

IN THE MATTER

of the Sale and Supply of
Alcohol Act 2012

AND

IN THE MATTER

of an application by **THE WORLD
BAR LIMITED** pursuant to S.99 of
the Act for an on-licence in respect
of premises situated at 12 Church
Street, Queenstown, known as
"The World Bar"

DECISION OF THE QUEENSTOWN LAKES DISTRICT LICENSING COMMITTEE

Chairman: Mr E W Unwin
Members: Mr L Cocks
Mr J M Mann

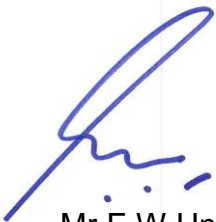
Introduction

- [1] This is an application by The World Limited (hereafter known as 'the company') for an on licence following a change of licensee. The premise was previously known as "Monty's". The applicant has been operating the business on temporary authorities since 18th June 2015. The company operated licensed premises in Shotover Street for 17 years until the building was extensively damaged by fire. The company then operated alternative premises under a temporary licence until it took over the current site.
- [2] The trading hours for "Monty's" were 8.00am to 2.30am the following day inside the premises, and 8.00am to 10.00 pm outside the premises seven days a week. The company received non-notified resource consent in November 2015 allowing it to trade until 4.00am the following day. Accordingly the applicant sought to increase the trading hours until that time. This resulted in an objection being lodged by "The Spire Hotel". The objection was a day late but a waiver was granted by the Chairperson on 20th November 2015.
- [3] "The Spire Hotel" has already featured in a public hearing objecting to the renewal of an on-licence for the business trading as "Vinyl Underground". This business trades underneath the site of "The World Bar" at 12 Church Street. The basis of the objection was noise emanating from the bar after 2.00am. The premises were being operated to 4.00am. After a hearing in March 2015, the "Vinyl Underground" licence was renewed for a limited period with a closing time of 2.00am.
- [4] There were also objections received from the Medical Officer of Health and the Police. Both reports related to two breaches of the Sale and Supply of Alcohol (Rugby World Cup 2015 Extended Trading Hours) Amendment Act 2015. It was alleged that the business had traded on two occasions on 18th and 25th October when the premises should have been closed. As a consequence, a

suspension application had been lodged with the Alcohol and Regulatory Licensing Authority (ARLA).

- [5] The application for the new licence was duly set down for a public hearing on Monday 11th April 2016. Prior to that time, the enforcement application was heard by the ARLA and a suspension order was made.
- [6] On 7th April 2016 the Committee received a Joint Memorandum signed by counsel for the applicant as well as counsel for "The Spire Hotel". Discussions had taken place between the parties and the company has agreed to amend its application to seek trading hours from 8.00am to 2.30am the following day for the inside of the premises, and from 8.00am to 10.00pm outside the premises both seven days a week.
- [7] Furthermore, the parties had agreed that a special condition be imposed to read as follows:
- "After midnight, all patrons must exit the premises via the main door on Church Street. The door opening on to Church Lane must be closed after midnight."*
- [8] Both the Police and Medical Officer of Health have withdrawn their objections following the hearing before ARLA.
- [9] Accordingly there are no further impediments to the grant of a licence we note that according to the Inspector's very detailed report dated 9th December 2015, no Code Compliance had been issued to cover the work carried out by the company to create a second sound lobby to mitigate the escape of noise. A certificate was issued on the 23rd December 2015
- [10] Accordingly we grant an on-licence to the company with the trading hours as set out in paragraph [6] above. All the normal conditions for a tavern style licence will be imposed together with the special condition listed above in paragraph [7].

DATED at Queenstown this 13th day of April 2016



Mr E W Unwin
Chairperson