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IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by QBF Drinks Limited for an off-licence pursuant to s.99 of the Act, endorsed pursuant to s.40 of the Act (remote seller), in respect of premises situated at 9 Turakina Road, Dunedin, and known as "Quick Brown Fox"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by QBF Drinks Limited for an off-licence, endorsed as a remote seller, in respect of the premises situated at 9 Turakina Road, Dunedin, and known as the "Quick Brown Fox".

The application is in respect of premises in which the principal business is the sale of alcohol.

The application was duly advertised and no objection or notice of desire to be heard has been received. Accordingly, we deal with the matter on the papers.

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 off-licence authorising the sale and supply of alcohol for consumption on the premises, to any person who is present on the premises.

Although sales are made remotely, the licensee must ensure a certified manager is appointed to the business at all times.

Remote sellers have different requirements to other premises. The first is a response to the fact the buyer is not confronted at the time of purchase and to this end, regulation 14 of the Sale and Supply of Alcohol Regulations 2013 details the requirements imposed on licensees to ensure prohibited people do not purchase alcohol. This regulation is reproduced here for clarity:

14 Reasonable steps to verify that people not under purchase age

(1) The procedures described in subclauses (2) to (4) are reasonable procedures for the purposes of complying with [section 59\(3\)](#) of the Act (which requires the holder of an off-licence to take reasonable steps to verify that the buyer of any alcohol that the holder sells by remote sale (and, if a person other than the buyer is to receive it, to verify that the receiver) is not under the purchase age).

(2) In the case of an order made using an internet site, the procedure is to—

(a) ask the prospective buyer to declare, by ticking an on-screen box, that he or she is 18 years of age or over (and, where a prospective receiver is involved, that the prospective receiver is also 18 years of age or over)—

(i) once when the prospective buyer first enters the internet site; and

- (ii) *again, immediately before the sale of any alcohol is completed; and*
 - (b) *refuse to sell alcohol to the prospective buyer unless, on both occasions, he or she declares that he or she is 18 years of age or over (and, where a prospective receiver is involved, also declares that the prospective receiver is 18 years of age or over).*
- (3) *In the case of a telephone order, the procedure is to—*
- (a) *ask the prospective buyer to declare, orally, that he or she is 18 years of age or over (and, where a prospective receiver is involved, that the prospective receiver is also 18 years of age or over)—*
 - (i) *once when the conversation concerned begins; and*
 - (ii) *again, immediately before the conversation is completed; and*
 - (a) *refuse to sell alcohol to the prospective buyer unless, on both occasions, he or she declares that he or she is 18 years of age or over (and, where a prospective receiver is involved, also declares that the prospective receiver is 18 years of age or over).*
- (4) *In the case of an order made on a physical order form, the procedure is to—*
- (a) *ensure that the form—*
 - (i) *requires the prospective buyer to sign the form at a place at or near its end; and*
 - (ii) *contains 2 requests for the prospective buyer to declare, by ticking a box, that he or she is 18 years of age or over (and, where a prospective receiver is involved, that the prospective receiver is also 18 years of age or over)—*
 - (A) *one at the beginning of the form; and*
 - (B) *the other, immediately before the place on the form where the prospective buyer is required to sign it; and*
 - (b) *refuse to sell alcohol to the prospective buyer unless he or she has ticked both boxes and signed the form.*

Regulation 15 describes the information to be provided by remote sellers. When using an internet website the licence holder must display prominently on the website, any catalogue produced and every receipt issued for alcohol sold remotely:

- (a) The licence holder's name and licence number
- (b) The date the licence expires
- (c) And in addition to this either a legible image of the licence, or a clearly identified link to such image, must be clearly displayed on the website.

The licence will be subject to the following conditions:

- (a) No alcohol shall be delivered on Good Friday, Easter Sunday, Christmas Day or before 1.00 pm on Anzac Day.
- (b) **Orders may be taken at any time on any day**
Deliveries may be made Monday to Sunday 7.00 am to 10.00 pm
- (c) The licensee shall ensure that the provisions of regulation 14 of the Sale and Supply of Alcohol Regulations 2013 relating to the sale and supply of liquor to prohibited persons are observed and shall display appropriate signs on the Internet web page detailing the statutory restriction on the supply of alcohol to minors.
- (d) The Licensee must display on its website and in its catalogue and on every receipt issued for alcohol sold remotely:

- i) The licence holder's name and licence number
- ii) The date on which the licence expires
- iii) A legible image of the licence, or a clearly identified link to such image, to be displayed in a prominent place on the website.

DISPLAY OF LICENCE

A copy of this licence must be displayed in a prominent position on the website or, as an alternative, a clearly identified link to such an image to be displayed.

DATED at Dunedin this 6th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Blackstone Café 1967 Limited pursuant to s.127 of the Act for renewal of an on-licence in respect of premises situated at 134 Gordon Road, Mosgiel, known as "Blackstone Café & Bar"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Blackstone Cafe 1967 Limited for the renewal of an alcohol on-licence in respect of their premises situated at 134 Gordon Road, Mosgiel, and known as the "Blackstone Café & Bar".

The application is for a roll-over of the present conditions.

The application was duly advertised and no objection or notice of desire to be heard has been received. Accordingly, we deal with the matter on the papers.

The Licensing Inspector has assessed the application against the criteria in the Act and is satisfied that the premises is being operated properly.

We are satisfied as to the matters to which we must have regard as set out in s.105 of the Act and therefore renew the licence until 21 September 2027, that being the anniversary date of the licence and three years from the most recent date of expiry and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 13th day of December 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Charlie
Sparrow's Limited pursuant to s.127
of the Act for renewal of an on-
licence in respect of premises
situated at 165 Stuart Street,
Dunedin, known as "Charlie
Sparrows Café"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Charlie Sparrow's Limited for the renewal of an alcohol on-licence in respect of their premises situated at 165 Stuart Street, Dunedin, and known as "Charlie Sparrows Café".

