

Application number:

036/SOL/050/2016

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Wanganui Darts
League Incorporated for a special-licence
pursuant to section 138 of the Act on
the occasion of a 'private work function'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE



Chairperson
Mr Stuart Hylton

DECISION

1. Introduction

This is an application by Wanganui Darts League Incorporated for a special licence in regard to an event to be held at their club premises, 338a Heads Road, Whanganui. The nature of the event for which the licence is sought is a private work function. The Club is leasing the venue to Mitre 10 Social Club for the special licence whilst supplying a certified manager to manage the event.

The date and hours sought are Saturday 8 July 2017 between 4.00pm and 1.00am the following day.

2. Application

The application was received on 9th June 2016 and included a site plan 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;
- (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 received within the statutory timeframe therefore no opposition presumed.

Medical Officer of Health – No report received within the statutory timeframe therefore no opposition presumed.

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, noted the following pertinent points –

- The applicant is an incorporated society with a Club Licence (sporting club).
- The applicant holds a Club Licence but requires a special licence to sell to non-members that will be attending the event.
- The applicant has held similar type special licences previously and has not come to the notice of enforcement agencies previously.
- Although the premise is leased for the event, the Club is taking out the licence and supplying the certified manager. The Club will therefore be responsible for the licence and its compliance.
- Suitability is not challenged.
- The premise has been in existence for some years, is located within an industrial/commercial zone, and an extra special licence should not reduce amenity and good order of the locality.
- The premise is suitable for the type of event and layout has been suitable in the past. The sale and supply of alcohol will only happen on the premises.
- The hours appear reasonable for the event being undertaken.
- The applicant has nominated one certified manager to be on duty for this licence.
- No designation for the event is supported.
- 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 5th day of July, 2017.


Secretary
Whanganui District Licensing Committee

