

Notice of Decision



Decision No. 57/CL/264/2016

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Waiau Bowling
Club Incorporated pursuant to s.127
of the Act for renewal of an Club
Licence in respect of premises
situated at 9 Parnassus Street, Waiau
known as "Waiau Bowling Club"

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Waiau Bowling Club Incorporated for renewal of an Club Licence in respect of premises situated at 9 Parnassus Street, Waiau, known as "Waiau Bowling Club".

No changes to the conditions of the licence have been sought by the applicant.

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

In their reports, the Police, Medical Officer of Health, and District Licensing Inspector have raised no matters in opposition to this application.

We are satisfied as to the matters to which we must have regard as set out in s.131 of the Act. We renew the licence on the existing terms and conditions until 23 September 2019, that being three years from the first anniversary of the licence.

Due to a practice direction from the Alcohol Regulatory and Licensing Authority we authorise the issue of a replacement licence with a new number and notice of renewal.

DATED at Amberley this 5 September 2016

Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. 57/CL/266/2016

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Cheviot Bowling Club for a club-licence pursuant to s.99 of the Act in respect of premises situated at 2 Hall Street, Cheviot known as "Cheviot Bowling Club"

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Cheviot Bowling Club for a club-licence in respect of premises situated at 2 Hall Street, Cheviot, known as "Cheviot Bowling Club".

The general nature of the business to be undertaken is that of a bowling club with the hours authorised for the sale of alcohol between Monday to Sunday 12.00 noon to 9.30pm but not more than 30 hours per week.

The applicant has agreed to record the opening hours in the sign-in book.

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

In their reports, the Police, Medical Officer of Health, and District Licensing Inspector have raised no matters in opposition to this application.

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 a club licence authorising the sale and supply of alcohol, to any person who-

- is a member of the club; or
- is on the premises at the invitation of, and is accompanied by, a member of the club; or
- is a member of some other club with which the club has an arrangement for reciprocal visiting rights for members.

The licence may issue immediately with the following condition:

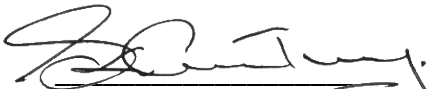
- A record must be kept of the hours that the premises are open for the sale and supply of alcohol each week.

Requirements on holders of club-licences

The applicant's attention is drawn to ss. 51 to 54 of the Act where it is a requirement for all holders of an on-licence to ensure that:

- (1) at all times when the premises are open for the sale and supply of alcohol, there is available for sale and consumption on the premises, at reasonable prices, a reasonable range of non-alcoholic drinks.
- (2) at all times when the premises are open for the sale and supply of alcohol, a reasonable range of food is available for sale and consumption on the premises, in portions suitable for a single customer, at reasonable prices and within a reasonable time of being ordered.
- (3) ensure that, at any time customers are lawfully on the premises there is readily available free, comprehensive, and accurate information about the forms of transport from the premises that are available at that time.

DATED at Amberley this 5 September 2016



Secretary

Hurunui District Licensing Committee

Notice of Decision



Decision No. GM/057/34/2000

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Patrick Joseph
Carroll pursuant to s.224 of the Act
for renewal of a Manager's
Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Patrick Joseph Carroll for renewal of a Manager's Certificate.

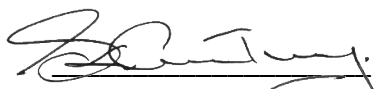
In their reports, the Police and District Licensing Inspector have raised no matters in opposition to renewal.

Under section 218 of the Act the Committee must not renew a manager's certificate unless the manager holds the prescribed qualification.

As the applicant has successfully completed the Licence Controller Qualification Bridging Test, the committee is satisfied that the criteria as set out in s.224 of the Act has been met.

A new certificate and renewal notice can be issued and will remain in force until 07 September 2019.

DATED at Amberley 5 September 2016


Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. GM/052/99635

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Vivienne
Elizabeth Paton pursuant to s.224 of
the Act for renewal of a Manager's
Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Vivienne Elizabeth Paton for renewal of a Manager's Certificate.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to renewal.

Under section 218 of the Act the Committee must not renew a manager's certificate unless the manager holds the prescribed qualification.

As the applicant has successfully completed the Licence Controller Qualification Bridging Test, the committee is satisfied that the criteria as set out in s.224 of the Act has been met.

