

Notice of Meeting:

I hereby give notice that an ordinary meeting of the District Licensing Committee will be held on:

Date: Monday 21 November 2022
Time: 10.30 am
Venue: Plaza Conference Room, Civic Centre, the Octagon, Dunedin

Sandy Graham
Chief Executive Officer

District Licensing Committee
MOIETY – RENEWAL OF ON-LICENCE
PUBLIC AGENDA

MEMBERSHIP

Chairperson	Colin Weatherall
Members	Rakei Amohau Karen Elliot
Senior Officer	Kevin Mechen, Secretary, District Licensing Committee
Governance Support Officer	Lynne Adamson

Lynne Adamson
Governance Support Officer

Telephone: 03 477 4000
Lynne.Adamson@dcc.govt.nz
www.dunedin.govt.nz

Note: Reports and recommendations contained in this agenda are not to be considered as Council policy until adopted.

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1 APOLOGIES

At the close of the agenda no apologies had been received.

2 CONFIRMATION OF AGENDA

Note: Any additions must be approved by resolution with an explanation as to why they cannot be delayed until a future meeting.

PART A REPORTS

REPORT FOR RENEWAL OF ON-LICENCE, "MOIETY", 42 QUEENS GARDENS, DUNEDIN – FROM SECRETARY, DISTRICT LICENSING COMMITTEE

Department: Civic

APPLICATION DESCRIPTION

Applicant's Name:	K & S Hospitality Limited
Site Address	42 Queens Gardens, Dunedin
Trading Name:	Moiety
Style of Licence	On-licence – restaurant
Application Number	ON-30-2017
Date received by Council	28 April 2022

EXECUTIVE SUMMARY

- 1 This is a report for an application for the renewal of an on-licence for the premises situated at 42 Queens Gardens, Dunedin, and known as "Moiety". The criteria found at section 131 of the Sale and Supply of Alcohol Act 2012 (the Act) apply to this application.
- 2 The applicant does not seek any changes to the licence. The inspector considers that the sale and supply of alcohol under the current conditions are consistent with the purpose of the Act and meets the criteria at section 131.
- 3 Public notice of the application did not attract any opposition and the reporting agencies did not submit adverse reports.
- 4 The District Licensing Committee does, however, have some concerns with the disparity between the licence hours and those when the premises is operating. There is only one named, certified manager listed in the application. They have called the matter to a hearing so a discussion can take place with the applicant.

APPLICANT AND APPLICATION

- 5 The applicant company has two directors and shareholders, Ms Kim Underwood and Mr S Gasson. They have owned the business since May 2018 and the conditions of the licence have not changed.

- 6 The application is for a rollover of the current conditions.
- 7 Currently the business is open for dinner service four nights per week. There is only one named manager, but this is considered acceptable for the hours of operation.
- 8 In correspondence with the applicant they said they wanted to retain their current licence hours to allow flexibility in the future, especially as the economy improves.

PUBLIC NOTICE

- 9 The Public Notice of the renewal application did not attract any objections.
- 10 The reporting agencies have supported the renewal with the current conditions.

CONCLUSION

- 11 There is a national move to rationalise the licence hours of a premises with the actual operating hours.
- 12 In this matter, the applicant seeks Monday to Sunday, 9.00 am to 12.00 midnight. Their business is only operating Wednesday to Saturday from 5.00 pm. The applicant has staff appropriate for the hours of operation with only the one certified manager. They have indicated the premises will not open if the manager is ill.
- 13 The Committee is not aware of the premises opening prior to dinner time and questions the necessity to have the licence available from 9.00 am. They have called the matter so they can have the discussion directly with the applicant.

Signatories

Author:	Kevin Mechen - Secretary, District Licensing Committee
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Attachments

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PUBLIC NOTICE

Section 101(a), Sale and Supply of Alcohol Act 2012

K and S Hospitality Limited has made application to the District Licensing Committee at Dunedin for the renewal of an on licence number ON-30-2017 in respect of the premises situated at 42 Queens Gardens Dunedin and known as Moiety.

The general nature of the business conducted under the licence is Restaurant.

The applicant seeks the licence on the following hours:

Monday to Sunday 9.00 am to 12.00 midnight

First publication date: Wednesday, 4 May 2022

Objections Close 5:00 pm Wednesday 25th May 2022

- The application may be inspected during ordinary office hours at the office of the Dunedin District Licensing Committee at 50 The Octagon, Dunedin, or on-line at www.dunedin.govt.nz/alcohol-applications
- No objection to the renewal of a licence may be made in relation to a matter other than a matter specified in section 131 of the Sale and Supply of Alcohol Act 2012
- Any person who is entitled to object and who wishes to object to the issue of the licence may, not later than 15 working days after the date of the first publication of this notice, file a notice in writing of the objection with the Secretary of the Dunedin District Licensing Committee at 50 The Octagon, PO Box 5045, Dunedin 9058



APPLICATION FOR ON-LICENCE RENEWAL

Incomplete applications will not be processed

The application must be accompanied by the correct fee (see page 2).