This is the first renewal for the premises and is for a roll-over of the present conditions.

The application was duly advertised and no objection or notice of desire to be heard has been received. Accordingly, we deal with the matter on the papers.

The Licensing Inspector has assessed the application against the criteria in the Act and is satisfied that the premises is being operated properly.

We are satisfied as to the matters to which we must have regard as set out in s.105 of the Act and therefore renew the licence until 28 September 2027, that being three years from the first anniversary of the licence and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 13th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Aika & Co. (2016)
Limited for an on-licence pursuant to
s.99 of the Act in respect of premises
situated at 26 Moray Place, Dunedin,
and known as “Indigo Room”

BEFORE THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Mr C Weatherall
Members: Ms K Lane
Mr L Vandervis

Appearances: Mr C Chieng – for Applicant
Mr D Brown – for Applicant

Ms T Morrison – Licensing Inspector
Sgt S Jones - Police Alcohol Harm Prevention Officer
Mr A Whipp – Medical officer of Health Delegate

Mr K Mechen – Alcohol Advisor/Secretary
Ms L Adamson – Governance Support

HEARING at Dunedin on 16 December 2024

INTRODUCTION

- [1] This is an application by Aika & Co. (2016) Limited for an alcohol on-licence in respect of the premises situated at 26 Moray Place, Dunedin, and known as the “Indigo Room”.
- [2] The Applicant has two directors and shareholders: Mr C Chieng and Mr D Brown. They are seeking trading hours of Monday to Sunday, 11.00 am to 3.00 am the following day and for the premises to be designated a supervised area.
- [3] The application is a result of the Applicant failing to renew their previous licence on time which saw the licence expired. This application is for a replacement licence.
- [4] Public notice of the application did not attract any objections however, the Licensing Inspector and Medical Officer of Health Delegate opposed the application. The Police submitted an interim opposition and support the positions of the other agencies.

HEARING

Mr Chieng

- [5] Mr Chieng is one of the two directors of the applicant company. They first obtained an alcohol licence for the “Indigo Room” in 2020 after having a licensed café at 357 George Street, Dunedin. He tabled their submission and a breakdown summary of their financial position which were accepted.

- [6] The Committee issued a non-publication order relating to the financial report of the Applicant.
- [7] In the time they had operated the premises they faced rising operational costs and financial pressures, especially in the previous 12 months. Mr Chieng said they were not able to pay the renewal fee for the licence which lead to it expiring. They said they acknowledged the initial lack of communication and that it should have been managed better and moving forward, are committed to improving their processes to ensure it doesn't happen again.
- [8] In response to the concerns about their promotions, Mr Chieng said they worked closely with the Licensing Inspector, Ms Morrison, who was able to provide advice and guidance on the issue. The promotions were run in conjunction with other events and the concern raised was the statement there would be a 'complimentary' glass of wine. After discussions with Ms Morrison, Mr Chieng said they have a better understanding of the legislation surrounding alcohol promotions and are committed to operating responsibly and fully complying with the law.
- [9] Mr Chieng said the invoice and subsequent reminders regarding their annual fee were not seen because they went into their 'spam' folder. They were not aware of the issue until Ms Morrison contacted them about the overdue payment and they took immediate steps to remedy the matter. The same issue has arisen with the remote seller's off-licence. They have decided not to pursue that licence and to focus on the on-licence.
- [10] Moving forward, Mr Chieng said they are determined to maintain active and transparent communication with the agencies and will take proactive steps to demonstrate their commitment to compliance and a responsible operation.
- [11] In the time they have operated the premises, there have been no concerns raised with the how the premises has operated and they are not aware of any alcohol-related harms coming from their premises.
- [12] The Committee asked about the large difference between the food and alcohol sales. Mr Chieng said the business generally operates from 5.00 pm until later at night. Most of their customers are present for a drink at the end of a day so alcohol sales make up a larger portion of their revenue. Food is always available but it is a place people usually come to and drink.
- [13] Mr Chieng said their main clientele were over 18 years of age. When they operated the café, there was a mix of ages so they were used to checking the ages of people entering the premises. however, since they have been in Moray Place, it was uncommon to see 16-17 year olds coming in with family. They still actively check the ages of people coming into the premises.
- [14] When asked about the trading hours being sought, Mr Chieng said that while the premises would usually open at 5.00 pm, there are occasionally times when corporate groups ask to use the premises for functions and/or meetings during the day. In total, there would be about 3-4 weeks were year when the day functions took place.

Ms Morrison

- [15] Ms Morrison is the Chief Licensing Inspector for the Dunedin City Council. Both her submission and brief of evidence were presented and accepted.
- [16] She noted that the two directors of the applicant company, Mr Chieng and Mr Brown, are the only two staff listed at the premises.
- [17] On 2 October 2023, Ms Morrison became aware of a promotion for a comedy show at "Indigo Room" which stated there was a complimentary glass of wine upon entering the show. An email was sent to the Applicant but there was no reply. Ms Morrison became aware of another promotion on 26 October 2023 which also advertised a complimentary glass of wine

on entry to the event. After a discussion with the other agencies an email was sent to the Applicant which did receive a response.

- [18] The promotions are a breach of s.237(d) of the Act. However, it was decided to take an educative approach and work with the Applicant instead of the formal warning process.
- [19] The Applicant was invoice for the annual fee for their previous licence on 4 September 2023. Despite reminders being sent over the following months, there was no correspondence from the Applicant. Ms Morrison finally spoke to Mr Chieng in August 2024 and the invoice paid.
- [20] Ms Morrison said their failure to pay the invoice and the lack of communication regarding the annual fee shows a complete lack of suitability and a lack of systems in place to ensure issues do not arise.
- [21] When the Applicant submitted their application for this licence, rather than submitting their latest, up to date information, there was an expectation that Council staff would retrieve the required information from their previous licence. This also shows a lack of systems at the premises and raises further concerns regarding the Applicant's suitability.
- [22] The Committee asked about the comment made in the Medical Officer of Health Delegate's report regarding unlawful alcohol sales. Ms Morrison replied that the comment related to sales during the period when the annual fee had not been paid. Usually, a licence is suspended if the payment isn't made however, on this occasion, there was an administrative error and the licence wasn't suspended.
- [23] In response to another question, Ms Morrison said the onus is on a licensee to ensure annual fees and renewal applications are submitted on time. They are sent invoices and renewal documents ahead of the due dates, and reminders sent if there has been no correspondence, but ultimately it is up to the licensee to ensure payments and application are received before any due date.