A new certificate and renewal notice can be issued and will remain in force until 15 September 2019.

DATED at Amberley 5 September 2016

Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. GM/057/756/2006

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Susan Janet
Laidlaw pursuant to s.224 of the Act
for renewal of a Manager's
Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Susan Janet Laidlaw for renewal of a Manager's Certificate.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to renewal.

Under section 218 of the Act the Committee must not renew a manager's certificate unless the manager holds the prescribed qualification.

As the applicant has successfully completed the Licence Controller Qualification Bridging Test, the committee is satisfied that the criteria as set out in s.224 of the Act has been met.

A new certificate and renewal notice can be issued and will remain in force until 6 October 2019.

DATED at Amberley 29 September 2016

Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. GM/057/1113/2012

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Stuart Michael
Jensen pursuant to s.224 of the Act
for renewal of a Manager's
Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Stuart Michael Jensen for renewal of a Manager's Certificate.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to renewal.

Under section 218 of the Act the Committee must not renew a manager's certificate unless the manager holds the prescribed qualification.

As the applicant has successfully completed the Licence Controller Qualification Bridging Test, the committee is satisfied that the criteria as set out in s.224 of the Act has been met.

A new certificate and renewal notice can be issued and will remain in force until 15 August 2019.

DATED at Amberley 5 September 2016

Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. GM/057/1114/2012

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Derek
Stephenson pursuant to s.224 of the
Act for renewal of a Manager's
Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Derek Stephenson for renewal of a Manager's Certificate.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to renewal.

Under section 218 of the Act the Committee must not renew a manager's certificate unless the manager holds the prescribed qualification.

As the applicant has successfully completed the Licence Controller Qualification Bridging Test, the committee is satisfied that the criteria as set out in s.224 of the Act has been met.

A new certificate and renewal notice can be issued and will remain in force until 15 August 2019.

DATED at Amberley 1 September 2016

Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. GM/533/2000

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Anthony Barrie
Treleven pursuant to s.224 of the
Act for renewal of a Manager's
Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Anthony Barrie Treleven for renewal of a Manager's Certificate.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to renewal.

Under section 218 of the Act the Committee must not renew a manager's certificate unless the manager holds the prescribed qualification.

As the applicant has successfully completed the Licence Controller Qualification Bridging Test, the committee is satisfied that the criteria as set out in s.224 of the Act has been met.

A new certificate and renewal notice can be issued and will remain in force until 6 September 2019.

DATED at Amberley 29 September 2016

Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. 57/CERT/1320/2015

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Samantha
Youngman pursuant to s.224 of the
Act for renewal of a Manager's
Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Samantha Youngman for renewal of a Manager's Certificate.

When the applicant was originally granted a manager's certificate in September 2015 she made an undertaking to only work at the Nor'Wester Café.

The undertaking is no longer applies as the Inspector is satisfied that she had the necessary experience.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to renewal.

The committee is satisfied that the criteria as set out in s.224 of the Act has been met.

A new certificate and renewal notice can be issued and will remain in force until 23 September 2019.

DATED at Amberley 27 September 2016


Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. 57/CERT/1379/2016

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by James Stephen
McKie pursuant to s.219 of the Act
for a Manager's Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by James Stephen McKie for a Manager's Certificate.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to this application.

We are satisfied that the applicant meets the criteria as set out in s.222 of the Act and grant the application accordingly. The Manager's Certificate may issue immediately.

DATED at Amberley 29 September 2016

Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. 57/CERT/1385/2016

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Anthony John Hunt
pursuant to s.219 of the Act for a
Manager's Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black
Members: Councillor R Davison
Mr M Malthus

HEARING: at Culverden Council Chambers,
30 Mountain View Road (SH7)
Culverden

APPEARANCES:

Mr Antony Hunt – Applicant
Ms D Morrison – Chief District Licensing Inspector – in opposition
Senior Constable G Kyne – New Zealand Police – to assist

