

Decision No. GREYDLC 055/2024

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** pursuant to Section 136 of the Act for a temporary authority in respect of premises situated at 72 Tasman Street, Greymouth and known as “The Ashley Hotel”

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

Meeting date: 4 June 2024

Committee: Mrs Rachel van der Geest
Mr Alan O’Connell
Mr John Canning

Decision written by Mrs Rachel van der Geest on behalf of the Committee.

This is an application by Nanak 1313 Limited (the applicant) pursuant to Section 136 of the Act for a Temporary Authority in respect of “The Ashley Hotel” (the licensed premises) situated at 72 Tasman Street, Greymouth.

DECISION OF THE GREY DISTRICT LICENSING COMMITTEE

The application for a Temporary Authority by the applicant in respect of licensed premises situated at 72 Tasman Street, Greymouth to sell and supply alcohol from the premises is **granted**.

The Temporary Authority may be issued immediately and will expire three months from the date of issue.

CONDITIONS

The licensee must comply with the conditions set out in the base On-Licence for the premises, licence number 55/ON/96/2015.

REASONS FOR THE DECISION

This is the first application for a Temporary Authority from Nanak 1313 Limited in respect of premises situated at 72 Tasman Street, Greymouth and known as “The Ashley Hotel”.

The Temporary Authority is sought to allow the continued sale and supply of alcohol following the sale of the business to the Applicant.

The applicant is a private company number 9429043329014 and the sole director is Devinder Pal Singh.

The applicant has provided a copy of a signed Agreement for Sale and Purchase of a Business dated 14 November 2023, for the purchase of The Ashley Hotel by D 1313 Limited. Devinder Pal Singh is also the sole director of D 1313 Limited. The Ashley Hotel was transferred to Nanak 1313 Limited by Deed of Notation dated 30 May 2024, a copy is attached to the application. Nanak 1313 Limited intends to carry on the sale and supply of alcohol as the licensee.

The owner of the premises, Mark Williams, has provided an email dated 21 May 2024 giving consent to the applicant selling alcohol on the premises.

There is no opposition to the grant of a Temporary Authority from the Police. The Grey District Licensing Inspector is supportive of the Temporary Authority being granted.

The Committee is satisfied in terms of section 136(1) of the Act that the applicant appears to have a right, title, estate or interest in the business conducted at the premises situated at 72 Tasman Street, Greymouth.

There is no evidence before the Committee that would suggest the Applicant would manage the premises in any way that would contravene the requirements or intention of the Act, or would suggest a Temporary Authority should not be granted.

Section 136 of the Act provides the Committee with the ability to set any conditions that should apply to the premises operating under a Temporary Authority. In this case the conditions set out in the base licence (55/ON/96/2015) should be followed.

CONCLUSION

Having regard to the relevant provisions to the Sale and Supply of Alcohol Act 2012 the Committee is satisfied that a Temporary Authority Order should be granted, subject to the conditions set out in the licence

DATED at GREYMOUTH this 6th day of June 2024



Rachel M van der Geest
Chairperson/Commissioner