

Decision number: 055-2025

**IN THE MATTER** of the Sale and Supply of  
Alcohol Act 2012 (“the Act”)

**AND**

**IN THE MATTER** of an application by **Nolan  
South Limited for the  
renewal of the off-licence  
in respect of premises  
situated at 37 Main Road  
Harihari, trading as “The  
Rushes Café & Bar”**

**BEFORE THE WESTLAND DISTRICT LICENSING COMMITTEE**

**The Application**

This is an application by **Nolan South Limited** for the renewal of the off-licence in respect of premises situated at 37 Main Road Harihari, trading as “**The Rushes Café & Bar.**”

This is a remote café, come general store, come takeaway and ‘bar’, and had been licensed as a grocery store for several years. We convened a hearing in March of 2024 and deem a Section 34 uneconomic exception could be granted with a condition allowing only beer, wine and mead to be sold, no spirits. This is the first renewal of that licence.

The current days and hours are **Monday to Sunday 10.00am to 10.00pm.** These hours are within the default national maximum trading hours.

The applicant has provided a list of the low alcohol and non-alcoholic refreshments that are also available for sale at all times when the premises is open for the sale and supply of alcohol.

The application was notified on councils’ website from the 17<sup>th</sup> of March 2025, and no public objections were received by the secretariat.

Neither of the reports of the Police nor the Medical Officer of Health raises any matters in opposition.

## **REASONS FOR THE DECISION**

As is typical in small remote settlements like Harihari the local general store is just that, it caters for all needs of the community. The small resident population swells during the summer tourist season. The rest of the year the township is very quiet.

The Committee believes the uneconomic exception found in Section 34 of the Act is still available to this business as they do not meet the true definition of the grocery store requirements.

The Inspector reports that the amenity and good order of the area has not been reduced by more than a minor extent.

On that basis, I am satisfied as to the matters to which we must have regard as set out in s.127 of the Act.

We are also satisfied that the Section 34 exemption is still appropriate.

Accordingly, I deal with the matter on the papers.

## **DECISION**

The **Westland District Licensing Committee**, acting pursuant to the Sale and Supply of Alcohol Act 2012 **approves** an application by **Nolan South Limited** for the renewal of the off-licence in respect of premises situated at 37 Main Road Harihari, trading as "**The Rushes Café & Bar.**"

The following **conditions** apply to the licence.

1. Alcohol may be sold on, or delivered from, the premises for consumption off the premises, or supplied free as a sample for consumption on the premises, only on the following days and hours: **Monday to Sunday 10.00am to 10.00pm;**
2. No alcohol is to be sold on, or delivered from, the premises on Good Friday, Easter Sunday or Christmas Day or before 1.00 pm on Anzac Day.
3. While alcohol is being supplied free as a sample, water is to be provided to patrons free of charge at the place where the samples are being supplied;

4. The Licensee must have available for purchase on the premises, at all times when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages;
5. **Only beer, wine, cider and mead can be sold under this licence. No spirits may be sold.**
6. **A properly appointed Certificated, or Acting or Temporary, Manager must be on duty at all times, within the licensed area, when the premises are open for the sale and supply of alcohol and their full name must be on a sign prominently displayed in the premises;**
7. The Licensee must display:
  - a. At every point of sale, signs detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons;
  - b. At the principal entrance to the premises, so as to be easily read by people immediately outside the premises, a sign stating the ordinary hours of business during which the premises will be open for sale of alcohol.
  - c. A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty.

The licence is renewed for three (3) years from the expiry of the current licence and a replacement licence is to be issued.

**DATED** at HOKITIKA this 26<sup>th</sup> day of May 2025.



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Murray Clearwater  
**Chairperson/Commissioner**  
**Westland District Licensing Committee**

