


TASMAN DISTRICT LICENSING COMMITTEE



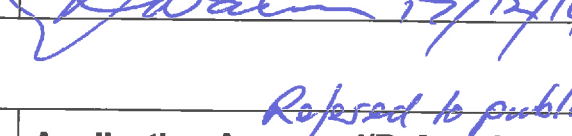
AGENDA FOR DETERMINATION OF APPLICATIONS

Date: Wednesday 17 December 2014
Time: 1.30 pm
Venue: Owen Room, Tasman District Council, 189 Queen Street, Richmond
Chair: Cr Brian Ensor

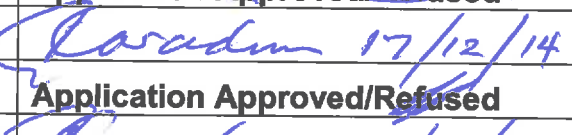


Declaration of Interest



Temporary Authority application

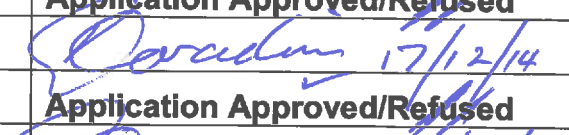
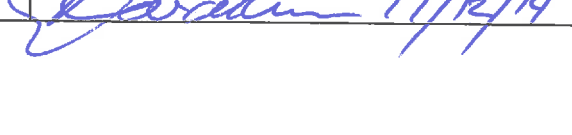
File Ref	Applicant	Application Approved/Refused
ON0004	I M Distelbrink	 Approved 17/12/14
File Ref	Applicant	Application Approved/Refused
ON0068	The Stables 2014 Limited	 Approved 17/12/14
File Ref	Applicant	Application Approved/Refused
ON0134	M J Galvin	 Approved 17/12/14

Special Licence applications

File Ref	Applicant	Application Approved/Refused
SP2068	A & J Dixon/New Year's Eve	 Approved 17/12/14
File Ref	Applicant/Event	Application Approved/Refused
SP2078	Lee Fern/Jazz in the Park	 Approved 17/12/14
File Ref	Applicant	Application Approved/Refused
SP2079	Penguin Pohara Limited/New Year's Eve	 Approved 17/12/14
File Ref	Applicant	Application Approved/Refused
SP2081	H & J Gardner/Two weddings and New Year's Eve	 Approved 17/12/14

Referred to public hearing ✓
Referred to public hearing

New Managers Certificates

File Ref	Applicant	Application Approved/Refused
MGR1852	R C Bowker	 Approved 17/12/14
File Ref	Applicant	Application Approved/Refused
MGR2258	G R Paguio	 Approved 17/12/14

Renewal of Managers Certificate

File Ref	Applicant	Application Approved/Refused
MGR0431	D W Neal	<i>Approved 17/12/14</i>
File Ref	Applicant	Application Approved/Refused
MGR1816	P G Fry	<i>Approved 17/12/14</i>
File Ref	Applicant	Application Approved/Refused
MGR2120	K L Ward	<i>Approved 17/12/14</i>
File Ref	Applicant	Application Approved/Refused
MGR2145	T C Self	<i>Approved 17/12/14</i>

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Ivo Michel Distelbrink** pursuant to Section 136 of the Act for a Temporary Authority Order in respect of premises situated at 11 Awaroa Bay, Awaroa and known as Peppers Awaroa Lodge

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr Brian Ensor

Members: L Gabites
D Lewis

DECISION

This is an application by Ivo Michel Distelbrink for a Temporary Authority Order in respect of premises situated at 11 Awaroa Bay, Awaroa, known as "Peppers Awaroa Lodge".

Reports were received from the Licensing Inspector and the Police and no matters in opposition were raised. 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 Section 136 of the Act.

Accordingly we grant an Order authorising the sale and supply of alcohol on the premises situated at **11 Awaroa Bay, Awaroa** and known as "**Peppers Awaroa Lodge**" to any person for consumption on the premises and to let people consume alcohol there, for three months from the date of this decision and authorise the issue of the Order.