The District Licensing Committee (DLC) will notify the public of this application via the Dunedin City Council website and the Otago Daily Times (the advertising cost is included in the application fee).

The contact person will be emailed a copy of the public notice to be displayed on the premises.

Please use separate pages to provide extra information where necessary.

If you have any questions while completing this form, please contact Dunedin DLC staff on 03 474 3481 or email dla@dcc.govt.nz.

Please read and complete the following checklist before submitting the application

- ☒ A copy of both the food and drinks menus
- ☒ Map showing location of 'sensitive' locations, e.g. schools, early childhood facilities, hospitals and churches
- ☒ Copy of host responsibility policy – for high risk premises please also include an alcohol management plan explaining how you will implement the points of the policy

Letter of authorisation if a consultant is completing this form on your behalf

Office use only

Date received:

Calculate your application fee

- **Class 1 restaurants** – restaurants with a significant separate bar area which, in the opinion of the DLC, operate that bar at least one night a week in the nature of a tavern (such as serving alcohol without meals to tables situated in the bar area)
- **Class 2 restaurants** – restaurants that have a separate bar (including small bar areas) but which, in the opinion of the DLC, do not operate that area in the nature of a tavern at any time
- **Class 3 restaurants** – restaurants that only serve alcohol to tables and do not have a separate bar area

Select your premises type:

Type of premises	Points
Class 1 restaurant, nightclubs, taverns, adult premises	15
Class 2 restaurant, hotels, function centres, universities, polytechnics	10
Class 3 restaurant, other premises not specified	5
Theatres, cinemas, BYO restaurants, cellar doors	2

Premises points: **5**

Select the latest time you intend to sell alcohol:

Latest alcohol sales time	Points
2am or earlier	0
Between 2.01am and 3am	3
3am onwards	5

Trading hours points: **0**

Select the number of enforcement findings:

Number of enforcement findings in the last 18 months	Points
None	0
One	10
Two or more	20

Enforcement points: **0**

Add the premises points, trading hours points and the enforcement points together to get the total:

Premises points: **5** Trading hours points: **0** Enforcement points: **0** **Total points: 5**

Use the table below to work out the fee payable:

Total points	Risk rating	Application fee (GST inc)	Annual fee (GST inc)	Total fee required
0 – 2	Very low	\$368.00	\$161.00	\$529.00
3 – 5	Low	\$609.50	\$391.00	\$1000.50
6 – 15	Medium	\$816.50	\$632.50	\$1449.00
16 – 25	High	\$1,023.50	\$1,035.00	\$2058.50
26 plus	Very high	\$1,207.50	\$1,437.50	\$2645.00

APPLICATION FOR ON-LICENCE RENEWAL

Section 127 (2), Sale and Supply of Alcohol Act 2012

TO the Secretary, Dunedin District Licensing Committee

Application for the renewal of an on-licence is made in accordance with the particulars set out below:

Contact person

Name: **Kimberly Underwood**

Phone: **0278289979**

Email: **kim@moiety.restaurant**

Postal address for service: **14A Mulford St, Concord
Dunedin**

Postcode: **9018**

Applicant details

Applicant status (please select from the below options)

Individual	Partnership	Body corporate	Public company	<input checked="" type="checkbox"/> Private company
Club	Trustee	Local authority	Licensing trust	
Government department or other instrument of the Crown				
Manager under the Protection of Personal Property Rights Act 1988				
Board, organisation or other body				

Full legal name or names to be on the licence: **K & S Hospitality Ltd.**

Legal name(s) of the person(s) or organisation that will receive any proceeds from alcohol sales. Include any other names you may be known by.

Address: **42 Queens Gardens, Dunedin**

Occupation:

Phone: **(03) 9269770**

Email: **hello@moiety.restaurant**

Applicant's place and date of birth (if an individual):

Gender (if an individual):

Have there been any changes to the licensee status? Yes ☐ No ☒

A change would include a change of any shareholders, directors or partners.

If yes, please outline the changes:

Is this your principal business? ☒ Yes ☐ No

Please state any other businesses:

Page 3 of 7

Criminal convictions

Has the applicant or any director or shareholder been convicted of an offence? Yes ☐ No ☒

Please state all criminal convictions other than convictions for offences against provisions of the Land Transport Act 1998 not contained in part 6, and convictions for offences to which the Criminal Records (Clean Slate) Act 2004 applies.

Full Name	Conviction	Date of Conviction
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Details of premises

Trading name: **Moiety**

Name of the building (if applicable): **The Terminus**

Address of the premises: **42 Queens Gardens Dunedin**
CBD Postcode: **9016**

Does the building have a current building warrant of fitness (BWOF)? ☒ Yes ☐ No

What is the maximum occupancy of your premises including outside areas? **95**

Please describe in detail the number and nature of the toilet arrangements, e.g. number of male and female toilets, number of urinals, unisex facilities and accessible facilities:

Two unisex toilets
One of which is accessible.
No urinals.

