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IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Tennis Otago Incorporated pursuant to s.127 of the Act for renewal of a club licence in respect of premises situated at 33 Logan Park Drive, Dunedin, known as “Logan Park Tennis Centre”

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 Tennis Otago Incorporated for the renewal of their alcohol club licence in respect of the premises situated at 33 Logan Park Drive, Dunedin, and known as the “Logan Park Tennis Centre”.

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 24 March 2027, that being the anniversary date of the licence and three years from the most recent date of expiry and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 14th day of May 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.127 of the Act for renewal of a club
licence in respect of premises situated
at 253 King Edward Street, Dunedin,
known as "Otago Darts Association"

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 Otago Darts Association Incorporated for the renewal of an alcohol club licence in respect of the premises situated at 253 King Edward Street, Dunedin, and known as the "Otago Darts Association".

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 9 April 2027, that being the anniversary date of the licence and three years from the most recent date of expiry and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 14th day of May 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 Otago
Underwater Club Incorporated pursuant
to s.127 of the Act for renewal of a club
licence in respect of premises situated
at 2 Crammond Avenue, Dunedin,
known as "Otago Underwater Club"

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 Otago Underwater Club Incorporated for the renewal of their alcohol club licence in respect of the premises situated at 2 Crammond Avenue, Dunedin, and known as the "Otago Underwater Club".

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.131 of the Act and therefore renew the licence until 22 February 2027, that being the anniversary date of the licence and three years from the most recent date of expiry and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 3rd day of May 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 Vintage Car Club of New Zealand Otago Branch Incorporated pursuant to s.127 of the Act for renewal of a club licence in respect of premises situated at 125 Forbury Road, Dunedin, known as "Vintage Car Club"

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 Vintage Car Club of New Zealand Otago Branch Incorporated for the renewal of an alcohol club licence in respect of their premises situated at 125 Forbury Road, Dunedin, and known as the "Vintage Car Club".

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 22 February 2027, that being the anniversary date of the licence and three years from the most recent date of expiry and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 3rd day of May 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 McCarthy Enterprises Limited for an off-licence pursuant to s.99 of the Act in respect of premises situated at 24 Factory Road, Mosgiel, and known as "Bottle O Mosgiel"

BEFORE THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Mr C Weatherall
Ms K Lane
Ms K Elliot

HEARING at Dunedin on 30 April 2024

Appearances: Mrs P McCarthy – for the Applicant
Mr J Fletcher – Counsel for the Applicant

Ms T Morrison – Licensing Inspector
Sgt N White – Dunedin Police Alcohol Harm Prevention Officer
Mr A Whipp – Medical Officer of Health Delegate

Ms L Riddle – Governance Support Officer

INTRODUCTION

- [1] This is an application by McCarthy Enterprises Limited for the renewal of their off-licence for the premises situated at 24 Factory Road, Mosgiel, and known as "Bottle O Mosgiel". The Applicant does not seek any changes to their licence.
- [2] Public notification of the application did not attract any objection.
- [3] However, the Police, Medical Officer of Health, and Licensing Inspector all opposed the renewal of this licence. The grounds for the opposition relate to the suitability of the Applicant, the lack of processes and systems in place at the premises.
- [4] While the fee to renew the licence was submitted on time, the application itself was not submitted until three weeks after the reporting agencies visited the premises and advised there was no current licence and they needed to cease trading. The Applicant approached a lawyer who applied for a waiver pursuant to s.208 of the Act. The test for the waiver was whether the 'neglect or omission' was wilful; the Committee found there was no wilfulness in the failure to submit the renewal application and subsequently granted the waiver.

Procedural matters

- [5] The Licencing Inspector raised the point the Applicant's brief of evidence was received the previous afternoon and there was little time to prepare for today's hearing. The Committee advised that they similarly received the evidence yesterday and may offer an opportunity to read the submission if required.
- [6] Sergeant White advised that the brief of evidence supplied by Sergeant Jones had been amended because he would be representing for the New Zealand Police, not Sgt Jones. A printed copy of the brief of evidence was tabled.
- [7] Mr. Fletcher for the Applicant asked for some time to consider Sergeant White's brief of evidence. The Committee advised that the Applicant's evidence was received late and well outside the timeline set and agreed to at the pre-conference meeting. If required, time will be set aside for the parties to read the tabled information.

HEARING

- [8] Mr. Jackson, on behalf of the Applicant, stated that this hearing related to the renewal of an off-licence and the continued operation of the bottle store known as "Bottle O Mosgiel". He said that the sale and supply of alcohol at the premises was undertaken safely and responsibly.
- [9] He noted the public notice of the application did not attract any opposition however the reporting agencies oppose the application on the grounds of suitability of the Applicant and the amenity and good order of the location.
- [10] The Applicant first licenced these premises in 2001. It was previously part of the Super Liquor franchise group until it moved to Bottle O in late 2023. The Applicant is also the registered owner of the land on which the premises is situated.
- [11] Mr Jackson said the Applicant paid the fee for the renewal of the off-licence on 22 November 2023 and was under the impression nothing further needed to be done. He said the Applicant gained this impression because the renewal invoice had been sent without any indication that further steps were required.
- [12] On 27 November representatives from the Dunedin City Council, New Zealand Police, and Medical Officer of Health, visited the premises. They approached the licensee after they waited to witness a customer purchase alcohol. Once the sale had taken place they approached the licensee and told her the sale was illegal because the premises was not licenced and that she had to shut the store.
- [13] The Applicant subsequently applied for and was granted a waiver for failing to submit the renewal application. Once the waiver was granted the premises continued to operate on the current off-licence.
- [14] Mr Jackson said there was no onus on the Applicant to prove its suitability. The role of the Committee was evaluative which meant they must make a merit based determination after considering the information presented at the hearing. He cited *Nishchay's Liquor Centre* [2013] NZARLA 837, where the Authority said at [53] "... suitability is a broad concept and the assessment of it includes the character and reputation of the applicant, its previous operation of premises, its proposals as to how the premises will operate, its honesty, its previous convictions and other matters."

