

February 2024 Contents

Types of licence: CLU = Club
 OFF = OFF
 ON = ON
 SP = Special
 TA = Temporary Authority

OFF - New World Gardens - renewal
OFF - Outram Hotel 1878 Ltd - renewal
OFF - Strath Taieri Hotel - renewal
OFF - The Hamper Room NZ - remote seller renewal
ON - Carousel - renewal
ON - Diggers Tavern Mosgiel - renewal
ON - Ferry Indians - new licence
ON - Greenland's Cafe & Bar - renewal
ON - Ironie Cafe & Bar - renewal
ON - Larnach Castle - renewal
ON - Natures Wonders - renewal
ON - Outram Hotel 1878 Ltd - renewal
ON - Pearl Diver - new licence
ON - Residency - new licence
ON - Rhubarb - renewal
ON - Sila Turkish Cafe, Restaurant and Takeaway - renewal
ON - Strath Taieri Hotel - renewal
ON - Tee Box - new licence
ON - Yvette Williams Retirement Village - renewal
ON - Yvetter Williams Retirement Village - renewal
SP - Balmacewen Bowling Club - birthday function
SP - Brew Bar - extended area for Pink Concert
SP - Caversham Sports Club - 2 x birthday functions
SP - Dunedin Fringe Arts Trust - Dunedin Fringe Festival
SP - Dunedin Ice Hockey Association - March of Ages Ice Hockey Tournament
SP - Ettrick's Venue - series of events
SP - Geraldine Distiller Ltd - Gintastic
SP - Green Island Rugby Football Club - wedding
SP - Kiwi Spirits NZ Ltd - Gintastic
SP - Leith Bowling Club - 3 x functions
SP - Lobo Altuve - Lobofest Summer Edition 2024
SP - McKenzie & Willis - Preview Night
SP - Musical Theatre Dunedin - Firebringer the Musical
SP - No8 Fine Spirits Limited - Gintastic
SP - Otago Darts Assn - South Dunedin Community Hall 25th anniversary
SP - Otago Darts Association - 80th birthday and 3 dance evenings
SP - Otago Racing Club - NZB Breeders Day 2024
SP - Otago Racing Club - Regional Young Farmers Qualifier
SP - Otago Racing Club - wedding
SP - Otakou Golf Club - Social Golf Competition
SP - Physiotherapy Students Association - 2024 Camp
SP - Pirates Rugby Football Club - The Great USA Day
SP - Saddle Hill Brewery & Distillery - tasting sessions
SP - Sandymount Kilns Distillery Ltd - Gintastic
SP - St Clair Golf Course - 2 x functions
SP - Strath Taieri Collie Club - Dog Trials
SP - Taieri Collie Club - dog trials
SP - The Classy Tart Enterprises Ltd - Gintastic
SP - The Craic Irish Tavern - extended area for Pink and All Blacks test

SP - Tora Mombora Ltd - Aotearoa Surf Film Festival
SP - Twelfth Hour Distillery Ltd - Gintastic
SP - University of Otago - Orientation 2024
SP - University of Otago Zoology Department - Happy Hours
SP - Vault 21 - extended area for Pink
SP - Wakari Bowling Club - Rutherford birthday
SP - Wakari Bowling Club - Sinclair birthday
TA - Two Fat Indians - new licensee
OFF - Larnach Castle - off-licence renewal
OFF - Larnach Castle - renewal
OFF - Macandrew Bay Store - new licence

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Larnach Castle Limited pursuant to s.127 of the Act for renewal of an off-licence in respect of premises situated at 145 Camp Road, Pukehiki, Otago Peninsula, known as "Larnach Castle"

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 Larnach Castle Limited for the renewal of an alcohol off-licence in respect of their premises situated at 145 Camp Road, Pukehiki, Otago Peninsula, and known as "Larnach Castle".

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 7 November 2026, 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 5th day of February 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 Larnach Castle Limited pursuant to s.127 of the Act for renewal of an off-licence in respect of premises situated at 145 Camp Road, Pukehiki, Otago Peninsula, known as "Larnach Castle"

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 Larnach Castle Limited for the renewal of an alcohol off-licence in respect of their premises situated at 145 Camp Road, Pukehiki, Otago Peninsula, and known as "Larnach Castle".

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 7 November 2026, 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 5th day of February 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 FJS Love Limited for an off-licence pursuant to s.99 of the Act in respect of premises situated at 497 Portobello Road, Macandrew Bay, and known as "Macandrew Bay Store "

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 FJS Love Limited for an off-licence in respect of their premises situated at 497 Portobello Road, Macandrew Bay, and known as the "Macandrew Bay Store".

The application is in respect of premises in which the sale of alcohol would be an appropriate complement to the kind of goods sold in the premises.

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.

The premises is in an area identified in the Dunedin Local Alcohol Policy as a remote area. This licence is therefore granted pursuant to section 34 of the Act: the sale of alcohol from a 'normal' off-licence premises in Macandrew Bay would be uneconomic and the grant of this licence will not cause any significant increase in alcohol-related harm in the area.

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.

The applicant's attention is drawn to ss.56 and 57(a) of the Act obliging the holder of an off-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 or delivered on Good Friday, Easter Sunday, Christmas Day, or before 1.00 pm on Anzac Day.
- (b) Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 8.00 am to 8.00 pm
- (c) No alcohol may be sold other than—
- (i) beer that complies with the appropriate New Zealand food standard for beer; or
 - (ii) mead that complies with the appropriate New Zealand food standard for mead; or
 - (iii) fruit or vegetable wine that complies with the appropriate New Zealand food standard for fruit or vegetable wine; or
 - (iv) grape wine that complies with the appropriate New Zealand food standard for grape wine; or
 - (v) a food flavouring, prepared for culinary purposes, that is unsuitable for drinking undiluted.
- (d) While alcohol is being supplied free as a sample, water is to be provided to patrons free of charge at the place where the samples are being provided.
- (e) Only the area delineated on the attached plan is a permitted area for the display and promotion of alcohol.

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 24 November 2023. The entrance from Portobello Road is designated as the principal entrance.

DATED at Dunedin this 12th day of February 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 Basnef Limited
for renewal of an off-licence
pursuant to s.127 of the Act in
respect of premises situated at, 6
North Road, Dunedin, and known as
“New World Gardens”

BEFORE THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Mr C Weatherall

Members: Mr R Amohau
Ms K Elliot

Appearances: Mr C Broderick – for Applicant
Mr I Thain – Counsel for Applicant

Sgt S Jones – Police Alcohol Harm Prevention Officer
Ms S Bekhuis–Pay – Medical Officer of Health Delegate
Mr A Whipp – Medical Officer of Health Delegate

Mr J Whelan – Students for Sensible Drug Policy Ōtepoti/Dunedin – Objector
Dr L Gordon – Counsel for Objector
Ms L Mason – Hold On To Your Friends – witness for Objector

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

HEARING at Dunedin, 29 August 2023

INTRODUCTION

- [1] Prior to this hearing taking place a prehearing conference was convened on 10 August 2023 to consider the standing of the objector Students for Sensible Drug Policy Ōtepoti/Dunedin (SSDP).
- [2] The Committee was told SSDP represented the student population in Dunedin, although a very small proportion of that population are members of the group. They are concerned with the welfare of the population with regards to their substance use.
- [3] Counsel for the Applicant did not believe they had standing. Their offices are about 1.5km from the Applicant’s premises. some of SSDP’s members may live within the area of the premises but they have not objected to the licence renewal. There were two supermarkets closer to SSDP’s office which were also more likely to be frequented by students than the Applicant’s premises.

- [4] At the conclusion of the prehearing conference, the Committee found that, while SSDP has a small membership, it does represent a portion of students, namely their membership, and hold a greater interest than the public in general due to their proximity to the premises and the premises is located in a student dense residential area. Ultimately, the Committee determined SSDP met the criteria for standing as an objector and were afforded all rights as a party to the proceedings prescribed in s.204(3) of the Act. For clarity, this hearing occurred prior to the Royal ascension of the Sale and Supply of Alcohol (Community Participation) Act 2023 and is subject to the earlier limitations and procedures.
- [5] This is an application by Basnef Limited for the renewal of an off-licence for their premises situated at 6 North Road, Dunedin, and known as the “New World Gardens”. The Applicant does not seek any changes to the licence conditions and the single alcohol area remains unchanged.
- [6] Public notice of the application received an objection from the group known as Students for Sensible Drug Policy Ōtepoti/Dunedin (SSDP). Their concerns relate to the sale of single units of beer, wine and cider at less than \$6.00 per unit. They also do not believe the trading hours of the premises take into account the fact they are situated near two halls of residence that cater for first year university students. The store also allows in-store sampling of wine which SSDP consider to be inappropriate at this location.
- [7] Neither the Licensing Inspector nor Medical Officer of Health opposed the application. However, the Police have opposed the renewal. They believe the Applicant selling single units of beer and cider in containers 500ml or less does not align with the object of the Act and raises questions about the suitability of the Applicant. The Police also mention the amenity and good order of the location and cites sections 105(1)(h) and (i) of the Act.
- [8] To mitigate their concerns, the Police seek two conditions: the prohibition of single unit sales of beer and cider in containers 500ml or less, excluding craft beers, and the prohibition of external advertising or promotion of alcohol.

HEARING

Mr Thain

- [9] Mr Thain introduced the Applicant’s position. He said this was the first renewal of a licence that was granted after a hearing in 2022. The initial application had been opposed by the Licensing Inspector who wanted a prohibition of single serve units of beer and cider. On that occasion, the Committee did not impose such a condition. The opposition by the Police in this matter has a slightly wider scope.
- [10] The criterion for renewal is found in s.131 of the Act. The Licensing Inspector has reported that the Applicant is suitable to hold an alcohol licence and that renewing the licence under the same conditions would be in accordance with the Act.
- [11] The Police have indicated concern at the amenity and good order of the locality. The sections cited for this opposition, sections 105(1)(h) and (i), only relate to new licence applications. Section 131(1)(b) of the Act relates to amenity and good order for renewal applications. In this section the Committee needs to consider whether the amenity and good order of the locality would improve by more than a minor extent if the licence was not renewed. There are no amenity and good order issues in the area of the premises therefore this is not a consideration.