Fire evacuation declaration – Fire and Emergency Act 2017

Which of the following fire evacuation statements applies to you?

If unsure, check with Fire and Emergency New Zealand.

☒ The owner of the building in which the premises is situated provides and maintains an evacuation scheme as required by section 76 Fire and Emergency Act 2017

Because of the building's current use, the owner is not required to provide and maintain an evacuation scheme

Because of the nature of the building, the owner is exempt from the requirement to provide and maintain an evacuation scheme

Signed:

Hunderval

Date:

11/04/22

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Details of conveyance

Type of conveyance (e.g. ship, bus or train):

Trading name of conveyance:

Registration number:

Address where based:

Postcode:

Business details

What is the general nature of the business to be conducted under the licence?

Tavern/bar ☒ Café/restaurant ☒ Hotel ☐ Nightclub ☐ Entertainment ☐ Other (specify)

On which days and during which hours do you sell alcohol:

Day	Mon	Tues	Wed	Thurs	Fri	Sat	Sun
Start time	9am	9am	9am	9am	9am	9am	9am
End time	12am	12am	12am	12am	12am	12am	12am

Are there any changes to the current licensed hours? Yes ☒ No

An extension to the existing hours may require resource consent, check with City Planning staff.

If yes, describe changes:

What designations apply to the premises?

☒ Undesignated (people of any age are permitted)

Supervised (people under 18 years must be accompanied by a parent or legal guardian)

Restricted (people under 18 years not permitted)

Is the applicant seeking any changes to the current licensed areas or designations?

Yes ☒ No ☐ If yes, provide details:

Is accommodation provided? Yes ☒ No

Is the sale of alcohol the principal purpose of the business? Yes ☒ No

If no, provide details: Food consumption is principal purpose.

Does the applicant supply or sell any goods other than alcohol and food?

Yes ☒ No ☐ If yes, provide details:

Does the applicant provide any services other than those related to the sale or supply of alcohol or food?

Yes ☒ No ☐ If yes, provide details:

Manager details

Provide the below details for each manager or proposed manager.

Full name	Date of birth	Manager's certificate number	Expiry date
Kimberly Underwood	29/7/85	069/CEPT/118/2018	15/05/22

Conditions

1) What provision does the applicant make for the sale and/or supply of:

i. food (describe type and range and when it will be served, attach menu)

Fixed Five course menu or snack menu available at all times.

ii. non-alcoholic drinks (describe type and range)

Karma cda range	Mineral water
seedip range	East Imperial tonic range.
Non-sparkling	mocktails.

iii. low-alcohol drinks (2.5% alcohol by volume or less, describe type and range)

Low Rider Beer 2.5%
Non-alc range (zero percent sparkling wine).

2) To what extent, and where, will drinking water be freely available to patrons?

Water is frequently topped up throughout dining & on tables.

3) If no access to mains water supply is available, how will clean drinking water be made available?

mineral water (Bottled).

4) What steps are taken to provide help with, and information about, transport options from the premises?

Signs displayed
Taxis offered
or uber - we have an ongoing relationship with a particular Uber driver.

Page 6 of 7

- 5) What steps are taken to prevent the sale and supply of alcohol to prohibited people? (minors and intoxicated people)

IDs are checked if patrons look under 25.
All staff are equipped to notice signs of intoxication & no intoxicated patrons are served Alcohol.

- 6) What other steps does the applicant take to promote the responsible consumption of alcohol?

Snack menu available at all times
water is readily available & topped up throughout night.
A wide range of non-Alc options available.

- 7) How does the applicant staff the premises to ensure compliance with the Act? Please provide the number of staff and their experience.

3 FOH staff all have managed premises over their 10+ years of experience.
A Duty Manager is present at all times.

- 8) For high risk premises, what arrangements will be made for security staff?

N/A.

- 9) How does the applicant train staff to ensure compliance with the Act?

Staff are trained in house & service wise/hpa info is on hand at all times.

Signed: 

Date: 11/04/22. Place: Dunedin.