Mr Whipp

- [24] Mr Whipp is the Medical Officer of Health Delegate. He had no further submission or evidence to produce beyond his initial opposition report.
- [25] He said the failure of the Applicant to pay their annual fee and submit their licence renewal application on time reflects their lack of commitment to adhering to the legal requirements of holding a licence.
- [26] Mr Whipp commented that the business aligned more closely with a bar and restaurant model. Issuing a tavern style licence would allow the premises to be open until 3.00 am which would likely contribute to a further degradation of the area's amenity and good order. Trading beyond midnight increased the risk of alcohol-related harm.
- [27] The application indicates limited staffing at the premises. Mr Whipp said both of the owners were employed elsewhere and only one of them held a manager's certificate. The limited staffing raises concerns regarding the effective supervision of patrons in the premises, especially during the high risk trading periods or during special events at the premises.
- [28] The Committee asked about reference to a 'bar' in his report. Mr Whipp said that during their interview of the Applicant they talked about the food sales making up about 50% of their turnover. The sale figures submitted by the applicant came after the interviews. The data indicates the premises is operating like a tavern.
- [29] When asked if the agencies asked to view rosters, Mr Whipp said they didn't ask because they were told that the two owners were the only people working at the premises. In response to another question, Mr Whipp said they always asked to see a premises' incident log. On this occasion there were no concerns so the matter has not been raised.

Sgt Jones

- [30] Sgt Jones is the Dunedin Police Alcohol Harm Prevention Officer. He supports the positions of the Licensing Inspector and Medical Officer of Health.
- [31] He said there has been a lot more emphasis on the s.237 requirements for alcohol promotions. There needs to be more education of licensees both in the Dunedin area and across the country generally. In this matter, Sgt Jones said the Applicant received sufficient education to ensure there shouldn't be a recurrence at this premises. the agencies in Dunedin are highlighting the requirements around promotions
- [32] When asked if there had been any issues in the time the Applicant operated the premises during the past four years, Sgt Jones said he was unaware of any issues relating to the premises.

CLOSING

Ms Morrison

- [33] Ms Morrison said there had been sufficient evidence presented to demonstrate the Applicant had not put their best foot forward. However, when they have been contacted they have been quick to remedy the situation.
- [34] The Committee needed to consider their level of commitment to the business. Communication is the key but, when they held the licence for the past four years, messages were sent to them but they were ignored. There has been a lack of systems and processes in place to ensure issues such as those that lead to the expiry of their previous licence did not occur.
- [35] Holding an alcohol licence is a privilege. If the Applicant wants a licence, there are requirements that must be met for that privilege. One of the requirements is the presence of a certified manager at all times. While there is uncertainty about the future of the premises, there is only one manager listed on the application. If the licence is granted, staffing at the premises will need to be addressed by the Applicant.
- [36] There is no evidence to indicate the premises contributes to alcohol-related harm in the area.
- [37] Ms Morrison said she was not opposed to the Applicant being issued a licence but there needed to be conditions placed on the Applicant to ensure the premises is operated properly.
- [38] The Committee noted Fire and Emergency NZ had indicated there was not a current Fire Evacuation Scheme (FES) for the premises. Ms Morrison explained that the FES was the responsibility of the building owner, not the tenants.
- [39] The Committee asked what Ms Morrison recommended in the way of systems for the premises. She said the required records were produced when they were requested. The main issue was the Applicant was not keeping a record of when annual fees were due nor when the licence needed to be renewed. Ms Morrison said they needed to be aware of these dates and suggested the use of an electronic diary with an alarm feature at the very least.

Mr Whipp

- [40] Mr Whipp said they had concerns about the systems in place at the premises. there were only two staff listed. They have an outdoors area for patrons which is not visible from the bar. The design of the premises does not lend itself to be easily managed with few staff. How will they manage the people coming to the premises with only two staff?
- [41] Mr Whipp acknowledged there was no recorded harm from the premises.
- [42] He said they did not oppose the grant of the licence.

Sgt Jones

- [43] Sgt Jones told the Committee that the new regime meant licences were harder to obtain and easier to lose.
- [44] He believes the Applicant can move forward. The clientele of the premises are not generally from the high risk demographic.
- [45] Sgt Jones said the Police were not opposed to the grant of the licence but the Committee may wish to add some conditions to guide the Applicant. The initial licence is only for 12 months so the licence will be reassessed at that time.

Mr Chieng

- [46] Mr Chieng said they could not operate without a licence.
- [47] They are aware they need to employ more staff and are actively advertising now. They have purchased some CCTV cameras to be installed so the areas covered by their licence will be monitored.
- [48] The process of applying for a new licence has affected them. They now have a better understanding of what is required of them to ensure a successful operation. They are committed to working with the licensing agencies to ensure success.
- [49] The Committee asked the Applicant if it was right to assume they are in the position of having to apply for a new licence because of a lack of understanding of the Act. Mr Chieng agreed with that summation.