- [12] The Applicant accepts they must demonstrate their suitability to the Committee. They were found to be suitable twelve months earlier when the licence was granted. There has been no suggestion that anything has happened at the premises to indicate the Applicant's suitability status has changed. The premises has been operated properly and within the requirements of the legislation.
- [13] The Applicant still sells some high strength beer at a lower cost, but this has not changed in the past 12-months. They had agreed to remove some of the products, and this has been done. The high strength beers currently stocked are 'premium' beers.
- [14] Mr Thain pointed out that an Applicant is not 'unsuitable' if they sell alcohol. Alcohol is a legal product that may be sold at this premises. If sales being made are inappropriate, or the Applicant continues to sell alcohol if they are presented with evidence of alcohol-related harm in the area, there may be suitability issues. However, there have been no issues with the manner in which alcohol is being sold and the Police have not approached with them any concerns.
- [15] The Applicant understands his responsibilities under the Act and to the community. However, there is a limit to what he can control; he can control the manner in which alcohol is sold from the premises, but not how, or where, the alcohol purchased is consumed. Alcohol will not be sold to minors, or groups where minors are present. If, for whatever reason, the staff have concern for a customer, alcohol will not be sold.
- [16] Parliament has defined alcohol-related harm for the purpose of this legislation as being the consequences of inappropriate or excessive consumption of alcohol. The Applicant cannot control how alcohol is consumed, and the Committee must apply the current law. Parliament has written the law so a balance can be achieved. They do not intend the legislation to impede people's right to drink responsibly. People have the right to make choices so long as they do not impinge on others. Freedoms cannot be restricted without good cause and evidence to support the proposed restrictions.
- [17] Section 3 of the Act describes its purpose as being for the benefit of the community as a whole. The majority of people do not drink to excess or cause problems for other people. The Act is reasonable, and its administration helps to achieve the object of the Act. The conditions can be imposed by the Committee, but they must be reasonable and not inconsistent with the Act.
- [18] The Police have changed what they are seeking in the way of imposed conditions. Their opposition report dated 15 April 2023 sought a restriction on external advertising and single unit sales of 500ml or less. In their submission dated 28 July 2023, they now seek a prohibition of single unit sales of beer and cider at, or less than, \$6.00 per unit and for the premises' single alcohol area to be designated a restricted area.
- [19] Mr Thain questions whether the two conditions would be a proportionate response to the perceived problems. The designation of the single alcohol area would not achieve a reduction in alcohol-related harm. It would inconvenience shoppers and place an unreasonable cost on the Applicant. Similarly, there is no evidence that a minimum cost per single unit would reduce alcohol-related harm. Such a move would be an inconvenience to the shoppers, especially those who are trying to control their drinking levels and financial budgets. These conditions would be unreasonable and a disproportionate response to perceived problems.

- [20] In *Dharma Enterprises Ltd*, [2023] NZARLA 79, the bottle store already had a no single unit sales condition which was by consent, but with regard to the minimum price, the Authority indicated that such a condition could lead to more issues. They said it was not appropriate for them to consider a price point because of unintended consequences.
- [21] Mr Thain requested a non-publication order covering some of the data in Mr Broderick's brief of evidence. The order was challenged by Dr Gordon who said the information was available to anyone using the supermarket. Mr Thain agreed but continued seeking a non-publication order. The information was for the Committee and served no purpose being made available outside the hearing.
- [22] The Committee granted the non-publication order for paragraphs 45, 57, 59, 61, 62, 64, 65 and 69 of Mr Broderick's brief of evidence, this being information not readily available to the public at large and being of some commercial sensitivity. The Committee finds granting the non-publication order does not impede the public's ability to learn of the proceedings and appropriately balances the privacy of the person with affairs before the Committee.

Mr C Broderick

- [23] Mr Broderick is one of the two directors of the applicant company. The other director is his wife. He presented his brief of evidence, and it was accepted.
- [24] He said he was in the store 45-50 hours per week, often at closing time. He was generally present through the day on Thursday, Friday, Saturday, and Sunday of each week. He keeps an overview of what is happening in the various parts of the store either by being there or from the reports from those working in the areas.
- [25] When asked how seriously he took the alcohol regulations, Mr Broderick said they took them very seriously. If they lost their alcohol licence, it would be a breach of their franchise agreement. To ensure they meet all compliance areas, they conduct internal training covering matters relating to alcohol. The Sale and Supply of Alcohol Act is part of the training as well as part of the induction training for new staff.
- [26] Mr Thain asked what kinds of alcohol-related issues they came across in the store. Mr Broderick said sales were often declined because of no identification, non-approved identification, not all members of a group being able to produce identification and intoxication. When asked, he said they would get an intoxicated person on average once per month. When they are identified, they are asked to leave the premises. The checkout operator makes the call when someone is asked to leave the premises.
- [27] When asked about the process for alcohol deliveries and 'click and collect', Mr Broderick said the person making the delivery will ask for identification if the person appears under 25 years of age and, if there is a group of people, each must produce identification. When there is a 'click and collect', the person has their identification checked before they can take their order.
- [28] The store generally closes at 9.00 pm but occasionally, for example at Christmas time, they may stay open until 9.30 pm. At this time people tend to buy large amounts of product, including alcohol, and it takes time to process their purchases at the checkouts.
- [29] Mr Broderick was asked if they ran promotions during 'O-Week'. He said they did, but the promotions did not include alcohol. They covered the products most likely to be required in flats, for example, cleaning products and food. He said they did not specifically target

students because there was no benefit. Their spend was low when compared to others who visit the store.

- [30] Mr Thain asked if, when there was an incident at the premises, the actions of the staff were reviewed. Mr Broderick said when it was just an issue with identification, they didn't review the matter. However, when it related to other issues there was a review carried out. They have a good communication with the local community police, and they also employed store detectives.
- [31] When asked about the large container premium beers, Mr Broderick said they were bought by a range of customers. In response to another question, he said he had not seen, nor had reports of, problems with the consumption of single cans.
- [32] The Committee asked about door staff. Mr Broderick said they were introduced after the first hearing and have been retained since then. There has only been one person denied entry in the time they have been in place. They are employed to provide door cover for 40 hours per week. In response to another question, he said the students tended to shop earlier in the day.
- [33] The Committee asked about the floor plan attached to the application. Mr Broderick said there were some changes in the checkout area but not in the single alcohol area. There were now 10 self-service points.
- [34] Sgt Jones asked about the delivery drivers. Mr Broderick said the five delivery people were New World employees, and they underwent the same training as the checkout operators. They do not leave groceries if there is no-one home. If the person receiving the items appears underage or they do not have the correct identification, the alcohol is not delivered. Similarly, if the person appears intoxicated, the alcohol is not delivered. Deliveries were not made to halls of residence.
- [35] When asked by Sgt Jones, he said the security are static guards and one of their roles is to prevent the entry of intoxicated people, especially during 'O-Week' and St Patrick's Day.
- [36] Sgt Jones asked how he could state that the community was drinking less. Mr Broderick said the statement was based on their alcohol sales which were falling. In response to another question, Mr Broderick said they did stock the products held in the photographs of 'Simon' in the Police exhibits.
- [37] Sgt Jones asked if Mr Broderick was aware of the alcohol-related harm in the community. He said he had not noticed any harm. He was unaware of anything in the carpark.
- [38] In response to another question, Mr Broderick said they would stock more than 10 types of premium beer greater than 4.5% alcohol by volume (ABV). He said a range of people bought the single units but couldn't provide data regarding the number of students who made such purchases.
- [39] Dr Gordon asked if Mr Broderick was aware that 7.5% alcohol was more harmful than a 5% beer. He replied he was not aware of any evidence, but he would assume it depended on the quantity consumed. He was also asked if they considered the vulnerable people in their community when they stocked their shelves. Mr Broderick said they did not, but they sold their alcohol responsibly, were aware of people's ages and were mindful of intoxication. They did not target students although they had a reputation for being a student store. They make up a part of the business, but not the whole business.

- [40] When asked about the products on the shelves, he said the franchise had 'A' range products that must be stocked, 'B' range which big stores will stock, and 'C' range which are optional for the franchisee. The prices charged are across all stores and are set by the franchise.
- [41] Dr Gordon questioned why he didn't acknowledge the vulnerable people in the community. Mr Broderick said it wasn't not acknowledging the community, just that there is no evidence of issues in North East Valley. Similarly, there is no evidence that the halls of residence are any different to other parts of the city. To the submission made by SSDP that students will look for low priced, high ABV products however, he said there was no evidence of this in his store.
- [42] In response to questions from the Committee, Mr Broderick said Foodstuffs South Island determines what is classed as 'premium' beer. He said they were looking at multipacks like the other stores.
- [43] He told the Committee they are notified when there has been a controlled purchase operation (CPO) as well as mystery shoppers, although these have not been re-established since the Covid lockdown. They have not been the subject of any enforcement action.
- [44] Mr Broderick acknowledged he had seen a small number of homeless people in the area but has never seen them drinking products from their store. He also said he had never seen 'Simon' at the New World Gardens.
- [45] The Committee asked what multipacks would sell for if a minimum \$6.00 per unit was imposed. He said he couldn't say but generally, it would mean each unit in a pack would sell for less than the single unit price. When a package is broken, the units are made into four packs for sale, for example, four packs of Speight's would sell for \$9.99.
- [46] They keep the training updated at the store. They carry out regular training as normal but whenever there is a change in the legislation, new training is undertaken to ensure everyone is kept up to date.
- [47] Mr Thain asked if New World Gardens had the closest population of students of the 43 New World stores in the South Island. Mr Broderick said Lincoln would also have a high student population in their community. He also commented that they, New World Gardens, had below average alcohol sales across the New World group.
- [48] Mr Broderick said they were expanding their alcohol-free options, and this was resonating with their customers. That range is promoted at the entry to the single alcohol area.

Dr Gordon

- [49] Dr Gordon is counsel for the objector. She said they were seeking a 9.00 pm close except for the Christmas period.
- [50] The culture around drinking is alarming. There needed to be recognition of the harm being caused and changes made accordingly. She said there were multiple vulnerabilities in the area around the premises. The amenity and good order would improve if the licence was not renewed but she accepted that alcohol sales would transfer to other premises.

Mr J Whelan

- [51] Mr Whelan is the president of the Students for Sensible Drug Policy Ōtepoti/Dunedin. He presented his brief of evidence, and it was accepted.

- [52] He said he had been with SSDP for about three years. They consider Dunedin to have a large student population. Mr Whelan said there was large amounts of alcohol-related harm in North Dunedin and North East Valley.
- [53] The sale of single units is a concern for SSDP however, there was evidence that increasing the minimum unit price of alcohol does lead to a reduction in alcohol-related harm. He also cited Casswell et al., (2014: National Research Bureau, 2012) where she stated that, *"It must be acknowledged that heavy or frequent drinkers, including young drinkers such as Otago students, buy a higher proportion of cheaper alcohol."*
- [54] Mr Whelan also commented that cheap wine is often sold for a lesser unit price than a lot of the beer sold at the premises. He said the cheap wine plays a role in the student culture, especially with the BYO diners. Mr Whelan said that the primary purpose people are attending BYO dinners is to get drunk so they will actively look for high strength, low-cost wine.
- [55] To minimise the harm from the cheap products, Mr Whelan said SSDP asked the Committee to impose the following conditions:
- a. No specials/promotions on single units of beer or cider of greater than 6% ABV if the normal price is below \$10.00.
 - b. No specials/promotions on multipacks if greater than 6% ABV.
 - c. No wine with a normal price of \$10.00 or less to be subject to discounting/promotions.
 - d. No wine normally priced higher than \$10.00 can be discounted below \$10.00.
 - e. A closing time of 9.00 pm.
- [56] Mr Thain asked what he thought of the 9.00 pm closing except for the Christmas period. Mr Whelan thought that would be reasonable.
- [57] Mr Thain then asked about the paper by Casswell et al. When one looks at the whole paper, the research is based on a self-reporting assessment, and they note that risky purchases took place after 10.00 pm. The paper discusses the low unit price of \$1.80 with the purchase times being after 10.00 pm. Mr Whelan acknowledged the points of Mr Thain. Mr Thain also stated that in one of the research papers referenced by Mr Whelan, the Executive Summary noted that the heaviest drinkers purchased their alcohol from the higher price bracket.
- [58] In Scotland a minimum unit price was imposed. A study looking at the results showed the minimum price did not impact the target group of young, heavy drinkers. Mr Whelan said he knew of the studies but decided not to reference them.
- [59] Ms Bekhuis-Pay asked what drinks students buy if they are having a night drinking. Mr Whelan said they would buy any cheap, high ABV products.
- [60] The Committee asked if SSDP had considered approaching Foodstuffs directly about their alcohol pricing. Mr Whelan said they had not because it was not considered viable after dealings with the alcohol industry.
- [61] In response to another question, Mr Whelan said they had no evidence of students buying single units when they leave their halls. They generally purchase their alcohol earlier.

