

Notice of Decision



Decision No. 57/ON/521/2023

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Himkhand Limited for an on-licence pursuant to s.99 of the Act in respect of premises situated at 30E Conical Hill Road, Hanmer Springs known as "Indian Springs"

BEFORE THE Hurunui District Licensing Committee

Commissioner: Mr M Ward

DECISION (ON THE PAPERS)

This is an application by Himkhand Limited for an on-licence in respect of premises situated at 30E Conical Hill Road, Hanmer Springs, known as "Indian Springs".

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 12.00pm to 2.00pm, and 4.30pm to 9.30pm.

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

The Police did not oppose the application, however commented that it was conditional on "satisfying the Inspector that they have sufficient qualified duty Managers appointed to the premises."

In their reports, the Medical Officer of Health, and 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 only issue once a Certificate of Building Compliance is obtained from the Hurunui District Council's Building Team, in accordance with s. 100(f) of the Act.

The applicant is reminded of the maximum number of persons on the premises, at any time, is **limited to 32 persons**, in accordance with the Resource Consent RC100053.

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 30th day of January 2023



Secretary
Hurunui District Licensing Committee

