

Decision No. 57/OFF/393/2015

IN THE MATTER of the Sale and Supply of Alcohol Act

2012

<u>AND</u>

IN THE MATTER of an application by Sherwood Estate

Wines Limited pursuant to s.127 of the Act for renewal of an Off-Licence in respect of premises situated at 113P Church Road, Glenmark known as "Sherwood Estate Wines Limited"

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Sherwood Estate Wines Limited for renewal of an Off-Licence in respect of premises situated at 113P Church Road, Glenmark, known as "Sherwood Estate Wines Limited".

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.

The Sherwood Estate Wines Limited has held its current licence since April 2013. While previously the winery operated a cellar door, no tastings are now held at the winery. Jillian advised that occasionally customers call in to the winery to purchase wine; i.e. an average of approximately one sale per week. The wine sales are made in the meeting room shown on the plan attached to the application. There is an EFTPOS machine located in this area to process the sales.

Most of the wine sales are made by wholesale to restaurants and supermarkets therefore not subject to this off-licence.

Jillian and Dayne Sherwood remain the sole directors and shareholders of the licensee company. Jillian was the only duty manager listed on the application. During the interview Jillian confirmed there are two other duty managers employed at the winery; Petter Evans and Charlotte Cunningham.

Sales of glasses of wine were made to patrons outside of the licensed period at the Waipara/North Canterbury Wine and Food Festival's in 2016 and 2018. These breaches

resulted in a warning letter being sent by the NZ Police Alcohol Harm Reduction Unit on 19 March 2018 to the licensees of Sherwood Estate Wines Limited.

The Police correspondence identified that "Because you sold alcohol outside of the special licence in 2016 and the Wine and Food Celebration Committee's Special Licence in 2018 these were breaches of Section 247 of the Sale and Supply of Alcohol Act"

The District Licensing Committee has noted this apparent lack of compliance by the licensee, and the effect it has on their individual licence applications, as well as recognising the effect that non compliance may have on an over- arching licence.

The District Licensing Committee expect the licensee to contact the Secretary as soon as the website is operational, to ensure the compliance checks can be made.

The District Licensing Committee would also like to make it clear that they expect any future applications from the licensee be closely monitored for compliance to ensure all legislation and conditions are met.

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

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 06 May 2021, that being the anniversary date of the licence and three years from the most recent date of expiry.

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 October 2018

Secretary



Decision No. 57/OFF/439/2017

IN THE MATTER of the Sale and Supply of Alcohol Act

2012

<u>AND</u>

IN THE MATTER of an application by Koyama Wines

Limited pursuant to s.127 of the Act for renewal of an Off-Licence in respect of premises situated at 434

Omihi Road, Omihi known as

"Mountford Estate"

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Koyama Wines Limited for renewal of an Off-Licence in respect of premises situated at 434 Omihi Road, Omihi, known as "Mountford Estate".

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

Koyama Wines Limited was incorporated on December 2013. The company has traded as Mountford, firstly with a temporary authority from June to September 2017, and with an off-licence for the past year.

A site visit was made on 16 October 2018 and the current operation was discussed with the licensee, Takahiro Koyama. He advised the cellar door has operated by appointment only with tastings occurring approximately once per month. The frequency of tastings may increase during the coming summer months.

Takahiro was issued a manager's certificate in November 2017 and is the sole duty manager for the winery. He advised he is present at the tasting events.

The website was checked for compliance with the Act. The site gives information on the wines produced, however it does not advertise the wines or enable the purchase of wine via the internet. Email or telephone contact is required to purchase wine or to make bookings for tastings.

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 01 November 2021, 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 24 October 2018

Secretary



Decision No. 57/OFF/445/2017

IN THE MATTER of the Sale and Supply of Alcohol Act

2012

<u>AND</u>

IN THE MATTER of an application by Kalex Wines

2013 Limited pursuant to s.127 of the Act for renewal of an Off-Licence in respect of premises situated at 21 Crofts Road, Omihi known as "Kalex

Wines 2013 Limited"

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Kalex Wines 2013 Limited for renewal of an Off-Licence in respect of premises situated at 21 Crofts Road, Omihi, known as "Kalex Wines 2013 Limited".

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.

The applicant has made an undertaking to have the correct renewed licence details displayed on the website within 2 working days of receiving the licence.

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 03 October 2021, 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 1 October 2018

Secretary



Decision No. 57/OFF/449/2017

IN THE MATTER of the Sale and Supply of Alcohol Act

2012

<u>AND</u>

IN THE MATTER of an application by 27Seconds

Limited pursuant to s.127 of the Act for renewal of an Off-Licence in respect of premises situated at 328 Georges Road, Broomfield known as

"27Seconds"

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by 27Seconds Limited for renewal of an Off-Licence – Remote sales only in respect of premises situated at 328 Georges Road, Broomfield, known as "27Seconds".

