

Application number: 036/SOL/032/2017

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

AND

IN THE MATTER of an application by Castlecliff Club Incorporated for a special-licence pursuant to section 138 of the Act on the occasion of 'Whanganui Easter Boat Fishing Tournament'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE



Chairperson
Mr Stuart Hylton

DECISION

1. Introduction

This is an application by Castlecliff Club Incorporated for a special licence in regard to an event to be held at their club premises at 4 Tennyson Street, Whanganui. The nature of the event for which the licence is sought is the 'Whanganui Easter Boat Fishing Tournament'. This event is for the opening night of the fishing tournament whereas other nights will be held at the Cosmopolitan Club.

The date and hours sought is Friday 14th April 2017, between 3.30pm and 11.30pm.

2. Application

The application was received on 13th March 2017 and included a site plan, menu and letter from club secretary.

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 28th March 2017.

Medical Officer of Health – No opposition within report received on 3rd April 2017.

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 following points are noted from the inspectors report and application file –

- The applicant holds a Club Licence and has held it for many years. A special licence is needed to sell to non-members for the particular event.
- The applicant has held similar licences before and not come to the notice of enforcement agencies.
- Suitability is not challenged.
- The premise is purpose built and has been in existence for many years and an extra special licence should not reduce amenity and good order of the locality.
- The premise is suitable for the type of event and layout has been suitable in the past. Floor plan was supplied. This particular licence is for the ground floor only.
- The hours appear reasonable for the events being undertaken.
- Three certified managers are nominated for the event which is well sufficient.
- No designation for the event is supported.
- Both the Police and MOH have no opposition to the application.

4. Decision

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

DATED at Whanganui this 7th day of April, 2017.


Secretary
Whanganui District Licensing Committee

