

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application for the renewal of an
Off-licence pursuant to s. 127 in respect
of premises situated at 116 Revell
Street and known as New World
Hokitika by BL and NK Prue 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 file has been made available to me.

A report from the Inspector concludes that the applicant is suitable to continue to hold a licence.

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

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

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. The application does not request any change to the existing conditions.

The applicant is a private company and is entitled to continue to hold a licence. The application is reasonably well made and provides sufficient clarity to assist in making a decision.

No designations are identified or warranted, and I am satisfied that there are no amenity and good order issues to be taken into account. I have not identified any "single area" display issues. The applicant has submitted a floor plan showing the extent of the display of alcohol beverages. The area set aside for the display and promotion of alcohol is modest in comparison with the whole floor area and is appropriate for a supermarket. The inspector has not addressed any single area display issues and I am confident that the status quo is appropriate.

Decision and Reasons

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

The application for a renewed off-licence by BL and NK Prue Limited is granted on the papers pursuant to s.202 (1) of the Act as Decision Number **104-2021** and I direct that renewed Off-licence 56/OFF/039/2020 be issued pursuant to s.64 of the Act.

The renewal is for a period of three years from the date of expiry and is subject to the following terms and conditions:

- (a) Alcohol may be sold only on the following days and during the following hours:

Monday to Sunday from 7.00AM to 9.30PM the same day

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.

- (b) the following steps must be taken to promote the responsible consumption of alcohol:
- (i) Pursuant to section 116(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.
 - (ii) The area set aside for the display and promotion of alcohol is to be limited to that area shown on a floor plan submitted with the renewal application dated 28 May 2021.
- (c) The Principal Entrance is to be described as "The public entrance on the Southern side of the premises from the carpark".

Dated at Hokitika this 11 day of August 2021



Richard Simpson
Chairman, Westland District Licensing Committee

