

IN THE MATTER of the Sale of Liquor Act 1989

AND

IN THE MATTER of an application by PAUL DUMELOW and JACQUELINE ANN DUMELOW for an off-licence pursuant to s.29 of the Act in respect of premises situated at State Highway 73, West Melton, known as "West Melton Tavern"

BEFORE THE LIQUOR LICENSING AUTHORITY

Chairman: District Court Judge J P Gatley

Members: Mrs P M Thompson

Mr J W Thompson

DECISION

This is an application by Paul Dumelow and Jacqueline Ann Dumelow, trading in partnership, for an off-licence in respect of premises situated at State Highway 73, West Melton, known as "West Melton Tavern".

The licence is sought in respect of premises already the subject of a tavern off-licence. The application results from a change of licensee. The premises are currently operating under a temporary authority granted by the Selwyn District Licensing Agency.

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.35 of the Act and we grant the applicant an off-licence pursuant to s.29.

The licence may issue immediately.

The applicant's attention is drawn to s.48 of the Act obliging the holder of an off-licence to display:-



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 liquor 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.

The entrance from State Highway 73 is designated as the principal entrance.

The licence will be subject to the following conditions:

- (a) No liquor shall be sold or delivered on any Sunday or on Good Friday or Christmas Day.
- (b) Liquor may be sold or delivered only on the following days and during the following hours:
 - (i) From any bottle store:
Monday to Saturday 11.00 am to 11.00 pm
 - (ii) Across the bar:
Monday to Thursday 11.00 am to 12.00 midnight
Friday and Saturday 11.00 am to 2.30 am the following day
- (c) Each of the following parts of the premises is designated as-
 - (i) A restricted area: The public bar
 - (ii) A supervised area: Every other bar and any bottle store
- (d) The licensee shall ensure that the provisions of the Act relating to the sale and supply of liquor to prohibited persons are observed and shall:
 - (i) Display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the sale and supply of liquor to minors and the complete prohibition on sales to intoxicated persons; and
 - (ii) Have available for vendor staff forms of the kind anticipated by s.172 of the Act, enabling such staff to require customers to declare in writing that they are of the required age.

The licence will be endorsed as follows:-

"For the purpose of this licence the two and a half hours from 12.00 midnight on a Saturday to 2.30 am on a Sunday are considered to be part of Saturday."

DEFINITION OF LICENSED PREMISES

In terms of Reg. 10 of the Sale of Liquor Regulations 1990 the sale or delivery of liquor is authorised in or from the premises generally. The premises, located at



State Highway 73, West Melton are more precisely identified in a plan submitted with the application and date stamped as received by Tribunals Division on 31 January 1994.

DATED at WELLINGTON this 2nd day of MARCH 1994




J C Flanagan
Secretary

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