Privacy statement

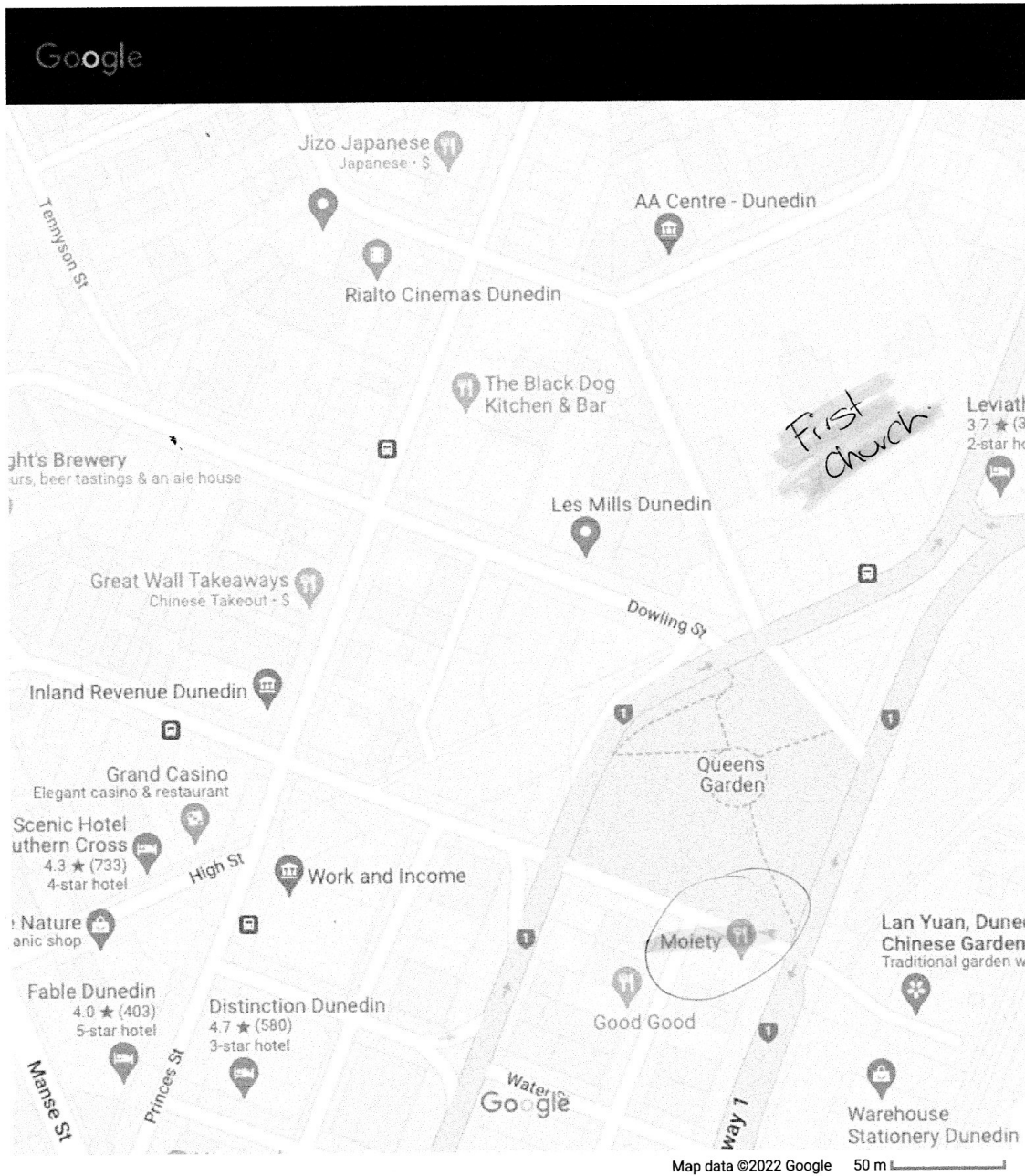
The information you provide in this application, and any supporting documents, will be used by the Dunedin City Council to process your application under the Sale and Supply of Alcohol Act 2012. The information will be shared with the Dunedin District Licensing Committee (DLC), Dunedin District Licensing Inspectors, Police and the Medical Officer of Health as part of the approval process. If required, the information may form part of a public hearing before the DLC and may be used in any subsequent decision relating to your application. The decision will be publicly available.

If your application is publicly advertised, the associated information will be publicly available.

The DCC is required to keep a statutory register of all alcohol licence applications and anyone can request a copy of that information under the Local Government Official Information and Meetings Act 1987. This information may also be used or shared for other purposes in line with the Privacy Act 2020. If you would like a copy of the personal information we hold about you, or to have the information corrected, please contact us at privacy@dcc.govt.nz or 03 477 4000.