Ms Mason

- [62] Ms Mason is a student at the University of Otago and a member of the student groups Hold On To Your Friends (HOTYF) and Students for Sensible Drug Policy Ōtepoti/Dunedin. She presented her evidence, and it was accepted.
- [63] She said the HOTYF group was trying to change the drinking culture where people could enjoy their drinks without 'needing' to drink hazardingly. They are trying to work with the student bars.
- [64] During the Covid lockdown, people in Castle Street were able to obtain high strength, low-cost beer from the New World Gardens. Students regularly visited this store because the other bottle stores were closed. Sometimes people went twice in a day when they ran out of alcohol early. The second time they went to the store, they would have been intoxicated because they had been drinking. When asked, Ms Mason said they would drink because it was no fun sitting around doing nothing.
- [65] Dr Gordon asked about the halls of residence. Ms Mason said they would look for the 'golden standard'; this was a standard drink for \$1.00. Cask wine was the best choice for this, and they were bought from the New World Gardens. There was significant drinking in the halls.
- [66] Ms Mason said they were looking at getting posters into the halls of residence to promote non-drinking alternatives. They are looking at a better drinking culture. She said one of the reasons people drank in the flats was because people didn't feel safe, and drinking helped remove that fear.
- [67] Alcohol was a significant part of the student culture. It was poorly regulated, and this was leading to alcohol-related harm. It led to the death of Sophia Crestani.
- [68] Dr Gordon asked why Ms Mason came to Dunedin. She said she looked forward to the culture but when she arrived here, she did not find it enjoyable. It is possible to drink and have fun, but people were into hazardous drinking. People needed to take personal responsibility, but alcohol is so available to young, vulnerable people. Ms Mason said she was not opposed to alcohol but was not happy with the harm that resulted from hazardous drinking.
- [69] Mr Thain asked about her enrolment at hall of residence 'Unicol'. Ms Mason said they were asked how important alcohol was in their lives on a scale of 1 to 10. She said people didn't put 1 as a score because it would have meant being put on a non-alcohol floor. When asked if she had an unhealthy relationship with alcohol, Ms Mason said she was getting better over the last couple of years. She said a lot of students grow out of it, but this was a party university.
- [70] Ms Mason accepted that supermarkets did not pressure anyone to drink but she said they did make available cheap, high strength alcohol. If it is available, the students will get it.
- [71] When the second lockdown was announced, Ms Mason said she got into a car, like most students, and visited bottle stores to stockpile alcohol. Once the bottle stores were forced to close they went to supermarkets where cask wine was sold. Usually, they went to the self-service area where there was an identification check only.
- [72] Mr Thain confirmed the statement in her brief of evidence that it was common for her friend group to drink to get drunk. There was no use drinking if that was not their goal. Ms

Mason said they would turn up to flats with multipacks of alcohol. They did not generally buy single units unless it was to top up what they had bought with a higher strength option.

- [73] In response to a question, Ms Mason said they were trying to set up student bars where they could go for live music, videos, etc. They wanted to take away the need for people to drink alcohol by providing alternatives. They wanted to get a shift from the street parties to supervised environments, where students could safely meet up with their friends without a focus on alcohol.
- [74] When asked, Ms Mason said students tended to stop going to off-licences between 7 and 8.00 pm. Students did not tend to go to on-licence premises because the alcohol was too expensive, often about \$15.00 per drink. It was much cheaper to go to an off-licence.
- [75] Sgt Jones asked about "O-Week". Ms Mason said there were massive parties in flats and on the streets. Most events during this period involved alcohol. During the lockdown, a lot of students drank behind closed doors because socialising was limited. They also went to the Northern Cemetery and the Botanic Gardens off Lovelock Avenue. On St Patrick's Day it was common to go to Bracken's View. A lot of rubbish is left in the area. In response to another question, she said the gatherings were not organised as such, just word of mouth.
- [76] The Committee asked for Ms Mason's thoughts on the conditions sought by SSDP. She acknowledged that cask wine was a new conversation but would like to see the regulation around this product being addressed. The conditions sought by SSDP would make a difference.
- [77] Ms Mason, in response to another question, said she had been to the "Starters Bar". She said it was good, somewhere to go to meet people and to listen to live music.

Sgt Jones

- [78] Sgt Jones is the Alcohol Harm Prevention Officer for the Dunedin Police. He presented his evidence, and it was accepted. He also introduced his exhibits, and they were accepted.
- [79] He described the area around the Applicant's premises as being high-risk with a vulnerable community. To mitigate the harm, Sgt Jones said they were seeking a condition prohibiting sales of single units at, or below, \$6.00 per unit. They were also requesting that the single alcohol area in the store be designated a restricted area.
- [80] Mr Thain asked what new evidence was received by the Police that led to their changed position from the original opposition was submitted on 15 April 2023. Sgt Jones said the evidence was new to him which led to the change.
- [81] Mr Thain pointed out that the data presented in evidence covered the four-year period from 15 July 2019 to 17 July 2023. The data, while representing incidents where alcohol was a 'contributing factor', did not define the nature of the contribution. The incidents described in Sgt Jones's evidence at paragraphs [45], [52] and [58] were not within the 800m radius of the New World Gardens. This was not disputed by Sgt Jones.
- [82] The incidents described in Exhibits M, N and O did not state the type of alcohol involved, the volume nor whether alcohol was consumed, information regarding the offenders, where they were from or where the alcohol came from; there was no evidence that the alcohol involved was obtained from the New World Gardens. Sgt Jones replied that while there was no evidence the alcohol came from the supermarket, caselaw states it was likely.

- [83] The incidents referred to in Sgt Jones's evidence all occurred before the initial opposition was submitted, therefore Mr Thain suggested he had all the evidence he was relying on at this hearing.
- [84] Sgt Jones was asked if the research relating to advertising included price. He replied that it did not.
- [85] Mr Thain asked if there was any evidence of the store selling alcohol to minors or if there was an issue with the systems, staff and training within the store. Sgt Jones said there was no such evidence of sale to minors. He said he was concerned with the training of staff within the store and the fact that minors could enter the single alcohol area.

CLOSING

Sgt Jones

- [86] Sgt Jones detailed caselaw that included the imposition of conditions relating to the prohibition of single unit sales. The cases cited related to bottle stores and the conditions imposed have generally been by consent of the licensee or they have been undertakings made by the licensee that have been made conditions of the licence.
- [87] Data taken from the Police National Intelligence Geospatial Platform was produced in the form of maps showing the locations of incidents where alcohol was a contributing factor. The maps also indicated the deprivation level of the area surrounding the Applicant's premises.
- [88] Sgt Jones stated that the store has vast single sales stock and, while the alcohol-related harm cannot be directly attributed to the Applicant's store, there can be no doubt that the premises contributes to some of the harm in the area.
- [89] Evidence was produced relating to reports of shoplifting from the store by underage people. Sgt Jones said the imposition of a restricted designation on the single alcohol area would restrict access to alcohol by minors entering the premises. He said the flow-on effect of this would be a substantial increase in the amenity and good order of the area because shoplifting occurrences lead to wider harm in the community.
- [90] Sgt Jones concluded by saying that the continued presence of single sales products in the community are a major contributor to alcohol-related harm. He urged the Committee to consider the community in relation to the harm being caused as a result of the Applicant's operation in a vulnerable community.
- [91] He reminded the Committee it has the ability to impose discretionary conditions, including designations on parts of a premises, and requested that a condition stating that "*No single sales of beer or cider priced at, or less than, \$6.00 per unit are to be sold*". The Police seek the single alcohol area designated a restricted area.

Mr Thain

- [92] Mr Thain stated this was the first renewal for the Applicant since the licence was granted after a hearing. At that hearing the Licensing Inspector opposed the grant of the licence because of concerns regarding the sale of single unit, high strength beer. The Committee did not, on that occasion, impose any condition regarding single unit sales stating it was for the Government to consider when the Act is reviewed.
- [93] While the Applicant accepts the renewal of the licence is not a right, the process for the renewal must be reasonable, as stated in section 3 of the Act.

- [94] When the licence was issued, the Committee did not prohibit the sale of single units. The Applicant believes, in the absence of any significant new evidence, that a continuation of the current conditions is reasonable. There has been no change in the demographic of the area around the premises.
- [95] Mr Thain said the Applicant does not target the student market. This part of the market only makes up less than 10% of the sales across the supermarket.
- [96] The Police evidence provided does not show any adverse change in the level or types of alcohol-related harm in the community. The data presented is over a four-year period and it was not broken down by month, or even by year. Mr Thain said there was no evidence of any increasing trend.
- [97] Most of the information presented to the Committee related to a time before the Applicant became the licensee. Since the Applicant has had the premises, they have traded in accordance with their licence and have been compliant with the Act. No evidence was presented to suggest otherwise.
- [98] Sgt Jones confirmed there was no information to directly correlate any alcohol-related harm to the premises and the Inspector confirmed in their report that the renewal reflects the object of the Act. The Inspector confirmed to the Committee that there was no issue regarding the suitability of the Applicant.
- [99] Mr Thain said the Applicant goes beyond what is required in the Act. An example is their 'party' rule: alcohol will not be sold to a group of people unless they all produce evidence of their age. They also do not have alcohol promotions targeting students, especially during times of higher risk, for example 'O-Week'.
- [100] The Police have opposed the renewal to try and have two conditions imposed. Their grounds for opposition are stated as the object of the Act, the suitability of the Applicant and the amenity and good order of the locality. Neither the Licensing Inspector nor the Medical Officer of Health have opposed the renewal.
- [101] SSDP objected to the renewal to try and have extra conditions imposed. They have not stated the number of members or what portion of the student population they might represent. Their grounds for objecting relate to the object of the Act, the Applicant's suitability and the licence hours.
- [102] Regarding the object of the Act, the Police suggest that the sale of single serve, high strength alcohol at a cheap price does not align with the object of the Act while SSDP states the sale of such products is inappropriate and contrary to the object of the Act.
- [103] The Police suggest the Applicant's suitability is in doubt because they sell such products and SSDP does not believe the Applicant has demonstrated an understanding of the 'vulnerabilities of the location's youth/student population'.
- [104] The licence hours allow the premises to trade until 10.00 pm however, in their evidence, the Applicant stated they close at 9.00 pm but they have the ability to stay open longer in busy periods, specifically in the period leading up to Christmas, a period during which the student population is not in Dunedin.
- [105] Neither the Police nor SSDP oppose the renewal of the licence per se. They are, however, seeking the inclusion of conditions on the licence.
- [106] The Applicant does not believe the conditions are reasonable nor consistent with the Act.