DECISION

- [50] This application is a result of the Applicant failing to renew their previous licence for the same premises.
- [51] The reporting agencies have suggested this was a result of the Applicant not having adequate systems in place to ensure that their statutory requirements were being met. This was exacerbated by them either ignoring or not receiving correspondence from the licensing administration team.
- [52] The Committee was also advised that the Applicant, while operating the premises under the previous licence, breached s.237 of the Act with two promotions associated with the premises. On that occasion they were spoken to by the agencies and advised of the rules regarding the promotion of alcohol. Sgt Jones said promotions was an area that needed to have greater emphasis across the country and the agencies in Dunedin are being more proactive in educating licensees about what is allowed when promoting events at their premises.
- [53] There was no evidence of any harm being attributed to this premises since it was opened by the Applicant four years earlier.
- [54] The reporting agencies are satisfied the Applicant is more aware of their obligations as the holder of an alcohol licence and now have better systems in place, including communication with the agencies, to ensure compliance with the legislation.
- [55] The Committee is concerned that the owners of the applicant company are the only two people listed as working at the premises, and only Mr Chieng is a certified manager. They have indicated they are advertising for staff.
- [56] In considering the application, the Committee must consider s.105(1) of the Act:
 - a) s.105(1)(a) – object of the Act: this was not raised by the agencies as an issue.

- b) s.105(1)(b) – suitability of the Applicant: a lot of evidence was produced which cast doubt on the suitability of the Applicant to hold an alcohol licence. However, the agencies are satisfied the Applicant can move forward and now has a better understanding of what is required of them.
- c) s.105(1)(c) – the relevant local alcohol policy: the application falls within what is allowed pursuant to the policy.
- d) s.105(1)(d) – day on which and hours during which the Applicant proposes to sell alcohol: the hours are reasonable for the style of licence sought. What is a concern is the lack of staff at this time. The Committee would like the hours of trade limited to 50 hours per week until such time as more staff, and in particular a certified manager, are employed.
- e) s.105(1)(e) – design and layout of the premises: this is appropriate but could be difficult to monitor patrons with low staffing. The Applicant has stated they will install CCTV to coverage of the spaces is constant.
- f) s.105(1)(f) – whether the Applicant will sell other goods other than alcohol, low-alcohol and non-alcoholic refreshments and food: there is no indication this will be the case.
- g) s.105(1)(g) – whether the applicant will engage in the provision of other services unrelated to their core business: there is no indication that this will be the case.
- h) s.105(1)(h) & (i) – amenity and good order of the locality: this was not raised by the agencies. They indicated there was no evidence of any harm being attributable to the premises.
- i) s.105(1)(j) – appropriate systems, staff and training to comply with the law: the lack of these lead to the agencies opposing the grant of the licence. However, during the hearing, the Committee was told the Applicant has been willing to discuss matters with the agencies and they believed they could move forward.
- j) s.105(1)(k) – any other matters raised: no other matters were raised for consideration.

[57] The Committee is satisfied as to the matters to which we must have regard and we grant the Applicant an on-licence authorising the sale and supply of alcohol for consumption on the premises, to any person who is present on the premises.

[58] The applicant's attention is drawn to ss.56 and 57(1) of the Act obliging the holder of an on-licence to display:

- a) 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,
- b) A copy of the licence, and of the conditions of the licence, attached to the interior of the premises so as to be easily read by persons entering through each principal entrance; AND,
- c) A sign prominently displayed inside the premises, which identifies by name the manager for the time being on duty.

[59] The licence will be subject to the following conditions:

- (a) No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1.00 pm on Anzac Day to any person who is not present on the premises to dine.
- (b) Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 11.00 am to 3.00 am on the following day: EXCEPT THAT on the Thursday before Good Friday, and on Easter Saturday, and on Christmas Eve and on the day before Anzac Day, alcohol may only be sold between 11.00 am and 12.00 midnight.

- (c) The following steps must be taken to promote the responsible consumption of alcohol:
 - (i) A range of food choices must be readily available at all times that the premises is open. Menus must be visible, and food should be actively promoted. A minimum of three types of food should be available. The range or style of food will be shown on any menu submitted. Alternatively, the range of food should include such items as paninis, pizzas, lasagne, toasted or fresh sandwiches, wedges, pies, filled rolls, and/or salads.
 - (ii) A range of low alcohol and non-alcoholic drinks must be readily available at all times the premises is open.
 - (iii) Water must be freely available at all times that the premises is open.
- (d) The following steps must be taken to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
 - (i) The licensee must ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.
 - (ii) The whole of the premises is designated a supervised area.
- (e) The licensee must ensure that signs are prominently displayed within the licensed premises detailing information regarding alternative forms of transport from the premises.
- (f) **A one-way door shall apply from 2.30 am.**

DISPLAY OF LICENCE AND PRINCIPAL ENTRANCE/S

[60] A copy of this licence must be displayed at the principal entrance(s) to the premises as outlined in the plan received by the Dunedin District Licensing Committee on 21 October 2024. The entrance from the lane off Moray Place is designated as the principal entrance.

[61] The Committee also imposes the following conditions on the Applicant:

- a) While staffing at the premises is low, a maximum of 50 hours per week per duty manager should not be exceeded.
- b) Rosters for staff working must be available for inspection at any time by the reporting agencies.
- c) Systems must be developed and maintained to ensure statutory timelines are met.

DATED at Dunedin this 20th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by AND Catering Limited for an on-licence pursuant to s.99 of the Act in respect of premises situated at 117 Stuart Street, Dunedin, and known as "Pizza Bar"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by AND Catering Limited for an on-licence in respect of the premises situated at 117 Stuart Street, Dunedin, and known as the "Pizza Bar". The general nature of the business to be undertaken is that of a pizza restaurant.

The application results from a change of licensee. The premises is currently operating under a temporary authority.

The application was duly advertised and no objection or notice of desire to be heard has been received. Accordingly, we deal with the matter on the papers.

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 for consumption on the premises, to any person who is present on the premises.

The applicant's attention is drawn to ss.56 and 57(a) 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, and of the conditions of the licence, attached to the interior of the premises so as to be easily read by persons entering through each principal entrance; AND,
3. A sign prominently displayed inside the premises, which identifies by name the manager for the time being on duty.

