

APPLICATION No.

036/SOL/099/2023

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **Progress Castlecliff Incorporated** for a special-licence pursuant to section 138 of the Act for two events celebrating the society's 30th anniversary.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE

Chairperson
Mr Stuart Hylton



DECISION

1. Introduction

This is an application by **Progress Castlecliff Incorporated** for a special licence in regard to an event to be held at 1 Rangiora Street, Castlecliff, Whanganui, known as the Duncan Pavilion. The nature of the events are a date that celebrate the Societies 30th anniversary and for a further member's event coinciding with Waitangi Day.

The date and hours sought is –

- **Friday, 6 December 2024** **4:30PM – 8:45 PM (30th ANNIVERSARY)**
- **Thursday 6 February 2025** **12:00 MIDDAY – 9:00 PM (WAITANGI DAY – SUNSET JAM)**

2. Application

The application was received on the 8 November 2024 and included a site plan, manager's certificate and menu.

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:*

(I) 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 complete file including inspectors report noted the following pertinent points–

- The applicant has described the events as being part of the Societies 30th Anniversary celebrations where members and their invited guests get to enjoy music entertainment, food whilst enjoying a sunset at the beach.
- Attendance at either event is by invitation only. The applicant estimates that both events will host up to 100 people (small event) of all ages where attendance is more likely 40 to 80 people in total and likely Society members.
- A 'Supervised' designation is requested to assist their management of this event where it is anticipated that some members will attend with their younger family present. Both event durations are relatively modest and appropriate for the occasion described. Food, and water are available for the duration of the requested licensed period.
- Progress Castlecliff Incorporated have hosted similar events previously and no known adverse event is known.
- The applicant has not come to notice of authorities previously.
- Suitability is not challenged.
- The premises is an old seaside suburb pavilion well known to locals and the applicant leases the building from Council. The special licence for this type of event should not reduce amenity and good order of the locality.
- The hours appear reasonable for the event being undertaken.
- A certified manager is nominated for the event and will be supported by other society members.
- 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

