



## *Hastings District Council*

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### **DECISION – TEMPORARY AUTHORITY MP FOODS LIMITED**

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## **HASTINGS DISTRICT LICENSING COMMITTEE**

Meeting Date: **Friday, 10 January 2014**

**Decision No:** HDC/TO/11/2014

**IN THE MATTER** of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER** of an application by **MP Foods Limited** for temporary authority pursuant to s.136 of the Act in respect of premises situated at 342 Heretaunga Street West, Hastings and known as “HB Sports Bar”

**BEFORE THE HASTINGS DISTRICT LICENSING COMMITTEE AT A MEETING HELD IN THE LANDMARKS ROOM, GROUND FLOOR, CIVIC ADMINISTRATION BUILDING, LYNDON ROAD EAST, HASTINGS ON 10 JANUARY 2014 AT 10.30AM.**

Chair: Councillor Kerr  
Members: Councillor Bradshaw and Mr D Waugh

### **DECISION**

This is an application by MP Foods Limited for temporary authority in respect of premises situated at 342 Heretaunga Street West, Hastings and known as “HB Sports Bar “. The premises operates under an existing on-licence and the application results from a change of licensee.

Reports were received from the Police and Licensing Inspector indicating no objection to the application.

No objection or notice of desire to be heard has been received. Accordingly we deal with the matters on the papers.

The Committee has considered the application and approval is granted for a period of three months pursuant to Section 136(1) of the Sale and Supply of Alcohol Act 2012. In accordance with Section 136(4) a condition regarding the free availability of water at the premises is imposed on the temporary authority.

The Temporary Authority is issued subject to the following terms and conditions:

Pursuant to this temporary authority MP Foods Limited is authorised to sell and supply alcohol, on the premises situated at 342 Heretaunga Street West, Hastings and known as “HB Sports Bar” for consumption on the premises to any person who

is present on the premises, for the purpose of dining and to allow the consumption of alcohol on the premises by any such person.

The authority conferred by this licence shall be exercised through a manager or managers appointed by the licensee in accordance with subpart 7 of Part 2 of the Act.

### **Conditions**

(a) The licensee must have available for consumption on the premises, at all times when the premises are open for the sale of alcohol, a reasonable range of non-alcoholic refreshments and low-alcohol beverages.

(b) No alcohol is to be sold or supplied on Good Friday, Easter Sunday, Christmas Day or before 1.00 pm on Anzac Day to any person other than any person who is present on the premises for the purpose of dining.

(c) Alcohol may be sold only on the following days and during the following hours:

Monday to Sunday 10.00am to 2.00am 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.

(d) Food must be available for consumption on the premises as follows:

A range of food choices must be readily available at all times that the premises are 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 as 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.

(e) Each of the following parts of the premises is designated as a supervised area:  
Every Bar.

The Gaming Room is designated as a restricted area.

(f) The licensee must ensure that signs are prominently displayed within the licensed premises detailing information regarding alternative forms of transport from the premises.

(g) The licensee must implement and maintain the steps proposed in the application for the licence aimed at promoting the responsible consumption of alcohol.

(h) 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.

(i) Drinking water is to be freely available and free of charge to customers at the following locations while the premises are open for business.

- Every bar.

DATED at Hastings this 10th day of January 2014



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**SECRETARY**  
**HASTINGS DISTRICT LICENSING COMMITTEE**



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## **DECISION**

### **SPECIAL LICENCE UPPER MOHAKA RODEO CLUB**

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## **HASTINGS DISTRICT LICENSING COMMITTEE**

Meeting Date: **Friday, 10 January 2014**

**Decision No:** HDC/SP/04/2014

**IN THE MATTER** of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER** of an application by **Upper Mohaka Rodeo Club** for a special licence pursuant to Section 22 of the Act in respect of premises situated at the Upper Mohaka Sports Domain, McVicar Road, Te Haroto.

**BEFORE THE HASTINGS DISTRICT LICENSING COMMITTEE AT A MEETING HELD IN THE LANDMARKS ROOM, GROUND FLOOR, CIVIC ADMINISTRATION BUILDING, LYNDON ROAD EAST, HASTINGS ON FRIDAY, 10 JANUARY 2014 AT 9.00AM.**

Chair: Councillor Kerr

Members: Councillor Bradshaw and Mr D Waugh

### **DECISION**

This is an application by the Upper Mohaka Rodeo Club for a special licence pursuant to Section 22 of the Act in respect of premises situated at the Upper Mohaka Sports Domain, McVicar Road, Te Haroto.