- [15] Regarding the amenity and good order of the location, the Committee must consider whether the amenity and good order of the locality would likely be increased by more than a minor extent if they refused to renew the licence. The matters to be considered are the current, and possible future, levels of nuisance and vandalism.
- [16] Mr Jackson stated that in the matter before the Committee, the agencies question the Applicant's suitability. They submit that the Applicant has been before the Dunedin Committee and the Authority on a number of occasions where they have opposed a licence application or the Applicant has been in breach of the Act. They also state that the Applicant has a track record showing a failure to implement the appropriate systems, staff and training to ensure the premises has operated in a responsible manner, and the object of the Act is met. The Applicant is currently facing a police charge in the District Court for being an unlicensed person selling alcohol. The Police state their evidence is strong and that a conviction is likely.
- [17] Mr Jackson said the Applicant first licenced the premises in 2001 and therefore it is unsurprising that in the 20 plus years that the Applicant had operated the premises, there will be objections from the agencies. He said there was no criteria that objectors need to meet in order to object to an application. As soon as an objection is received this triggers the need for a hearing.
- [18] The object of the Act has two parts: that the sale, supply, and consumption of alcohol should be undertaken safely and responsibly, and that the harm caused by excessive or inappropriate consumption of alcohol should be minimised. When discussing harm resulting from excessive or inappropriate consumption, the Act refers to any crime, damage, death, disease, disorderly behaviour, illness, or injury directly or indirectly contributed to by the excessive or inappropriate consumption of alcohol. The harm can be to the individual or the community.
- [19] No evidence has been produced to demonstrate any failings by the Applicant in this respect. While it is accepted that it is unnecessary for any causal nexus between such evidence and the relevant risk, a causal existence must itself exist.
- [20] The Applicant submitted that it does have the necessary policies, procedures, and systems in place to meet its ongoing obligations under the act.
- [21] The agencies believe the amenity and good order of the locality would improve if the licence is not renewed. They based this on Police data given in evidence showing an 800 metre radius around the premises as frequently attended by Police to incidents involving violence, family harm, traffic offending and disorder. Mr Jackson suggests that the information supplied by the Police in their exhibits cannot be linked back to the Applicant's premises and that the information is vague and generalised and cannot be tested. He suggested little weight could be placed on the data.
- [22] Mr Jackson said the Applicant does comply with the legislation and the licence should be renewed.

Mrs McCarthy

- [23] Mrs McCarthy, along with her husband, are the sole directors and shareholders of the Applicant company. Her evidence was tabled and accepted. She said they were under a lot of pressure at the moment, both financial and with her husband's health.
- [24] She told the Committee they were in a legal battle with the Super Liquor franchise over a large amount of money owed to them. They have decided to sell all four of their stores.

When asked, Mrs McCarthy said they would also sell the site of the Mosgiel store because they did not want to be landlords. In response to a question about selling the business, Mrs McCarthy said if they sold to someone outside the Bottle O franchise it would cost them money. They have been advised there are buyers looking at Bottle O businesses.

- [25] The Committee asked how long they had been licensees and were told it was nearly 23 years. In response to why she didn't submit the renewal documents on this occasion when she was aware they were required, Mrs McCarthy said she had received only the invoice; there were no accompanying documents. She said if it had been emailed, she did not receive it. There had been issues with Spark, their email service provider, delisting their email.
- [26] Ms Morrison asked why, if they intended to sell the store, they needed to renew the licence. Mrs McCarthy said in order to sell the business as a going concern, it needed to have a current licence. She said they never sell to minors. All staff are aware that if they do sell to a minor, it would lead to an instant dismissal.
- [27] Regarding attachments to the Applicant's evidence, Ms Morrison asked why the information was not available at the time of the agency visit to the premises in February. Mrs McCarthy said they had cleaned up in the store and the information requested was being stored away from the premises. She conceded that she had not been prepared for the agency meeting despite it being pre-arranged. When asked about the documents at the store and those produced in evidence, Mrs McCarthy said she could not remember who prepared the documents. She said it was a long time ago. She admitted it was an oversight on her part not to have produced documents with the correct business name at the top.
- [28] In response to a question about staff training, Mrs McCarthy said the Bottle O franchise has staff training on line. They also provide a manual but this had been left at the store and was not available for the Committee to look at. The staff do their training on-line and use the manual as required. Mrs McCarthy said she keeps a record of all training but they are kept in folders at the store. They were not brought to the hearing so could not be considered by the Committee. The Committee asked for confirmation that a record of all staff training was maintained. Mrs McCarthy said the training done through the Bottle O system was retained in that system. When asked if the records would be available to the Committee, she said she would need to ask Bottle O for the information.
- [29] The Committee asked if Mrs McCarthy felt the franchise was supportive. She said that since Super Liquor 'cut ties' with them, Bottle O have been very supportive. At the time of the licence renewal, they were still under the Super Liquor brand. She said she explained what happened to their new franchisor and they have been supportive in resolving the matter.
- [30] Mr Whipp asked about inaccuracies that appeared in some of the paperwork submitted for the hearing. He also asked why some of the documents, especially training records and the Duty Manager Register were not available to view when the agencies visited the premises. Mrs McCarthy said she may have taken the documents home, or they were in the boot of her car.
- [31] The Committee asked if the Applicant had any assistance from Bottle O in the preparation of the documents. Mrs McCarthy said they would have helped if she had asked. The Committee commented on the poorly written documents and the apparent lack of care in their production and that if the documentation in the store was reviewed regularly, the mistakes would be identified and corrected.

- [32] Sgt White commented that when he reviewed the history of the store there was nothing to cause alarm. However, he was concerned at the apparent lack of oversight when it came to documents displayed within the premises and record keeping, especially of staff training. He said the circumstances of the Applicant are different to what they were 20 years ago and while they may be looking at selling the premises, they are still responsible for ensuring the sale of alcohol is done responsibly. Sgt White said he has not seen the evidence produced at the hearing that gives him confidence that alcohol sales are being monitored properly.
- [33] Mr Fletcher stated that it was a big jump to infer the errors in the documents could be indicative of the potential to sell to a minor. Sgt White said that while the Applicant might state that they would not sell alcohol inappropriately, in November last year they would have said they would not trade without a licence, but they did.

