as "Woodstock Craft Bar and Eatery".

The applicant is an incorporated company, number 9429048501750 and holds a current on-licence number 55/ON/004/2020 with current licensed hours of Monday to Sunday 8.00am to 1.00am the following day.

The directors and shareholders are Anthony Travis and Jessica Travis.

We make the observation that applications for on-licence renewals are required by section 127(2)(b) of the Act to be filed with the District Licensing Committee's secretariat at least 20 working days before the expiry of the licence. In this case, that requirement has not been met, there being only 19 working days between the time of application and the on-licence expiry.

On 4 September 2024 the applicant applied for a waiver under Section 208 of the Act. This allows the Committee to consider an application for an off-licence renewal that is filed inside 20 working days prior to the expiry of the licence if we are satisfied that the failure to apply in the prescribed time appears not to be a matter of neglect or omission. We were satisfied that the neglect or omission for this application was not wilful, the secretariat and inspector, with the co-operation of Police and the Medical Officer of Health, were able to complete the required reports at short notice, therefore pursuant to section 208 of the Act, the requirement relating to the prescribed time for lodgement of this application was waived by the Committee.

The general nature of the business is that of a cafe, 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 the corner of Boundary and Mackay Streets, 25-29 Boundary Street, Greymouth.

The bar and restaurant area of the premises shall be undesignated as per the plan attached to the application.

DECISION

The District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012 **grants** an application by Edge of the Alps Limited for the renewal of an ON-Licence in respect of premises at 25-29 Boundary Street, Greymouth and known as "Woodstock Craft Bar and Eatery", subject to the following conditions:

CONDITIONS OF LICENCE

1. Alcohol may be sold or supplied for consumption on the premises only on the following days and during the following hours:

Monday to Sunday 8.00am to 1.00am the following day.

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 persons who are present on the premises for the purpose of dining.
3. The bar and restaurant area is undesignated as per the plan attached to 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 refreshments.
5. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises.
6. Low-alcohol beverages must be available for sale and supply on the premises.
7. Food must be available for consumption on the premises at all times the premises is open for the sale of alcohol, in accordance with the example menu submitted with the application for this licence, or menu variations of a similar range and standard.
8. A properly appointed certified or Acting or Temporary manager must be on duty at all times when the premises are open for the sale and supply of alcohol.
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.
 - c. A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty.
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 4 September 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 cafe, restaurant and bar and are of a kind for which an on-licence may be granted.

The applicant has operated their on-licence for a number of years without incident.

The directors have many years' experience in the industry and both are holders of current duty managers certificates.

There are three duty managers listed, Anthony Travis, Jessica Travis and Brett Aynsley.

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 does not oppose the application.

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

This application was duly notified on Council website 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.

DATED at GREYMOUTH this 16th day of October 2024

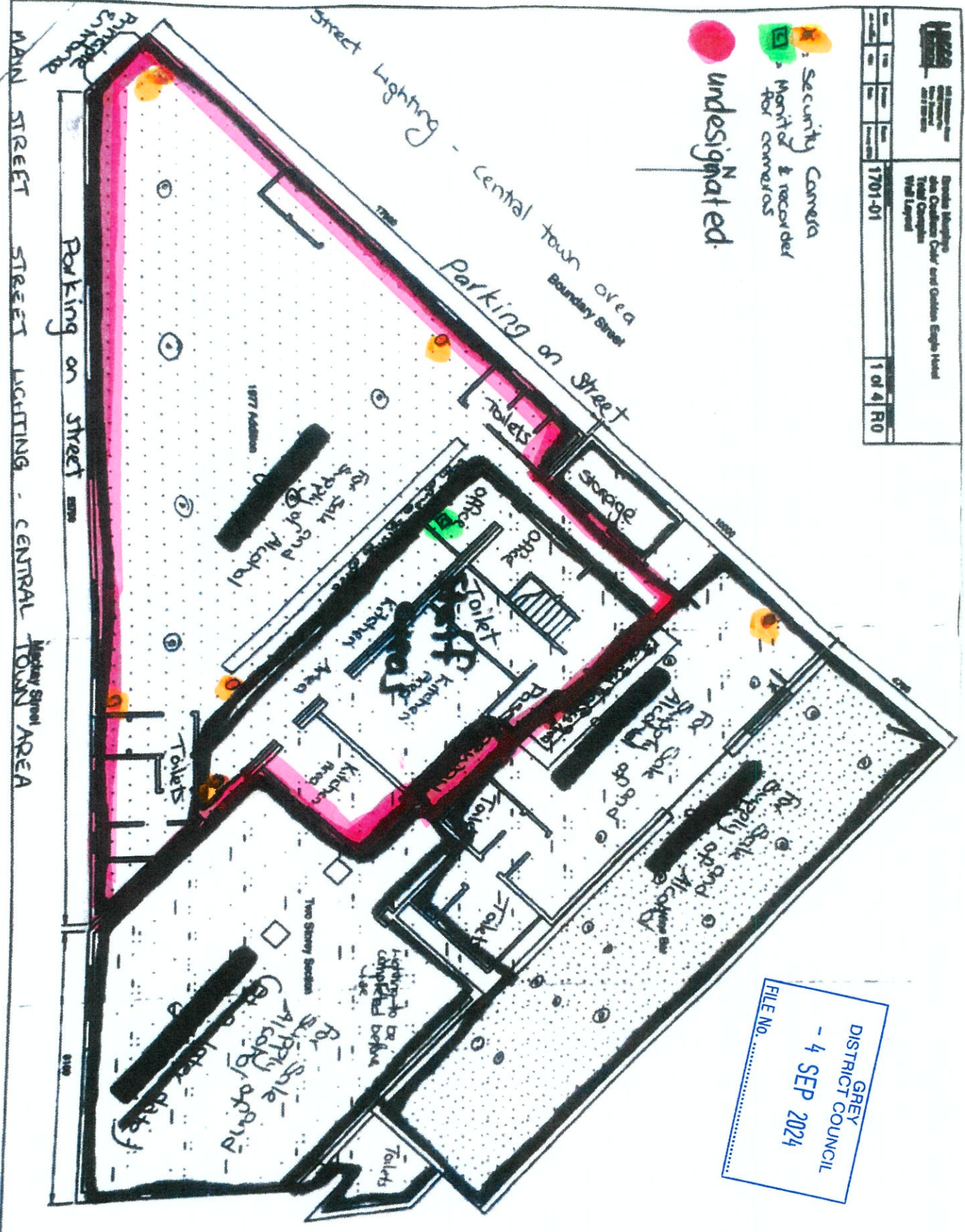


Rachel van der Geest

Chairperson/Commissioner

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- Security Camera
- Monitored & recorded for cameras
- Undesignated



GREY DISTRICT COUNCIL
 - 4 SEP 2024
 FILE NO.