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

27Seconds Limited has now held an off-licence for a year to allow the remote sale of its wine.

Peter Chapman is the duty manager for the winery. He has experience as a duty manager at Terrace Edge winery.

The licence information required to be displayed on the website was deficient in some areas.

The incorrect display of the licence details were discussed with Alanna Chapman on 8 October 2018. On 11 October 2018 Alanna advised the information above had been corrected and this was confirmed by a check of the website.

She also is aware that the renewed licence details are to be updated within 2 working days of the receipt of the renewed licence.

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 18 October 2021, 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 17 October 2018

Secretary



Decision No. 57/ON/461/2017

IN THE MATTER of the Sale and Supply of Alcohol Act

2012

<u>AND</u>

IN THE MATTER of an application by Torlesse Wines

Limited pursuant to s.127 of the Act for renewal of an On-Licence in respect of premises situated at 6 Loffhagen Drive, Waipara known as

"Torlesse Wines"

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Torlesse Wines Limited for renewal of an On-Licence in respect of premises situated at 6 Loffhagen Drive, Waipara, known as "Torlesse Wines".

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

Torlesse Wines Limited is an existing winery which has held an off-licence since January 2001. In October 2017 the licensees were issued an on-licence to enable paid tastings, the provision of meals and hosting of events at the winery.

The applicant described the nature of the operation as 'restaurant and wine tastings'. This has been clarified with Kym Rayner who advised they want flexibility in the licensed hours to enable events such as family or group celebrations, e.g. birthdays, work functions, etc. They also want the ability to host pizza nights and similar events on Friday and Saturday nights.

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 17 October 2021, 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 24 October 2018

Secretary



Decision No. 57/ON/466/2017

IN THE MATTER of the Sale and Supply of Alcohol Act

2012

<u>AND</u>

IN THE MATTER of an application by MK Restaurant

Limited pursuant to s.127 of the Act for renewal of an On-Licence in respect of premises situated at 24 Conical Hill Road, Hanmer Springs

known as "MK Restaurant"

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by MK Restaurant Limited for renewal of an On-Licence in respect of premises situated at 24 Conical Hill Road, Hanmer Springs, known as "MK Restaurant".

The applicant also seeks to include an outdoor licensed area.

The area is part of the leased area for the premises and is immediately adjacent to restaurant in the internal courtyard of the shopping complex. The applicant has provided a plan of the area. It is a relatively small area and will accommodate a maximum of three tables and primarily be used during the warmer months of the year. The licensed hours for the restaurant are until 10.00pm; therefore, noise is not foreseen as being a potential concern.

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

MK Restaurant Limited has held an on-licence since 21 July 2017. Miroslaw (Mirek) Kaipowicz is the director and shareholder of the company. He was issued his manager's certificate on 17 September 2018.

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 until 21 July 2021, 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 1 October 2018

Secretary



Decision No. 57/ON/482/2018

IN THE MATTER of the Sale and Supply of Alcohol Act

2012

<u>AND</u>

IN THE MATTER of an application by Ganpati

Enterprises Limited for an on-licence pursuant to s.99 of the Act in respect

of premises situated at 458

Ashworths Road, Amberley known as

"Pukeko Junction Cafe"

BEFORE THE Hurunui District Licensing Committee

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Ganpati Enterprises Limited for an on-licence in respect of premises situated at 458 Ashworths Road, Amberley, known as "Pukeko Junction Cafe".

The general nature of the business to be undertaken is that of a Café/Restaurant with the hours authorised for the sale of alcohol between **Monday to Sunday from 8.00am to 10.00pm.**

Ganpati Enterprises Limited is an existing company registered on 29 August 2012 which previously operated a taxi business. Reena Bist is the sole company director and shareholder.

She has previously held a manager's certificate and is responsible for some administration roles in regard to the current business, e.g. banking.

Reena's husband Ankit Bist is the operational manager for the café. Previously they owned and operated a licensed restaurant in Christchurch trading as, 'It's Indi' from 2009 to 2012.

Ganpati Enterprises Limited has purchased the lease of the premises for 16 years.

The café/restaurant will continue to trade under the same name, Pukeko Junction Café. Generally the operation will be very similar to that under the previous licensee, however with some additional food options and extended trading hours to allow for evening meals. Ankit advised that while additional trading hours have been sought for seven days per week, they only intend to open for evening meals approximately two to three times per week. The days sought are to allow for flexibility particularly for group bookings.

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 an on-licence authorising the sale and supply of alcohol, to any person for consumption on the premises and to let people consume alcohol there.

The licence may issue immediately.

Requirements on holders of on-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.