Ms Morrison

- [34] Ms Morrison is a Licensing Inspector for the Dunedin City Council. She presented her evidence and it was accepted.
- [35] She said the Applicant had completed seven previous renewal applications but her lack of awareness of the process led her to not submit an application to renew the licence on this occasion. Ms Morrison said this demonstrated the lack of suitable systems and processes in their business and this raised doubts as to the suitability of the Applicant to have a licence. They do not appear to grasp the importance of having appropriate systems and processes in place.
- [36] The Committee asked for Ms Morrison's impression of the Applicant's awareness of the licensing process. Ms Morrison said she did not think the failure to submit the renewal application documents was wilful, more an oversight because they did not have the appropriate systems nor processes in place at the premises. Ms Morrison said if any of the reporting agencies arrived at any store they should be able to ask any staff member for certain documents. On this occasion, despite the renewal meeting having been arranged in advance, the Applicant could not provide the documents requested.
- [37] When asked if she had confidence in the Applicant, Ms Morrison said she did not believe there were sufficient assurances presented to have confidence in the Applicant.
- [38] Mr Fletcher asked if there were any issues with the amenity and good order in the area around the premises. Ms Morrison said she was unaware of any issues and therefore made no mention of it in her report.
- [39] Mr Fletcher then asked how she thought the oversights on the Applicant's part could deem them unsuitable. Ms Morrison replied that the oversights were examples of the disorganisation in the premises. The business is their livelihood but they are not protecting that privilege. When the agencies observe multiple oversights they become concerned at those they may not have identified and possible future oversights.
- [40] The Committee asked if Ms Morrison was concerned with the Applicant or the Bottle O franchise generally. She replied it was the Applicant, not the franchise itself. She said she had visited the first Bottle O in Dunedin and the Super Liquor outlets. There were no issues with the franchises but with the Applicant's suitability to be selling alcohol.

Mr Whipp

- [41] Mr Whipp is the Medical officer of Health Delegate. He presented his evidence and it was accepted.

- [42] He said during the visit to the premises for the licence renewal, several issues of concern were identified.
- [43] Mrs McCarthy could not answer questions relating to staff training and was unable to produce any records of training. She did produce copies of managers' certificates but they were for staff that worked for different companies and at different premises. When questioned further about training records, she said they were the intellectual property of Super Liquor and, because she had changed to Bottle O, the records had been removed from where she could access them. The lack of training records has been raised in the past in relation to other premises she owns.
- [44] Mr Whipp said the agencies requested copies of documents and, to his knowledge, they have not been presented.
- [45] The grounds on which Mr Whipp had opposed the application was the suitability of the Applicant and the lack of appropriate systems, staff, and training to comply with the legislation.
- [46] Mr Fletcher asked if the basis for the objection was on documentation. Mr Whipp said he acknowledged the pressure Mrs McCarthy was under however, coming to a hearing should have seen the presentation of appropriate documentation and an acknowledgement of errors in process. He said he would have expected documents to be available at the pre-arranged meeting but they were not, and the documents presented to the hearing were full of errors, including citing the wrong legislation. Mr Whipp said this leads him to the conclusion that her suitability was questionable.

Sgt White

- [47] Sgt White is relieving in the role of Alcohol Harm Prevention Officer.
- [48] He said he did not attend the premises when the Applicant made a sale when their licence had expired however he produced the photo evidence of the sale taking place. Some discussion regarding the gathering of evidence ensued but because Sgt Jones, the attending officer, was not present at the hearing, the matter was not pursued. Sgt White did comment that he would have approached the situation differently.
- [49] The Committee asked if he was aware of any issues with the amenity and good order of the area. Sgt White said there were areas of concern but nothing that would link them back to this premises. There were schools and other off-licence premises nearby.
- [50] Mr Fletcher asked about the exhibits that were part of Sgt Jones' evidence. Sgt White said the data was from the Police databases but he did not access the systems therefore did not mention them in his brief of evidence.

CLOSING

Ms Morrison

- [51] Ms Morrison said she questioned the excuse offered by the Applicant in their failure to apply to renew the licence. Shifting the blame does not show the Applicant as a proactive operator.
- [52] The application that was submitted did not provide the detail required as listed on the front of the application form, for example, training records.

- [53] There have been multiple oversights by the Applicant which indicates there are no appropriate systems or processes in place and that raises the level of risk for the premises. Ms Morrison stated that for these reasons the application must fail.

Mr Whipp

- [54] Mr Whipp said this was not the first time the Applicant has been before the Committee and again, they have not provided the information requested.
- [55] On this occasion, the Applicant has shifted the blame for the late renewal application on to the agencies rather than acknowledging the lack of systems and processes in their business.
- [56] Mr Whipp said he was still not confident that sufficient systems were in place and that the premises had appropriate systems, processes, or staff to meet the requirements in the Act and therefore the licence should not be renewed.

Sgt White

- [57] Sgt White said they have not received any reassurances from the Applicant during the hearing. The Applicant has made several excuses for the oversights but has made no effort to rectify the issues.
- [58] The Police still oppose the renewal of the licence.

Applicant

- [59] Mr Fletcher told the Committee that the Applicant meets all s.131 criteria for the renewal of their off-licence.
- [60] There were no public objections but the reporting agencies had opposed the renewal citing the Applicant's suitability and the amenity and good order of the locality. The Police provided a series of exhibits in support of their claim the amenity and good order of the locality was low however, this was not raised during the hearing.
- [61] The Applicant accepts there was an administrative oversight in respect of the timing of the renewal application. Mr Fletcher stated that this lapse is not sufficient to draw a conclusion of unsuitability.
- [62] The agencies have stated that the Applicant is not suitable because they do not have appropriate systems and procedures in place at the premises. They also raised concern at the number of spelling and grammatical errors in the Applicant's host responsibility policy. While these are undesirable, it is easily rectified. Mr Fletcher said this was a mere oversight and was not indicative of any systemic failings by the Applicant.
- [63] Mr Fletcher told the Committee that the necessary documents required by a licensee for compliance with the legislation do exist. He suggested the situation would be different if the documents did not exist.
- [64] The Applicant submitted that any surviving concerns could be met with the imposition of appropriate conditions on the licence, for example, a condition requiring the Applicant to provide the Committee with updated versions of its policies.
- [65] Mr Fletcher spoke of his concern at the behaviour of the Police when they visited the store to gather evidence of illegal alcohol sales. He said that if the Police were correct in their assertion the sale of alcohol would be unlawful, then their conduct in allowing a sale to proceed is directly contrary to the object of the Act. Sgt White conceded that if he had been

in receipt of the same information, he would have proceeded differently. Unfortunately, Sgt Jones was not available to test the evidence we submitted.