The applicant's attention is drawn to s.136 of the Act obliging the holder of the Order to:

1. Ensure that the on-licence remains in force for the term of the Order.
2. Comply with the same duties, obligations and liabilities as required by the current on-licence.
3. Comply with the conditions of the Order.

DATED at Richmond this 17th day of December 2014



Chairperson
Tasman District Licensing Committee

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **The Stables 2014 Limited** pursuant to Section 136 of the Act for a Temporary Authority Order in respect of premises situated at 1 McGlashen Avenue, Richmond and known as **The Stables Tavern & Restaurant**

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr Brian Ensor

Members: L Gabites
D Lewis

DECISION

This is an application by The Stables 2014 Limited for a Temporary Authority Order in respect of premises situated at 1 McGlashen Avenue, Richmond, known as "The Stables Tavern & Restaurant".

Reports were received from the Licensing Inspector and the Police and no matters in opposition were raised. 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 Section 136 of the Act. However, we share the concern of the Fire Service that the applicant does not hold a current evacuation scheme for the building they occupy. We see the completion of a fire evacuation scheme as an important safety consideration and therefore grant this Temporary Authority Order for a period of only **one (1) month**. We further note that our expectation is that the licence application including the Local Authority Certificate will be completed prior to the expiry of this Temporary Authority Order.

Accordingly we grant an Order authorising the sale and supply of alcohol on the premises situated at **1 McGlashen Avenue, Richmond** and known as "**The Stables Tavern & Restaurant**" to any person for consumption on the premises and to let people consume alcohol there, for one month from **24 December 2014** and authorise the issue of the Order.

The applicant's attention is drawn to s.136 of the Act obliging the holder of the Order to:

1. Ensure that the on-licence remains in force for the term of the Order.
2. Comply with the same duties, obligations and liabilities as required by the current on-licence.
3. Comply with the conditions of the Order.

DATED at Richmond this 17th day of December 2014



Chairperson
Tasman District Licensing Committee

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **Matthew James Galvin** pursuant to Section 136 of the Act for a Temporary Authority Order in respect of premises situated at 194 High Street, Motueka and known as Celsius Cafe

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr Brian Ensor

Members: D Lewis
L Gabites

DECISION

This is an application by Matthew James Galvin for a Temporary Authority Order in respect of premises situated at 194 High Street, Motueka, known as "Celsius Cafe".

Reports were received from the Licensing Inspector and the Police and no matters in opposition were raised. Accordingly we deal with the matter on the papers.

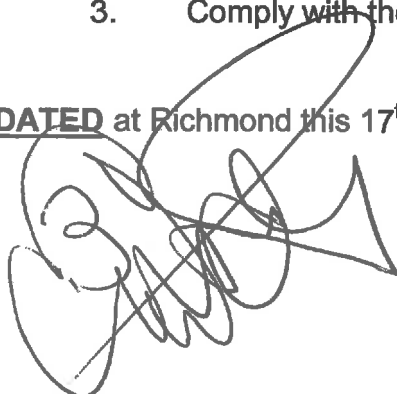
We are satisfied as to the matters to which we must have regard as set out in Section 136 of the Act.

Accordingly we grant an Order authorising the sale and supply of alcohol on the premises situated at **194 High Street, Motueka** and known as "**Celsius Cafe**" to any person for consumption on the premises and to let people consume alcohol there, for three months from **3 February 2015** and authorise the issue of the Order.

The applicant's attention is drawn to s.136 of the Act obliging the holder of the Order to:

1. Ensure that the on-licence remains in force for the term of the Order.
2. Comply with the same duties, obligations and liabilities as required by the current on-licence.
3. Comply with the conditions of the Order.

DATED at Richmond this 17th day of December 2014



Chairperson
Tasman District Licensing Committee

TASMAN DISTRICT LICENSING COMMITTEE

Decision No. SP2068

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by the partnership of Andrew Dixon and Jane Dixon for a Special Licence pursuant to Section 138 of the Act in respect of premises situated at The Mussel Inn, 1259 Takaka-Collingwood Highway, Takaka known as 1259 Takaka-Collingwood Highway, Takaka

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr Brian Ensor
Members: L Gabites
D Lewis

DECISION

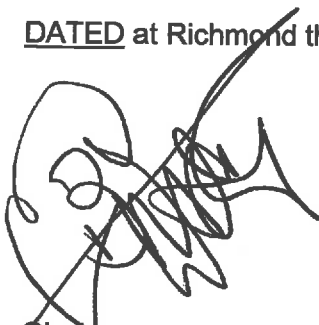
The general nature of the event to be held is that to celebrate New Year's eve.

