

Application number:

036/SOL/097/2024

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **Joamari Van Der Walt** for a special-licence pursuant to section 138 of the Act on the occasion of three events involving 'pre-Christmas introductory wine experience to be hosted at the Whanganui River Markets event'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE

Chairperson
Mr Stuart Hylton



DECISION

1. Introduction

This is an application by **Joamari Van Der Walt** for a special licence in regard to three events to be held at the River Markets situated at 7 Taupo Quay, Whanganui. The nature of the events for which the licence is sought is 'pre-Christmas introductory wine experience to be hosted at the Whanganui River Markets event'. The applicant describes this as a wine tasting experience where attendees have an opportunity to purchase wine for later consumption off site where the sale and consumption of alcohol is likely to be minimal.

The dates and hours sought are –

- | | |
|-------------------------------------|-------------------------|
| • Saturday 7 December 2024, | 8.30am to 1.00pm |
| • Saturday 21 December 2024, | 8.30am to 1.00pm |
| • Saturday 28 December 2024, | 8.30am to 1.00pm |

2. Application

The application was received on 8 November 2024 and included a site 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.

Medical Officer of Health – No opposition within report received on 14 November 2024.

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.

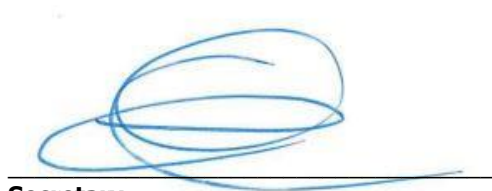
The file, including inspectors report, included the following key matters –

- The applicant is an individual involved in organising the market events. Joamari holds a substantive off-licence, managers certificate and has run many special licences similar to this before. It will be a small event with up to 100 attendees to her stall each day.
- This is a small event where alcohol will be minimal. Suitability is not challenged.
- The market has been in existence for a number of years, is zoned for such events and an extra special licence should not reduce amenity and good order of the locality. The venue (stall) is suitable for a small special event as proposed. Food is provided to the event by numerous private vendors as part of the Market experience.
- A 'supervised' designation is supported.
- The hours appear relevant for the event being undertaken.
- Alcohol consumption will be minimal during the event i.e. confined to small tastings
- A certified manager (applicant) is nominated for the event.
- 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 5 day of December, 2024.



Secretary
Whanganui District Licensing Committee

