

Decision No. GREYDLC 135/2024

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** for the renewal of an On-Licence pursuant to s.127 of the Act 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

Hatters Tce Hotel 2017 Limited has made an application for the renewal of an on-licence for 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 on-licence number 055/ON/82/2017, with trading hours of Monday to Sunday, 8am to 3am the following morning.

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

The principal entrance to the premises is from 624 Nelson Creek Road, Nelson Creek.

The bar area of the premises and the clearly defined outdoor beer garden shall be designated as supervised, 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 Hatters Tce Hotel 2017 Limited for the renewal of an On-Licence in respect of premises 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 for consumption on the premises only on the following days and hours:
 - a. **Monday to Sunday, 8.00am to 3.00am the following morning**
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 who is not
 - a. Present on the premises for the purpose of dining.
3. The bar area and outdoor beer garden are designated as supervised, as per the plan attached to the licence.

4. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises.
5. 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.
6. 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. 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.
8. The licensee must provide patrons assistance with, or information about alternative forms of transport available from the 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.
 - 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 3 October 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 accommodation 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 and the directors are experienced licensees who have been involved in the industry for several decades.

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.

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

The outdoor beer garden is covered and measures 10 metres x 6 metres x 6 metres. A fifth security camera has been purchased by the applicant and will be installed to monitor this area.

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. 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.

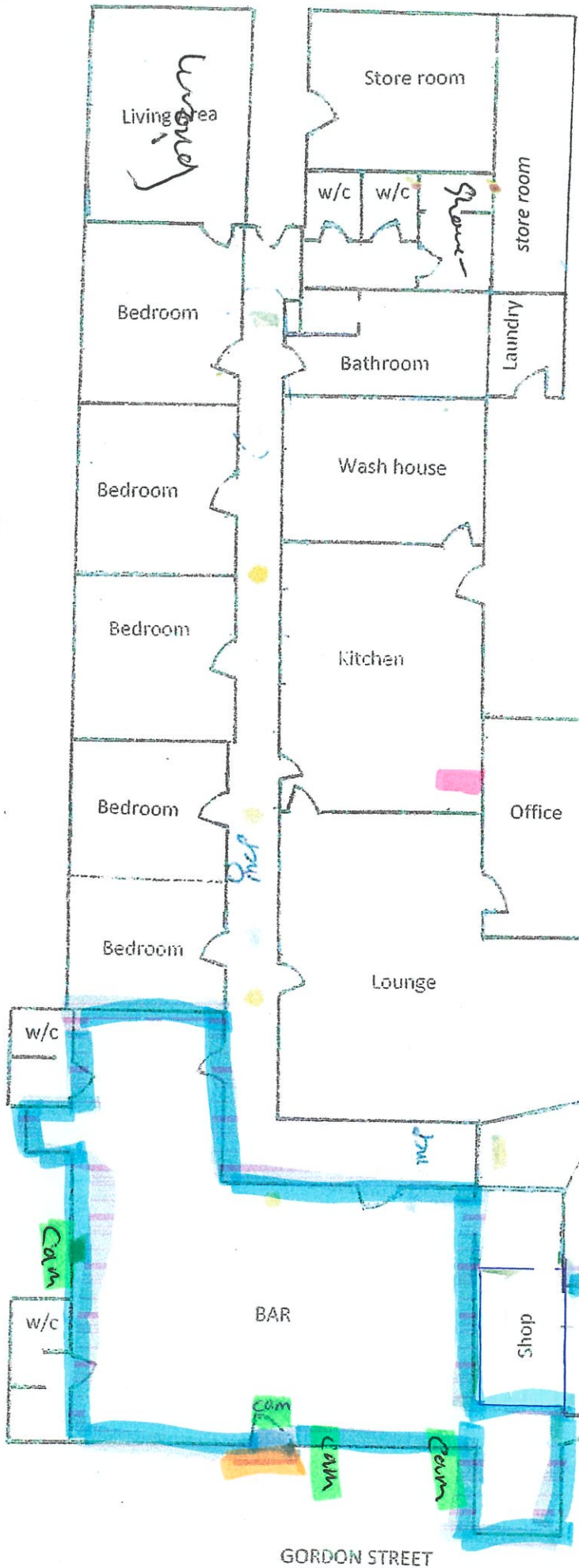
There is no evidence before the Committee which would suggest that the applicant would manage the premises in any way which would contravene the requirements of the Act and it is satisfied as to the matters that it must have regard to as set out in sections 4, 105, 106 and 131 of the Act.

DATED at GREYMOUTH this 18th day of November 2024



Rachel van der Geest

Chairperson/Commissioner



**Compliance Schedule
Specified System Key**

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

on licence
 * Camera
 main entrance
 supervised
 monitor

main entrance

GREY DISTRICT COUNCIL
 - 3 OCT 2024
 FILE No.

Nelson Creek Hotel

GORDON STREET

CAR PARK