Reports were received from the Police and Medical Officer of Health indicating no objection to the application. A report was received from Licensing Inspector indicating no objection to the application subject to conditions.

No objection or notice of desire to be heard has been received. Accordingly we deal with the matters on the papers.

The Committee has considered the matters to which it is to have regard under section 142 of the Act and is satisfied that these are met. Accordingly the applicant is hereby granted a special licence authorising the sale and supply of alcohol, for consumption on the premises, to any person attending the following occasion or event:

- “Annual Rodeo”

The Special Licence is issued subject to the following conditions.

**CONDITIONS**

- (a) Alcohol may be sold under the licence only on the following days and during the following hours:
- Sunday 19 January 2014 11.00 am to 6.00 pm
- (b) The licensee must take the following steps to ensure that the provisions of this Act relating to the sale or supply of alcohol to prohibited persons are observed:
- There shall be no sale or supply to minors or intoxicated people.
  - That the Applicant fully complies with the undertakings set out in the application submitted dated 28 November 2013.
- (c) The licensee must take the following steps to ensure that the provisions of this Act relating to the management of premises are observed:
- Simon Paul Tahau and Lisa Tahau will manage this event.
- (d) Drinking water\* must be freely available at the following places while the premises are open for business:
- At the site.
- \*Drinking water must be obtained from a source approved by the Napier Public Health Unit.
- (e) Food must be available for consumption on the premises as follows:
- Barbequed food including steak sandwiches and sausages.
- (f) Low-alcohol beverages must be available for sale and supply on the premises as follows:
- Low alcohol beer.
- (g) Non-alcohol beverages must be available for sale and supply on the premises as follows:
- Fruit juice, water and soft drinks.
- (h) The licensee must take the following steps to provide assistance with or information about alternative forms of transport from the premises:
- Committee members will provide advice on alternative forms of transport.

- (i) The licensee must file with the District Licensing Committee returns relating to the sale of alcohol as follows:
- Nil
- (j) No BYO alcohol is permitted at this event under this licence.
- (k) The operation of this licence is subject to random inspection by the Hastings Police and/or Inspector of the Hastings District Council.
- (l) Members of the public shall be excluded from the premises in the following circumstances:
- On the request of any member of the New Zealand Police or Inspector of the Hastings District Council.
- (m) The whole (or each of the following parts) of the premises is designated as:
- A restricted area: N/A
  - A supervised area: N/A

DATED at Hastings this 10<sup>th</sup> day of January 2014

  
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**SECRETARY**  
**HASTINGS DISTRICT LICENSING COMMITTEE**





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## **DECISION - RENEWAL ON LICENCE**

### **TERRATA ESTATE LIMITED**

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## **HASTINGS DISTRICT LICENSING COMMITTEE**

Meeting Date: **Friday, 10 January 2014**

**Decision No: HDC/ON/10/2014**

**IN THE MATTER** of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER** of an application by **Terrata Estate Limited** for a renewal of on-licence pursuant to s.127 of the Act in respect of premises situated at 1426 Taihape Road, Hawke's Bay.

**BEFORE THE HASTINGS DISTRICT LICENSING COMMITTEE AT A MEETING HELD IN THE LANDMARKS ROOM, GROUND FLOOR, CIVIC ADMINISTRATION BUILDING, LYNDON ROAD EAST, HASTINGS ON FRIDAY, 10 JANUARY 2014 AT 9.00AM.**

Chair: Councillor Kerr

Members: Councillor Bradshaw and Mr D Waugh

### **DECISION**

This is an application by Terrata Estate Limited for a renewal of on-licence in respect of premises situated at 1426 Taihape Road, Hawke's Bay.

The applicant also seeks to redefine their operating area to accommodate a new café.

Reports were received from the Police, Medical Officer of Health and Licensing Inspector indicating no objection to the application.

