

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **Jenta Limited** for a renewal of their On-licence pursuant to section 127 of the Supply of Alcohol Act 2012.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE

The application for renewal of On Licence (036/ON/019/2014) was publically advertised in the Whanganui Chronicle along with a display notice attached to the premise in accordance with the Regulations, with no objections received.

As no matters of opposition were raised under section 102 and 103 reports; therefore the matter was considered by the Whanganui District Licensing Commissioner on the papers contained in the full file provided by the secretary.

Commissioner: Stuart Hylton

RESERVED DECISION OF THE WHANGANUI DISTRICT LICENSING COMMITTEE

1. Application

On the 18 September 2023, Jenta Limited, on the prescribed form, made application for renewal of an On-licence with no variation sought to conditions.

The application for renewal of On-Licence is in relation to the premises known as '*Rutland Arms Inn*' situated at 48 to 52 Ridgway Street, Whanganui.

The general nature of the business is that of a 'Hotel'. This is their fourth licence renewal application.

The complete file included –

- The application
- Fire evacuation compliance statement
- Fire Evacuation Plan
- Host Responsibility House Policy
- Food list
- Floor plan
- Copy of draft public notice and public display
- Existing Licence
- Reports from Police, Medical Officer of Health and Inspector

2. Decision Making

In considering this application for On-Licence the licensing committee had regard to the criteria under section 131 and 105 of the Act. Section 105 assessments were made using the inspector's full report and own assessment. I accept the inspector's assessment and recommendations.

Key matters raised in complete file including the inspector's reports were –

- The applicant is a private company incorporated in 2005.
- The premises has not come to the notice of authorities in an adverse manner during the renewal period.
- The applicant provided a host responsibility policy that if followed should ensure the object of the act is met.
- Six certified managers were put forward for the licence which is considered to be suitable. The applicant appears to have appropriate systems, staff and training to comply with the law.
- Suitability is not challenged.
- The current hours sought to be renewed are:
Monday to Sunday 8.00am to 2.00am the following day
- Floor plan provided works well for the wide ranging functions held on the premises.
- Current '**supervised**' designation for the 'snug bar' and undesignated across the rest of the premise, to remain.
- No CPTED or amenity or good order issues raised with renewal. There is no reason to believe the amenity and good order of the locality would likely to be increased, more than a minor extent, by the effects of a refusal to renew the licence.

- The applicant has appropriate systems for staff training and performance.

3 Reporting Agencies

The following reports were received under section 103 of the Act and taken into account during the decision.

3.1 Police – Report received on 20 September 2023, of no opposition.

3.2 Medical Officer of Health – Report received on 9 October 2023, of no opposition.

3.3 Licensing Inspector – Full report dated 27th October 2023. The inspector has no opposition to the application and assessed the application against s. 105 matters with no matters of opposition raised. The inspector concludes that the application is complete and appears to meet the criteria for renewal of the licence with existing conditions including new LAP condition.

4 Conclusion

Based on the evidence provided to me within the complete file, my assessment above of section 105 matters and the past operation of the premise/licensee, I conclude that the application meets the statutory criteria to be granted a renewal of On-Licence under the Act for a period of three (3) years.

The licence will be subject to the conditions outlined in the Inspectors report.

5 Decision

Accordingly the application is **Approved** for issue immediately.

Dated at Whanganui District this 27th day of October 2023.

Signed



Stuart Hylton
Whanganui District Licensing Commissioner

