

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 11 Cook Flat
Road, Fox Glacier and known as
Heartland Hotel Fox Glacier by Waiho
Investments 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 11 Cook Flat
Road, Fox Glacier and known as
Heartland Hotel Fox Glacier by Waiho
Investments 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.

As is usual for the Scenic Circle entities the application is made with conviction and clarity.

A report from the Inspector advises that the premises have been operated in a responsible manner and the applicant is suitable to continue holding 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 applicant is a New Zealand company and is able to continue to hold licences.

The applications do not request any change to the current conditions on the licenses. I have not identified any amenity and good order issues.

The applications include a Host Responsibility Policy which seems to me to be a strong statement as to how the applicant will go about providing an environment that is comfortable and welcoming and safe.

Decision and Reasons

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

The application is granted on the papers pursuant to s.202 (1) of the Act as Decision Number **011-2021 and 012-2021** and I direct that renewed on-licence 56/ON/07/2018 and 56/OFF/011/2018 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 conditions:

On Licence

- (a) Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 8.00am to 3.00am 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 reception area off Cook Flat Road, Fox Glacier”.
- (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 18 November 2020, in place at all times.
- (f) Each of the following parts of the premises are designated as:
 - (i) Restricted Area: Casino.
 - (ii) Supervised Area: Climbers Bar.

Off-licence

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

Monday to Sunday from 10.00AM to 11.00PM 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) There shall be a "Host Responsibility Policy", similar to that which accompanied the application dated 18 November 2020, in place at all times.
- (c) The Principal Entrance is to be described as "the entrance into the reception area off Cook Flat Road, Fox Glacier".
- (d) Each of the following parts of the premises are designated as:
- (i) Restricted Area: Casino.
 - (ii) Supervised Area: Climbers Bar.

Dated at Hokitika this 9th day of February 2021


Chairman, Westland District Licensing Committee

