

# Notice of Decision



Decision No. 57/ON/494/2019

**IN THE MATTER**

of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by LTG Trading Limited for an on-licence pursuant to s.99 of the Act in respect of premises situated at 12A Conical Hill Road, Hanmer Springs known as “Alpine Chinese Restaurant”

**BEFORE THE Hurunui District Licensing Committee**

Chairperson: Mayor M Black

**DECISION (ON THE PAPERS)**

This is an application by LTG Trading Limited for an on-licence in respect of premises situated at 12A Conical Hill Road, Hanmer Springs, known as “Alpine Chinese Restaurant”.

The general nature of the business to be undertaken is that of a Restaurant with the hours authorised for the sale of alcohol between Monday to Sunday from 11.00am to 11.00pm.

LTG Trading Limited was registered on 19 July 2018. The application lists one company director and shareholder, Guanghui Lyu (Tony), however the NZ Companies Officer register showed an additional director and shareholder, Lie Tian. This was discussed with the proposed duty manager, Xiaochen Zhang (Amy), Tony’s wife. Subsequently the licensee has provided updated Companies Office records showing only Guanghui Lyu (Tony) as the sole director and shareholder.

The premises was a licensed restaurant from March 2003 until April 2016, then as an Indian restaurant from August 2016 until August 2017. The applicant has been operating the premises as an unlicensed Chinese restaurant since 5 November 2018.

The licensed areas of the restaurant were detailed on the floor plan of the premises attached to the application. The licensed area includes the indoor restaurant and the outdoor area, which is clearly defined by a low barrier wall and plastic screens under a veranda roof.

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**

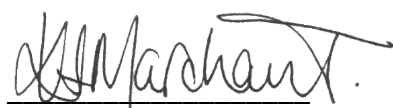
The applicant's attention is drawn to ss. 51 to 54 of the Act where it is a requirement for all holders of an on-licence to ensure that:

- (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 on-licence 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 ; AND
- (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 10 December 2019



Secretary

**Hurunui District Licensing Committee**