

Application number: 036/SOL/095/2020

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

AND

IN THE MATTER of an application by **Wilson Woods** for
an On style special-licence pursuant to
section 138 of the Act on the occasion of
the 'Whanganui Cemetery Circuit Races'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE

Commissioner
Mr S G Hylton



DECISION

1. Introduction

This is an application by **Wilson Woods** for a special licence in regard to an event to be held at 85-87 Taupo Quay (Hookers Pacific Yard), Whanganui. The nature of the event for which the licence is sought is the "Cemetery Circuit Motorcycle Races". The applicant will be holding a special licence to serve to persons in this private site during the motorcycle race event.

The dates and hours sought are –

- **Saturday 26 December 2020, between 10.00am and 6.00pm.**

2. Application

The application was received on 3 December 2020 and included a site plan, menu, permission letters from site manager and supporting letters.

The application was not advertised and no objection or notice of desire to be heard has been received under section 141 of the Act. Accordingly we deal with the matter on the papers in accordance with section 202(1).

In considering the application for special licence the committee had regard to the following criteria under section 142 of the Act:

- (a) the object of this Act;
- (b) the nature of the particular event for which the licence is sought and, in particular,—
 - (i) whether the applicant is engaged in, or proposes at the event to engage in, the sale of goods other than alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which goods; and
 - (ii) whether the applicant is engaged in, or proposes at the event 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;
- (c) the suitability of the applicant;
- (d) any relevant local alcohol policy;

- (e) whether (in its opinion) the amenity and good order of the locality would be likely to be reduced, by more than a minor extent, by the effects of the issue of the licence:
- (f) the days on which and the hours during which the applicant proposes to sell alcohol:
- (g) the design and layout of the premises concerned:
- (h) whether the applicant has appropriate systems, staff and training to comply with the law:
- (i) any areas of the premises that the applicant proposes should be designated as restricted areas or supervised areas:
- (j) any steps the applicant proposes to take to ensure that the requirements of this Act in relation to the sale and supply of alcohol to prohibited persons are observed:
- (k) the applicant's proposals relating to—
 - (i) the sale and supply of non-alcoholic drinks and food; and
 - (ii) the sale and supply of low-alcohol drinks; and
 - (iii) the provision of help with or information about alternative forms of transport from the premises:
- (l) any matters dealt with in any report from the Police, the Medical Officer of Health, or an inspector made under [section 141](#).

3. Reporting Agencies

The following reports were received under section 141 of the Act.

Police Report – No opposition within report received on 18 December 2020.

Medical Officer of Health – No opposition within report received on 10 December 2020.

Licensing Inspector Report – Full report provided by the inspector including assessment of application against section 142 criteria. The Inspector concludes that the application is complete and will likely meet the criteria of the Act. Draft conditions are also offered by the inspector.

The application file and inspectors report raised the following pertinent points –

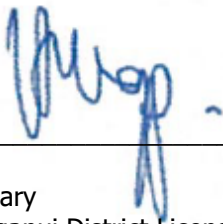
- The applicant is a private individual who will be running the booth for on licence alcohol sales.
- This application is to allow the applicant to sell their alcohol for consumption on site at the Boxing Day Motorcycle Races. They have an area at the event to sell alcohol for consumption on the premises at the event.
- Suitability is not challenged.
- The area is part of the event and has been used for this purpose before. The issuing of a special licence should not reduce the amenity and good order of the locality.
- The licensed area layout was provided and is a particular site that will be fenced. Permission of the site owner has been received.
- The hours appear relevant for the event being undertaken.
- One certified managers has been nominated for the licence. Other security guards will be present.
- A 'restricted' designation for the licensed area is supported for this type of event.
- Both the Police and MOH have no opposition to the application.

I concur with the inspector's assessment and conditions for the proposed events.

4. Decision

Accordingly the application for Special Licence is **Approved** for issue subject to the conditions outlined in the inspectors report.

DATED at Whanganui this 21 December 2020.



Secretary
Whanganui District Licensing Committee

