

Application number: 036/SOL/024/2017

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

AND

IN THE MATTER of an application by Wanganui Amateur Musical and Dramatic Society Incorporated for a special-licence pursuant to section 138 of the Act on the occasion of 'Musical Shows'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE



Chairperson
Mr Stuart Hylton

DECISION

1. Introduction

This is an application by Wanganui Amateur Musical and Dramatic Society Incorporated for a special licence in regard to a series of events to be held at the applicants premises at 171 Guyton Street, Whanganui for the specific purposes of 3 Musical Shows – '100 show', 'Motel show' and 'Fringe festival'.

The dates and hours sought are –

Musical Show – '100 Show'

- 30 March 2017 between 6.30pm and 10.30pm,
- 31 March 2017 between 6.30pm and 10.30pm,
- 1 April 2017 between 6:30pm and 10.30pm,
- 2 April 2017 between 11:30am and 5:00pm

Musical Show – 'Motel Show'

- 8 June 2017 between 6:00pm to 11:00pm
- 9 June 2017 between 6:00pm to 11:00pm
- 10 June 2017 between 6:00pm to 11:00pm
- 11 June 2017 between 1:00pm to 4:00pm
- 15 June 2017 between 6:00pm to 11:00pm
- 16 June 2017 between 6:00pm to 11:00pm
- 17 June 2017 between 6:00pm to 11:00pm

Musical Show – 'Fringe Festival'

- 1 July 2017 between 1:00pm to 5:00pm and
- 1 July 2017 between 6:30pm to 10:30pm
- 2 July 2017 between 1:00pm to 5:00pm

2. Application

The application was received on 25th July 2016 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 report within statutory timeframe therefore assume there is no opposition.

Medical Officer of Health – No opposition within report received on 2nd March 2017.

Licensing Inspector Report – Full report dated 23rd March 2017 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 relevant points are noted from the file including agency reports –

- The applicant is a body corporate incorporated in 1921.
- The applicant has been granted special licences over the years which have no known non-compliance issues raised.
- The applicant has not come to the notice of enforcement agencies previously.
- Suitability is not challenged.
- The licence is to cover fourteen events over three shows.
- The sale and consumption of alcohol is expected to be quite minimal.

- The venue is on the commercial outskirts of the central city and is suitable for this type of function. The event should have little or no effect on the amenity and order of the general area.
- The floor plan, as shown, has worked well in the past and is a simple practical area to manage.
- The hours appear relevant for the activities and events being undertaken.
- A certified manager is nominated for the event. The person is experienced for this type of activity licence and will be supported by other members.
- No designation for the event is requested and 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 23rd day of March, 2017.



Secretary

Whanganui District Licensing Committee