The licence will be subject to the following conditions:

- (a) No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1.00 pm on Anzac Day to any person who is not present on the premises to dine.
- (b) Alcohol may be sold only on the following days and during the following hours:

Monday to Sunday 11.00 am to 1.00 am the following day: EXCEPT THAT on the Thursday before Good Friday, and on Easter Saturday, and on Christmas Eve and on the day before Anzac Day, alcohol may only be sold between 11.00 am and 12.00 midnight.

- (c) The following steps must be taken to promote the responsible consumption of alcohol:
 - (i) A range of food choices must be readily available at all times that the premises is open. Menus must be visible, and food should be actively promoted. A minimum of three types of food should be available. The range or style of food will be shown on any menu submitted. Alternatively, the range of food should include such items as paninis, pizzas, lasagne, toasted or fresh sandwiches, wedges, pies, filled rolls, and/or salads.
 - (ii) A range of low alcohol and non-alcoholic drinks must be readily available at all times the premises is open.
 - (iii) Water must be freely available at all times that the premises is open.
- (d) The following steps must be taken to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
 - (i) The licensee must ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.
 - (ii) The whole of the premises is designated a supervised area.
- (e) The licensee must ensure that signs are prominently displayed within the licensed premises detailing information regarding alternative forms of transport from the premises.

DISPLAY OF LICENCE AND PRINCIPAL ENTRANCE/S

A copy of this licence must be displayed at the principal entrance(s) to the premises as outlined in the plan received by the Dunedin District Licensing Committee on 25 October 2024. The entrance from Stuart Street is designated as the principal entrance.

DATED at Dunedin this 6th day of December 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/104/ON

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by S G Y Enterprises Limited pursuant to s.127 of the Act for renewal of an on-licence in respect of premises situated at 91 St Andrew Street, Dunedin, known as "Takeichi New Zealand"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by S G Y Enterprises Limited for the renewal of an alcohol on-licence in respect of their premises situated at 91 St Andrew Street, Dunedin, and known as "Takeichi New Zealand".

The application is for a roll-over of the present conditions.

The application was duly advertised and no objection or notice of desire to be heard has been received. Accordingly, we deal with the matter on the papers.

The Licensing Inspector has assessed the application against the criteria in the Act and is satisfied that the premises is being operated properly.

We are satisfied as to the matters to which we must have regard as set out in s.105 of the Act and therefore renew the licence until 13 October 2027, that being the anniversary date of the licence and three years from the most recent date of expiry and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 13th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Leith Pub Company Limited pursuant to s.138 of the act for a special licence in respect of the premises situated at 135 Stuart Street, Dunedin, and known as "Albar"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Leith Pub Company Limited for a special licence for their premises situated at 135 Stuart Street, Dunedin, and known as "Albar".

The applicant has requested a special licence for an extended area in front of their premises for New Years Eve. The time during which the extension will be in place is on Tuesday 31 December 2024 between 11.00 am and 3.00 am the following day. They have requested the premises be designated a supervised area for the duration of the extension.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. A one-way door shall apply to the area from 2.30 am.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 16th day of December 2024

Kevin Mechen
Secretary
DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Balmacewen
Bowling Club Incorporated pursuant
to s.138 of the act for a special
licence in respect of the premises
situated at 31 Balmacewen Road,
Dunedin, and known as
“Balmacewen Bowling Club”

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Balmacewen Bowling Club Incorporated for a special licence for their premises situated at 31 Balmacewen Road, Dunedin, and known as the “Balmacewen Bowling Club”.

The applicant has requested a special licence to host the Findex Staff Christmas Function on Friday 20 December 2024 between 12.30 pm and 5.30 pm. They have requested the premises be designated a restricted area for the duration of the function.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Balmacewen
Bowling Club Incorporated pursuant
to s.138 of the act for a special
licence in respect of the premises
situated at 31 Balmacewen Road,
Dunedin, and known as
“Balmacewen Bowling Club”

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Balmacewen Bowling Club Incorporated for a special licence for their premises situated at 31 Balmacewen Road, Dunedin, and known as the “Balmacewen Bowling Club”.

The applicant has requested a special licence to host the Otago Boys’ High School Staff Christmas Function to be held on Tuesday 10 December 2024 between 12.30 pm and 4.30 pm. They have requested the premises be designated a restricted area for the duration of the function.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by DWB Octagon Limited pursuant to s.138 of the act for a special licence in respect of the premises situated at 12 The Octagon, Dunedin, and known as "Brew Bar"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by DWB Octagon Limited for a special licence for their premises situated at 12 The Octagon, Dunedin, and known as the "Brew Bar".

The applicant has requested a special licence for an extended area in front of their premises on Tuesday 31 December 2024 between 10.00 am and 3.00 am the following day. They have requested the area be designated a supervised area for the duration of the extension.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. A one-way door shall apply from 2.30 am.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

We would like to remind the applicant that there is a shutdown period for alcohol licensing between 20 December and 15 January which is set in the legislation. In the future it would be helpful if any special licence applications for January and February were to be submitted early in the preceding December.

DATED at Dunedin this 16th day of December 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Brighton Rugby Football Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 1047 Brighton Road, Brighton, and known as "Brighton Rugby Football Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Brighton Rugby Football Club Incorporated for a special licence for their premises situated at 1047 Brighton Road, Brighton, and known as the "Brighton Rugby Football Club".

The applicant has requested a special licence so they can offer alcoholic refreshments from their premises during the Brighton Gala Day to be held on Sunday 19 January 2025 between 10.00 am and 5.00 pm.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. The Licensing Inspector has discussed placing barriers around their outdoor space to prevent people from removing alcohol from their licensed area. There are no extra conditions required to be added to the licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Brighton Rugby
Football Club Incorporated pursuant
to s.138 of the act for a special
licence in respect of the premises
situated at 1047 Brighton Road,
Brighton, and known as "Brighton
Rugby Football Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Brighton Rugby Football Club Incorporated for a special licence for their premises situated at 1047 Brighton Road, Brighton, and known as the "Brighton Rugby Football Club".