- [107] The Police consider the amenity and good order of the locality to be already badly affected. This phrase is in reference to section 105(1)(i) which applies to new applications, not renewals, and is excluded from the criteria listed in section 131 of the Act. The Committee is tasked with considering whether the amenity and good order of the locality would be improved by more than a minor extent if the licence was not renewed. Section 106(2) details the matters the Committee must consider when forming their opinion: current, and possible future, levels of noise, nuisance, and vandalism in the locality.
- [108] The Police did not produce any evidence that suggested an improvement of more than a minor extent would result from the imposition of either condition. Mr Broderick stated he had not seen evidence of alcohol-related disorder in the area of his premises and the Inspector confirmed in her report that there are 'no issues in relation to noise or vandalism that can be connected to the premises'.
- [109] Mr Broderick said in evidence that he had not seen anyone drinking the single serve beer or cider in their carpark or in nearby public places. The Police evidence of people drinking single serve items were both from the centre of town and nowhere near the Applicant's premises.
- [110] Mr Thain said Ms Mason's evidence generally related to 'highly motivated' purchasers who were determined to drink. She said for these particular students, a sober night would be 'boring' or 'lame' and they would therefore get their alcohol irrespective of price.
- [111] Ms Mason also was clear when she said that students were smart enough to know when a premises closed and would plan ahead and stockpile before the premises closed. SSDP wants the licence closing time to be 9.00 pm. The Applicant has told the Committee this was their usual closing time except for the period leading up to Christmas. There is no need to change the hours stated on the licence.
- [112] There is no evidence that designating the single alcohol area a restricted area would improve the amenity and good order of the locality. Mr Broderick has told the Committee there had only been one attempt to steal alcohol by minors and much of that alcohol was recovered. Students from the university and polytechnic are not typically under 18 years so they would all be able to access the area.
- [113] Both the Police and SSDP raise the issue of the Applicant's suitability. They discuss 'extended suitability' and that in areas of particular vulnerability, the threshold of suitability is raised. The Applicant does not have an issue with that. Mr Broderick's evidence is that they understand their community and the risks of selling and supplying alcohol to that demographic. They are committed to strong systems, processes, and staff training within the store to ensure those risks are minimised and to ensure compliance with the legislation. The Applicant does not run irresponsible promotions, minimises specials on alcohol prices and promotes low and no alcohol products.
- [114] The Applicant has a policy that all checkout supervisors must have a manager's certificate. There is also a strict under 25 ID policy and a 'party' or group ID rule. They are also strict on selling alcohol to people who may be or are intoxicated. Any refusal to sell to a person is recorded in an incident report.
- [115] The Police request for a \$6.00 minimum price per single unit is unreasonable. They cite various cases where such conditions have been imposed. They have all been bottle shops in different circumstances and in most cases, the condition has been imposed by

agreement. As the Dunedin DLC said in *Aysonic Limited*, Dunedin DLC 2022/26/OFF, at [90], *"There will be occasions when such conditions are not appropriate but as in every case, each application is taken on its merits"*.

- [116] The initial concern of the Police was the sale of single units 500ml or less in volume. Parliament did not impose such a restriction in the legislation. Now, however, the Police are seeking a minimum price of greater than \$6.00 per unit. Sgt Jones did not indicate any reason for the change of position.
- [117] Parliament has considered introducing minimum price control but they chose not to. Price is also not a permitted matter for a Local Alcohol Policy.
- [118] In this matter, neither the Police nor SSDP have produced any facts or evidence on which to form a valid basis to impose the proposed conditions.
- [119] In *Christchurch Medical Officer of Health v. J & G Vaudrey Ltd* [2015] NZHC 2749, Gendall J said at [101], *"The greater difficulty lies with the requirement that any condition must be reasonable. As I have discussed above, the requirement of reasonability invokes concepts of proportionality. There must be a sufficient connection between the condition the relevant body wishes to impose and the risk it seeks to guard against. It follows as a matter of logic that the condition must be no more restrictive than is necessary to militate against the identified evil..."*
- [120] In this matter, the Applicant's alcohol pricing and sales are not contrary to the object of the Act. There is no evidence that the Applicant's sale of single units or pricing is a cause of alcohol-related harm which is defined being a result of excessive or inappropriate consumption.
- [121] The Applicant's record, systems, conduct and understanding indicate that inclusion of any conditions would be unreasonable.

DECISION

- [122] The matter before the Committee is the renewal of an off-licence for the "New World Gardens" situated at 6 North Road, Dunedin.
- [123] There was a public objection from the Students for Sensible Drug Policy Ōtepoti/Dunedin. SSDP have been determined to have standing in today's procedure. While their membership numbers and the population they represent were not advanced, the Committee recognises they are within the generally accepted radius and represent their membership's interest. To assume they represent the student population in general would be, in the eyes of the Committee, inaccurate. They sought conditions relating to the price of single units and the discounting and promotion of these products. They would also like to see the single alcohol area closed in so the alcohol is not visible from outside the area.
- [124] Neither the Licensing Inspector nor Medical Officer of Health opposed the renewal.
- [125] The Police have opposed the renewal to achieve the addition of two extra conditions to the licence. The initial opposition report sought conditions relating to a prohibition on the sale of single serve units of beer and cider, excluding craft beer, in containers 500ml or less and the prohibition of advertising and promotion of alcohol on the exterior of the premises. The Police submission, received over three months later, sought different conditions: a prohibition on single unit sales of \$6.00 or less and that the single alcohol area is designated a restricted area.

- [126] The Police are required to state their position within 15 days of receiving an application. This was done and their initial opposition was received on 15 April 2023. However, in their submission dated 28 July 2023, their position had changed and they were seeking two conditions that differed from those stated in their initial opposition. In *Sargeant v. Kapiti Supermarket Limited* [2015] NZARLA 194, the Authority said at [16], *"After the expiration of the 15 day period and at the hearing before the DLC, the Police were not entitled to alter their original stance. ... [I]t is important that District Licensing Committees and the Authority require compliance with the statutory obligations of the reporting agencies. Too often recently have reporting agencies failed in this regard and as a result breaches of natural justice have occurred. This must not be permitted to continue. Finally, the waiver provisions contained in s.208 of the Act will seldom apply as the neglect or omission will usually be wilful."*
- [127] The initial Police position must stand because they were not entitled to change their stance. The matter of external advertising and promotion of alcohol is not an issue: section 114(1)(a) prohibits any advertising or promotion of alcohol outside the single alcohol area.
- [128] The Police also sought the prohibition of single unit sales in containers 500ml or less. The Committee has previously stated their concern that such a prohibition may lead people to purchase multipacks which would mean they had more alcohol to consume on a single occasion. The sale of single units limits the amount they can consume on any occasion and may be considered a way of reducing alcohol-related harm (*Pak 'n' Save Dunedin*. Dn DLC 2023/08/OFF).
- [129] SSDP would like to see conditions relating to the promotion of alcohol. Section 237 of the Act details the types of promotions that are considered irresponsible. There was no evidence produced that the Applicant undertakes irresponsible promotions at their premises. The Applicant has indicated they do not promote alcohol specials including during the O-Week period when students are returning to the city.
- [130] The Committee does not impose the conditions suggested by SSDP. The legislation covers what promotions are allowed generally, restrict advertising and promotions within a supermarket and the Applicant has told the Committee they do not target the student population. No evidence is before the Committee contradicting the Applicant's statement of not targeting the student population.
- [131] Price point was discussed during the hearing with the Police changed position seeking a prohibition on single unit sales of \$6.00 or less. SSDP also discussed price in relation to wine and the unit price of alcohol in these products, although they were more concerned about the price point advertising and promotion of these products.
- [132] The Committee does not impose a minimum prices on products on this based on the merits of this application and evidence heard before the Committee. Such a move could have unintended consequences, for example, people purchasing more product or opting for higher strength alcohol. The Committee echoes the similar views of the Authority in *Dharma Enterprises Limited* [2023] NZARLA 79, when it said at [23]: *"The licensing inspectorate has signalled its intention as to a uniform condition comparable to the condition imposed by the DLC. That approach of a fixed price base without any other qualification, does give rise to the concern discussed in this appeal that it may result in motivating customers to choose single units with higher alcohol strength which in itself may increase the risk of alcohol-related harm and thereby be an outcome not consistent with*

the object of the Act. We leave that broader discussion for a more appropriate set of circumstances.”

- [133] The single alcohol area itself was discussed. SSDP would like the Applicant to enclose the area so it is shielded from the main store while the Police would like to see the area designated a restricted area.
- [134] When the alcohol legislation was reviewed, it was suggested the alcohol area be a separate part of supermarkets; however, the Law Commission ultimately recommended the single alcohol area which must not be situated in a position that includes the main pedestrian route from the entrance to the main body of the store, or from the main body of the store to the checkout area. SSDP has commented that the single alcohol area in New World Gardens is well positioned.
- [135] The Police would like the single alcohol area to be a designated area. Such an action is not reasonable. Supermarkets are places where children accompany their parents to shop. If that parent wanted to purchase alcohol, it would be unreasonable for them to leave their children outside the area unattended. It would also impose an unreasonable cost on the Applicant who would need to employ security to maintain the integrity of the restricted area.
- [136] Neither the Police nor SSDP have opposed the renewal per se; they have voiced their concerns in anticipation of having extra conditions imposed on the licence.
- [137] The Committee has considered the matter to which it must have regard in section 131 of the Act.
- a. s.105(1)(a) – object of the Act: the Committee finds that the sale and supply of alcohol from the premises meets the object of the Act
 - b. s.105(1)(b) – suitability of the Applicant: the Committee finds the Applicant to be suitable to hold an alcohol licence.
 - c. s.105(1)(c) – local alcohol policy: the premises is compliant with the provisions of the local alcohol policy.
 - d. s.105(1)(d) – days and hours: this was not an issue. While the licence closing time is 10.00 pm, the Applicant said they close at 9.00 pm except for the Christmas period when they may stay open until 9.30 pm to allow shoppers to complete their orders. The Committee does not change the licensed hours and is satisfied the existing hours are consistent with the Act and are appropriate.
 - e. s.105(1)(e) – design and layout of the premises: the single alcohol area is in a good location and was not challenged. The Police sought a designation however, as discussed, the Committee does not impose such a condition. SSDP sought a condition requiring the area to be enclosed. These conditions are not imposed, the balance of cost versus benefits yielded fall in the favour of the Applicant considering both financial costs, the cost of convenience and plausible unintended consequences described above.
 - f. s.105(1)(f) – sale of goods other than alcohol and food items: the Applicant operates a supermarket.
 - g. s.105(1)(g) – provision of services: the Applicant does not engage in any other service from the premises.

- h. s.105(1)(j) – appropriate systems, staff and training: the Applicant has appropriate systems, staff and training to comply with the law.
- i. s.105(1)(k) – matters raised in reports: refer to below point s.131(1)(c).
- j. s.131(1)(b) – the amenity and good order of the locality would not likely increase by more than a minor extent if the licence renewal was refused. It is reasonable to assume a refusal to renew this licence would see the alcohol sales being transferred to another premises and the amenity and good order in the area around the applicant's premises would not improve by more than a minor extent.
- k. s.131(1)(c) – matters raised in reports: reports from the Dunedin Licensing Inspector and Medical Officer of Health do not raise additional matters needing to be addressed. Police matters have been heard and determined earlier in this decision.
- l. s.131(1)(d) – the manner in which alcohol is advertised and promoted: the manner in which alcohol is advertised and promoted is not an issue.

