

081 and 082-2022

IN THE MATTER of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER of an application for the renewal of an
On-licence pursuant to s. 127 in respect
of premises situated at 5 Marks Road,
Haast and known as Hard Antler Bar
and Restaurant by HAB 2013 Limited.

AND

IN THE MATTER of an application for the renewal of an
Off-licence pursuant to s. 127 in respect
of premises situated at 5 Marks Road,
Haast and known as Hard Antler Bar
and Restaurant by HAB 2013 Limited.

**DECISION OF THE WESTLAND DISTRICT LICENSING COMMITTEE ON AN UNCONTESTED
APPLICATION**

Authority:

Pursuant to section 191(2) of the Sale and Supply of Alcohol Act 2012 and a Council resolution dated 28 November 2013, the functions, powers and duties of the Westland District Licensing Committee are delegated to the committee chairperson where no objection has been filed, and no matters of opposition have been raised by the Police, the Medical Officer of Health or an Inspector. There is no Local Alcohol Policy in place for the District.

Summary of Evidence

The complete files have been made available to me. The applicant in both cases is HAB 2013 Limited which is a private company. The business employs five qualified general managers. The business is in the nature of a tavern and restaurant. The applications include a copy of the applicant's Host Responsibility Policy.

No changes to the current conditions are sought and the existing hours and days of operation will continue.

A report from the Inspector advises that the premises have been operated in a responsible manner and that the management of the premises is suitable and has a good history.

The Police advise that there are no objections to the renewal applications.

The Medical Officer of Health has no opposition to the renewal applications.

Evaluation of Evidence

I have considered the application on the basis of the uncontested reports received. The matter is able to be dealt with on the papers.

I readily come to the view that there are no amenity and good order issues to consider and that there is no need for designations to change. I think that the Host Responsibility Policy is appropriate for the business.

The entire operation occupies a single building and the off-licence sales are over the bar. The extent of the licensed area is adequately shown on a plan accompanying the applications.

Decision and Reasons

I am satisfied as to those matters provided for in s.131 of the Act.

The applications are granted on the papers pursuant to s.202 (1) of the Act as Decision Numbers **081 and 082-2022** and I direct that renewed on-licence 56/ON/062/2019 and renewed Off-licence 56/OFF/063/2019 be issued pursuant to s.64 of the Act.

The renewals are for a period of three years from the date of expiry and are subject to the following conditions:

ON-LICENCE

- (a) Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 9.00am to 1.30am the following day.
- (b) except when the licensee also holds a special licence for the premises, no alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day to any person who is not—
 - (i) residing or lodging on the premises; or
 - (ii) present on the premises to dine.
- (c) Pursuant to section 110(2)(c) of the Act, drinking water shall be freely available to all customers at each table and from the service counter at all times that the licence is being exercised.
- (d) The principal entrance is to be described as “the entrance into the main bar area from Marks Road, Haast”.
- (e) the following steps must be taken to promote the responsible consumption of alcohol:
 - (i) There shall be a “Host Responsibility Policy”, similar to that which accompanied the application dated 29 April 2022, in place at all times.
- (f) The following parts of the premises are designated as:
 - (i) Supervised Area: The Bar Area until 10.00PM
 - (ii) Restricted Area: The Bar Area, Restaurant and exterior verandah from 10.00PM.
- (g) The extent of the Licensed Area is to be the entire building located at 5 Marks Road, Haast and shown on a plan accompanying the renewal application dated 22 April 2022.

OFF-LICENCE

- (b) Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 9.00am to 11.00pm.
- (b) except when the licensee also holds a special licence for the premises, no alcohol is to be sold or delivered from the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day to any person.
- (c) Pursuant to section 110(2)(c) of the Act, drinking water shall be freely available to all customers at each point of consumption while alcohol is being supplied free as a sample at all times that the licence is being exercised.
- (d) The principal entrance is to be described as "the entrance into the into the main bar area from Marks Road, Haast".
- (e) the following steps must be taken to promote the responsible consumption of alcohol:
- (i) There shall be a "Host Responsibility Policy", similar to that which accompanied the application dated 29 April 2022, in place at all times.
 - (ii) The extent of the licensed area is that which is shown on a plan accompanying the renewal application dated 29 April 2022.
- (f) The following parts of the premises are designated as:
- (i) Supervised Area: The Bar Area until 10.00PM
 - (ii) Restricted Area: The Bar Area, Restaurant and exterior verandah from 10.00PM
- (g) The extent of the Licensed Area is to be the entire building located at 5 Marks Road, Haast and shown on a plan accompanying the renewal application dated 29 April 2022.

Dated at Hokitika this 22 day of August 2022



Richard Simpson
Chairperson, Westland District Licensing Committee