The applicant has requested a special licence for their Christmas Do to be held on Friday 13 December 2024 between 2.00 pm and 10.00 pm. They have requested the premises be designated a restricted area for the duration of the function.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/271/SP

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Caversham
Sports Club Incorporated pursuant to
s.138 of the act for a special licence
in respect of the premises situated at
40 Hazel Avenue, Dunedin, and
known as "Caversham Bowling Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Caversham Sports Club Incorporated for a special licence for their premises situated at 40 Hazel Avenue, Dunedin, and known as the "Caversham Bowling Club".

The applicant has requested a special licence to host Tracey Clark and Daniel Scorrings' Wedding on Saturday 14 December 2024 between 7.00 pm and 12.00 midnight. They have requested the premises be designated a supervised area for the duration of the function.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Chisholm Park Golf Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 16 Tahuna Road, Dunedin, and known as "Chisholm Links"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Chisholm Park Golf Club Incorporated for a special licence for their premises situated at 16 Tahuna Road, Dunedin, and known as the "Chisholm Links".

The applicant has requested a special licence to host the Bison Group's Christmas Function on Friday 13 December 2024 between 7.00 pm and 12.00 midnight. They have requested the premises be designated a supervised area for the duration of the function.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 11th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Dunedin Folk Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 450 Silverstream Valley Road, North Taieri, and known as "Waioara Scout Camp"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Dunedin Folk Club Incorporated for a special licence for the premises situated at 450 Silverstream Valley Road, North Taieri, and known as the "Waioara Scout Camp".

The applicant has requested a special licence for The Whare Flat Folk Festival to be held over the New Year period. They are seeking this licences to be able to sell alcohol at the following times:

Monday 30 December 2024	5.00 pm to 11.00 pm
Tuesday 31 December 2024	12.00 midday to 1.00 am the following day
Wednesday 1 January 2025	12.00 midday to 11.00 pm
Thursday 2 January 2025	12.00 midday to 11.00 pm

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

There is no certified manager at this event however the person responsible has relevant experience. The applicant has therefore been granted an exemption by the Dunedin Licencing Committee from having a certified manager present for the event pursuant to section 213(2) of the Act.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Green Island
Rugby Football Club Incorporated
pursuant to s.138 of the act for a
special licence in respect of the
premises situated at 82 Neill Street,
Green Island, and known as "Green
Island Rugby Football Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Green Island Rugby Football Club Incorporated for a special licence for their premises situated at 82 Neill Street, Green Island, and known as the "Green Island Rugby Football Club".

The applicant has requested a special licence to host the JJ LTD Engineering Staff Function to be held on Saturday 7 December 2024 between 3.30 pm and 12.00 midnight.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Green Island Rugby Football Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 82 Neill Street, Green Island, and known as "Green Island Rugby Football Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Green Island Rugby Football Club Incorporated for a special licence for their premises situated at 82 Neill Street, Green Island, and known as the "Green Island Rugby Football Club".

The applicant has requested a special licence for a Club Acknowledgment Night and Christmas Dinner to be held on Thursday 12 December 2024 between 5.00 pm and 12.00 midnight.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 11th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Leith Bowling Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 2 Duke Street, Dunedin, and known as "Leith Bowling Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Leith Bowling Club Incorporated for a special licence for premises situated at 2 Duke Street Dunedin and known as Leith Bowling Club.

The applicant has requested a special licence to host J Dubrulle's End of Year Function to be held on Friday 13 December 2024 between 10.30 am and 7.00 pm.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. Fire and Emergency NZ (FENZ) have commented that the applicant indicated on the application that there is a current and operable Fire Evacuation Scheme. **This is not the case;** the scheme submitted required some amendments before being resubmitted. This has not happened and is being followed up by FENZ.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

The Committee would like the applicant to finalise their Fire Evacuation Scheme as soon as possible.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Leith Bowling Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 2 Duke Street, Dunedin, and known as "Leith Bowling Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Leith Bowling Club Incorporated for a special licence for their premises situated at 2 Duke Street, Dunedin, and known as the "Leith Bowling Club".

The applicant has requested a special licence to host the ODT End of Year Function to be held on Saturday 7 December 2024 between 6.30 pm and 11.30 pm.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. However, Fire and Emergency NZ have advised the premises does not have a registered Fire Evacuation Scheme (FES). An application was submitted but was returned for the Club to make some amendments. The scheme has not been resubmitted.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

We urge the Club to make the required changes to the FES and return it as soon as possible so there is a registered fire evacuation process for their premises.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Michael Joseph Moroney (the “Applicant”) pursuant to s.138 of the act for a special licence in respect of the premises situated at 65 Hanover Street, Dunedin, and known as “Hanover Hall”

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Michael Joseph Moroney (the “Applicant”) for a special licence for the premises situated at 65 Hanover Street, Dunedin, and known as “Hanover Hall”.

The applicant has requested a special licence for an evening called ‘Ballads to Blues’ to be held on Friday 3 January 2025 between 7.30 pm and 10.00 pm.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

There is no certified manager at this event however the person responsible has relevant experience. The applicant has therefore been granted an exemption by the Dunedin Licensing Committee from having a certified manager present for the event pursuant to section 213(2) of the Act.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 16th day of December 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Mornington Bowling Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 17 Bowler Avenue, Dunedin, and known as "Mornington Bowling Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Mornington Bowling Club Incorporated for a special licence for their premises situated at 17 Bowler Avenue, Dunedin, and known as the "Mornington Bowling Club".

The applicant has requested a special licence for John William's 60th Birthday to be held on Saturday 14 December 2024 between 7.00 pm and 11.30 pm. They have requested the premises be designated a supervised area for the duration of the function.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. Fire and Emergency NZ have indicated the Club's Fire Evacuation Scheme is not current and requires attention. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by The NZ Federation of Young Farmers Clubs Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 22 Garthmyl Road, Middlemarch, and known as "The Stables"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by The NZ Federation of Young Farmers Clubs Incorporated for a special licence for the premises situated at 22 Garthmyl Road, Middlemarch, and known as "The Stables".