Google Maps

27/04/22, 2:15 PM



MOIET

MOIETY

bubbles

pasqua 'romeo & juliet' prosecco
d.o.c brut, italy 14gls
the black chook sparkling shiraz,
south australia 16gls
non wine alternative salted
raspberry & chamomile 0% 16gls
known unknown 'so fresh, so
clean' pet nat 2021
billecart-salmon champagne brut
réserve, france

white

abel tasman chardonnay,
nelson 2019 16gls
valli gibbston vineyard pinot gris,
central otago 2020 17gls
unico zelo jade & jasper fiano,
riverland australia 2021 18gls

orange

mount edward clockwork orange,
central otago 2018

red

mount edward gamay, central
otago 2021 19gls
urban vino dunedin reserve pinot
noir, central otago 2018 20gls
mammoth 'untouched' pinot noir,
moutere hills, nelson 2015
burn cottage pinot noir, central
otago 2018
black estate wildlife pinot noir,
north canterbury 2020
stonecroft gimblett gravels
zinfandel, hawke's bay 2020 17gls
grant burge 'the holy trinity' gsm,
barossa valley 2019
stonecroft gimblett gravels syrah,
hawke's bay 2021 17gls

dessert wine/port/liqueur

craft farm gewürztraminer bunch
selection, hawke's bay 2016 16gls
de bortoli noble one botrytis
semillon nsw 2017 18gls
moutere peckham's ice cider 11gls
osborne tawny 10yr old port 15gls

snacks

oyster
- seaweed butter, lemon, parsley, spring
onion
- ume vinegar, shallot, apple

te kouma bay
single 6
half doz 30
bluff
single 7
half doz 35

sourdough, cultured butter
8

duck pate, rhubarb, mandarin, sourdough
21

venison tartare, onion, tomato, kimchi
18

soft goat cheese, ume, lavosh
17

menu

cucumber, hazelnut, miso, hemp, furikake

fish, beetroot, fennel, rice, butter, tomato

carrot, sesame, watercress, yoghurt

lamb, buckwheat, courgette, koji

creme fraiche, apricot, almond, honey

89

Please have a willingness to try things that you might not
ordinarily prefer. Let us know if you have genuine food
allergies or restrictions. Honestly if it didn't taste good it
wouldn't be on the menu.

MOIETY

cocktails

reid + reid barrel aged gin, bitter
aperitivo, sweet vermouth 21

scapgrace vodka, umeshu, citrus,
soda 19

woodford reserve bourbon, honey,
bitters 21

abel methode apple cider,
blackcurrant liqueur 19

peach liqueur, prosecco 19

beer

emerson's pilsner 330ml 12

southpaw quick pitch hazy

pale ale 330ml 13

garage project proper crisp

ipa 330ml 14

croucher lowrider ipa (2.4%) 330ml 11

garage project bliss lager 330ml 13

cider

abel methode cider,
nelson 2018 500ml 12gl

strange brothers yuzu cider 330ml 12

whisky

nikka whisky from the barrel 22

mars iwai tradition 18

thomson local folk & smoke 20

the cardrona distillery 'growing
wings' solera 35

non alcoholic

seedlip - citrus, spice or garden 11

yuzu lemonade 6

gingerella ginger ale 6

karma cola 6

lemony lemonade 6

lemon, lime & bitters 5

grapefruit tonic 5

antipodes still/sparkling 500ml 6.5

sparkling water 1 litre 12

ASK ABOUT OUR RANGE OF SPIRITS

Moiety Host Responsibility Policy

The management and staff of Moiety believe we have a responsibility to provide a comfortable and welcoming environment in which alcohol is served responsibly and we will do everything in our power to ensure you are safe and have a memorable experience. Because of this the following Host Responsibility Policy has been implemented:

- It is against the law to serve alcohol on licensed premises to anyone under 18 years of age. If we believe you look under 25 years of age we will ask for identification and will only accept the following forms:
 - A current passport
 - Current New Zealand drivers licence
 - An 18+ Evidence of Age card
- We have safe transport options to ensure you (and everyone else) get home safely. We actively encourage designated drivers and have ensured we have an interesting selection of low-alcohol and non-alcohol beverages available and water is always available free of charge.
- Customers who are visibly intoxicated will not be served alcohol and will be asked to leave the premises, we will encourage these customers to take advantage of safe transport options.
- A good range of food is always available just checkout the menu, you won't have to go looking for it as we actively promote how great it is.
- We strive to maintain a training and management policy to give our staff the skills and support to do their job responsibly.
- Our policy is zero tolerance for aggressive, coercive or violent behaviour.
- We will make sure all these services are well promoted and have on display signage required by The Sale and Supply of Alcohol Act 2012

Host Responsibility ensures everyone has a good time and leaves in a safe shape for the journey home. It could save our licence and your life.

INSPECTOR'S REPORT ON LICENCE APPLICATION

Applicant	K & S Hospitality Limited
Trading Name	Moiety
Address of premises	42 Queens Gardens
Type of licence	ON
Pathway number	ON-30-2017
Application type	Renewal
Date of application	11 April 2022
Interviewee	Kim Underwood
Date of interview	13 July 2022

Applicant details

Name	K & S Hospitality Limited
Company Number	6283471
NZBN	9429046138224
Incorporation date	22 May 2017
Company Status	Registered
Entity Type	NZ Limited Company
Directors	Samuel John GASSON and Kimberly Ann UNDERWOOD
Shareholders	As above 50:50

General nature of the business (description/background/previously licensed)

Moiety specialises in a 5-course set menu and would be considered a fine dining restaurant. The restaurant only has seating for 27 patrons. Food is considered to be the principle purpose of the business.

