

Minute No 60C [2015] 728

IN THE MATTER of the Sale and Supply
of Alcohol Act 2012

AND

IN THE MATTER of an application by
BROWNS OF SUMNER LTD
for renewal of an
Off Licence pursuant to
S127 of the Act for premises
known as Supervalu Sumner
situated at 43 Nayland Street
Christchurch.

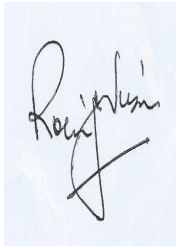
MINUTE OF THE CHRISTCHURCH DISTRICT LICENSING COMMITTEE

This is an application by Browns of Sumner Ltd for renewal of an Off Licence for premises known as Supervalu Sumner and situated at 43 Nayland Street, Sumner. The application is opposed by the Alcohol Licensing Inspector because of concerns relating to compliance with the provisions of s112 of the Act with respect to the required Single Area for display and promotion of alcohol. For that reason alone a public hearing is required and the Secretary is directed to set a date for such.

However there is another matter which must be determined by the Committee before the substantive issue of the Single Area. This is the requirement to determine whether the premises fit the criteria for a grocery store pursuant to s32(f), this being necessary because the premises are technically too small to be considered a supermarket. The Committee is required in forming its opinion to take account of the matters set out in s33(2)(a). Unfortunately the Inspector has been unable to obtain information on these matters from the applicant and is thus not in a position to make a recommendation to the Committee.

It is unclear why the applicant has refused to provide the required information. To allay any doubt I now direct pursuant to s201(3) that the requested information be provided to the Inspector within five working days of this notice. Should the applicant fail to comply with this requirement the Committee is left with few options and the applicant is advised that it is likely that the application for renewal of the licence will be refused.

Dated at Christchurch this 16th day of April 2015

A handwritten signature in black ink on a light blue background. The signature is cursive and appears to read 'R.J. Wilson'.

R.J. Wilson
Chairperson
Christchurch District Licensing Committee