- [66] At the conclusion of the hearing the Committee asked the Applicant if a 'sell-out' period could be an option for them. Unfortunately, this would not be feasible because of the Applicant's financial obligations. There is a risk of having to sell stock at hand as well as stock already ordered, and then marketing and selling a store without a current licence.
- [67] In summary, Mr Fletcher told the Committee the Applicant was an experienced operator and provided evidence of their suitability to continue to hold the licence. If the Committee had ongoing concerns they had the ability to impose conditions on the licence to alleviate those concerns.

DECISION

- [68] This application is for the renewal of an off-licence for the premises situated at 24 Factory Road, Mosgiel, and known as "Bottle O Mosgiel".
- [69] The application for the renewal was submitted about three weeks late, although the payment for the renewal was made before the licence expired. An application for a waiver for the late submission of the application was received and subsequently granted because the Committee did not find the failure to submit the application to be wilful.
- [70] The Applicant continued to trade after the expiry date stated on the licence and before the waiver was granted and as a consequence, has been charged by the Police for unlicensed sales of alcohol.
- [71] During the hearing the Committee heard the Applicant blame others for their failure to submit the paperwork on time. They claim to have only received the invoice, however, the application form accompanies the invoice, both in paper form and when email reminders were sent.
- [72] The Applicant has owned several off-licence premises concurrently over the past 23 years. After the initial grant of the licences, they are renewed every three years. The Applicant said she completes the paperwork for the renewal of the licences so she should have been aware of the requirements for the renewal of this licence.
- [73] Despite the time she has owned and operated off-licence premises, Mrs McCarthy displayed a lack of appreciation and acceptance of the legislation. The reporting agencies said they had arranged to meet with Mrs McCarthy at the premises to discuss the licence renewal. They said she was late and ill prepared for any meeting, could not supply paperwork that should have been at hand in the premises and the documents that were available were of very poor quality.
- [74] Mr Fletcher told the Committee the required documents do exist but, despite having previously been through the hearing process for a licence renewal, the Applicant has not produced the documents to support the claim made by Counsel.
- [75] Counsel suggested the Committee had the power to impose conditions to alleviate our concerns. However, in *Karikari Charitable Trust Inc v. E R Bellas Limited* [2020] NZARLA 106, the Authority said at [160], *"If the Authority does not consider that the application meets the object of the Act, then as we said in Lyger Investments Ltd v Young, the application should be declined rather than granted subject to the conditions which effectively seek to cure the deficiencies in the application, or by asking the applicant to demonstrate over a subsequent period, that it can embed robust management practices which were lacking during the first*

‘probationary’ term of the licence.” The same applies in this matter; the Committee cannot impose a condition to remedy poor systems/processes at the premises.

- [76] The Committee acknowledges the Applicant is currently undergoing personal stress but, for someone of her experience in the industry, we do not find this to be a valid excuse for the oversights demonstrated during this renewal process. Mrs McCarthy should have a secure understanding of their requirements under the legislation.
- [77] The Police evidence submitted by Sgt Jones placed a lot of emphasis on the amenity and good order of the locality. Sgt Jones was not present to speak to the evidence so we place little emphasis on the data presented as exhibits.
- [78] The Committee finds the Applicant unsuitable to hold an alcohol licence. During the hearing the Applicant demonstrated a lack of appreciation of their obligations as a licensee which are clearly stated in the legislation. While they stated they acknowledged their oversight regarding the submission of the renewal application, they still blamed others for that oversight.
- [79] It was apparent through the hearing that the Applicant’s systems and processes were flawed which, in part, led to their failure to apply for the licence renewal on time.
- [80] The Committee must therefore decline this application.
- [81] The Applicant has three months from the date of this decision to dispose of the stock and business. This licence will therefore expire on 31 August 2024.
- [82] The Applicant has, if they wish to do so, 10 working days from the date of the decision to appeal to the Alcohol Regulatory and Licensing Authority.

DATED at Dunedin this 31st day of May 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 General
Distributors Limited pursuant to
s.120 of the Act for renewal of an off-
licence in respect of premises
situated at 309 Cumberland Street,
Dunedin, known as "Countdown
Cumberland Street"

BEFORE THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Commissioner C Weatherall
Members: Ms K Lane
Ms K Elliot

INTRODUCTION

- [1] This is an application for the variation of the conditions of the licence issued in 2023 after a hearing because of 'opposition' to the renewal of the licence. On that occasion the Police opposed the renewal in order to have two extra conditions added to the licence.
- [2] The Committee did not include the sought after conditions.
- [3] During the hearing the Committee learned of an agreement between the Applicant and the Licensing Inspector of that time. It related to the Applicant not selling single units of mainstream beer greater than 5.0% alcohol by volume (ABV) in containers of 500ml or less.
- [4] There was a lot of discussion about the agreement during the hearing so the Committee imposed it as a condition on the licence.
- [5] The Applicant seeks to have the condition removed.
- [6] Circulation of the application attracted opposition from the Police.

DECISION

- [7] The Committee has considered the application and Police opposition. The Police submitted their report on 8 March 2024. The close of the reporting time was 4 March 2024 therefore the report was submitted outside the statutory timelines set in the Act.
- [8] We have reflected on the decision we made at the renewal hearing. While the 'gentlemen's agreement' was discussed at length, the Committee did not give the parties any indication that it was considering imposing it as a condition.
- [9] In *Prebbleton Hotel Limited* [2016] NZARLA PH 371, the Authority said at [62], "*Moreover, the DLC has breached natural justice in not affording the appellant the opportunity to be heard on the condition before it was imposed (although it is recognised that subsequently the DLC did attempt to rectify this breach).*"
- [10] After considering the facts, the Committee will deal with the matter on the papers.