[138] We are satisfied as to the matters to which we must have regard and therefore renew the licence until 8 April 2026, that being three years from the first anniversary of the licence and authorise the issue of a replacement licence and notice of renewal.

[139] The Committee commends SSDP for the interest they are taking in substance matters for the benefit of the student population. We would like to continue seeing their concerted efforts targeted at premises that can be evidenced as contributing to alcohol-related harm.

[140] The Committee needs to be presented with persuasive evidence that the alcohol-related harm is contributed to by a premises and when conditions are sought that they are reasonable and proportional. In *Christchurch Medical Officer of Health v. J & G Vaudrey Ltd*, [2015] NZHC 2749, Gendall J said at [104(f)] that “*an absolute prohibition would not ordinarily be reasonable, nor a condition which secured a benefit or abated a disbenefit only marginally; equally, a condition may not be absurd, ridiculous, patently unjustifiable, extreme or excessive...*”

DATED at Dunedin this 27th day of February 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

The floor plan illustrates the proposed layout for the Foodstuffs Warehouse. It features a central aisle system (Aisle 1 to Aisle 11) flanked by storage areas. Key sections include the Main Body, Single Alcohol Area, and a large Warehouse area. The plan is labeled with 'FOODSTUFFS' and 'PROPOSED LAYOUT'.

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.127 of the Act for renewal of an off-licence in respect of premises situated at 23 Holyhead Street, Outram, known as "Outram Hotel 1878 Ltd"

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 Outram Hotel 1878 Limited for the renewal of an alcohol off-licence in respect of their premises situated at 23 Holyhead Street, Outram, and known as the "Outram Hotel 1878 Ltd".

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 has been received. There was, however, initial opposition from the three reporting agencies. The issues of concern have been resolved without the need for a hearing therefore we deal with the matter on the papers.

The Licensing Inspector has assessed the application against the criteria in the Act and is now satisfied that the premises is meeting the requirements of the Act.

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 15 September 2026, 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 15th day of February 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 Local Brews and Bites Limited pursuant to s.127 of the Act for renewal of an off-licence in respect of premises situated at 25 Snow Avenue, Middlemarch, known as "Strath Taieri Hotel"

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 The Local Brews and Bites Limited for the renewal of an alcohol off-licence in respect of their premises situated at 25 Snow Avenue, Middlemarch, and known as the "Strath Taieri Hotel".

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 new Act and is satisfied that if the application was made pursuant to the new Act, it would be granted.

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 1 December 2026, 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 23rd day of February 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 Julie Marie Adams (the "Applicant") pursuant to s.127 of the Act for renewal of an off-licence endorsed pursuant to section 40 of the Act (remote seller), in respect of premises situated at 2 Gannet Lane, Dunedin, known as "The Hamper Room NZ"

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 Julie Marie Adams (the "Applicant") for the renewal of an alcohol off-licence, endorsed as a 'remote seller', in respect of their premises situated at 2 Gannet Lane, St Leonards, Dunedin, and known as the "The Hamper Room NZ".

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 applicant is being operated properly and meets the requirements set out in the Act for remote sellers.

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 7 December 2026, 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 16th day of February 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 Eastern Lights Limited pursuant to s.127 of the Act for renewal of an on-licence in respect of premises situated at 141 Stuart Street, Dunedin, known as "Carousel"

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 Eastern Lights Limited for the renewal of an alcohol on-licence in respect of their premises situated at 141 Stuart Street, Dunedin, and known as "Carousel".

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. The public notice did attract a letter of support from the Students for Sensible Drug Policy Ōtepoti/Dunedin. 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 30 November 2026, 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 5th day of February 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/08/ON

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Spitfire
Restaurant Limited pursuant to s.127
of the Act for renewal of an on-
licence in respect of premises
situated at 6 Church Street, Mosgiel,
known as "Diggers Tavern Mosgiel"

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 Spitfire Restaurant Limited for the renewal of an alcohol on-licence in respect of premises situated at 6 Church Street, Mosgiel, and known as "Diggers Tavern Mosgiel".

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 4 December 2026, 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 5th day of February 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 Only Ur's Limited for an on-licence pursuant to s.99 of the Act in respect of premises situated at 300 Moray Place, Dunedin, and known as "Ferry Indians"

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 Only Ur's Limited for an on-licence in respect of the premises situated at 300 Moray Place, Dunedin, and known as "Ferry Indians". The general nature of the business to be undertaken is that of a restaurant.

The premises is not 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.

This licence is 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 12.00 midday to 10.00 pm

- (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.
- (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 23 November 2023. The entrance from Moray Place is designated as the principal entrance.

DATED at Dunedin this 22nd day of February 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 Greenland's Café
and Bar Limited pursuant to s.127 of
the Act for renewal of an on-licence
in respect of premises situated at
215 Main South Road Green Island,
known as "Greenland's 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 Greenland's Cafe and Bar Limited for the renewal of an alcohol on-licence in respect of their premises situated at 215 Main South Road, Green Island, and known as "Greenland's 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 19 December 2026, 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 23rd day of February 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 Molsons Limited
pursuant to s.127 of the Act for
renewal of an on-licence in respect
of premises situated at 9 Anzac
Avenue, Dunedin, known as "Ironic
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 Molsons Limited for the renewal of an alcohol on-licence in respect of their premises situated at 9 Anzac Avenue, Dunedin, and known as "Ironic 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, apart from some minor administrative issues, 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 10 December 2026, 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 12th day of February 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 Larnach Castle
Limited pursuant to s.127 of the Act
for renewal of an on-licence in
respect of premises situated at 145
Camp Road, Pukehiki, Otago
Peninsula, known as "Larnach Castle"

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 Larnach Castle Limited for the renewal of an alcohol on-licence in respect of their premises situated at 145 Camp Road, Pukehiki, Otago Peninsula, and known as "Larnach Castle".

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 new Act and is satisfied that if the application was made pursuant to the new Act, it would be granted.

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 1 December 2026, 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 5th day of February 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 partnership of Perry Martin Reid and Tracey Adele Reid (the “Applicant”) pursuant to s.127 of the Act for renewal of an on-licence in respect of premises situated at 1265 Harington Point Road, Otago Peninsula, known as “Natures Wonders (Naturally)”

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 the partnership of Perry Martin Reid and Tracey Adele Reid (the “Applicant”) for the renewal of an alcohol on-licence in respect of their premises situated at 1265 Harington Point Road, Otago Peninsula, and known as “Natures Wonders (Naturally)”.

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 6 December 2026, 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 23rd day of February 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.127 of the Act for renewal of an on-licence in respect of premises situated at 23 Holyhead Street, Outram, known as "Outram Hotel 1878 Ltd"

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 Outram Hotel 1878 Limited for the renewal of an alcohol on-licence in respect of their premises situated at 23 Holyhead Street, Outram, and known as the "Outram Hotel 1878 Ltd".

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 has been received. However, the Licensing Inspector and Medical Officer of Health initially opposed the application because renovations at the premises had not been 'signed-off' by the Council's Building Services and their Fire Evacuation Scheme had not been updated. These matters have now been resolved and a new floor plan for the premises submitted. 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 licensee is now meeting their requirements in the relevant legislation.

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 15 September 2026, 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 15th day of February 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 Pearl Diver Limited for an on-licence pursuant to s.99 of the Act in respect of premises situated at 73 St Andrew Street, Dunedin, and known as "Pearl Diver"

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 Pearl Diver Limited for an on-licence in respect of the premises situated at 73 St Andrew Street, Dunedin, and known as "Pearl Diver". The general nature of the business to be undertaken is that of a tavern.

The application results from a change of licensee. The premises has been undergoing refurbishment and has not operated 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.

The premises is a former restaurant that will change to more of a tavern style with casual meals.

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 12.00 midday to 2.00 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 12.00 midday 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 after 9.00 pm. The premises is undesignated before this time.
- (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 28 November 2023. The entrance from St Andrew Street is designated as the principal entrance.

DATED at Dunedin this 5th day of February 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 Residency Octagon Limited for an on-licence pursuant to s.99 of the Act in respect of premises situated at 11 The Octagon, Dunedin, and known as “Residency”

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 Residency Octagon Limited for an on-licence in respect of the premises situated at 11 The Octagon, Dunedin, and known as the “Residency”. The general nature of the business to be undertaken is that of a tavern/night venue.

Although the premises has been licensed in the past, there is currently no licence therefore a temporary authority was not available to the applicant.

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 premises is in the heart of Dunedin’s late-night area. It has previous history which led to the licence not being renewed. This applicant, however, has the support of the reporting agencies and a student body.

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 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 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 until 10.00 pm. **The premises is designated a restricted area after 10.00 pm.**
- (e) **A one-way door shall apply from 2.30 am.**
- (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 28 November 2023. The entrance from Stuart Street is designated as the principal entrance.

DATED at Dunedin this 9th day of February 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 Brabuhr Limited pursuant to s.127 of the Act for renewal of an on-licence in respect of premises situated at 297 Highgate, Dunedin, known as "Rhubarb"

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 Brabuhr Limited for the renewal of an alcohol on-licence in respect of their premises situated at 297 Highgate, Dunedin, and known as "Rhubarb".

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 1 December 2026, 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 16th day of February 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 Well Food NZ
Limited pursuant to s.127 of the Act
for renewal of an on-licence in
respect of premises situated at 17 St
Andrew Street, Dunedin, and known
as "Sila Turkish Café, Restaurant &
Takeaways"

BEFORE THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Commissioner C Weatherall
Members: Ms K Lane
Cr L Vandervis

HEARING at Dunedin on 22 September 2023

Appearances: Mr M Chowdhury – for Applicant

Ms T Morrison – Licensing Inspector
Ms S Bekhuis-Pay – Medical Officer of Health Delegate

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

INTRODUCTION

- [1] This is an application by Well Food NZ Limited for the renewal of an alcohol licence for their premises at 17 St Andrew Street, Dunedin, and known as "Sila Turkish Café, Restaurant and Takeaways". This is the second renewal of this licence, and they are not seeking any change to the conditions on the licence.
- [2] Public notice of the application did not attract an objection from the public, but both the Medical Officer of Health Delegate and Licensing Inspector opposed the renewal. The concerns raised are:
- a. that there is only one certified manager at the premises;
 - b. there was no record of any alcohol related incident being maintained; and,
 - c. the applicant was not able to state the components of the SCAB intoxication tool.
- [3] The agencies also recommended the Committee consider the licence hours for the premises.