Site Location (zoning/surrounding uses or activities)

Located within the Terminus Apartments complex. 2GP Warehouse Precinct and operated under a LUC-540-2017

Manager details

Current Manager's Certificate holders are

Kim Underwood

Applications expected from

Brianny Domegan

The premises currently have only one manager and would close if this person was unwell or unavailable. Given the nature of this business trading 4 days per week this is considered acceptable.

Licensing hours sought

The applicant is seeking licensed hours of Monday to Sunday 9.00am – Midnight.

Are there any changes from the existing licence or Temporary Authority?

No

Designation sought

There is no designation sought for these premises.

Correct signage on display?

- | | |
|---|-----|
| 1. Copy of licence at principal entrance | Yes |
| 2. Duty Manager | Yes |

3. Prohibited persons	Yes
4. Availability of food	Yes
5. Transport options	Yes

Host Responsibility

1. Minors – People appearing U25 will be asked for ID.
2. Intoxication – Customers are assessed for intoxication. Service would be refused.
3. Food – Always available – full menu plus bar snacks
4. Transport – Assistance is provided to transport customers. Uber often used.

Does the premises utilise DCC owned footpath?

No

What is the maximum occupancy number for the premises?

The entire building has an occupancy of 141. The previous licence states 95 although the licensee believes 70 would be their maximum on site for any function.

Public Notification process

Notified in ODT on 18 May 2022

Public Objections (interest in the application/reasons for)

No objections

Section 105 Criteria

In deciding whether to issue a licence, the licensing authority or the licensing committee concerned must have regard to the following matters:

(a) the object of this Act:

Primarily the Act requires that the sale of alcohol should be undertaken safely and responsibly, and that harm should be minimised. The application reflects this.

(b) the suitability of the applicant: (any previous issues)

There are no known issues of suitability with this applicant.

(c) any relevant local alcohol policy:

Meets the requirements of the LAP

(d) the days on which and the hours during which the applicant proposes to sell alcohol:

Currently closed Monday and Tuesday. Generally, trade Wednesday to Saturday from 5.00pm.

(e) the design and layout of any proposed premises:

Bar located within the centre of the building.

(f) whether the applicant is engaged in, or proposes on the premises to engage in, the sale of goods other than alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which goods:

No

(g) whether the applicant is engaged in, or proposes on the premises to engage in, the provision of services other than those directly related to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which services:

No

(h) whether (in its opinion) the amenity and good order of the locality would be likely to be reduced, to more than a minor extent, by the effects of the issue of the licence:

No issues

(i) the amenity and good order of the locality

(a) Noise. No noise issues

(b) Nuisance and vandalism. No known issues associated with these premises

(c) Licensed premises in the vicinity. Good Good, Duke of Wellington

(j) whether the applicant has appropriate systems, staff, and training to comply with the law:

(a) Building. A current BWOF is in place. This expires 12/8/2022

(b) Sale of food. Registered with DCC on Risk based Measure. Last verification took place on 9/6/2022. A Grade.

(c) Fire. No issues as at 18 May 2022

(d) Security. None employed.

(k) any matters dealt with in any report from the Police, an inspector, or a Medical Officer of Health made under section 103

No objections to this application from MOoH or Police.

Inspector's comment

This report is prepared for the District Licensing Committee's consideration.

The premises complies with all aspects of the relevant legislation.

There are no issues as to the suitability of the applicant.



Alison Blair
Licensing Inspector

13/7/2022

From: [Melissa Joyce](#)
To: [Dunedin Licensing Agency](#)
Subject: No Opposition ON-30-2017 Moiety
Date: Friday, 6 May 2022 01:54:01 p.m.
Attachments: [image002.png](#)
[image004.png](#)

6 May 2022

Ref: ON-30-2017
Application received: 28 April 2022
Applicant: K and S Hospitality Limited
Application type: Renewal On
Premises: Moiety
Premises address: 42 Queens Gardens, Dunedin

Dear DLC Secretary,

This application is not opposed.

Yours sincerely,

Aaron Whipp
Delegated by the Medical Officer of Health, under section 151 of the Sale and Supply of Alcohol Act 2012

Thanks,

Melissa Joyce | Administration Officer, Public Health Service | Southern District Health Board
Private Bag 1921, Dunedin 9054, New Zealand | Level 2, Main Block, Wakari Hospital, Taieri Road, Dunedin 9010
Office: 03 4769864 | fax: 03 4769858 | melissa.joyce@southerndhb.govt.nz



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From: [Dunedin AHPU](#)
To: [Dunedin Licensing Agency](#)
Cc: [FMC TWP](#)
Subject: FW: [EXTERNAL] Renewal - ON-30-2017 - K and S Hospitality Limited, Moiety, 42 Queens Gardens Dunedin
Date: Monday, 27 June 2022 3:39:09 PM
Attachments: [0.png](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[ON-30-2017 - K and S Hospitality Limited, Moiety, 42 Queens Gardens Dunedin.pdf](#)

Kia ora,

Police have no matters in opposition to this On Licence application.

