

Decision No. **220/2014**

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **The Village Bar
Company Limited** for the renewal an on
licence pursuant to s.127 of the Act in
respect of premises situated at **567
Kamo Road, Kamo, Whangarei** known
as **The Kamo Hotel**

BEFORE THE WHANGAREI DISTRICT LICENSING COMMITTEE

Chairman: Councillor John Williamson
Member: Lee Andrewes
Member: Mervyn Williams

DECISION (ON THE PAPERS)

This is an application by The Village Bar Company Limited dated 4 March 2014, for the renewal of an on licence (002/ON/001/2014) in respect of premises situated at 567 Kamo Road, known as The Kamo Hotel. The general nature of the business is that of a hotel.

The premises

The Kamo Hotel is situated in the same building as Kamo Ale House (*Kamo Ale House Limited*, 002/ON/001/2014) at 567 Kamo Road in Kamo. Kamo Ale House is a licensed tavern with off sales across the sports bar. The Kamo Hotel has held a hotel style on-licence with off sales across the corner bar for many years.

In September 2013 the licensee sought an extension on licensing hours to 1 am the following day on the days Sunday through to Thursday. The licensing authorities were satisfied that the licensee is able to adequately manage and control any potential adverse effects on adjacent residential houses. A replacement licence (002/ON/001/2014) was issued with extended hours being Monday to Sunday, 8.00am to 1.00am the following day.

Management of the premises

The applicant is a private company incorporated on 11 September 2006. The directors and duty managers are Lex Dianne Amitage (002/GM/15/2011), Valerie Jillian Rouse (002/GM/43/2010) and Gina Louise Tuckey (GM/007/662/04). The Village Bar Company Limited owns 100% shares of the Kamo Ale House.

The directors and duty managers are Lex Dianne Amitage (002/GM/15/2011), Valerie Jillian Rouse (002/GM/43/2010) and Gina Louise Tuckey (GM/007/662/04) who are certificated managers for sale of alcohol.

Public notice

The applicant publically notified the application in accordance with the Act, by placing two adverts in the Northern Advocate. The first notice was published on 7 March 2014 and the second on 14 March 2014. Notice of the application was also attached to the premises as required by the Act. No public objections were received.

Statement by the applicant as to compliance with Fire Service Act 1975.

The applicant has provided a statement dated 4 March 2014 that the building in which the premises is situated is exempt from having to meet the requirements of an evacuation scheme.

The Fire Service in a report dated 4 June 2014 raised no matters of concern about the renewal.

Section 131 Criteria for the renewal of licences

In deciding whether to renew a licence, the licensing authority or the licensing committee concerned must have regard to the following matters:

- (a) the matters set out in paragraphs (a) to (g), (j), and (k) of section 105(1):*
- (b) whether (in its opinion) the amenity and good order of the locality would be likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence:*
- (c) any matters dealt with in any report from the Police, an inspector, or a Medical Officer of Health made by virtue of section 129:*
- (d) the manner in which the applicant has sold (or, as the case may be, sold and supplied), displayed, advertised, or promoted alcohol.*

DECISION

The committee has received reports on the application from the Police, the Medical Officer of Health and the Licensing Inspector and none have raised matters in opposition. The application was duly advertised and no objection or notice of desire to be heard has been received. Accordingly the committee deals with the matters on the papers.

The committee is satisfied as to the matters to which it must have regard as set out in s.131 of the Act and the committee renews the on licence for a further period of 3 years on the conditions presently attached to it and imposing the following additional condition, as required by Section 110 (2) (c) of the Sale and Supply of Alcohol Act 2012:

- Drinking water is to be freely available to customers while the premises are open for business at the bar counter and on each table where the diners are seated.

DATED at Whangarei this 24th day of June 2014

Chairman
Whangarei District Licensing Committee
14/52406