



## **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 the complete file including the inspector's report were –

- The applicant is a private company who have operated this licence for the last year. The applicant has named three managers for the licence which is seen as adequate for this type of licence.
- The premise has not come to the notice of authorities in an adverse manner during the renewal period. This is the first renewal application.
- The applicant provided a host responsibility policy that if followed should ensure the object of the act is met.
- The applicant appears to have appropriate systems, staff and training to comply with the law.
- There were no reports questioning suitability and neither do I.
- The current hours wanting to be renewed have operated without incident i.e.

### **Monday to Sunday, between 8.00am to 2.00am**

- The floor plan supplied shows no changes to layout. The premises will continue to carry no designation.
- 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 satisfactory systems for staff training and performance.
- The application accords with the Napier LAP.

## **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 11 November 2022, of no opposition.

**3.2 Medical Officer of Health** – Report received on 8 November 2022, of no opposition.

**3.3 Licensing Inspector** – Full report dated 13 December 2022. 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 hours.

**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 by **Doc Hawke's Bay Limited** meets the statutory criteria to be granted a renewal of On-licence under the Act for a period of three (3) years, from the expiry date of the previous licence.

The licence will be subject to the conditions currently contained on the licence.

**5 Decision**

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

**Dated at Napier District this 17 December 2022.**

**Signed**



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**Stuart Hylton**  
**Napier District Licensing Commissioner**