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 Committee has considered the matters to which it is to have regard under section 131 of the Act and is satisfied that these are met. Accordingly the applicant is hereby granted a renewal of on-licence for a period of three years from the date of expiry. Pursuant to Section 132(1) the licence is also subject to the following additional mandatory requirement specified in Section 110(2) of the Act:

- (1) Drinking water is to be freely available and free of charge to customers at the following location while the premises are open for business:
  - At the premises.

A replacement licence is to be issued.

The applicant is advised to take note of the obligations imposed on them by the Sale and Supply of Alcohol Act 2012 particularly in regard to the provision of food and low

alcohol and non-alcoholic drinks, the display of signs and of the licence, and the requirement to provide information regarding transport.

**CONDITIONS**

This licence is also 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-
  - (i) residing or lodging on the premises; or
  - (ii) present on premises to dine.


- (b) Liquor may be sold only on the following days and during the following hours:

**On such days and during such hours as the premises are being operated as a winery but not other than on the following days and hours:**

**Monday to Sunday                    9.00 am to 10.00 pm**

- (c) The licensee must implement and maintain the steps proposed in the application for the licence aimed at promoting the responsible consumption of liquor.
- (d) The licensee must ensure that the provisions of the Act relating to the sale and supply of liquor to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of liquor to minors and the complete prohibition on sales to intoxicated persons.
- (e) Drinking water is to be freely available and free of charge to customers at the following location while the premises are open for business:
  - At the premises.

DATED at Hastings this 10th day of January 2014

  
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**SECRETARY**  
**HASTINGS DISTRICT LICENSING COMMITTEE**



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## **DECISION – RENEWAL AND VARIATION OF ON LICENCE**

**SILENI ESTATES LIMITED**

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## **HASTINGS DISTRICT LICENSING COMMITTEE**

Meeting Date: **Friday, 10 January 2014**

**Decision No: HDC/ON/08/2014**

**IN THE MATTER** of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER** of an application by **Sileni Estates Limited** for a renewal and variation of on-licence pursuant to s.120 and s127 of the Act in respect of premises situated at 2016 Maraekakaho Road, Bridge Pa, Hastings.

**BEFORE THE HASTINGS DISTRICT LICENSING COMMITTEE AT A MEETING HELD IN THE LANDMARKS ROOM, GROUND FLOOR, CIVIC ADMINISTRATION BUILDING, LYNDON ROAD EAST, HASTINGS ON FRIDAY, 10 JANUARY 2014 AT 9.00AM.**

Chair: Councillor Kerr

Members: Councillor Bradshaw and Mr D Waugh

### **DECISION**

This is an application by Sileni Estates Limited for a renewal on-licence in respect of premises situated at 2016 Maraekakaho Road, Bridge Pa, Hastings.

The applicant also seeks an extension of hours during which the sale of alcohol is authorized from the present - 10.00am to 5.00pm to 9.00am to 8.00pm.

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

The Committee noted that although the public notices clearly stated what the hours sought for the renewed licence were to be they had omitted to include the present hours under which the applicant operated.

The Committee considered that the omission had not been willful and accordingly agreed to waive the requirement pursuant to Section 208 of the Act.

Reports were received from the Police, the Medical Officer of Health (MOW) and the Licensing Inspector.

The Police and MOH reports both advised no opposition to the issue of the licence. The Inspector's report outlined the criteria of Sections 105 and 131 of the Act to be considered by the Committee and the manner in which the Inspector considered that these would be met.

The Committee considered those matters and was satisfied that these can be met by the applicant. Accordingly the applicant is hereby granted a renewal of the on-

licence in accordance with the application submitted, for a period of three years from the date of expiry.

A replacement licence is to be issued.

The applicant is advised to take note of the obligations imposed on them by the Sale and Supply of Alcohol Act 2012 particularly in regard to the provision of food and low alcohol and non-alcoholic drinks, the display of signs and of the licence, and the requirement to provide information regarding transport.

The Applicant is also advised that the licence is subject to the additional following additional mandatory requirement specified in Section 110(2) of the Act:

- (1) Drinking water is to be freely available and free of charge to customers at the following location while the premises are open for business:
  - In the cafe area.