HEARING

Mr Chowdhury

- [4] Mr Chowdhury is the sole director of the applicant company, and he is an equal shareholder with his wife, Ms F Jarna. They have been at this premises since 2019.
- [5] He said that, at the moment, the business was completely 'dead'. Sometimes they open waiting for customers, but no one comes in. There have been road works outside which are now supposed to be finished by December. Access to the shop has been very difficult.
- [6] He said he didn't understand the requirement for a book to record incidents because nothing happens. He said he was not aware he was required to have a book, but he did start one after the meeting with the agencies.
- [7] There is now a Fire Evacuation Scheme in place for the premises and they are expecting a visit from Fire and Emergency NZ (FENZ) in the next week.
- [8] During the meeting with the agencies, they asked questions that he could not answer. He admitted the questions were too hard and he lacked the knowledge to answer them.
- [9] The Committee asked Mr Chowdhury what hours he would like, and he replied 11.00 am to 3.00 pm during the week and to 11.00 pm at the weekends. At the moment, he usually opens between 11.00 and 11.30 am and closes again between 1.30 and 2.00 pm. He opens again at about 5.00 pm for dinners and closes about 9.00 pm weekdays and 10.00 pm at the weekends.
- [10] In response to another question, the Applicant said he worked at the premises seven days per week. He said they don't get enough business to be able to employ staff but when there are bookings, there are people he can call on to help. He said he was unsure how long the business will stay open. When he goes to Auckland to visit his wife, he just closes the business because he cannot afford to pay someone.
- [11] The Applicant was asked what his plans were when the roadworks finished. He said he wanted to start afresh when he can. He is planning on offering breakfasts at the weekend from 8.00 am.
- [12] The Licensing Inspector asked Mr Chowdhury to describe his business. He said it was a restaurant with takeaways but dine in customers was the main business when people came in. They mainly target families, and they get occasional functions booked. The sale of alcohol is very small with most people bringing their own alcohol.
- [13] When asked why they needed such long licence hours, the Applicant said if business picked up again, especially Friday and Saturday nights, they would need to reapply to get the hours changed on the licence.
- [14] Ms Morrison asked the Applicant how much alcohol he allowed customers to bring with them. He replied they allow one bottle between two people and wine was the only alcohol they allow onto the premises. Mr Chowdhury was asked what would happen if someone took a hip flask of spirits and he replied it would be removed and they could get it back at the end of the evening.
- [15] Mr Chowdhury was asked how he could manage the place when he was the only person working. He said that there were so few customers at the moment that he could not afford to hire staff.
- [16] The Applicant was asked about any recent training. He said he had read the Manager's Guide and had watched a video about how to identify and manage intoxicated people. He said he had not completed ServeWise. When he was in a position to employ staff, he would have the Manager's Guide and Bar Code to help teach and explain the age requirements and about

intoxication. If an intoxicated person came into the restaurant, he would expect any staff to tell him.

- [17] In response to another question about staff training, Mr Chowdhury said he had only been at the premises since 2022. Prior to this they employed two certified managers because the business was a lot better. The training of staff was their responsibility, but nothing was recorded.
- [18] Mr Chowdhury was asked why they needed an alcohol licence. He said they were Muslim and didn't want a licence but if they did not have it, they would not get customers. Kiwis want to drink with their meals.
- [19] Ms Bekhuis-Pay asked if the business would be willing to reduce their licence hours. Mr Chowdhury said he would but asked what would happen if business picked up again.

Ms Morrison

- [20] Ms Morrison is a Licensing Inspector for the Dunedin City Council.
- [21] She said there were several aspects to the application that concerned her. The trading hours on the licence were not required and the premises never traded into the very late hours of a day. The Applicant was aware of the visit by the agencies but appeared very unorganised and unprepared for the meeting. At the meeting he demonstrated poor knowledge generally relating to alcohol related matters. Mr Chowdhury could not describe the SCAB intoxication assessment tool, nor could he adequately describe the acceptable forms of identification. This is basic knowledge for any licensee and certified manager.
- [22] The Applicant told the Committee the On-licence Toolkit provided to the premises when it opened was not shown to him by the managers employed at the time. Ms Morrison told the Committee that this was a poor excuse from someone who had owned the premises since 2019.
- [23] Ms Morrison acknowledged that this was a very low-risk premises but, when the licensee does not have a basic understanding of their requirements in the legislation, anything could happen.
- [24] The Committee asked if the SCAB acronym was well understood. Ms Morrison said all duty managers and especially licensees must know what SCAB means. These are the basic indicators for intoxication.
- [25] The Committee asked Mr Chowdhury what SCAB stood for: he responded with Speech, Coordination, Appearance and Behaviour. This was the correct answer.
- [26] When asked what she considered would be appropriate licence hours for the premises, Ms Morrison suggested 11.00 am to 11.00 pm would be reasonable. In response to another question, Ms Morrison said she would expect there to be a minimum of two certified managers at the premises, especially once trade picks up when the roadworks is completed.
- [27] Mr Chowdhury told the Committee he would be employing more staff once the business starts improving. He said he would not be able to do everything himself.

Ms Bekhuis-Pay

- [28] Ms Bekhuis-Pay is a Medical Officer of Health Delegate. She said she did not prepare the opposition, but she is attending on behalf of Mr A Whipp. Mr Whipp prepared a submission which was read to the Committee.
- [29] The concerns expressed are the same as Ms Morrison's. Mr Whipp suggests the licence is renewed for a truncated period of 12-months and that the Applicant is asked to prepare a comprehensive training module as a way to refresh his own knowledge and to assist with the training of any new staff he may employ in the future.

CLOSING

Ms Morrison

- [30] Ms Morrison stated that the Applicant is still demonstrating a lack of knowledge regarding his knowledge of the legislation. There have been minimal attempts to upskill leading up to this hearing. She said it should not take a visit by the agencies to encourage a licensee to improve their systems. The Applicant lacks knowledge and the systems to ensure the premises complies with the legislation. This can lead to issues at the premises.
- [31] Ms Morrison believes the application should fail but, if the licence was to be renewed, she suggests a truncated period of 12-months.

Ms Bekhuis-Pay

- [32] Ms Bekhuis-Pay said she was disappointed the Applicant could not produce evidence of any training.
- [33] She also suggests a truncated renewal period of 12-months with licence hours of 11.00 am to 11.00 pm. Ms Bekhuis-Pay suggested the Applicant needed to prepare, and be able to present, training documents for himself and staff he employs.

Mr Chowdhury

- [34] Mr Chowdhury said a new chef is coming to New Zealand in mid-January 2024. He is middle-eastern and would be cooking mainly Bengali style food. When he starts, more staff would be employed at the premises.
- [35] He said he was aware he could open for breakfasts but could not sell alcohol at those times.
- [36] Regarding his lack of knowledge, Mr Chowdhury said English was not his first language. He could understand written English and had the require knowledge but had difficulty with spoken English. When he sees a written question, he can respond in writing but had trouble communicating answers verbally.
- [37] The Committee asked if there were any days he would prefer to have a licence to cover breakfasts. Mr Chowdhury said he would like it for Saturday and Sunday breakfasts.

DECISION

- [38] This is an application for the renewal of an on-licence for a premises that has held the licence since 2019.
- [39] The premises is low-risk in terms of alcohol-related harm, but the Licensing Inspector and Medical Officer of Health Delegate are not satisfied with the level of knowledge of the Applicant nor the systems and processes in place to ensure compliance with the legislation. Currently the Applicant works at the premises alone because there are so few customers. When there have been bookings made, Mr Chowdhury has people he can call upon to help for the evening.
- [40] The Committee was told there was to be a new chef arrive in January 2024 and this would lead to a change from the current Turkish style food to a Bengali style food. At this time, it is anticipated the roadworks will be completed and trade will pick up. Mr Chowdhury said he would be employing more staff at this stage.
- [41] The Inspector commented on the licensed hours for the premises. At present, the premises can trade Monday to Sunday, 8.00 am to 12.00 midnight. The Inspector said the premises does not open before 11.30 am on any day and cannot understand the Applicant's desire to keep these hours.
- [42] During the hearing, the Committee was told by Mr Chowdhury that he was aware he could open before 8.00 am but could not sell alcohol. When questioned, he said it was Saturday and

Sunday he would like the earlier hours and was comfortable with an 11.00 pm closing every night.

[43] During the hearing, Mr Chowdhury did have difficulty answering some of the questions put to him. He explained he could understand and respond to written English but had difficulty relating answers in English during meetings. When the Committee asked if he knew what 'SCAB' stood for, he responded with the correct answer.

[44] The Committee has considered the matters to which we must have regard as stated in s.131 of the Act:

- a. s.105(1)(a) – the Committee finds that the sale and supply of alcohol on and from the premises meets the object of the Act
- b. s.105(1)(b) – suitability of the Applicant: the Committee accepts there are deficits in the Applicant's knowledge however, this may be in part due to English not being their first language.
- c. s.105(1)(c) – the premises is compliant with the provisions of the local alcohol policy.
- d. s.105(1)(d) – days and hours: the Inspector and Medical Officer of Health both have issue with the extent of the licensed hours for the premises. The Committee agrees and will amend the licence hours to Monday to Friday, 11.00 am to 11.00 pm, and Saturday and Sunday 8.00 am to 11.00 pm.
- e. s.105(1)(e) – design and layout of the premises: this was not discussed during the hearing.
- f. s.105(1)(f) – the Applicant operates a restaurant.
- g. s.105(1)(g) – the Applicant does not engage in any other service from the premises.
- h. s.105(1)(j) – the Applicant does not have appropriate systems, staff and training to comply with the law. However, at the moment, they are relying on Mr Chowdhury to operate the premises alone. The Applicant is aware of the need to develop a comprehensive training and operations manual that will be available for inspection by the agencies.
- i. s.131(1)(b) – the amenity and good order of the locality would not likely increase by more than a minor extent if the licence renewal was refused.
- j. s.131(1)(d) – the manner in which alcohol is advertised and promoted is not an issue.

[45] The Committee has considered the above-mentioned matters and will renew the licence for a period of 12-months to 28 August 2024, that being the anniversary of the licence and 12-months from the most recent date of expiry and authorise the issue of a replacement licence and notice of renewal.

[46] The premises is acknowledged as being low-risk therefore the Applicant will have an opportunity to develop the required training manuals as a refresher for him as well as for the new staff he anticipates employing as the business begins to pick up.

[47] The renewed licence will have the new licence hours mentioned above, they are, Monday to Friday 11.00 am to 11.00 pm and Saturday and Sunday, 8.00 am to 11.00 pm.

DATED at Dunedin this 5th day of February 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 Local Brews and Bites Limited pursuant to s.127 of the Act for renewal of an on-licence in respect of premises situated at 25 Snow Avenue, Middlemarch, known as "Strath Taieri Hotel"

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 The Local Brews and Bites Limited for the renewal of an alcohol on-licence in respect of their premises situated at 25 Snow Avenue, Middlemarch, and known as the "Strath Taieri Hotel".

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 1 December 2026, 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 23rd day of February 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 Tee Box Limited for an on-licence pursuant to s.99 of the Act in respect of premises situated at 128 Crawford Street, Dunedin, and known as "Tee Box"

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 Tee Box Limited for an on-licence in respect of the premises situated at 128 Crawford Street, Dunedin, and known as "Tee Box". The general nature of the business to be undertaken is that of a virtual golf range.

This is the first time the premises has held an alcohol licence.

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 premises formal address is 128 Crawford Street, Dunedin. However, the entrance to the premises is at 145 Bond Street, Dunedin.

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 for the purposes of dining.
- (b) Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 12.00 midday to 10.00 pm
- (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.
- (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 13 December 2023. The entrance from Bond Street is designated as the principal entrance.

DATED at Dunedin this 22nd day of February 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 Ryman Healthcare Limited pursuant to s.127 of the Act for renewal of an on-licence in respect of premises situated at 383 Highgate, Dunedin, known as "Yvette Williams Retirement Village"

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 Ryman Healthcare Limited for the renewal of an alcohol on-licence in respect of their premises situated at 383 Highgate, Dunedin, and known as the "Yvette Williams Retirement Village".