The applicant has requested a special licence for the Strath Taieri Young Farmers Speed Shears 2025 to be held on Saturday 1 February 2025 between 5.00 pm and 2.00 am the following day. They have requested the premises be designated a supervised area for the duration of the event.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 16th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Otakou Golf Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 33 Otakou Golf Course Road, Otago Peninsula, and known as "Otakou Golf Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Otakou Golf Club Incorporated for a special licence for their premises situated at 33 Otakou Golf Course Road, Otago Peninsula, and known as the "Otakou Golf Club".

The applicant has requested a special licence for two functions. The first is the Inch Bar Christmas Function on Saturday 7 December 2024 and the second a Post Christmas Golf Tournament and Function on Saturday 25 January 2025. Both events will run from 11.00 am to 6.00 pm and they have requested the premises be designated a supervised area for the duration of each event.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Outram Hotel 1878 Limited pursuant to s.138 of the act for a special licence in respect of the premises situated at 23 Holyhead Street, Outram, and known as "Outram Hotel"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Outram Hotel 1878 Limited for a special licence for their premises situated at 23 Holyhead Street, Outram, and known as the "Outram Hotel".

The applicant has requested a special licence to be able to extend their trading hours for New Year's Eve on Tuesday 31 December 2024 between 2.00 pm and 1.00 am the following day. They have requested the premises be designated a restricted area for the duration of the day.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence, however, the applicant is reminded that there must be substantial food available while they are open.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

We must remind the applicant that, although the special licence was granted on this occasion, there is no guarantee that future applications received within 20 working days of an event will be processed in time.

DATED at Dunedin this 17th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Roslyn Wakari Association Football Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 49 Frasers Road, Dunedin, and known as "Roslyn Wakari Associated Football Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Roslyn Wakari Association Football Club Inc for a special licence for their premises situated at 49 Frasers Road, Dunedin, and known as the "Roslyn Wakari Associated Football Club".

The applicant has requested a special licence to host Foleys Work Christmas Function to be held on Friday 20 December 2024 between 12.00 midday and 5.40 pm.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 12th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/272/SP

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by St Clair Bowling Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 13 Ings Avenue, Dunedin, and known as "St Clair Bowling Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by St Clair Bowling Club Incorporated for a special licence for their premises situated at 13 Ings Avenue, Dunedin, and known as the "St Clair Bowling Club".

The applicant has requested a special licence to host the Placemakers Christmas Party to be held on Saturday 14 December 2024 between 7.00 pm and 12.00 midnight.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/268/SP

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by St Clair Bowling Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 13 Ings Avenue, Dunedin, and known as "St Clair Bowling Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by St Clair Bowling Club Incorporated for a special licence for their premises situated at 13 Ings Avenue, Dunedin, and known as the "St Clair Bowling Club".

The applicant has requested a special licence for the Yellow Eyed Penguin Trust (YEPT) Christmas Party to be held on Friday 13 December 2024 between 4.00 pm and 9.00 pm.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/283/SP

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by The Black Sheep Restaurant and Bar 2023 Limited pursuant to s.138 of the act for a special licence in respect of the premises situated at 26 Factory Road, Mosgiel, and known as "The Black Sheep"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by The Black Sheep Restaurant and Bar 2023 Limited for a special licence for their premises situated at 26 Factory Road, Mosgiel, and known as "The Black Sheep".

The applicant has requested a special licence for their End of Year Staff Function to be held on Monday 23 December 2024 between 5.00 pm and 1.00 am the following day.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 12th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by New Level Developments Limited pursuant to s.138 of the act for a special licence in respect of an extended area in front of the premises situated at 24 The Octagon, Dunedin, and known as "The Craic Irish Tavern" and "Thistle"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by New Level Developments Limited for a special licence for their premises situated at 24 The Octagon, Dunedin, and known as "The Craic Irish Tavern" and "Thistle".

The applicant has requested a special licence for an extended area in front of their premises for the New Year Eve Celebrations to be held on Tuesday 31 December 2024. They are seeking the extended area from 8.00 am to 3.00 am next day. They have requested the premises be designated a supervised area for the duration.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. An extra condition requiring the implementation of a one-way door from 2.30 am will be applied to the licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Waikouaiti Rodeo Club pursuant to s.138 of the act for a special licence in respect of the premises situated at 188 Beach Street, Waikouaiti, and known as "Waikouaiti Rodeo Club"

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

In accordance with section 191(2) of the Sale and Supply of Alcohol Act 2012 this application has been considered under delegated authority.

DECISION

This is an application by Waikouaiti Rodeo Club for a special licence for the premises situated at 188 Beach Street, Waikouaiti, and known as the "Waikouaiti Rodeo Club".

The applicant has requested a special licence for their Waikouaiti Rodeo to be held on Wednesday 1 January 2025 between 10.00 am and 6.00 pm. They have requested the premises be designated a supervised area for the duration of the event.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There are no extra conditions that need to be added to this licence.

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 special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 5th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Octagon Precinct
Limited for a temporary authority
authorising the holder to carry on the
sale and supply of alcohol pursuant to
s.136 of the Act in respect of premises
situated at 29 The Octagon, Dunedin,
and known as “Commons Eatery”

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Commissioner C Weatherall

DECISION

This is an application by Octagon Precinct Limited an order allowing them to carry on the sale and supply of alcohol pursuant to the underlying licence no. 069/ON/26/2019 in respect of premises situated at 29 The Octagon, Dunedin, and formerly known as “Nova”.

The premises is now operating as the “Commons Eatery”.

The general nature of the business to be undertaken is that of a café and restaurant.

The Licensing Inspector advises that there have been no issues of concern raised in relation to the new licensee. They have another premises in Dunedin that raises no issue of concern.