- [11] The Committee accepts it erred in imposing the condition without advising the parties of its intention to do so. We therefore grant the variation and remove the condition imposed. The conditions on the licence will therefore reflect those of the licence at the hearing for the licence renewal.
- [12] This licence is 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 7.00 am to 10.00 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.
 - (e) 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.
 - (f) Only the area delineated on the attached plan is a permitted area for the display and promotion of alcohol.
- [13] We authorise the issue of a replacement licence.

DATED at Dunedin this 24th day of May 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 F C Trading Limited pursuant to s.127 of the Act for renewal of an on-licence in respect of premises situated at 279 Highgate, Dunedin, known as "Fresh Choice Roslyn"

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 F C Trading Limited for the renewal of an alcohol on-licence in respect of their premises situated at 279 Highgate, Dunedin, and known as "Fresh Choice Roslyn".

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. They note the confectionary displays are immediately next to alcohol in the same aisle however, the single alcohol area is compliant with the legislation. The applicant has advised they have a new configuration planned that will remove the current situation but they do not have a timeline for the change.

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 22 April 2027, that being the anniversary date of the licence and three years from the most recent date of expiry and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 14th day of May 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 Purcell Supermarkets Limited for an off-licence pursuant to s.99 of the Act in respect of premises situated at 133 Great King Street, Dunedin, and known as "New World Centre City"

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 Purcell Supermarkets Limited for an off-licence in respect of the premises situated at 133 Great King Street, Dunedin, and known as "New World Centre City".

The application is in respect of premises which is greater than 1000 m² and meets the criteria for a supermarket as defined in s.32(1)(e) of the Act.

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

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

We are satisfied as to the matters to which we must have regard as set out in s.105 of the Act and we grant the applicant an 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 7.00 am to 10.00 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.

(e) 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.

(f) 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 9 April 2024. The entrance from the carpark is designated as the principal entrance.

DATED at Dunedin this 24th day of May 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 the vessel based at Latham Bay, premises situated at 837 Portobello Road, Portobello, known as “Albatross Express”

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 vessel based at 837 Portobello Road, Portobello, and known as the “Albatross Express”.

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 vessel is being operated properly.

We are satisfied as to the matters to which we must have regard as set out in s.131 of the Act and therefore renew the licence until 9 February 2027, that being the anniversary date of the licence and three years from the most recent date of expiry and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 3rd day of May 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 Adiaar Holdings P V T Limited for an on-licence pursuant to s.99 of the Act, and endorsed pursuant to s.37 of the Act (BYO), in respect of premises situated at 43 Mailer Street, Dunedin, and known as "Chilli Dhaba"

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 Adiaar Holdings P V T Limited for an on-licence in respect of the premises situated at 43 Mailer Street, Dunedin, and known as "Chilli Dhaba". The applicant has asked that the licence is endorsed pursuant to s.37 of the Act which makes special provision to identify the premises as having a BYO licence.

Although the premises has previously been licensed, there was no current licence therefore a temporary authority could not be issued.

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.

While the premises is considered a very low risk of alcohol-related harm and there will be no requirement for the premises to have a certified manager present, the applicant has undertaken to have a certified manager present whenever the premises is open.

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) The licensee must have available for consumption on the premises at all times when the premises are open for the sale of food or hot beverages in which alcohol is an ingredient, a reasonable range of non-alcoholic refreshments.
- (b) Alcohol may be consumed on the premises by persons present for the purpose of dining only on the following days and during the following hours:

Tuesday to Sunday 12.00 noon to 10.00 pm

- (c) The licensee must have available for consumption on the premises at all times when the premises are open, food of a similar standard to that described in the menu lodged with the application for a licence.
- (d) Water must be freely available at all times the premises is open.
- (e) The licensee must ensure that signs are prominently displayed within the licensed premises detailing information regarding alternative forms of transport from the premises.
- (f) The licensee must implement and maintain the steps proposed in the application for the licence aimed at promoting the responsible consumption 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 18 March 2024. The entrance from Mailer Street carpark is designated as the principal entrance.

DATED at Dunedin this 13th day of May 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 Singh and Arora Limited pursuant to s.127 of the Act for renewal of an on-licence in respect of premises situated at 12 Moray Place, Dunedin, known as "Del Sol"

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 Singh and Arora Limited for the renewal of an alcohol on-licence in respect of their premises situated at 12 Moray Place, Dunedin, and known as "Del Sol".

This is the first renewal for the premises. After the first 12 months they have realised their premises is popular for functions, especially near the Christmas period, and now seek to extend their closing time to 12.00 midnight.

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 and that the extension of one hour at the end of the evening is appropriate.

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, with the closing time of 12.00 midnight, until 26 May 2027, that being three years from the first anniversary of the licence and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 27th day of May 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/37/ON

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Dosa Etc Limited
pursuant to s.127 of the Act for
renewal of an on-licence in respect
of premises situated at 10 Hanover
Street, Dunedin, known as "Dosa
Etc"

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 Dosa Etc Limited for the renewal of an alcohol on-licence in respect of their premises situated at 10 Hanover Street, Dunedin, and known as "Dosa Etc".

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 28 April 2027, that being three years from the first anniversary of the licence and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 14th day of May 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 Keltoi
Enterprises Limited pursuant to s.127
of the Act for renewal of an on-
licence in respect of premises
situated at 118 Albany Street,
Dunedin, known as "Eureka Bar &
Café"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

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

DECISION

This is an application by Keltoi Enterprises Limited for the renewal of an alcohol on-licence in respect of their premises situated at 118 Albany Street, Dunedin, and known as the "Eureka Bar & Café".

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 16 March 2027, that being the anniversary date of the licence and three years from the most recent date of expiry and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 14th day of May 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 SRK Enterprises Private Limited for an on-licence pursuant to s.99 of the Act in respect of premises situated at 540 Great King Street, Dunedin, and known as "Oaken Café & Restaurant"

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 SRK Enterprises Private Limited for an on-licence in respect of the premises situated at 540 Great King Street, Dunedin, and known as "Oaken Café & Restaurant". The general nature of the business to be undertaken is that of a café and restaurant.

This is a new licence for a premises that has not previously been licensed.

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

We are satisfied as to the matters to which we must have regard as set out in s.105 of the Act and we grant the applicant an on-licence authorising the sale and supply of alcohol for consumption on the premises, to any person who is present on the premises.

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

1. A sign attached to the exterior of the premises, so as to be easily read by persons outside each principal entrance, stating the ordinary hours of business during which the premises will be open for the sale of alcohol; AND,
2. A copy of the licence, and of the conditions of the licence, attached to the interior of the premises so as to be easily read by persons entering through each principal entrance; AND,
3. A sign prominently displayed inside the premises, which identifies by name the manager for the time being on duty.

The licence will be subject to the following conditions:

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

Monday to Sunday 11.00 am to 9.00 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 January 2024. The entrance from Great King Street is designated as the principal entrance.

DATED at Dunedin this 24th day of May 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 SPS Hospitality Group Limited for an on-licence pursuant to s.99 of the Act in respect of premises situated at 4 King Edward Street, Dunedin, and known as "The Kensington Sports Bar & Tavern"

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 SPS Hospitality Group Limited for an on-licence in respect of the premises situated at 4 King Edward Street, Dunedin, and known as "The Kensington Sports Bar & Tavern". The general nature of the business to be undertaken is that of a tavern.

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

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

We are satisfied as to the matters to which we must have regard as set out in s.105 of the Act and we grant the applicant an on-licence authorising the sale and supply of alcohol for consumption on the premises, to any person who is present on the premises.

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

1. A sign attached to the exterior of the premises, so as to be easily read by persons outside each principal entrance, stating the ordinary hours of business during which the premises will be open for the sale of alcohol; AND,
2. A copy of the licence, and of the conditions of the licence, attached to the interior of the premises so as to be easily read by persons entering through each principal entrance; AND,
3. A sign prominently displayed inside the premises, which identifies by name the manager for the time being on duty.

The licence will be subject to the following conditions:

- (a) No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1.00 pm on Anzac Day to any person who is not present on the premises to dine.

- (b) Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 10.00 am 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 10.00 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 following parts of the premises is designated a restricted area: Gambling Room; Every Bar is designated a supervised area; the restaurant is undesignated.
- (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 9 April 2024. The entrance from Ardmore Drive is designated as the principal entrance.

DATED at Dunedin this 24th day of May 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 Woof! Limited pursuant to s.127 of the Act for renewal of an on-licence in respect of premises situated at 368 Moray Place, Dunedin, known as "Woof!"

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 Woof! Limited for the renewal of an alcohol on-licence in respect of their premises situated at 368 Moray Place, Dunedin, and known as "Woof!".

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 3 March 2027, that being the anniversary date of the licence and three years from the most recent date of expiry and authorise the issue of a replacement licence and notice of renewal.

DATED at Dunedin this 3rd day of May 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 Belleknowes Golf Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 3 Lawson Street, Dunedin, and known as "Belleknowes 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 Belleknowes Golf Club Incorporated for a special licence for their premises situated at 3 Lawson Street, Dunedin, and known as the "Belleknowes Golf Club".

The applicant has requested a special licence to host Birthday Celebrations for Christina King and Family to be held on Saturday 25 May 2024 between 6.00 pm and 12.00 midnight. 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.

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 24th day of May 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 OURFC Bookies Bar Limited pursuant to s.138 of the Act for a special licence in respect of the premises situated at 1A- 20 Logan Park Drive, Dunedin, and known as "Bookies Bar"

BEFORE 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 OURFC Bookies Bar Limited for a special licence for the premises situated at 1A – 20 Logan Park Drive, Dunedin, and known as "Bookies Bar".

The applicant has applied for this special licence so they can extend their licensed area into the Otago Cricket's Long Room on the following days:

Saturday 11 May 2024	12.00 noon to 4.30 pm	Otago University v.
Saturday 01 June 2024	10.00 am to 12.00 midnight	Otago University v. Alhambra Union
Saturday 08 June 2024	12.00 noon to 4.30 pm	Otago University v. Kaikorai
Saturday 22 June 2024	12.00 noon to 4.30 pm	Otago University v. Green Island
Saturday 13 July 2024	12.00 noon to 4.30 pm	Otago University v. Semi Final ?
Saturday 20 July 2024	12.00 noon to 4.30 pm	Otago University v. Final ?

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.

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

DATED at Dunedin this 10th day of May 2024

Kevin Mechen

Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/76/SP

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

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

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

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

DECISION

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

The applicant has requested a special licence for the event Mid-Season Music Evening to be held on Saturday 25th May 2024 between 6.00 pm and 12.00 midnight. They have requested the premises be designated a restricted 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.

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 17th day of May 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/100/SP

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Edward Toby Bennett (the “Applicant”) pursuant to s.138 of the act for an off-site special licence in respect of the stall situated at 20G Anzac Avenue, Dunedin, and known as “Dunedin Railway Station Carpark”

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 Edward Toby Bennett (the “Applicant”) for a special licence for their stall situated at 20G Anzac Avenue, Dunedin, and known as the “Dunedin Railway Station Carpark”.

The applicant has requested a special licence for the Otago Farmers’ Market to cover each Saturday morning from 1 June 2024 to 31 May 2025. Each morning will operate between 7.30 am and 12.30 pm. The applicant will showcase and sell product from Catlins True Brew.

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 31 May 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 Collaborative Theatre Trust pursuant to s.138 of the act for a special licence in respect of the premises situated at 23 The Octagon, Dunedin, and known as “New Athenaeum 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 Dunedin Collaborative Theatre Trust for a special licence for the premises situated at 23 The Octagon, Dunedin, and known as the “New Athenaeum Theatre”.

The applicant has requested a special licence for the Dunedin Swing Festival 2024 to be held on Saturday 1 June and Sunday 2 June 2024 between 11.00 pm to 2.00 am the following day 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 17th day of May 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Dunedin Folk Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 80 Lovelock Avenue, Dunedin, and known as "Opoho 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 Dunedin Folk Club Incorporated for a special licence for the premises situated at 80 Lovelock Avenue, Dunedin, and known as the "Opoho Bowling Club".