Reports were received from the Licensing Inspector, the Police and the Medical Officer of Health and no matters in opposition were raised. Accordingly we consider the matter on the papers.

We are not completely satisfied as to the matters with which we must have regard as set out in Section 142 of the Act, in particular Section 142(e) which requires the District Licensing Committee to have regard to whether the amenity and good order of the locality would be reduced by more than a minor extent by the effects of the issue of the licence.

Pursuant to Section 202 of the Act, the Committee intends to convene a public hearing to consider the application. Whilst this is not a refusal of the application per se, we recognise that the statutory timeframes required by the Act to establish a public hearing cannot be met before the date of the proposed event.

DATED at Richmond this 17th day of December 2014



Chairperson
Tasman District Licensing Committee

TASMAN DISTRICT LICENSING COMMITTEE

Decision No. SP2078

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Lee Fern on behalf of Nelson Jazz Club for a Special Licence pursuant to Section 138 of the Act in respect of premises situated at Oxford Street, Richmond known as Washbourn Gardens

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr Brian Ensor
Members: L Gabites
D Lewis

DECISION

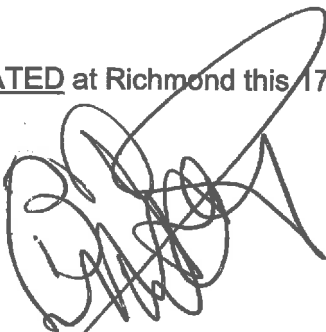
The general nature of the event to be held is that of a concert to showcase the Nelson Jazz Club.

Reports were received from the Licensing Inspector, the Police and the Medical Officer of Health and no matters in opposition were raised. Accordingly we deal with matter on the papers.

We are satisfied as to the matters to which we must have regard as set out in Sections 142 and 143 of the Act, and we grant the applicant the Special Licence sought. A copy of the licence setting out the conditions to which it is subject is attached to this decision.

The licence may issue immediately.

DATED at Richmond this 17th day of December 2014



**Chairperson
Tasman District Licensing Committee**

TASMAN DISTRICT LICENSING COMMITTEE

Decision No. SP2079

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **Penguin Pohara Limited** for a Special Licence pursuant to Section 138 of the Act in respect of premises situated at 822 Abel Tasman Drive, Takaka, known as Penguin Cafe & Bar

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr Brian Ensor
Members: L Gabites
D Lewis

DECISION

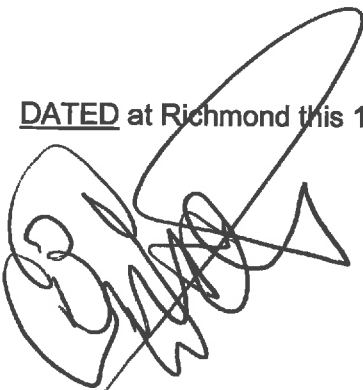
The general nature of the event to be held is to celebrate New Year's eve.

Reports were received from the Licensing Inspector, the Police and the Medical Officer of Health and no matters in opposition were raised. Accordingly we deal with matter on the papers.

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

The licence may issue immediately.

DATED at Richmond this 17th day of December 2014



**Chairperson
Tasman District Licensing Committee**

TASMAN DISTRICT LICENSING COMMITTEE

Decision No. SP2081

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by Hamish and Jenny Gardner for a Special Licence pursuant to Section 138 of the Act in respect of premises situated at 107 Appleby Highway, Richmond, known as The Abbey

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr Brian Ensor
Members: L Gabites
D Lewis

DECISION

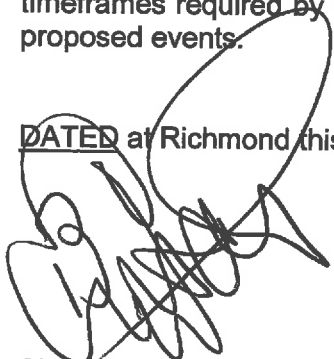
The general nature of the events to be held are that of private weddings and New Year's eve celebration.

Reports were received from the Licensing Inspector, the Police and the Medical Officer of Health and no matters in opposition were raised. Accordingly we consider the matter on the papers.

We are not completely satisfied as to the matters with which we must have regard as set out in Section 142 of the Act, in particular Section 142(e) which requires the District Licensing Committee to have regard to whether the amenity and good order of the locality would be reduced by more than a minor extent by the effects of the issue of the licence.

Pursuant to Section 202 of the Act, the Committee intends to convene a public hearing to consider the application. Whilst this is not a refusal of the application per se, we recognise that the statutory timeframes required by the Act to establish a public hearing cannot be met before the date of the proposed events.

DATED at Richmond this 17th day of December 2014



**Chairperson
Tasman District Licensing Committee**

TASMAN DISTRICT LICENSING COMMITTEE

Decision No. 51/CERT/241/2014

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Rachael Clare
Bowker** pursuant to s.219 of the Act
for a Manager's Certificate

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr B Ensor
Members: L Gabites
D Lewis

DECISION

This is an application by Rachael Clare Bowker for a Manager's Certificate. Reports have been received from the Police and the Licensing Inspector and no matters were raised in opposition. Accordingly we shall deal with the matter on the papers.

We are satisfied that the applicant meets the criteria as set out in s.222 of the Act and grant the application accordingly. The Manager's Certificate may issue immediately.

DATED at Richmond this 17th day of December 2014



**Chairperson
Tasman District Licensing Committee**

TASMAN DISTRICT LICENSING COMMITTEE

Decision No. 51/CERT/240/2014

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Guarin Roden
Paguio** pursuant to s.219 of the Act
for a Manager's Certificate

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

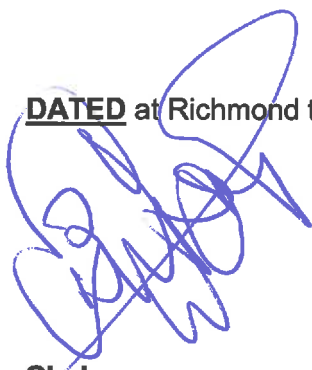
Chairperson: Cr B Ensor
Members: L Gabites
D Lewis

DECISION

This is an application by Guarin Roden Paguio for a Manager's Certificate. Reports have been received from the Police and the Licensing Inspector and no matters were raised in opposition. Accordingly we shall deal with the matter on the papers.

We are satisfied that the applicant meets the criteria as set out in s.222 of the Act and grant the application accordingly. The Manager's Certificate may issue immediately.

DATED at Richmond this 17th day of December 2014



**Chairperson
Tasman District Licensing Committee**

TASMAN DISTRICT LICENSING COMMITTEE

Decision No. 51/CERT/244/2014

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **David William
Neal** pursuant to s.224 of the Act for
a renewal of a Manager's Certificate

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr Brian Ensor
Members L Gabites
D Lewis

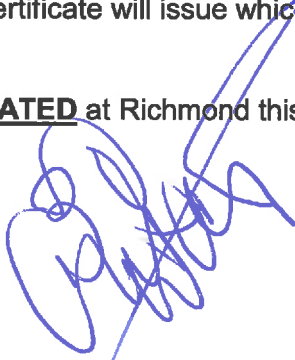
DECISION

This is an application by David William Neal for a renewal of a Manager's Certificate. Reports were received from the Licensing Inspector and the Police, and no matters in opposition were raised. Accordingly we deal with the matter on the papers.

The applicant holds the prescribed qualification required by s.218 of the Sale and Supply of Alcohol Act 2012, and we are satisfied as to the other matters to which we must have regard as set out in s.227 of the Act.

We grant the application for a renewal of a manager's certificate pursuant to s.228 of the Act. In accordance with Practice Statement LIQ/ADM 1 issued under s.176 of the Act a new certificate will issue which will expire on **9 December 2017** unless again renewed.

DATED at Richmond this 17th day of December 2014



**Chairperson
Tasman District Licensing Committee**

TASMAN DISTRICT LICENSING COMMITTEE

Decision No. 51/CERT/243/2014

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Peter Gerrard
Fry** pursuant to s.224 of the Act for a
renewal of a Manager's Certificate

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr Brian Ensor
Members L Gabites
D Lewis

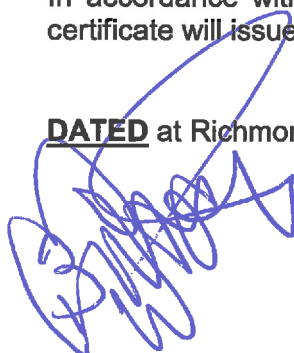
DECISION

This is an application by Peter Gerrard Fry for a renewal of a Manager's Certificate. Reports were received from the Licensing Inspector and the Police, and no matters in opposition were raised. Accordingly we deal with the matter on the papers.

The applicant holds the prescribed qualification required by s.218 of the Sale and Supply of Alcohol Act 2012, and we are satisfied as to the other matters to which we must have regard as set out in s.227 of the Act.

We grant the application for a renewal of a manager's certificate pursuant to s.228 of the Act. In accordance with Practice Statement LIQ/ADM 1 issued under s.176 of the Act a new certificate will issue which will expire on **18 December 2017** unless again renewed.

DATED at Richmond this 17th day of December 2014



Chairperson
Tasman District Licensing Committee

TASMAN DISTRICT LICENSING COMMITTEE

Decision No. 51/CERT/245/2014

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Katrina Lee
Ward** pursuant to s.224 of the Act for
a renewal of a Manager's Certificate

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr Brian Ensor
Members L Gabites
D Lewis

DECISION

This is an application by Katrina Lee Ward for a renewal of a Manager's Certificate. Reports were received from the Licensing Inspector and the Police, and no matters in opposition were raised. Accordingly we deal with the matter on the papers.

The applicant holds the prescribed qualification required by s.218 of the Sale and Supply of Alcohol Act 2012, and we are satisfied as to the other matters to which we must have regard as set out in s.227 of the Act.

We grant the application for a renewal of a manager's certificate pursuant to s.228 of the Act. In accordance with Practice Statement LIQ/ADM 1 issued under s.176 of the Act a new certificate will issue which will expire on **12 December 2017** unless again renewed.

DATED at Richmond this 17th day of December 2014



**Chairperson
Tasman District Licensing Committee**

TASMAN DISTRICT LICENSING COMMITTEE

Decision No. 51/CERT/242/2014

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Timothy Charles
Self** pursuant to s.224 of the Act for a
renewal of a Manager's Certificate

BEFORE THE TASMAN DISTRICT LICENSING COMMITTEE

Chairperson: Cr Brian Ensor
Members L Gabites
D Lewis

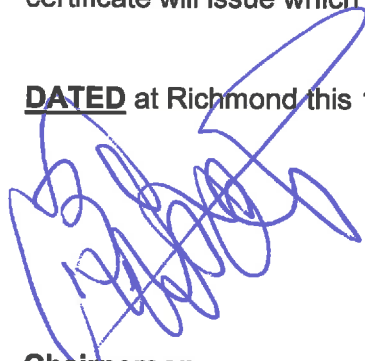
DECISION

This is an application by Timothy Charles Self for a renewal of a Manager's Certificate. Reports were received from the Licensing Inspector and the Police, and no matters in opposition were raised. Accordingly we deal with the matter on the papers.

The applicant holds the prescribed qualification required by s.218 of the Sale and Supply of Alcohol Act 2012, and we are satisfied as to the other matters to which we must have regard as set out in s.227 of the Act.

We grant the application for a renewal of a manager's certificate pursuant to s.228 of the Act. In accordance with Practice Statement LIQ/ADM 1 issued under s.176 of the Act a new certificate will issue which will expire on **28 November 2017** unless again renewed.

DATED at Richmond this 17th day of December 2014



**Chairperson
Tasman District Licensing Committee**