

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Distinction
Mackenzie Country Limited pursuant to
s.99 and s100 of the Act for an on-
licence in respect of premises situated at
12 Omarama Avenue Omarama 9412
known as "**Distinction Heritage
Gateway Hotel**"

BEFORE THE WAITAKI DISTRICT LICENSING COMMITTEE

Chairman: Cr Jim Hopkins

DECISION – ON PAPERS

This is an application by Distinction Mackenzie Country Limited for an on-licence in respect of premises situated at 12 Omarama Avenue Omarama 9412 known as "**Distinction Heritage Gateway Hotel**".

The general nature of the business to be undertaken is that of a Hotel.

The application was duly advertised and no objection or notice of desire to be heard has been received.

Reports have been received from The Waitaki District Council Licensing Inspector, The New Zealand Police and The Medical Officer of Health.

Based on the information provided to us on the complete file, we have determined to grant the application on the papers.

We are satisfied as to the matters to which we must have regard as set out in s.105 of the Act and we grant the applicant an on-licence pursuant to s.14 to s.16 of the Act.

The applicant's attention is drawn to:

1. Section 56 of the Act - Display of signs:

The holder of an on-licence issued for the premises or an off-licence (other than an off-licence issued for premises for which a club licence is held) must ensure that for each principal entrance to the premises there is displayed at all times a sign attached to the inside or outside of the premises, so as to be easily read by people immediately outside the entrance, stating the ordinary hours of business during which the premises are open for the sale of alcohol (or, in the case of an on-licence endorsed under section 37, open for the consumption of alcohol).

2. Section 57(1) of the Act – Display of licence:

The holder of an on-licence or an off-licence (other than an off-licence issued for premises for which a club licence is held or a remote-sale off-licence) must ensure that at all times a copy of the licence, together with a statement of all conditions subject to which it is issued, is displayed:

- a) attached to the inside of the premises concerned; and
- b) so as to be easily read by people entering each principal entrance.

The entrance from 12 Omarama Avenue, Omarama is designated as the principal entrance.

3. Section 214(3) of the Act – Manager to be on duty at all times and responsible for compliance:
At all times while a manager is on duty on any licensed premises, the full name of the manager must be prominently displayed inside the premises so as to be easily read by people using the premises; and the person named as manager at any time is to be treated for the purposes of this Act as the manager at that time.

The licence is approved and will be subject to the following conditions:

1. HOURS:

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

Monday to Sunday 8.00 a.m. to 1.00 a.m. the following day.

- (b) No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 p.m. on Anzac Day to any person who is not present on the premises to dine.

2. A manager must be on duty at all times when alcohol is being sold or supplied on the premises.
3. Alcohol must only be sold and supplied on the premises in accordance with the premises plan submitted with the application.
4. The licensee must implement, make available to staff and maintain the steps proposed in their Host Responsibility Policy detailing the steps to be taken to promote the responsible consumption of alcohol and ensure there is a safe drinking environment on the premises.
5. The licensee shall ensure that the provisions of the Sale and Supply of Alcohol Act 2012 relating to the sale and supply of alcohol to prohibited persons are observed.
6. If and whenever alcohol is being supplied free as a sample on the premises, drinking water is to be freely available to customers participating in the sampling.
7. The licensee must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.

8. FOOD:

A range of food choices must be readily available at reasonable prices at all times that the premises are open. Menus must be visible, and food should be actively promoted. The range or style of food available at all times where the premises are open will be as shown on any menu submitted. The current menus submitted with this application include a Buffet Dinner menu, an a la Carte menu which includes Starters, Burgers, Sides, Main Meals, Desserts as well as a BBQ Lunch and Bar Snack menu. Alternatives to the food items offered in the supplied current menus could include such items as paninis, pizzas, lasagne, toasted or fresh sandwiches, chips, wedges, pies, filled rolls or salads.

9. WATER:

Drinking water must be freely available to customers from self-service water stations or at diners' tables.

10 NON AND LOW ALCOHOL DRINKS:

A range of non-alcoholic and low alcohol drinks must be readily available at reasonable prices at all times when the premises are open.

11. TRANSPORT

The licensee must ensure that signs are prominently displayed within the licensed premises detailing information outlining safe transport options from the premises.

12. DESIGNATED AREAS:

The designated or defined areas are those outlined in the plan received on the date identified in this decision. Each of the following parts of the premises is designated as a supervised area: every bar and the restaurant.

The Licensed Premises:

In terms of s.105 (e) of the Act the premises, situated at 12 Omarama Avenue Omarama 9412 are more precisely identified in a plan dated as accepted by the District Licensing Committee on **9 November 2023.**

The licence may issue immediately and expire on 9 November 2024 that being one year from the date of issue, unless renewed.

DATED at OAMARU this 9th day of November 2023


Chair
Waitaki District Licensing Committee