The applicant has requested a special licence for Sunday Concerts each Sunday between, and including, Sunday 9 June 2024 and Sunday 25 May 2025. Each concert will run from 7.00 pm to 10.00 pm.

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

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

We are satisfied as to the matters to which we must have regard as set out in s.142 of the Act and we grant the special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 24th day of May 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 Dunedin Phoenix Thunder 2024 Season games to be held on the following days:

Saturday 11 May 2024	4.30 pm to 7.30 pm	v. Wellington Seals
Friday 17 May 2024	6.30 pm to 10.00 pm	v. NZ Mako
Saturday 18 May 2024	5.30 pm to 9.00 pm	v. NZ Mako
Friday 31 May 2024	6.30 pm to 10.00 pm	v. Queenstown Stampede
Saturday 01 June 2024	5.30 pm to 9.00 pm	v. Queenstown Stampede
Friday 21 June 2024	6.30 pm to 10.00 pm	v. Auckland Botany
Saturday 22 June 2024	5.30 pm to 9.00 pm	v. Auckland Botany
Friday 26 July 2024	6.30 pm to 10.00 pm	v. West Auckland Admirals
Saturday 27 July 2024	5.30 pm to 9.00 pm	v. West Auckland Admirals
Friday 09 August 2024	6.30 pm to 10.00 pm	v. Canterbury Red Devils
Saturday 10 August 2024	5.30 pm to 9.00 pm	v. Canterbury Red Devils

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 May 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 Tracks Network Trust pursuant to s.138 of the act for a special licence in respect of the premises situated at 1381 Coast Road, Karitane, and known as "Karitane 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 Dunedin Tracks Network Trust for a special licence for the premises situated at 1381 Coast Road, Karitane, and known as the "Karitane Hall".

The applicant has requested a special licence for a Coastal Communities Cycle Connection Bingo Night Fundraiser to be held on Saturday 18 May 2024 between 6.00 pm and 11.00 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.

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 13 day of May 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 East Otago Musical Theatre Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 203 Main Road, Waikouaiti, and known as "East Otago Events Centre"

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 East Otago Musical Theatre Incorporated for a special licence for the premises situated at 203 Main Road, Waikouaiti, and known as the "East Otago Events Centre".

The applicant has requested a special licence for the Little Shop of Horrors production to be held from Tuesday 21 May to Friday 24 May 2024 between 6.30 pm and 11.00pm. The final night is on Saturday 25 May 2024 and will go from 6.30 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.

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 17th day of May 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 Fairfield Bowling
Club Incorporated pursuant to s.138
of the act for a special licence in
respect of the premises situated at
84 Main Road, Fairfield, and known
as "Fairfield 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 Fairfield Bowling Club Incorporated for a special licence for their premises situated at 84 Main Road, Fairfield, and known as the "Fairfield Bowling Club".

The applicant has requested a special licence to host a 50th Birthday Party to be held on Saturday 25 May 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 13th day of May 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 Friends of The Globe Theatre Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 104 London Street, Dunedin, and known as "The Globe 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 Friends of The Globe Theatre Incorporated for a special licence for their premises situated at 104 London Street, Dunedin, and known as "The Globe Theatre".

The applicant has requested a special licence for various plays: 'The 39 Steps' is to run from Thursday 16 May to Saturday 25 May 2024, 'Bothered & Bewildered' from Thursday 12 August to Saturday 21 August 2024, and 'Twelfth Night' from Thursday 5 December to Saturday 14 December 2024. The venue is licensed between 7.30 pm to 9.30 pm on each of the nights.

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 13th day of May 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 Get It Now Limited pursuant to s.138 of the act for a special licence in respect of the premises situated at 228 Stuart Street, Dunedin, and known as "St Paul's Cathedral"

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 Get It Now Limited for a special licence for the premises situated at 228 Stuart Street, Dunedin, and known as "St Paul's Cathedral".

The applicant has requested a special licence for the production Rock Tenors Present Best of Pink Floyd to be held on Thursday 13 June from 7.30 pm to 9.30 pm, Friday 14 and Saturday 15 June 2024 between 6.00 pm and 11.00 pm on each of the 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 31st day of May 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 "Green Island Rugby Football Club".

The applicant has requested a special licence for a Bingo Night Fundraiser to be held on Friday 17 May 2024 between 6.15 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 13th day of May 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 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 Club".

The applicant has requested a special licence for the weekend of the Green Island Rugby Club's 140th year celebrations. There will be non-club members present and they will be extending their licensed area. This special licence will cover the following periods:

Friday 31 May 2024 12.00 noon to 12.00 midnight

Saturday 1 June 2024 12.00 noon to 12.00 midnight

Sunday 2 June 2024 12.00 noon 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 24th day of May 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 City Council: Olveston House pursuant to s.138 of the act for a special licence in respect of the premises situated at 42 Royal Terrace, Dunedin, and known as “Olveston Historic Home”

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 City Council: Olveston House for a special licence for their premises situated at 42 Royal Terrace, Dunedin, and known as the “Olveston Historic Home”.

The applicant has requested a special licence for a series of Formal Dinners and Dinner Theatre to be held on the following days:

Saturday 18 May 2024	6.00 pm to 9.30 pm	The Big Picture – Dinner Theatre
Saturday 25 May 2024	6.00 pm to 9.30 pm	The Big Picture – Dinner Theatre
Saturday 01 June 2024	6.00 pm to 9.30 pm	The Big Picture – Dinner Theatre
Friday 20 September 2024	6.00 pm to 9.30 pm	Executive Tours Formal Dinner
Friday 18 October 2024	6.00 pm to 9.30 pm	Executive Tours Formal Dinner
Friday 15 November 2024	6.00 pm to 9.30 pm	Executive Tours Formal Dinner
Saturday 04 January 2025	6.00 pm to 9.30 pm	Executive Tours Formal Dinner
Tuesday 21 January 2025	6.00 pm to 9.30 pm	Executive Tours Formal Dinner
Friday 21 February 2025	6.00 pm to 9.30 pm	Executive Tours Formal Dinner
Tuesday 04 March 2025	6.00 pm to 9.30 pm	Executive Tours Formal Dinner

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

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

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 an event will be processed in time.