FMC, for entry and filing please.

Nga mihi,

Steve Jones

Sergeant SJCT35
Alcohol Harm Prevention
Dunedin Central

P +64 3 471 4800
M +64 21 191 2755
E sjct35@police.govt.nz



*Kaua e rangiruatia te hā o te hoe;
e kore tō tātou waka e ū ki uta*

From: Angie Symon <Angie.Symon@dcc.govt.nz>
Sent: Thursday, 28 April 2022 8:13 AM
To: Aaron Whipp <Aaron.Whipp@southernhb.govt.nz>; Admin DHB <admin@phsouth.co.nz>; Alison Blair <Alison.Blair@dcc.govt.nz>; fire <OtagoRiskReduction@fireandemergency.nz>; Kevin Mechen <Kevin.Mechen@dcc.govt.nz>; Dunedin AHPU <Dunedin.AHPU@police.govt.nz>; Tanya Morrison <Tanya.Morrison@dcc.govt.nz>; Tony Mole <Tony.Mole@dcc.govt.nz>
Subject: [EXTERNAL] Renewal - ON-30-2017 - K and S Hospitality Limited, Moiety, 42 Queens Gardens Dunedin

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From: [White, Nikki](#)
To: [Dunedin Licensing Agency](#)
Subject: FW: Renewal - ON-30-2017 - K and S Hospitality Limited, Moiety, 42 Queens Gardens Dunedin
Date: Wednesday, 18 May 2022 09:49:16 a.m.
Attachments: [0.png](#)
[image002.png](#)
[ON-30-2017 - K and S Hospitality Limited, Moiety, 42 Queens Gardens Dunedin.pdf](#)

Hi team

No issues with this one.

Ngā mihi

Nikki White

Business Services Coordinator

Otago District – Dunedin
Te Kei Region
Dunedin Central Fire Station
85 Castle Street, Dunedin 9016
PO Box 341, Dunedin 9054
Phone: 03 367 9599
Mobile: 027 559 1825



nikki.white@fireandemergency.nz

www.fireandemergency.nz



From: Angie Symon <Angie.Symon@dcc.govt.nz>
Sent: Thursday, 28 April 2022 8:13 am
To: Aaron Whipp <Aaron.Whipp@southerndhb.govt.nz>; Admin DHB <admin@phsouth.co.nz>; Alison Blair <Alison.Blair@dcc.govt.nz>; Otago Risk Reduction <OtagoRiskReduction@fireandemergency.nz>; Kevin Mechen <Kevin.Mechen@dcc.govt.nz>; Police <Dunedin.AHPU@police.govt.nz>; Tanya Morrison <Tanya.Morrison@dcc.govt.nz>; Tony Mole <Tony.Mole@dcc.govt.nz>
Subject: Renewal - ON-30-2017 - K and S Hospitality Limited, Moiety, 42 Queens Gardens

Dunedin



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Kevin Mechen

From: hello moiety <hello@moiety.restaurant>
Sent: Friday, 5 August 2022 07:37 p.m.
To: Kevin Mechen
Subject: Re: Alcohol Licence

Hi Kevin,

Thanks for coming back to me, I'm curious to know if our maximum occupancy has any effect on the decision? We are at 95 but realistically we only have 24 seats in the restaurant so it's not like people are not being noticed. For any kind of stand up function we would never get 95 in here comfortably. It probably has no real relevance to their decision but though I should ask the question.

Thanks and sorry about all the back and forth and you being the middle man!

Kim
Moiety
hello@moiety.restaurant
03 9269770

On 5/08/2022, at 4:48 PM, Kevin Mechen <Kevin.Mechen@dcc.govt.nz> wrote:

Hi Kim

Sorry I haven't responded – been a bit on the busy side.

The Committee said that was better but they would still like you to appear at a hearing so they can ask questions about the operation and your needs. One thing they commented was the number of certified managers...

I'm meeting them again on Tuesday so will hopefully find out more then.

Take care

Kevin



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Kevin Mechen

To: hello moiety
Subject: Alcohol Licence

Hi Kim

I passed your email to the Committee and they have asked if you would consider amending your hours to only include the lunch and dinner periods...

If you were to sell the business it would be up to the new owners to apply for the hours that reflected their new operation and if that included breakfasts it wouldn't be a problem. The Committee is following the recommendation suggested at a recent series of legal workshops for DLC members.

Your current hours are within the Local Alcohol Policy but there is a bit of a push to rationalise hours with actual practice. If during the currency of the renewed licence the 'climate' changes and there is demand for greater hours it can be readdressed at that point.