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 1 December 2026, 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 16th day of February 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 Ryman Healthcare Limited pursuant to s.127 of the Act for renewal of an on-licence in respect of premises situated at 383 Highgate, Dunedin, known as "Yvette Williams Retirement Village"

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 Ryman Healthcare Limited for the renewal of an alcohol on-licence in respect of their premises situated at 383 Highgate, Dunedin, and known as the "Yvette Williams Retirement Village".

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 1 December 2026, 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 16th day of February 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 Samantha Smith's 21st Birthday Function to be held on Friday 8 March 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 29th day of February 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 an extended area in front 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 an extended area in front of their premises situated at 12 The Octagon, Dunedin, and known as the "Brew Bar".

The applicant has requested a special licence to extend their licensed area for the Pink Concert. The extension will be on Tuesday 5 March 2024 between 10.00 am and 3.00 am the following day. They have requested the whole 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 policy 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 30 day of January 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/02/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 Sports 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 Sports Club".

The applicant has requested a special licence to host two birthday parties. The first is Riley Dasler's 21st Birthday to be held on Saturday 24 February and the second is Phil Scorrings's 65th Birthday on Saturday 9 March 2024. Both evenings will run from 7.00 pm to 12.00 midnight. They have requested the premises be designated a supervised area for the duration of each 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 2nd day of February 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 Fringe Arts Trust pursuant to s.138 of the act for a special licence in respect of the premises situated at 20 Princes Street, Dunedin, and known as “Te Whare O Rukutia”

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 Fringe Arts Trust for a special licence for the premises situated at 20 Princes Street, Dunedin, and known as “Te Whare O Rukutia”.

The applicant has requested a special licence for the Dunedin Fringe Festival at Te Whare o Rukutia to be held on the following days:

Wednesday 13 March 2024	5.00 pm to 11.00 pm	Opening night party
Thursday 14 March 2024	5.00 pm to 12.00 midnight	3 x shows
Friday 15 March 2024	5.00 pm to 12.00 midnight	3 x shows
Saturday 16 March 2024	5.00 pm to 12.00 midnight	3 x shows
Sunday 17 March 2024	5.00 pm to 10.00 pm	2 x shows
Tuesday 19 March 2024	5.00 pm to 10.00 pm	2 x shows
Wednesday 20 March 2024	5.00 pm to 12.00 midnight	3 x shows
Thursday 21 March 2024	5.00 pm to 12.00 midnight	3 x shows
Friday 22 March 2024	5.00 pm to 12.00 midnight	3 x shows
Saturday 23 March 2024	5.00 pm to 12.00 midnight	3 x shows
Sunday 24 March 2024	6.00 pm to 12.00 midnight	Awards Night

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 February 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 Ice Hockey Association Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 105 Victoria Road, Dunedin, and known as "Dunedin Ice Stadium"

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 Ice Hockey Association Incorporated for a special licence for the premises situated at 105 Victoria Road, Dunedin, and known as the "Dunedin Ice Stadium".

The applicant has requested a special licence for the March of Ages Ice Hockey Tournament to be held on:

Wednesday 6 March 2024	5.00 pm to 10.30 pm
Thursday 7 March 2024	11.00 am to 10.30 pm
Friday 8 March 2024	11.00 am to 10.30 pm
Saturday 9 March 2024	11.00 am to 10.30 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.

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

DATED at Dunedin this 29th day of February 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 Loboski Venues Limited pursuant to s.138 of the act for a special licence in respect of the premises situated at 218 Crawford Street, Dunedin, and known as "Errick's Venue"

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 Loboski Venues Limited for a special licence for their premises situated at 218 Crawford Street, Dunedin, and known as "Errick's Venue".

The applicant has requested a special licence for a series of events to be held on the following days:

Wednesday 21 February 2024	5.00 pm to 2.00 am the following day	Music Event
Thursday 22 February 2024	5.00 pm to 2.00 am the following day	Music Event
Thursday 29 February 2024	5.00 pm to 2.00 am the following day	Music Event
Saturday 02 March 2024	5.00 pm to 2.00 am the following day	Private party
Friday 08 March 2024	5.00 pm to 2.00 am the following day	Live Music Event
Saturday 09 March 2024	5.00 pm to 2.00 am the following day	Music Event
Sunday 17 March 2024	5.00 pm to 2.00 am the following day	Music Event
Sunday 24 March 2024	5.00 pm to 2.00 am the following day	Live Music Event
Thursday 28 March 2024	5.00 pm to 2.00 am the following day	Live Music Event
Wednesday 03 April 2024	10.00 am to 7.00 pm	Women in Business Event
Friday 05 April 2024	5.00 pm to 2.00 am the following day	Private party

They have requested the premises be designated a supervised area for the duration of each occasion.

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 19th day of February 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 Geraldine
Distillery Limited pursuant to s.138 of
the act for an off-site special licence
in respect of the stall situated at 285
Gladstone Road North, Wingatui, and
known as "Wingatui Racecourse"

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 Geraldine Distillery Limited for an off-site special licence for their stall situated at 285 Gladstone Road North, Wingatui, and known as the "Wingatui Racecourse".

The applicant has requested a special licence for the Gintastic event to be held on Saturday 24 February 2024 between 12.00 noon and 6.00 pm. They have requested the area be designated a restricted 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 February 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 Tane-Mahuta Carney-Stirling and Sophie Lee Richardson's wedding to be held on Thursday 22 February 2024 between 5.30 pm and 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.

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 2nd day of February 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 Kiwi Spirits NZ
Limited pursuant to s.138 of the act
for an off-site special licence in
respect of the stall situated at 285
Gladstone Road North, Wingatui, and
known as "Wingatui Racecourse"

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 Kiwi Spirits NZ Limited for an off-site special licence for their stall situated at 285 Gladstone Road North, Wingatui, and known as the "Wingatui Racecourse".

The applicant has requested a special licence for the Gintastic event to be held on Saturday 24 February 2024 between 12.00 noon and 6.00 pm. They have requested the area be designated a restricted 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 February 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 "Leith Bowling Club".

The applicant has requested a special licence to host three events. They are:

Saturday 2 March 2024	6.00 pm to 12.00 midnight	<i>Kyle Ford's 21st Birthday</i>
Saturday 9 March 2024	5.00 pm to 12.00 midnight	<i>R Crowe's 30th Birthday</i>
Wednesday 20 March 2024	1.00 pm to 6.00 pm	<i>Corporate Bowls</i>

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 22nd day of February 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 Eduardo Enrique
Lobo Altuve (the “Applicant”)
pursuant to s.138 of the act for a
special licence in respect of the
premises situated at 16 Taieri Mouth
Road, Brighton, and known as “16
Taieri Mouth Road”

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 Eduardo Enrique Lobo Altuve (the “Applicant”) for a special licence for their premises situated at 16 Taieri Mouth Road, Brighton, and known as “16 Taieri Mouth Road”.

The applicant has requested a special licence for the Lobofest Summer Edition 2024 music festival to be held on Saturday 10 February 2024 between 2.00 pm and 10.30 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 2nd day of February 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 McKenzie and Willis pursuant to s.138 of the act for a special licence in respect of the premises situated at 95 Crawford Street, Dunedin, and known as "McKenzie & Willis"

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 McKenzie and Willis for a special licence for their premises situated at 95 Crawford Street, Dunedin, and known as "McKenzie & Willis".

The applicant has requested a special licence for the McKenzie & Willis Sale Preview Night to be held on Thursday 7 March 2024 between 5.30 pm and 7.30 pm. They have requested the premises be designated a supervised area for the duration of the evening.

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 22nd day of February 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 Musical Theatre Dunedin Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 1 Sullivan Avenue, Dunedin, and known as “Musical Theatre Dunedin”

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 Musical Theatre Dunedin Incorporated for a special licence for their premises situated at 1 Sullivan Avenue, Dunedin, and known as “Musical Theatre Dunedin”.

The applicant has requested a special licence for ‘Firebringer the Musical’ to be held on the following days:

Thursday 14 March 2024	7.00 pm to 10.30 pm
Friday 15 March 2024	7.00 pm to 10.30 pm
Saturday 16 March 2024	7.00 pm to 10.30 pm
Sunday 17 March 2024	1.30 pm to 5.00 pm
Tuesday 19 March 2024	7.00 pm to 10.30 pm
Wednesday 20 March 2024	7.00 pm to 10.30 pm
Thursday 21 March 2024	7.00 pm to 10.30 pm
Friday 22 March 2024	7.00 pm to 10.30 pm
Saturday 23 March 2024	7.00 pm to 10.30 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 15th day of February 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 No8 Fine Spirits
Limited pursuant to s.138 of the act
for an off-site special licence in
respect of the stall situated at 285
Gladstone Road North, Wingatui, and
known as "Wingatui Racecourse"

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 No8 Fine Spirits Limited for an off-site special licence for their stall situated at 285 Gladstone Road North, Wingatui, and known as the "Wingatui Racecourse".

The applicant has requested a special licence for the Gintastic event to be held on Saturday 24 February 2024 between 12.00 noon and 6.00 pm. They have requested the area be designated a restricted 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 February 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 Otago Darts Association Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 253 King Edward Street, Dunedin, and known as "South Dunedin Community 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 Otago Darts Association Incorporated for a special licence for the premises situated at 253 King Edward Street, Dunedin, and known as the "South Dunedin Community Hall".

The applicant has requested a special licence to celebrate the South Dunedin Hall's 25th Anniversary to be held on Saturday 10 February 2024 between 4.00 pm and 8.00 pm. They have requested the premises be designated a restricted 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 9th day of February 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 Otago Darts Association Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 253 King Edward Street, Dunedin, and known as "South Dunedin Community 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 Otago Darts Association Incorporated for a special licence for the premises situated at 253 King Edward Street, Dunedin, and known as the "South Dunedin Community Hall".

The applicant has requested a special licence to host John Melville's 80th Birthday on Saturday 24 February 2024 between 4.30 pm to 11.30 pm. They also seek the licence for three South Dunedin Dance Group meets to be held on **Saturdays 2 March, 6 April, and 4 May 2024 between 8.00 pm and 11.30 pm on each occasion.**

They have requested the premises be designated a supervised area for the duration of each evening.

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 22nd day of February 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 Otago Racing
Club Incorporated pursuant to s.138
of the act for a special licence in
respect of the premises situated at
285 Gladstone Road North, Wingatui,
and known as "Wingatui Racecourse"

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 Otago Racing Club Incorporated for a special licence for their premises situated at 285 Gladstone Road North, Wingatui, and known as the "Wingatui Racecourse".

The applicant has requested a special licence for the NZB Breeders Day 2024 (Ladies Day) to be held on Saturday 2 March 2024 between 11.00 am and 6.30 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 9th day of February 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 Otago Racing
Club Incorporated pursuant to s.138
of the act for a special licence in
respect of the premises situated at
285 Gladstone Road North, Wingatui,
and known as "Wingatui Racecourse"

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 Otago Racing Club Incorporated for a special licence for their premises situated at 285 Gladstone Road North, Wingatui, and known as the "Wingatui Racecourse".

