



## ŌTOROHANGA DISTRICT LICENSING COMMITTEE

<b>Decision</b>	018-0624
<b><u>IN THE MATTER</u></b>	of the Sale and Supply of Alcohol Act 2012
<b><u>AND</u></b>	of an application by
<b><u>IN THE MATTER</u></b>	<b>R J Food Limited</b> for an on-licence in respect of the premises situated at 91 Maniapoto Street, Ōtorohanga known as Hey Bro

### DECISION OF THE DISTRICT LICENSING COMMITTEE

1. The application for an on-licence authorising the sale and supply of alcohol for consumption on the premises, to any person who is present on the premises is granted. The licence may issue upon payment of the annual fee.
2. This licence continues in force until the close of the period of 12 months after the day it is issued.
3. The licence is subject to the following conditions:
  - a) Alcohol may only be sold or supplied while trading as a restaurant.
  - b) **Alcohol may be sold or supplied from 10.00am to 10.00pm, Monday to Sunday.**
  - c) The area where alcohol is to be sold and consumed is described in the plan date stamped as received by the District Licensing Committee on **25 May 2026** and no alcohol is to be taken out of this area.
  - d) The entire premises is undesignated.
  - e) A properly appointed certificated, acting, or temporary manager must be on duty and on the premises at all times when the premises is open for the sale and supply of alcohol. If a duty manager is not present, then there must be no alcohol sales and a notice displayed advising the public of this fact.
  - f) A Manager's Register (as required by s.232 of the Act) is to be maintained and available on site.

- g) A Host Responsibility Policy must be maintained and displayed, and the Licensee must ensure all staff receive training in their responsibilities and obligations under the Sale and Supply of Alcohol Act 2012.
- h) There must be no sale or supply of alcohol to minors or intoxicated persons. Appropriate signage outlining these restrictions must be clearly displayed at every point of sale.
- i) Drinking water must be freely available and this must be clear to customers, while the premises is open for the sale and supply of alcohol.
- j) Food must be always available for consumption on the premises when open for the sale of alcohol in accordance with the restaurant menu submitted with the application for this licence, or variations of a similar range and standard.
- k) A range of low-alcohol and non-alcoholic drinks must be available at all times when the premises are open for the sale of alcohol.
- l) A telephone must be freely available for patrons to call for transport assistance and if requested staff must help to make these arrangements. Telephone numbers for alternative forms of transport from the premises are to be displayed.
- m) The Licensee must ensure the following are displayed
  - i) A sign to be seen from outside the principal entrance stating the ordinary hours of business during which the premises will be open for the sale of alcohol.
  - ii) A copy of the original licence with all the conditions, just inside the principal entrance so persons entering can read it.
  - iii) A sign in a prominent place identifying the duty manager.

## **Reasons**

1. This is an application by R J Food Limited for an on-licence in respect of premises situated at 91 Maniapoto Street, Ōtorohanga known as Hey Bro. This premises has operated as a licensed restaurant in the past. R J Food Limited has purchased the business and changed the trading name to 'Hey Bro'. R J Food Limited has been operating this business by way of a temporary authority since 20 March 2026.
2. The application was advertised and there have been no objections by members of the public. The Liquor Licensing Inspector and Police have provided reports and do not oppose the application. The Medical Officer of Health has not reported, and it is assumed there are no matters of concern. Accordingly, the matter is decided on the papers (202).
3. The object of the Act is to ensure that the sale and supply of alcohol is undertaken safely and responsibly, and the harm caused by excessive or inappropriate consumption of alcohol is minimised (s 4). In deciding whether to issue a licence the District Licensing Committee must have regard to the criteria in s 105 of the Act. Therefore, this committee must consider the following questions within the framework of the purpose and object of the Act:
  - a) Is the applicant suitable?
  - b) Are the days and hours during which the applicant proposes to sell alcohol reasonable?
  - c) Is the design and layout of the premises suitable?

- d) Does the applicant propose to engage in the sale of goods or provision of services other than those directly relating to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments and food?
- e) Will the amenity and good order of the locality be reduced to more than a minor extent by the effects of the issue of licence? Is the amenity and good order of the locality already so badly affected by the effects of the existing licenses that it is unlikely to be reduced further by the effects of the issue of the licence or is it desirable not to issue any further licenses?
- f) Does the applicant have appropriate systems, staff and training to comply with the law?
- g) Have the Police, Inspector and Medical Officer of Health raised any relevant considerations?
- h) Does the application comply with the Ōtorohanga District Local Alcohol Policy?

**Is the applicant suitable? Does the applicant have appropriate systems, staff and training to comply with the law? Does the application comply with the Local Alcohol Policy?**

- 4. The licensing committee is satisfied that R J Food Limited is a suitable entity to hold an on-licence. The sole director, Mr Rayal, holds a current Manager's Certificate and will be operating the premises with the help of the previous owner Navkiran Kaur and Gagandeep Singh Brar for the initial period.
- 5. The licensing committee is satisfied that R J Food Limited has an appropriate Host Responsibility Policy and staff training programme. There are 2 Duty Managers employed to ensure compliance with the Act.
- 6. The Licensing Inspector reports that the application complies with the Ōtorohanga District Local Alcohol Policy.

**Are the days and hours during which the applicant proposes to sell alcohol reasonable?**

- 7. R J Food Limited proposes to operate as a restaurant from 10.00am to 10.00pm, Monday to Sunday. The licensing committee is satisfied that these are appropriate hours of operation.
- 8. An amendment to the Act, which came into force 3 April 2026, now allows on-licence premises to sell alcohol for on-site consumption on any day of the year, and customers no longer need to be dining or staying to be served. This means R J Food Limited can now choose to open and operate as normal on Good Friday, Easter Sunday, Anzac Day, and Christmas.

**Is the design and layout of the premises suitable?**

- 9. The licensing committee is satisfied that R J Food Limited has a suitable design and layout to meet the requirements of the Act. The restaurant has a typical open-plan layout comprising customer seating and a bar servery area. An area is also available for customers waiting for or consuming takeaway orders. The kitchen is located behind the bar area. The entire premises is undesignated. This means that people under the age of 18 years may eat at the restaurant without a parent or guardian.

**Does the applicant propose to engage in the sale of goods or provision of services other than those directly relating to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments and food?**

10. R J Food Limited does not engage in the sale of goods or service other than those directly relating to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food.

**Will the amenity and good order of the locality be reduced to more than a minor extent by the effects of the issue of the licence?**

11. The licensing committee is satisfied that the grant of an on-licence to R J Food Limited will not have a negative effect on the good order of the locality. There have been no reports of any nuisance, vandalism or noise problems associated with this premises.

**Conclusion**

12. The licensing committee is satisfied that the grant of the on-licence with the appropriate conditions will ensure the safe and responsible supply of alcohol and the minimisation of harm caused by excessive or inappropriate use of alcohol.

Dated at this 29th day of May 2026



Tegan McIntyre  
Commissioner  
Ōtorohanga District Licensing Committee