RESERVED DECISION OF THE DISTRICT LICENSING COMMITTEE

1. This is an application by Anthony John Hunt for a Managers Certificate
2. Mr Hunt is one of the owners and a director of Mt Lyford Lodge, 10 Mt Lyford Forest Drive, Waiau, which has been operating under a Temporary Authority since 1 July 2016. Mr Hunt's main function at the lodge will be the chef for the restaurant and will include the delivery of meals to tables which will enable him to keep an overview of patrons.
3. Since taking over the business Mr Hunt has employed up to six Duty Managers who have provided him with guidance in the matters of sale and supply of alcohol. As the business is in its early stages of growth and the quantities of meals have been manageable by another staff member, Mr Hunt has been able to spend much of his time working alongside the duty managers.
4. Mr Hunt previously held a Duty Manager's certificate during the period of 1996-2001 when he owned and operated the Castlepoint Beach store in Masterton which operated under an on and off licence. Previous to that Mr Hunt was a bar manager at Cob & Co and a maître d'hôtel at the Golden Phoenix in New Plymouth, where he was responsible for the sale and supply of alcohol.

5. Mr Hunt described his life experience prior to the purchase of the premise at Mt Lyford as varied and it included working in the New Zealand Defence Force, Rural Fire Service – station officer, sales representative for Repco and owner of a lifestyle farm. Mr Hunt described how these life skills had collectively provided him with the relationship knowledge that allowed him to take a common sense approach to the Sale and Supply of Alcohol. Mr Hunt noted especially his experience in the Fire service when being called to situations that may be from the impact of driving under the influence of alcohol; he stated he is fully aware of the possible impact of not being a responsible host.
6. Mr Hunt completed the Licence Controller Qualification in June 2016 and when questioned by Senior Constable Kyne was able to provide examples of when he had used the Intoxication Prevention Assessment Tool and identified examples of what intervention methods he might apply.
7. Mr Hunt has co-developed the Host Responsibility Policy for the Mt Lyford Lodge and currently the Staff Training policy is being re-written to assist with the employment of new staff, as identified when working along-side an experienced Duty Manager.
8. Mr Hunt called a witness, Ms A Oakshot, who has held a manager's certificate since 2008 and had previously worked at the Red Post Café and Waiau Hotel before starting at the Mt Lyford Lodge to assist the licensees. She stated that in her opinion, Mr Hunt had increased his knowledge and understanding in relation to the sale and supply of alcohol and confirmed incidents where she witnessed his discretion to assess prior to sale".
9. During the hearing Senior Constable Kyne sought clarification from Mr Hunt of his understanding of the responsibilities that sit with the Managers Certificate. On questioning Mr Hunt was able to explain that "with his common sense attitude and his desire to grow his business, it is paramount he must work within the law". Mr Hunt had also increased his understanding of some local customers who may need closer attention and monitoring of their consumption of alcohol".
10. Ms Morrison, Chief Licensing Inspector, acknowledged Mr Hunt's life skills and attitude to provide a safe premise and asked Mr Hunt if he would be willing to upskill using the online training tool "Serve Wise" offered through the Health Promotion Agency. Mr Hunt responded "I am preparing to do the food safety course as well as Serve Wise, to assist with managing a safe premise".

COMMITTEE'S DECISION AND REASONS:

11. Section 222 of the Act sets out the matters that must be considered when determining an application for a Manager's certificate.
12. In considering the new application of a Managers Certificate, the licensing authority or licensing committee concerned must have regard to the following matters:
 - Applicants suitability to be a manager
 - Any convictions recorded against the applicant

- Any experience, in particular recent experience that the applicant has had in controlling any premise for which a licence was in force.
- Any relevant training, in particular recent training, that the applicant has undertaken and evidence that the applicant holds the prescribed qualification required under section 218.
- Any matters dealt with in any report under section 220.

13. The committee acknowledges the skills and expertise Mr Hunt brings to this position, and have no concern in regard to his character, reputation and suitability.

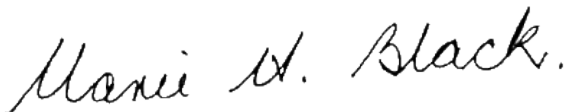
14. The question here is around experience and in particular recent experience. Mr Hunt does have considerable prior experience, although it was some 15 years ago, and there has been the introduction of a new Act since that time. Mr Hunt's most recent experience consists of working alongside other experienced certified managers since opening the premises on 1 July this year.

15. As in an application by Won Young Kim and Kuem-JA Kim DECISION No PH 235/2004 – PH 236/2004 where the Authority reduced the required length of experience required in licensed premises in view of Mr and Mrs Kim's general life experience, the Committee is also prepared to reduce the length of recent experience required in this case.