The Committee is satisfied that the applicant will operate the premises properly and therefore issues an order authorising the applicant to carry on the sale and supply of alcohol, under the same conditions as were granted initially, for a period of three months from 13 December 2024.

DATED at Dunedin this 6th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/33/TA

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Gurbani Cooks
Limited for a temporary authority
authorising the holder to carry on the
sale and supply of alcohol pursuant to
s.136 of the Act in respect of premises
situated at 18 Fryatt Street, Dunedin,
and known as "Harbourside Grill"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Commissioner C Weatherall

DECISION

This is an application by Gurbani Cooks Limited an order allowing them to carry on the sale and supply of alcohol pursuant to the underlying licence no. 069/ON/48/2022 in respect of the premises situated at 18 Fryatt Street, Dunedin, and known as the "Harbourside Grill".

The general nature of the business to be undertaken is that of a restaurant.

The Licensing Inspector advises that there have been no issues of concern raised in relation to the applicant who has recently purchased another premises in Dunedin.

The Committee is satisfied that the applicant will operate the premises properly and therefore issues an order authorising the applicant to carry on the sale and supply of alcohol, under the same conditions as were granted initially, for a period of three months from 16 December 2024.

DATED at Dunedin this 6th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Kilda Hospitality Limited for a temporary authority authorising the holder to carry on the sale and supply of alcohol pursuant to s.136 of the Act in respect of premises situated at 2 Prince Albert Road, Dunedin, and known as "St Kilda Tavern"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Commissioner C Weatherall

DECISION

This is an application by Kilda Hospitality Limited for a further order allowing them to carry on the sale and supply of alcohol pursuant to the underlying licence no. 069/ON/88/2019 in respect of the premises situated at 2 Prince Albert Road, Dunedin, and known as the "St Kilda Tavern".

The general nature of the business to be undertaken is that of a tavern.

This is the second temporary authority granted to the applicant to allow continued trading while their on-licence application is determined. The conditions of the first temporary authority continue.

The Licensing Inspector has opposed the grant of this temporary authority citing applicant suitability, systems, staff, and training and the object of the Act.

The application cannot be declined without a hearing so the evidence can be heard and any rebuttal from the applicant considered. There are no available dates at this time.

The Committee will grant a further temporary authority until 28 March 2025 to allow time for the substantive licence hearing to be convened. This decision does not pre-empt the result of the hearing.

ORIGINALLY DATED at Dunedin this 22nd day of November 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by D and B Fabricators
Limited for a temporary authority
authorising the holder to carry on the
sale and supply of alcohol pursuant to
s.136 of the Act in respect of premises
situated at 25 Snow Avenue,
Middlemarch, and known as "Strath
Taieri Hotel"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Commissioner C Weatherall

DECISION

This is an application by D and B Fabricators Limited for an order allowing them to carry on the sale and supply of alcohol pursuant to the underlying licence no. 069/OFF/26/2022 in respect of premises situated at 25 Snow Avenue, Middlemarch, and known as the "Strath Taieri Hotel".

The general nature of the business to be undertaken is that of a hotel with off-licence.

The Licensing Inspector advises that the application arises from the holder of the previous temporary authority withdrawing their application for their substantive licence. The applicant in this matter is the owner of the physical premises and has previously been the licensee. There are issues with an expired Building Warrant of Fitness and Fire Evacuation Scheme but the respective authorities are satisfied the issues will be resolved. There are no safety issues.

The Committee is satisfied that the applicant will operate the premises properly and therefore issues an order authorising the applicant to carry on the sale and supply of alcohol, under the same conditions as were granted initially, for a period of three months from 6 December 2024.

DATED at Dunedin this 6th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by D and B Fabricators
Limited for a temporary authority
authorising the holder to carry on the
sale and supply of alcohol pursuant to
s.136 of the Act in respect of premises
situated at 25 Snow Avenue,
Middlemarch, and known as "Strath
Taieri Hotel"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Commissioner C Weatherall

DECISION

This is an application by D and B Fabricators Limited an order allowing them to carry on the sale and supply of alcohol pursuant to the underlying licence no. 069/ON/50/2022 in respect of premises situated at 25 Snow Avenue, Middlemarch, and known as the "Strath Taieri Hotel".

The general nature of the business to be undertaken is that of a hotel.

The Licensing Inspector advises that the application arises from the holder of the previous temporary authority withdrawing their application for their substantive licence. The applicant in this matter is the owner of the physical premises and has previously been the licensee. There are issues with an expired Building Warrant of Fitness and Fire Evacuation Scheme but the respective authorities are satisfied the issues will be resolved. There are no safety issues.

The Committee is satisfied that the applicant will operate the premises properly and therefore issues an order authorising the applicant to carry on the sale and supply of alcohol for a period of three months from 6 December 2024.

DATED at Dunedin this 6th day of December 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Kilda Hospitality Limited for a temporary authority authorising the holder to carry on the sale and supply of alcohol pursuant to s.136 of the Act in respect of premises situated at 2 Prince Albert Road, Dunedin, and known as "St Kilda Tavern"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Commissioner C Weatherall

DECISION

This is an application by Kilda Hospitality Limited for a further order allowing them to carry on the sale and supply of alcohol pursuant to the underlying licence no. 069/OFF/23/2019 in respect of the premises situated at 2 Prince Albert Road, Dunedin, and known as the "St Kilda Tavern".

The general nature of the business to be undertaken is that of a tavern incorporating an off-licence.

This is the second temporary authority granted to the applicant to allow continued trading while their off-licence application is determined. The conditions of the first temporary authority continue.

The Licensing Inspector has opposed the grant of this temporary authority citing applicant suitability, systems, staff, and training and the object of the Act.

The application cannot be declined without a hearing so the evidence can be heard and any rebuttal from the applicant considered. There are no available dates at this time.

The Committee will grant a further temporary authority until 28 March 2025 which will allow the hearing to be convened. This decision does not pre-empt the outcome of the licence hearing.

ORIGINALLY DATED at Dunedin this 22nd day of November 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE