

Application number: 036/SOL/129/2017

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

AND

IN THE MATTER of an application by Bricklane
Limited of Wanganui for a
special-licence pursuant to
section 138 of the Act on the
occasion of a 'Summer Vibe I, II
and III concerts with DJ's and
Bands'.

BEFORE THE WANGANUI DISTRICT LICENSING COMMITTEE



Commissioner
Mr S G Hylton

DECISION

1. Introduction

This is an application by Bricklane Limited of Wanganui for a special licence in respect of an event to be held on the applicants premises situated at 1-5 Maria Place, Wanganui. The nature of the particular event for which the licence is sought is a 'Summer Vibe I, II and III concerts with DJ's and Bands'.

The date and hours sought are –

- 31st December 2017, between 8.00pm and 2.00am, the following day,
- 20th January 2018, between 8.00pm and 2.00am, the following day,
- 17th February 2018, between 8.00pm and 2.00am, the following day

2. Application

The application was received on 17th November 2017. The application included –

- Floor Plan
- Menu
- Letter from owner explaining application/event
- Permission from Mainstreet
- Host Responsibility Plan/Noise management plan

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 13th December 2015

Medical Officer of Health – No opposition within report received on 20th December 2017.

Licensing Inspector Report – Full report provided by the inspector including assessment of application against section 142 criteria. The Inspector concludes that the application meets both the object and criteria of the Act. Draft conditions are also offered by the inspector.

The inspector also noted the following pertinent points in his report –

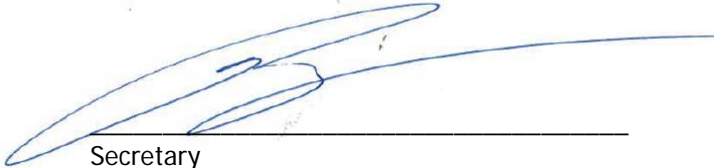
- The application is for three 'summer vibe' events involving DJ's/Bands.
- The applicant is a limited liability company trading as Mint Restaurant with an on-licence. The on-licence does not cover the extended public area applied for.
- The applicant has run similar responsible events in the past.
- Suitability is not challenged by the agencies.
- The inspector notes previous noise issues with this type of event and also notes the provision of a noise management plan for this event. The inspector concludes that provide the noise management plans are followed, the special licence should not effect the amenity and good order of the area.
- Three certified managers with experience have been nominated for the event along with 10 security guards.
- The hours sought are not challenged.

- The designation of 'Restricted' for the times stated are supported.
- Both the Police and MOH have no opposition to the application.

4. Decision

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

DATED at Wanganui this 22nd day of December, 2017.

A handwritten signature in blue ink, consisting of several loops and a long horizontal stroke extending to the right.

Secretary

Whanganui District Licensing Committee