### **CONDITIONS**

This licence is subject to the following conditions:

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

- (b) Liquor may be sold only on the following days and during the following hours:

**On such days and during such hours as the premises are being operated as a winery cafe but not other than on the following days and hours:**

**Monday to Sunday                      9.00 am to 8.00 pm**

- (c) The licensee must implement and maintain the steps proposed in the application for the licence aimed at promoting the responsible consumption of liquor.
- (d) The licensee must ensure that the provisions of the Act relating to the sale and supply of liquor to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of liquor to minors and the complete prohibition on sales to intoxicated persons.
- (e) Drinking water is to be freely available and free of charge to customers at the following location while the premises are open for business:
  - In the cafe area.

DATED at Hastings this 10th day of January 2014



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## **DECISION - RENEWAL ON-LICENCE**

**STAR OF INDIA BAY LIMITED**

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## **HASTINGS DISTRICT LICENSING COMMITTEE**

Meeting Date: **Friday, 10 January 2014**



**Decision No: HDC/ON/07/2014**

**IN THE MATTER** of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER** of an application by **Star of India Bay Limited** for a renewal of on-licence pursuant to s.127 of the Act in respect of premises situated at 1012 Karamu Road North, Hastings.

**BEFORE THE HASTINGS DISTRICT LICENSING COMMITTEE AT A MEETING HELD IN THE LANDMARKS ROOM, GROUND FLOOR, CIVIC ADMINISTRATION BUILDING, LYNDON ROAD EAST, HASTINGS ON FRIDAY, 10 JANUARY 2014 AT 9.00AM.**

Chair: Councillor Kerr

Members: Councillor Bradshaw and Mr D Waugh

### **DECISION**

This is an application by Star of India Bay Limited for a renewal of on-licence in respect of premises situated at 1012 Karamu Road North, Hastings.

Reports were received from the Police, Medical Officer of Health and Licensing Inspector indicating no objection to the application.

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 Committee has considered the matters to which it is to have regard under section 131 of the Act and is satisfied that these are met. Accordingly the applicant is hereby granted a renewal of on-licence for a period of three years from the date of expiry. Pursuant to Section 132(1) the licence is also subject to the following additional mandatory requirement specified in Section 110(2) of the Act:

(1) Drinking water is to be available free of charge to customers at the following location while the premises are open for business:

- In the restaurant area.

A replacement licence is to be issued to incorporate this condition.

The applicant is advised to take note of the obligations imposed on them by the Sale and Supply of Alcohol Act 2012 particularly in regard to the provision of food and low alcohol and non-alcoholic drinks, the display of signs and of the licence, and the requirement to provide information regarding transport.

**CONDITIONS**

This licence is subject to the following conditions:

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

- (b) Liquor may be sold only on the following days and during the following hours:

**On such days and during such hours as the premises are being operated as a restaurant but not other than on the following days and hours:**

**Monday to Sunday                      10.00 am to 12.00 midnight**

- (c) The licensee must implement and maintain the steps proposed in the application for the licence aimed at promoting the responsible consumption of liquor.
- (d) The licensee must ensure that the provisions of the Act relating to the sale and supply of liquor to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of liquor to minors and the complete prohibition on sales to intoxicated persons.
- (e) Drinking water is to be available free of charge to customers at the following location while the premises are open for business:
  - In the restaurant area.

DATED at Hastings this 10th day of January 2014

  
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**SECRETARY**  
**HASTINGS DISTRICT LICENSING COMMITTEE**



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## **DECISION - RENEWAL OFF LICENCE**

**TERRATA ESTATE LIMITED**

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## **HASTINGS DISTRICT LICENSING COMMITTEE**

Meeting Date: **Friday, 10 January 2014**

**Decision No: HDC/OFF/09/2014**

**IN THE MATTER** of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER** of an application by **Terrata Estate Limited** for a renewal of off-licence pursuant to s.127 of the Act in respect of premises situated at 1426 Taihape Road, Hawke's Bay.

**BEFORE THE HASTINGS DISTRICT LICENSING COMMITTEE AT A MEETING HELD IN THE LANDMARKS ROOM, GROUND FLOOR, CIVIC ADMINISTRATION BUILDING, LYNDON ROAD EAST, HASTINGS ON FRIDAY, 10 JANUARY 2014 AT 9.00AM.**

Chair: Councillor Kerr

Members: Councillor Bradshaw and Mr D Waugh

### **DECISION**

This is an application by **Terrata Estate Limited** for a renewal of off-licence in respect of premises situated at 1426 Taihape Road, Hawke's Bay.