The applicant's attention is drawn to ss. 56 and 57 of the Act obliging the holder of an onlicence to display:-

- (1) A sign attached to the exterior of the premises, so as to be easily read by persons outside each principal entrance, stating the ordinary hours of business during which the premises will be open for the sale of alcohol; <u>AND</u>
- (2) A copy of the licence, together with a statement of all conditions subject to which it is issued, attached to the inside of the premises so as to be easily read by people entering each principal entrance.

DATED at Amberley this 1 October 2018

Secretary



57/SP/1808/2018

IN THE MATTER of the Sale and Supply of

Alcohol Act 2012

AND

IN THE MATTER of an application by Sarah Jane

Zino for an on-site special licence pursuant to s.138 of the Act in respect of premises situated at 128 Westenras Road, Hawarden and known as Art in a

Garden

BEFORE THE HURUNUI DISTRICT LICENSING COMMITTEE

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Sarah Jane Zino for an on-site special licence in respect of premises situated at 128 Westenras Road, Hawarden and known as Art in a Garden

The nature of the series of events for which the licence is sought is Art and Sculpture Exhibition with the days and hours authorised for the sale of alcohol being **Thursday 25 October 2018 to Sunday 28 October 2018 from 10.00am to 5.30pm**. The licensed area is undesignated and includes the lawn area in front of the house which is enclosed by hedging, fencing and a pond.

Sarah Zino is the proposed manager for the event and although she does not hold a manager's certificate the Committee is satisfied that she will manage the conduct of the sale of alcohol in accordance with the licence. The licensee is exempt from the requirements of appointing a manager under subpart 7 of the Act.

Other staff members who will be responsible for preparing the food, and serving the food and alcohol will assist Sarah. This will enable Sarah to monitor patrons throughout the licensed area. The licensed area is also clearly visible to staff at the food and alcohol servery.

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. 142 of the Act and we grant the applicant an on-site special licence authorising the sale and supply of alcohol, to any person attending this occasion or event.

The licence may issue immediately.

Dated at Amberley this day of 3 October 2018

Secretary



57/SP/1812/2018

IN THE MATTER of the Sale and Supply of

Alcohol Act 2012

AND

IN THE MATTER of an application by Hurunui

Collective Limited for an on-site special licence pursuant to s.138 of the Act in respect of premises

situated at 1 Croft Place,

Culverden and known as Amuri

Area School

BEFORE THE HURUNUI DISTRICT LICENSING COMMITTEE

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Hurunui Collective Limited for an on-site special licence in respect of premises situated at 1 Croft Place, Culverden and known as Amuri Area School

The nature of the particular event for which the licence is sought is Circotica Circus Fundraiser with the days and hours authorised for the sale of alcohol being Friday 19 October 2018 from 6.00pm to 12.00 Midnight. The licensed area is supervised and includes the interior of the school gymnasium, the foyer and the community room.

The applicant has advised that the bar will cease trading 30 minutes prior to the end of the event to allow a 'drink up' time.

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. 142 of the Act and we grant the applicant an on-site special licence authorising the sale and supply of alcohol, to any person attending this occasion or event.

The licence may issue immediately.

Dated at Amberley this day of 5 October 2018

Secretary



57/SP/1815/2018

IN THE MATTER of the Sale and Supply of

Alcohol Act 2012

AND

IN THE MATTER of an application by Amberley

Agricultural & Pastoral
Association for an on-site

special licence pursuant to s.138 of the Act in respect of premises situated at 8/50 Douglas Road,

Amberley and known as Amberley Domain.

BEFORE THE HURUNUI DISTRICT LICENSING COMMITTEE

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Amberley Agricultural & Pastoral Association for an on-site special licence in respect of premises situated at 8/50 Douglas Road, Amberley and known as Amberley Domain.

The nature of the particular event for which the licence is sought is Amberley A & P Show 2018 with the days and hours authorised for the sale of alcohol being Saturday 27 October 2018 from 10.00am to 7.00pm.

The applicant has advised that the alcohol stalls will cease trading 30 minutes prior to the end of the event.

The licensed area is undesignated and includes the 'Hoof to Hotplate' food and wine marquee, The President's tent and an adjacent roped off area extending to the show ring.

A roster of four duty managers has been established to manage the licensed areas. This is considered an improvement on previous years as it is not so onerous for one person to manage throughout the day. Each of the duty manager's hold a current manager's certificate and are considered suitable persons to manage this event.

The duty managers will be:

Julian Ball House of Ball Winery Deborah Pearson Mon Cheval Winery

Belinda Gould Brew Moon Brewing Company

Judith Hart Accolade Wines trading as Waipara Hills Winery

All staff involved in the sale or supply of alcohol will be briefed prior to the licensed period commencing.

The information provided indicates the applicant appears to have appropriate systems, staff, and training to comply with the law at this event.

The licence relates to the food demonstration area and the stalls that will sell wine and beer for consumption at the show.