DATED at Dunedin this 2nd day of May 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 Beachlands Speedway Awards Evening to be held on Saturday 18 May 2024 between 5.00 pm and 12.00 midnight.

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

We are satisfied as to the matters to which we must have regard as set out in s.142 of the Act and we grant the special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 17th day of May 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 a special licence in respect of the premises situated at 430 Portobello Road, Dunedin, and known as "Glenfalloch Gardens"

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 a special licence for the premises situated at 430 Portobello Road, Dunedin, and known as "Glenfalloch Gardens".

The applicant has requested a special licence for their Chapter 4 Birthday Tasting to be held on Saturday 18 May 2024 between 5.00 pm to 8.00 pm. They have requested the premises be designated a supervised area for the duration of the event..

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

We are satisfied as to the matters to which we must have regard as set out in s.142 of the Act and we grant the special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 13th day of May 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 Southern Rugby Football Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 46 Helena Street, Dunedin, and known as "Southern 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 Southern Rugby Football Club Incorporated for a special licence for their premises situated at 46 Helena Street, Dunedin, and known as the "Southern Rugby Football Club".

The applicant has requested a special licence for the Southern Rugby Football Club's 140th Anniversary Celebrations to be held on the following days:

Friday 31 May 2024	4.00 pm to 12.00 midnight
Saturday 1 June 2024	4.00 pm to 12.00 midnight
Sunday 2 June 2024	4.00 pm to 8.00 pm

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. They have voiced their disappointment that this application was late when the pending celebrations would have been known for some time. 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.

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

DATED at Dunedin this 31st day of May 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/99/SP

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

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

DECISION OF DUNEDIN DISTRICT LICENSING COMMITTEE

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

DECISION

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

The applicant has requested a special licence to host Bridget Paape's Farewell Party to be held on Saturday 18th May 2024 between 7.00 pm and 12.00 midnight.

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

We are satisfied as to the matters to which we must have regard as set out in s.142 of the Act and we grant the special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 17th day of May 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 Bowling Club Incorporated pursuant to s.138 of the act for a special licence in respect of the premises situated at 12 Wickliffe Street, Mosgiel, and known as "Taieri 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 Taieri Bowling Club Incorporated for a special licence for their premises situated at 12 Wickliffe Street, Mosgiel, and known as the "Taieri Bowling Club".

The applicant has requested a special licence for two events. The first is a Mother's Day Buffet on Sunday 12 May between 4.30 pm and 8.00 pm. The second is a Pink Breakfast Morning Tea to be held on Sunday 26 May 2024 between 10.00 am and 12.00 midday. They have requested the premises be designated a supervised area for the duration of each event.

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

We are satisfied as to the matters to which we must have regard as set out in s.142 of the Act and we grant the special licence. A copy of the special licence setting out the conditions to which it is subject is attached to this decision.

DATED at Dunedin this 2nd day of May 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 an extended area in front 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 an extended area in front of their premises situated at 21 The Octagon, Dunedin, and known as "Vault 21".

The applicant has requested a special licence so they can sell, supply, and allow people to consume alcohol in an extended area in front of their premises on Saturday 6 July 2024 between 11.00 am and 3.00 am the following day. The Lower Octagon will be closed during this time for the All Blacks v England Rugby Test weekend. They have requested the extended area be designated a supervised area for the duration of the day.

The reporting agencies (Police, Medical Officer of Health and Licensing Inspector) have not raised any matters of concern. There condition will be added to the licence requiring a one-way door to operate 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 31st day of May 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 Zingari-
Richmond Football Club Incorporated
pursuant to s.138 of the act for a
special licence in respect of the
premises situated at 40 Eglinton
Road, Dunedin, and known as
“Zingari Richmond 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 Zingari-Richmond Football Club Incorporated for a special licence for their premises situated at 40 Eglinton Road, Dunedin, and known as the “Zingari Richmond Football Club”.

The applicant has requested a special licence for a Zingari Richmond Bingo Night to be held on Friday 3 May 2024 between 6.00 pm and 11.00 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.

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 May 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/10/TA

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by AND DejaVu 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 139 Stuart Street, Dunedin, and
known as "Nando's Octagon"

DECISION OF THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Commissioner C Weatherall

DECISION

This is an application by AND DejaVu Limited an order allowing them to carry on the sale and supply of alcohol pursuant to the underlying licence no. 069/ON/71/2017 in respect of premises situated at 139 Stuart Street, Dunedin, and known as "Nando's Octagon".

The premises is now operating as "Graze and Glow".

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

The Licensing Inspector advises that there have been no issues of concern raised in relation to the applicant who has several central city 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 May 2024.

DATED at Dunedin this 17th day of May 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE

Decision No. 2024/08/TA

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Keenan Brothers
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 11 Tomahawk Road, Dunedin,
and known as "The Keystone"

BEFORE THE DUNEDIN DISTRICT LICENSING COMMITTEE

Chairperson: Commissioner K Lane

DECISION

This is an application by Keenan Brothers Limited for an order allowing them to carry on the sale and supply of alcohol pursuant to the underlying licence no. 069/ON/49/2019 in respect of premises situated at 11 Tomahawk Road, Dunedin, and known as the "Bistro at the Terminus". The premises is now operating as "The Keystone".

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

The Licensing Inspector advises that there have been no issues of concern raised at the premises and is confident the applicant will operate the premises properly.

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 10 May 2024.

DATED at Dunedin this 10th day of May 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 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 a further 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 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.

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

The Licensing Inspector advises that there have been no issues of concern raised in the time they have been operating the premises.

The Committee is satisfied that the applicant will continue to operate the premises properly and therefore issues a second order authorising the applicant to carry on the sale and supply of alcohol, under the same conditions as were granted initially, for a further period of three months from 23 May 2024.

DATED at Dunedin this 17th day of May 2024

Kevin Mechen
Secretary

DUNEDIN DISTRICT LICENSING COMMITTEE