

**Application number: 036/SOL/037/2022**

**IN THE MATTER**

of the Sale and Supply of  
Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by **Elizabeth  
McMenamin** for a special-  
licence pursuant to section 138  
of the Act on the occasion of a  
'stand up comedy show'.

**BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE**

Commissioner  
Mr S G Hylton



**DECISION**

**1. Introduction**

This is an application by **Elizabeth McMenamin** for a special licence to be held at the Whanganui War Memorial Hall, Watt Street, Whanganui. The nature of the particular event for which the licence is sought is a 'stand up comedy show'.

The dates and hours for which the licence is sought are –

- **Friday, 26 August 2022, 7.00pm to 10.00pm,**
- **Saturday, 19 November 2022, 7.00pm to 10.00pm**

**2. Application**

The application was received on 20 June 2022 and included a floor 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 6 July 2022.

**Medical Officer of Health** – No opposition within report received on 6 July 2022.

**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 applicant is an individual who is the promoter of the event. The applicant has run these types of events before.
- The War Memorial Hall Events Centre supports this event and will be assisting to make sure its run well.
- **Robert Moore** is the nominated certified manager for the event.
- The event is described as a community arts/cultural/social occasion. The event should involve low levels of consumption.
- The venue is the entire Concerts Chamber and Lobby. This area is a natural area for this type of event and has been used many times before for other special licences.
- The hours sought are reasonable
- Supervised' designation for licensed area is supported.
- Both the Police and MOH have no opposition to the application.

I concur with the inspector's assessment.

### 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 the 6 day of July, 2022.



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Secretary  
Whanganui District Licensing Committee