There will be two outlets selling alcohol within the licensed area:

Waipara Hills: Wine

Brew Moon Brewing Company: Craft beer

The Champion Wine of the Show stall will only provide free wine tastings of the award winning wines.

This year the President's Tent will also be included in the licensed area.

No trade sites at the show will be supplying alcohol to their clients.

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. 142 of the Act and we grant the applicant an on-site special licence authorising the sale and supply of alcohol, to any person attending this occasion or event.

The licence may issue immediately.

Dated at Amberley this day of 2 October 2018

Secretary \



57/SP/1816/2018

IN THE MATTER of the Sale and Supply of

Alcohol Act 2012

AND

IN THE MATTER of an application by Lions Club

of Hawarden-Waikari for an onsite special licence pursuant to s.138 of the Act in respect of premises situated at 99 Princes Street, Waikari and known as

Waikari Hall

BEFORE THE HURUNUI DISTRICT LICENSING COMMITTEE

Deputy Chair: Councillor R Davison

DECISION (ON THE PAPERS)

This is an application by Lions Club of Hawarden-Waikari for an on-site special licence in respect of premises situated at 99 Princes Street, Waikari and known as Waikari Hall

The nature of the particular event for which the licence is sought is the Fund Raiser – 'It's in the Bag' with the days and hours authorised for the sale of alcohol being Friday 26 October 2018 from 7.00pm to 11.00pm. The licensed area is supervised and includes the main room of the hall, entrance foyer and front veranda.

The applicant has advised that the bar will cease trading 30 minutes prior to the end of the event to allow a 'drink up' time.

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. 142 of the Act and we grant the applicant an on-site special licence authorising the sale and supply of alcohol, to any person attending this occasion or event.

The licence may issue immediately.

Dated at Amberley this day of 8 October 2018

Secretary



57/SP/1819/2018

IN THE MATTER of the Sale and Supply of

Alcohol Act 2012

AND

IN THE MATTER of an application by The Thomas

Family and Friends Wine Company Pty Ltd for off-site special licence pursuant to s.138 of the Act in respect of premises situated at 3 Church Road, Glenmark and known as Glenmark Domain

BEFORE THE HURUNUI DISTRICT LICENSING COMMITTEE

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by The Thomas Family and Friends Wine Company Pty Ltd for an offsite special licence in respect of premises situated at 3 Church Road, Glenmark and known as Glenmark Domain

The nature of the particular event for which the licence is sought is A Stall at the Christmas Country Fete with the days and hours authorised for the sale of alcohol being Thursday 25 October 2018 from 9.00am to 4.00pm. The licensed area is undesignated and includes a one metre wide area at the front of the stall.

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. 142 of the Act and we grant the applicant an off- site special licence authorising the sale of alcohol, to any person attending this occasion or event (or series of occasions or events) for consumption off the premises and to supply alcohol free, as a sample, for consumption on the premises.

The licence may issue immediately.

Dated at Amberley this day of 17 October 2018

Secretary



57/SP/1820/2018

IN THE MATTER of the Sale and Supply of

Alcohol Act 2012

AND

IN THE MATTER of an application by Cheviot

Rugby Football Club

Incorporated for an on-site special licence pursuant to s.138 of the Act in respect of premises situated at 57 Ward Road, Cheviot and known as Cheviot

Rugby Club

BEFORE THE HURUNUI DISTRICT LICENSING COMMITTEE

Chairperson: Councillor M Black

DECISION (ON THE PAPERS)

This is an application by Cheviot Rugby Football Club Incorporated for an on-site special licence in respect of premises situated at 57 Ward Road, Cheviot and known as Cheviot Rugby Club

The nature of the particular series of events for which the licence is sought are Cheviot Touch Tornament with the days and hours authorised for the sale of alcohol being 09, 23 and 30 November, 7 and 21 December, 18 and 25 January, 1, 8, 15 and 22 February and 1 March 2018 from 6.00pm to 10.00pm. The applicant has also given two postponement dates to be used in the event of adverse weather being; 8 and 15 March 2018. The licensed area is undesignated and includes the main hall, servery and kitchen and the veranda and concrete areas to the fence, ramp and the carpark.

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

Anna-Louise Ashford (Annie) is the proposed manager for this event. She has held a manager's certificate since August 2014 and has over 10 years' experience in the hospitality trade. Annie is the bar manager at the Cheviot Rugby Club. There have been issues associated with Annie's organisation and management of events held under special licences by the rugby club. A second duty manager for the club has been proposed and an application has been received from Julia Dickson. She has previously held a manager's certificate and has experience as a duty manager at the Cheviot Trust Hotel.

We are satisfied as to the matters to which we must have regard as set out in s. 142 of the Act and we grant the applicant an on-site special licence authorising the sale and supply of alcohol, to any person attending this occasion or event.

The licence may issue immediately.

Dated at Amberley this day of 31 October 2018

Secretary