16. As Mr Hunt appears willing to make an undertaking that he will only use his manager's certificate at the Mt Lyford Lodge premise until further experience has been gained, the committee is satisfied that the applicant meets the criteria as set out in s.222 of the Act.

17. Accordingly the application is granted for a period of one year subject to a written undertaking that Mr Hunt will only use his Managers Certificate in his role at the Mt Lyford Lodge or, after gaining further experience, any other such premises as approved in writing by the Inspector.

DATED at Amberley 14 September 2016



Chairperson

Hurunui District Licensing Committee

Notice of Decision



Decision No. 57/CERT/1390/2016

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Hardeep Singh
Jhandi pursuant to s.219 of the Act
for a Manager's Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Hardeep Singh Jhandi for a Manager's Certificate.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to this application.

We are satisfied that the applicant meets the criteria as set out in s.222 of the Act and grant the application accordingly. The Manager's Certificate may issue immediately.

DATED at Amberley 1 September 2016

Secretary

Hurunui District Licensing Committee

Notice of Decision



Decision No. 007/CERT/11074/2015

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Gurjeet Singh
pursuant to s.224 of the Act for
renewal of a Manager's Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Gurjeet Singh for renewal of a Manager's Certificate.

The applicant was first issued a manager's certificate in Auckland but has requested his renewal with the Hurunui District Licensing Committee as he is now living and working in the Hurunui District.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to renewal.

Under section 218 of the Act the Committee must not renew a manager's certificate unless the manager holds the prescribed qualification.

As the applicant has successfully completed the Licence Controller Qualification Bridging Test, the committee is satisfied that the criteria as set out in s.224 of the Act has been met.

A renewal notice can be issued and will remain in force until 31 August 2019.

DATED at Amberley 23 September 2016


Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. 57/CERT/1394/2016

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by John Darryl
Dawber pursuant to s.219 of the Act
for a Manager's Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by John Darryl Dawber for a Manager's Certificate.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to this application.

We are satisfied that the applicant meets the criteria as set out in s.222 of the Act and grant the application accordingly. The Manager's Certificate may issue immediately.

DATED at Amberley 27 September 2016

Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. GM/021/15998/2012

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Parabhjit Singh
Gill pursuant to s.224 of the Act for
renewal of a Manager's Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Parabhjit Singh Gill for renewal of a Manager's Certificate.

The applicant has previously had his licence issued by Tauranga City Council. The renewal is requested by the Hurunui District Licensing Committee as the applicant is now living and working in the Hurunui District.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to renewal.

Under section 218 of the Act the Committee must not renew a manager's certificate unless the manager holds the prescribed qualification.

As the applicant has successfully completed the Licence Controller Qualification Bridging Test, the committee is satisfied that the criteria as set out in s.224 of the Act has been met.

A new certificate and renewal notice can be issued and will remain in force until 27 September 2019.

DATED at Amberley 29 September 2016


Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. GM/060/545/2009

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Jessica Elizabeth
Ashwell pursuant to s.224 of the Act
for renewal of a Manager's
Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Jessica Elizabeth Ashwell for renewal of a Manager's Certificate.

The applicant has previously had her licence issued by Christchurch City Council. The renewal is requested by the Hurunui District Licensing Committee as the applicant is now living and working in the Hurunui District.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to renewal.

Under section 218 of the Act the Committee must not renew a manager's certificate unless the manager holds the prescribed qualification.

As the applicant has successfully completed the Licence Controller Qualification Bridging Test, the committee is satisfied that the criteria as set out in s.224 of the Act has been met.

A new certificate and renewal notice can be issued and will remain in force until 21 October 2019.

DATED at Amberley 29 September 2016

Secretary
Hurunui District Licensing Committee

Notice of Decision



Decision No. 57/CERT/1397/2016

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Colleen
Macdonald pursuant to s.219 of the
Act for a Manager's Certificate

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Colleen Macdonald for a Manager's Certificate.

In their reports, the Police and District Licensing Inspector have raised no matters in opposition to this application.

We are satisfied that the applicant meets the criteria as set out in s.222 of the Act and grant the application accordingly. The Manager's Certificate may issue immediately.

DATED at Amberley 29 September 2016

Secretary
Hurunui District Licensing Committee