The applicant has requested a special licence to host the Regional Young Farmers - Young Farmer of the Year Qualifier to be held on Saturday 10 February 2024 between 5.30 pm and 12.30 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 2nd day of February 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 Otago Racing Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 285 Gladstone Road North, Wingatui, and known as "Wingatui Racecourse"

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 Otago Racing Club Incorporated for a special licence for their premises situated at 285 Gladstone Road North, Wingatui, and known as the "Wingatui Racecourse".

The applicant has requested a special licence to host Piliu and Atilina Ahokava's Wedding to be held on Saturday 9 March 2024 between 3.00 pm to 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 12th day of January 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/31/SP

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 the Social Golf Competition - Brad Fitzgerald to be held on Saturday 9 March 2024 between 10.00 am and 5.00 pm. They have requested the premises be designated a supervised area for the duration of the competition.

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 February 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 Otago University Physiotherapy Students Association 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 Otago University Physiotherapy Students Association 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 Physiotherapy Students Association Camp to be held on Saturday 17 February 2024 between 5.00 pm and 12.00 midnight. 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 however, the organisers have self-imposed a four-drink limit for each attendee and will not permit alcohol brought to the venue by individuals.

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 15th day of February 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 Pirates Football Club Dunedin Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 4 John Wilson Ocean Drive, Dunedin, and known as "Pirates 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 Pirates Football Club Dunedin Incorporated for a special licence for their premises situated at 4 John Wilson Ocean Drive, Dunedin, and known as the "Pirates Rugby Football Club".

The applicant has requested a special licence for the 'Stateside Streeters Inc - The Great USA Day' to be held on Friday 1 March 2024 between 6.00 pm and 11.00 pm and Saturday 2 March 2024 between 11.00 am and 5.00 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 29th day of February 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 Saddle Hill Brewery and Distillery Limited pursuant to s.138 of the act for a special licence in respect of the premises situated at 116 Scurr Road, Saddle Hill, Mosgiel, and known as "Saddle Hill Brewery & Distillery"

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 Saddle Hill Brewery and Distillery Limited for a special licence for their premises situated at 116 Scurr Road, Saddle Hill, Mosgiel, and known as the "Saddle Hill Brewery & Distillery".

The applicant has requested a special licence run tasting sessions at their premises. The following table is a schedule of when they will take place:

Saturday 24 February 2024	12.00 midday to 7.00 pm
Saturday 16 March 2024	12.00 midday to 7.00 pm
Saturday 13 April 2024	12.00 midday to 7.00 pm
Saturday 11 May 2024	12.00 midday to 7.00 pm
Saturday 08 June 2024	12.00 midday to 7.00 pm
Saturday 13 July 2024	12.00 midday to 7.00 pm
Saturday 10 August 2024	12.00 midday to 7.00 pm
Saturday 14 September 2024	12.00 midday to 7.00 pm
Saturday 12 October 2024	12.00 midday to 7.00 pm
Saturday 16 November 2024	12.00 midday to 7.00 pm
Saturday 07 December 2024	12.00 midday to 7.00 pm
Sunday 08 December 2024	12.00 midday to 7.00 pm

They have requested the premises be designated a supervised area for each of the sessions.

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 22nd day of February 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 Sandymount
Kilns Distillery Limited pursuant to
s.138 of the act for an off-site special
licence in respect of the stall situated
at 285 Gladstone Road North,
Wingatui, and known as “Wingatui
Racecourse”

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 Sandymount Kilns Distillery Limited for an off-site special licence for their stall situated at 285 Gladstone Road North, Wingatui, and known as the “Wingatui Racecourse”.

The applicant has requested a special licence for the Gintastic event to be held on Saturday 24 February 2024 between 12.00 noon and 6.00 pm. They have requested the area be designated a restricted 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 February 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 St Clair Golf Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 20 Isadore Road, Dunedin, and known as "St Clair 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 St Clair Golf Club Incorporated for a special licence for their premises situated at 20 Isadore Road, Dunedin, and known as the "St Clair Golf Club".

The applicant has requested a special licence for two functions. The first is Deirdre Harris's Wedding Anniversary on Sunday 3 March 2024 between 2.00 pm and 5.00 pm. The second is Angela French & Rob Wass's Wedding to be held on Tuesday 30 April 2024 between 4.00 pm to 11.30 pm. They have requested the premises be designated a supervised area for the duration of each 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 29th day of February 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 Strath Taieri Collie Club pursuant to s.138 of the act for a special licence in respect of the premises situated at 6878 Hyde-Middlemarch Road, Middlemarch, and known as "Strath Taieri Collie 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 Strath Taieri Collie Club for a special licence for the premises situated at 6878 Hyde-Middlemarch Road, Middlemarch, and known as the "Strath Taieri Collie Club".

The applicant has requested a special licence for the Strath Taieri Collie Club Dog Trials to be held on Friday 16 and Saturday 17 February 2024 between 8.00 am and 10.30 pm on each of the two days.

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 17 day of January 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 Taieri Collie Club pursuant to s.138 of the act for a special licence in respect of the premises situated at 2681 Clarks Junction-Lee Stream Road, Deep Stream, Outram, and known as "Taieri Collie 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 Taieri Collie Club for a special licence for the premises situated at 2681 Clarks Junction-Lee Stream Road, Deep Stream, Outram, and known as the "Taieri Collie Club".

The applicant has requested a special licence for the Taieri Collie Club Dog Trials to be held on Friday 1 March and Saturday 2 March 2024 between 11.30 am and 7.30 pm each 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.

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 29th day of February 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 Classy Tart
Enterprises Limited pursuant to s.138
of the act for an off-site special
licence in respect of the stall situated
at 285 Gladstone Road North,
Wingatui, and known as "Wingatui
Racecourse"

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 Classy Tart Enterprises Limited for an off-site special licence for their stall situated at 285 Gladstone Road North, Wingatui, and known as the "Wingatui Racecourse".

The applicant has requested a special licence for the Gintastic event to be held on Saturday 24 February 2024 between 12.00 noon and 6.00 pm. They have requested the area be designated a restricted 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 February 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/45/SP

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"

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 an extended area in front of their premises situated at 24 The Octagon, Dunedin, and known as "The Craic Irish Tavern".

The applicant has requested a special licence to extend their licensed area for the Pink Concert on Tuesday 5 March 2024 and the All Blacks v. England Rugby Test to be held on Saturday 6 July 2024. Both extensions will be in place from 9.00 am to 3.00 am the following day. They have requested the area be designated a supervised area for the duration of each extension.

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

DATED at Dunedin this 29th day of February 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 Tora Bombora Limited pursuant to s.138 of the act for a special licence in respect of the premises situated at 31 Albany Street, Dunedin, and known as "Playhouse Theatre"

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 Tora Bombora Limited for a special licence for the premises situated at 31 Albany Street, Dunedin, and known as the "Playhouse Theatre".

The applicant has requested a special licence for the Aotearoa Surf Film Festival, Dunedin Screening, to be held on Friday 22 March 2024 between 6.30 pm and 10.30 pm. They have requested the premises be designated a supervised area for the duration of the evening.

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 12th day of February 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 Twelfth Hour
Distillery Limited pursuant to s.138 of
the act for an off-site special licence
in respect of the stall situated at 285
Gladstone Road North, Wingatui, and
known as "Wingatui Racecourse"

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 Twelfth Hour Distillery Limited for an off-site special licence for their stall situated at 285 Gladstone Road North, Wingatui, and known as the "Wingatui Racecourse".

The applicant has requested a special licence for the Gintastic event to be held on Saturday 24 February 2024 between 12.00 noon and 6.00 pm. They have requested the area be designated a restricted 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 February 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 University of Otago pursuant to s.138 of the act for a special licence in respect of the premises situated at 640 Cumberland Street, Dunedin, and known as "University Union"

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 University of Otago for a special licence for their premises situated at 640 Cumberland Street, Dunedin, and known as the "University Union".

The applicant has requested a special licence for the OUSA Orientation Week 2024 covering the following events:

Wednesday 21 February 2024	8.00 pm to 1.00 am the following day	<i>(Toga Party)</i>
Thursday 22 February 2024	8.00 pm to 1.00 am the following day	<i>(Hybrid Minds)</i>
Friday 23 February 2024	8.00 pm to 1.00 am the following day	<i>(One Fest Concert)</i>
Saturday 24 February 2024	12.00 midday to 6.00 pm	<i>(Golden Hours Concert)</i>

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 9th day of February 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 University of Otago pursuant to s.138 of the act for a special licence in respect of the premises situated at 340 Great King Street, Dunedin, and known as "Department of Zoology"

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 University of Otago for a special licence for their premises situated at 340 Great King Street, Dunedin, and known as the "Department of Zoology".

The applicant has requested a special licence for Zoology Department Happy Hours to be held on the following days:

Friday 01 March 2024	4.00 pm to 7.00 pm
Friday 19 April 2024	4.00 pm to 7.00 pm
Friday 17 May 2024	4.00 pm to 7.00 pm
Friday 21 June 2024	4.00 pm to 7.00 pm
Friday 19 July 2024	4.00 pm to 7.00 pm
Friday 23 August 2023	4.00 pm to 7.00 pm
Friday 20 September 2024	4.00 pm to 7.00 pm
Friday 18 October 2024	4.00 pm to 7.00 pm
Friday 15 November 2024	4.00 pm to 7.00 pm
Friday 06 December 2024	4.00 pm to 7.00 pm

They have requested the premises be designated a supervised area for the duration of each session.

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.

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 the first event will be processed in time.

DATED at Dunedin this 29th day of February 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 Hospitality
Group Limited pursuant to s.138 of
the act for a special licence in respect
of the premises situated at 21 The
Octagon, Dunedin, and known as
“Vault 21”

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 AND Hospitality Group Limited for a special licence for their premises situated at 21 The Octagon, Dunedin, and known as “Vault 21”.

The applicant has requested a special licence to extend their outside area for Pink Concert to be held on Tuesday 5 March 2024. A temporary road closure in The Octagon allows the use of a greater portion of the footpath in front of the premises. They are seeking to have the extension from 11.00 am to 3.00 am the following 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. A condition requiring a one-way door to take effect from 2.30 am will be included on 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 9th day of February 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/13/SP

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Wakari Bowling Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 10 Mayfield Avenue, Dunedin, and known as "Wakari 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 Wakari Bowling Club Incorporated for a special licence for their premises situated at 10 Mayfield Avenue, Dunedin, and known as the "Wakari Bowling Club".

The applicant has requested a special licence to host Ingrid Rutherford's 60th Birthday to be held on Saturday 2 March 2024 between 6.30 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 9th day of February 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/21/SP

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Wakari Bowling Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 10 Mayfield Avenue, Dunedin, and known as "Wakari 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 Wakari Bowling Club Incorporated for a special licence for their premises situated at 10 Mayfield Avenue, Dunedin, and known as the "Wakari Bowling Club".

The applicant has requested a special licence to host Nathan Sinclair's 40th Birthday Celebration to be held on Saturday 24 February 2024 between 7.30 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 9th day of February 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/03/TA

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Neem Karoli 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 66 Princes Street, Dunedin, and
known as "Two Fat Indians"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Commissioner C Weatherall

DECISION

This is an application by Neem Karoli Limited for an order allowing them to carry on the sale and supply of alcohol pursuant to the underlying licence no. 069/ON/13/2023 in respect of the premises situated at 66 Princes Street, Dunedin, and known as the "Two Fat Indians".

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 premises.

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 23 February 2024.

DATED at Dunedin this 22nd day of February 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE