

Decision number: 057-2024

IN THE MATTER of Sale and Supply of Alcohol
Act 2012(the Act)

AND

IN THE MATTER of an application by **Weheka
Accommodation Limited**
pursuant to s127 of the Act
for the renewal of the ON
Licence in respect of
premises situated at 15 main
Road, Fox Glacier known as
the "Distinction Hotel Fox
Glacier."

BEFORE THE WESTLAND DISTRICT LICENSING COMMITTEE

The Application

This is an application by **Weheka Accommodation Limited** for the renewal of the ON Licence for premises situated at 15 Main Road, Fox Glacier known as "Distinction Hotel Fox Glacier."

The business operates as a hotel with a licensed lounge and dining room from 2.00pm to 11.00pm.

The licence expired on the 29th of November 2022 and the renewal application stalled due to lack of action from the applicant around the Fire Evacuation Scheme and on-site duty managers.

The DLC set this matter down for a 'status' hearing on 28 May 2024.

Ms. Ashley Baty, General Manager for the applicant company, appeared before us.

She was suitably contrite and admitted there was no real excuse for the delays of the part of the applicant to get the Fire Evacuation Scheme sorted.

As we explained to her at the meeting, if we had been dealing with a high risk tavern or hotel open to the public, the renewal would most likely have been refused many months ago.

We were assured that the correct paperwork had now been filed with FENZ and there was an inspection booked for Friday 31 May 2024.

The Committee decided to give the company one last chance to lodge a complete application with the DLC so that it can be reported on by the agencies and determined by the DLC.

We gave Ms. Baty 21 working days from the date of the hearing to have this task completed. For clarity this date was 27 June 2024.

We are pleased to record that the tasks set have been completed and the application has been reported on by the agencies.

Reasons for the Decision

Neither the Police nor the Medical Officer of Health has raised any final matters in opposition.

The licensed area is now confirmed as **only the Ground Floor restaurant and the First Floor Lounge.**

The inspector reports that the amenity and good order of the area has not been reduced by more than a minor extent.

I am satisfied as to the matters to which we must have regard as set out in s.131 of the Act.

I deal with the application on the papers.

DECISION

The District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012, **approves** an application by **Weheka Accommodation Limited** for the renewal of the ON Licence for premises situated at 15 Main Road, Fox Glacier known as “**Distinction Hotel Fox Glacier**” subject to conditions.

We refresh the licence conditions to reflect best practice.

Conditions:

The ON licence is subject to the conditions listed below:

1. Alcohol may be sold or supplied for consumption on the premises only on the following days and hours:
Monday to Sunday 2.00pm to 11.00pm;
 2. No alcohol is to be sold or supplied on the premises on Good Friday, Easter Sunday, Christmas Day or before 1pm on Anzac Day to any person other than a person who is on the premises to dine or lodging on the premises;
 3. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises.
 4. The following parts of the premises is designated as **Supervised Area at all times: The first floor lounge.**
 5. The licensee must have available for consumption on the premises, at all times when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages.
 6. Food must be available for consumption on the premises at all times the premises are open for the sale and supply of alcohol, in accordance with the sample menu supplied with the application for this licence or menu variations of a similar range and standard. Menus must be visible, and food should be actively promoted;
 7. **A properly appointed certificated, or Acting or Temporary, manager must be on duty at all times when the premises are open for the sale and supply of alcohol and their full name must be on a sign prominently displayed in the premises;**
 8. The licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises;
 9. The Licensee must display:
 - a. At every point of sale, signs detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons;
 - b. At the principal entrance to the premises, so as to be easily read by people immediately outside the premises, a sign stating the ordinary hours of business during which the premises will be open for sale of alcohol;
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- c. A copy of the licence attached to the premises so as to be easily read by persons attending the premises;

The renewal will be for three years from the expiry of the current licence and a replacement licence is to be issued.

The renewed licence will expire on the **29th of November 2025** unless further renewed.

DATED at Hokitika this 10th day of July 2024



Murray Clearwater
Chairperson/Commissioner
Westland District Licensing Committee