For your consideration... Take care and stay warm

Kevin

Kevin Mechen
ALCOHOL, PSYCHOACTIVE SUBSTANCES AND GAMBLING ADVISOR
SECRETARY: DISTRICT LICENSING COMMITTEE

P 03 477 4000 | DD 03 474 3426 | M 027 605 6027 | E kevin.mechen@dcc.govt.nz
Dunedin City Council, 50 The Octagon, Dunedin
PO Box 5045, Dunedin 9054
New Zealand
www.dunedin.govt.nz

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Kevin Mechen

From: hello moiety <hello@moiety.restaurant>
Sent: Tuesday, 19 July 2022 10:04 p.m.
To: Kevin Mechen
Subject: Re: On-licence

Hi Kevin,

Thanks for the email and it does make sense.

We have always had the same licence hours since we opened - it's more of a future proofing for the business if we wish to pivot and change our business model, to maintain flexibility and perhaps do a more casual style menu. If we did open more days/hours then we would have to hire more staff to cover all those shifts.

Also if we wish to sell the business it has the means to operate breakfast, lunch and dinner.

We do from time to time host private functions throughout the year on the days we are usually closed and this means we don't have to apply for special licences for these functions.

Our current hours are as per our website - Wednesday to Saturday from 5pm and I am there every night we are open. I also am aware that it is not feasible that I would be there 9-12am 7 days a week and if we were to operate those hours we would obviously hire more staff, most importantly more Duty Mangers. If it is a problem I am more than happy to put all current staff through applications for Duty Managers Licences as most have previously been Managers or owned their own businesses so it would not be an issue for them to easily obtain.

Kind regards,

Kim Underwood
Moiety
hello@moiety.restaurant
03 9269770

M O I E T Y

On 19/07/2022, at 2:50 PM, Kevin Mechen <Kevin.Mechen@dcc.govt.nz> wrote:

Hi Kim

I put your on-licence renewal application to the Committee and they have come back seeking clarification regarding your trading hours.

The application shows **Monday to Sunday 9.00 am to 12.00 midnight**

Kevin Mechen

To: kim@moiety.restaurant
Subject: On-licence

Hi Kim

I put your on-licence renewal application to the Committee and they have come back seeking clarification regarding your trading hours.

The application shows **Monday to Sunday 9.00 am to 12.00 midnight**

Your website indicates you are closed Sundays, Mondays and Tuesdays and open from 5.00 pm the rest of the week.

The Committee also has concerns that there is only one certified manager and one pending manager to cover the hours sought which is deemed insufficient by the Committee.

The Committee is looking at rationalising the licensed hours for premises across the district by better aligning the licence hours with the reality of the premises. With this in mind, the Committee has asked for clarification regarding your hours.

I hope that makes sense...

Thank you

Kevin

Kevin Mechen
ALCOHOL, PSYCHOACTIVE SUBSTANCES AND GAMBLING ADVISOR
SECRETARY: DISTRICT LICENSING COMMITTEE

P 03 477 4000 | DD 03 474 3426 | M 027 605 6027 | E kevin.mechen@dcc.govt.nz
Dunedin City Council, 50 The Octagon, Dunedin
PO Box 5045, Dunedin 9054
New Zealand
www.dunedin.govt.nz



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The Secretary
Dunedin District Licensing Committee
PO Box 5045
Moray Place
Dunedin 9058

Public Notice Declaration

Premises Name: Moiety
Premises Address: 42 Queens Gardens Dunedin
Reference number: ON-30-2017

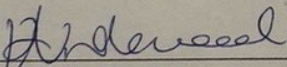
The Public Notice of the above application was displayed on or adjacent to the site of the premises in accordance with the requirements of the Sale and Supply of Alcohol Act 2012

The notice was displayed (describe where):

Front, right window of entrance.

From Date: Tuesday 3rd May 2022 To Date: Thursday May 26th 2022

Name: Kimberly Underwood.

Signature: 

- Within 10 working days after filing the application with the District Licensing Committee the applicant must ensure that notice of the application in accordance with form 1A is attached in a conspicuous place on or adjacent to the site to which the application relates.
- The notice shall be displayed until the close of the public objection period. (The public objection period is 15 working days from the first public notice being advertised in the newspaper).
- This declaration shall be forwarded to the Secretary of the District Licensing Committee via email dla@dcc.govt.nz, posted to the above address, or faxed to 474 3523

LIQUOR LICENCE APPLICATIONS

On-5-2018 – Go Fast Hospitality Limited, Joes
Garage, 21 Frederick Street Dunedin. First notice.
Closes Wednesday, 25 May 2022.

On-30-2017 – K and S Hospitality Limited, Moiety,
42 Queens Gardens Dunedin. First notice. Closes
Wednesday, 25 May 2022.

Visit www.dunedin.govt.nz/alcohol-applications for
full details of applications.