Reports were received from the Police, Medical Officer of Health and Licensing Inspector indicating no objection to the application.

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 Committee has considered the matters to which it is to have regard under section 131 of the Act and is satisfied that these are met. Accordingly the applicant is hereby granted a renewal of off-licence for a period of three years from the date of expiry. Pursuant to Section 132(1) the licence is also subject to the following additional mandatory requirement specified in Section 116(2) of the Act:

(1) Drinking water is to be freely available and free of charge to customers at the following location while alcohol is being supplied free as a sample on the premises:

- In each area where free alcohol samples are provided.

A replacement licence is to be issued.

**CONDITIONS**

This licence is subject to the following conditions:

- (a) No alcohol is to be sold or delivered on Good Friday, Christmas Day or before 1.00 pm on Anzac Day
- (b) No alcohol is to be sold or delivered on Easter Sunday unless the alcohol is grape wine or fruit or vegetable wine made –
  - (i) on the premises; or
  - (ii) from grapes or fruit harvested from land on which the premises are situated.
- (c) Liquor may be sold only on the following days and during the following hours:

**Monday to Sunday                      9.00 am to 10.00 pm**

- (d) The licensee must ensure that the provisions of the Act relating to the sale and supply of liquor to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of liquor to minors and the complete prohibition on sales to intoxicated persons.
- (e) Mail order forms shall require customers to state that they are of or over 18 years of age.
- (f) Drinking water is to be freely available and free of charge to customers at the following location while alcohol is being supplied free as a sample on the premises:
  - In each area where free alcohol samples are provided.

DATED at Hastings this 10th day of January 2014

  
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## **DECISION - RENEWAL ON-LICENCE**

### **UNWINED CAFÉ LIMITED**

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## **HASTINGS DISTRICT LICENSING COMMITTEE**

Meeting Date: **Friday, 10 January 2014**

**Decision No: HDC/ON/05/2014**

**IN THE MATTER** of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER** of an application by **Unwined Café Limited** for a renewal of on-licence pursuant to s.127 of the Act in respect of premises situated at 2163 State Highway 50, Hastings

**BEFORE THE HASTINGS DISTRICT LICENSING COMMITTEE AT A MEETING HELD IN THE LANDMARKS ROOM, GROUND FLOOR, CIVIC ADMINISTRATION BUILDING, LYNDON ROAD EAST, HASTINGS ON FRIDAY, 10 JANUARY 2014 AT 9.00AM.**

Chair: Councillor Kerr

Members: Councillor Bradshaw and Mr D Waugh

### **DECISION**

This is an application by Unwined Café Limited for a renewal of on-licence in respect of premises situated at 2163 State Highway 50, Hastings.

Reports were received from the Police, Medical Officer of Health and Licensing Inspector indicating no objection to the application.

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 Committee has considered the matters to which it is to have regard under section 131 of the Act and is satisfied that these are met. Accordingly the applicant is hereby granted a renewal of on-licence for a period of three years from the date of expiry. Pursuant to Section 132(1) the licence is also subject to the following additional mandatory requirement specified in Section 110(2) of the Act:

(1) Drinking water is to be freely available and free of charge to customers at the following location while the premises are open for business:

- In the cafe area.

A replacement licence is to be issued.

The applicant is advised to take note of the obligations imposed on them by the Sale and Supply of Alcohol Act 2012 particularly in regard to the provision of food and low alcohol and non-alcoholic drinks, the display of signs and of the licence, and the requirement to provide information regarding transport.

**CONDITIONS**

This licence is subject to the following conditions:

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

- (b) Liquor may be sold only on the following days and during the following hours:

**On such days and during such hours as the premises are being operated as a winery cafe but not other than on the following days and hours:  
Monday to Sunday 8.00 am to 10.00 pm**

- (c) The licensee must implement and maintain the steps proposed in the application for the licence aimed at promoting the responsible consumption of liquor.
- (d) The licensee must ensure that the provisions of the Act relating to the sale and supply of liquor to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of liquor to minors and the complete prohibition on sales to intoxicated persons.
- (e) Drinking water is to be freely available and free of charge to customers at the following location while the premises are open for business:
  - In the cafe area.

DATED at Hastings this 10th day of January 2014

  
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**SECRETARY  
HASTINGS DISTRICT LICENSING COMMITTEE**