

Application number:

036/SOL/015/2025

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **Waimarie Operating Trust** for a special-licence pursuant to section 138 of the Act on the occasion of a series of events to continue 'licensed service aboard the paddle steamer Waimarie'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE

Commissioner
Mr S G Hylton



DECISION

1. Introduction

This is an application by **Waimarie Operating Trust** for a special licence in regard to a series of events to be held on the Waimarie Riverboat Boat (Conveyance). The nature of the events for which the licence is sought is the 'continued licensed service aboard the paddle steamer Waimarie'.

This special licence will allow the Trust to continue to trade through to the end of its sailing season whilst relinquishing (not renew) its current On-licence and change its constitution. This is a Class 1 application.

The date and hours sought are –

- **Monday 24 March 2025 through to Sunday 25 May 2025 (inclusive) from 10.00am to 8.00pm**

2. Application

The application was received on 20 February 2025 and included a supporting letter, menu, drinks list and 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 dated 11 March 2025.

Medical Officer of Health – No opposition within report dated 27 March 2025.

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 inspector noted the following pertinent points in her report –

- The applicant is a Trust incorporated in 2003.
- The applicant holds a Conveyance on-licence for the Waimarie vessel but needs a special licence for a specific period of time as it finds itself having to relinquish its conveyance style On-licence. Essentially there will be no changes to operations through this application and licence.
- The applicant has not come to the notice of enforcement agencies previously.
- Suitability is not challenged.
- The conveyance is an iconic visitor vessel that has been in situ for many years and an extra special licence should not reduce amenity and good order of the locality.
- The conveyance is suitable for the type of events and layout has been suitable in the past. The marked floor plan was included. The licenced area is the conveyance (Vessel) itself.
- The area will be undesignated with families encouraged to attend the events.
- The hours appear relevant for the event being undertaken.
- Jenna Britton, a certified manager, is nominated for the event including other staff.
- Both the Police and MOH have no objections 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 11 March 2025.



Secretary
Whanganui District Licensing Committee

