

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **Whanganui Bowling Club Incorporated** for a renewal of a Club Licence pursuant to section 127 of the Supply of Alcohol Act 2012.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE

The application for renewal of Club Licence (036/CLUB/014/2015.3) was publically advertised in the River City Press on the 17 October 2024. No objections were received.

No matters of opposition were raised under section 128 and 129 reports; therefore the matter is considered by the Whanganui District Licensing Commissioner on the papers contained in the full file provided by the secretary.

Commissioner: Stuart Hylton

DECISION OF THE WHANGANUI DISTRICT LICENSING COMMITTEE

1. Application

Whanganui Bowling Club Incorporated made the application on the prescribed form received on 10 October 2024.

The application for renewal of Club Licence is in relation to the clubs premises at 51 Nelson Street, Whanganui. The general nature of the business is that of a sports (outdoor bowls) club. The Whanganui Bowling Club has been licensed for many years and been in existence for around 100 years. The sale and supply of liquor is not the main focus of the club.

The renewal seeks to keep the same conditions as the current licence. The premise has not come to the notice of officials during the renewal period.

The complete file included –

- The application
- Supporting letter
- Floor plan
- Reports from Police, Medical Officer of Health and Inspector
- Club's Host Responsibility Policy
- Fire Evacuation Scheme letter of compliance from applicant
- Food / Drink list menu
- Copy of current licence
- Notice of renewal
- Copy of public advertisement and premise advertisement

2. Decision Making

In considering this application for Club-Licence the licensing committee had regard to the criteria under section 131 and 105 of the Act.

Section 105/131 assessments:

(a) the object of this Act:

The inspector notes that the applicant has supplied a Host Responsibility Policy stating the measures to be undertaken to ensure the responsible sale and supply of alcohol. There have been no issues raised concerning previous operations so if the policy is followed then compliance with the object of the Act should be able to be achieved.

(b) the suitability of the applicant:

The applicant is an incorporated society for many years and located on the current site for nearly a century. The applicant has supplied the name of one certified manager for the licence. This is considered to be the bare minimum to manage the licence. The Inspector will support the applicant in their recruiting of further certificated managers to support their licence management.

The suitability of the applicant is not challenged.

(c) any relevant local alcohol policy:

The application accords with the Policy.

(d) the days on which and the hours during which the applicant proposes to sell alcohol:

Applicant has applied for the same hours as follows.

- **Sunday to Thursday, 8.30am to 9.00pm**
- **Friday, Saturday and Public Holidays, 8.30am to 12.00 midnight**

This is seen as adequate and fit for purpose.

(e) the design and layout of any proposed premises:

Past CPTED assessments have not raised any issues. An existing floor plan layout appears to function satisfactorily. The premises are undesignated.

(g) whether the applicant is engaged in, or proposes on the premises 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:

Currently the focus is on sport, namely outdoor bowls including adjuncts.

(i) whether the applicant has appropriate systems, staff, and training to comply with the law:

Previous operations have been satisfactory and therefore systems seem appropriate. The applicant has indicated staff have a good understanding of the Act. The Inspector noted that "*A lack of training records was addressed with the Club Secretary, Bar Manager and President. Having received an educational visit from Public Health they now have a training plan for committee members that will be recorded. A greater understanding of what was a recordable incident was also discussed*". These matters were raised within the MOH report as well and we trust the Club take notice of the concerns raised with appropriate action.

(k) any matters dealt with in any report from the Police, an inspector, or a Medical Officer of Health made under section 103. (see 3 below)

(s.131(1)(b))whether (in its opinion) the amenity and good order of the locality would be likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence:

No issues raised and amenity and good order should not be compromised by the renewal of the licence.

(s.131(1)(d)the manner in which the applicant has sold (or, as the case may be, sold and supplied), displayed, advertised, or promoted alcohol.

No issues raised within file.

3 Reporting Agencies

The following reports were received under section 103 and 129 of the Act and taken into account during the decision.

3.1 Police – No opposition within report received on 14 October 2024.

3.2 Medical Officer of Health - Report received on 4 November 2024 of no opposition.

3.2 Licensing Inspector – Full report dated 25 October 2024. The inspector is satisfied the application is complete and has no opposition to the renewal application.

4 Conclusion

Based on the evidence provided to me within the complete file, my assessment above of section 105/131 matters and the past operation of the premise/licensee, I conclude that the application meets the statutory criteria to be granted a renewal of Club-Licence under the Act for a period of three (3) years.

5 Decision

The licence can be issued subject to the conditions within the inspectors report.

The application is **Approved** for issue immediately.

Dated at Whanganui District this 8 November 2024.

Signed



Stuart Hylton
Whanganui District Licensing Commissioner

