

**Application number:** **036/SOL/029/2024**

**IN THE MATTER**

of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by **The Whanganui Distilling Company Limited** for a special licence pursuant to section 138 of the Act on the occasion of an event as part of 'Streets for People Block Party'.

**BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE**

Commissioner  
Mr S G Hylton



**DECISION**

**1. Introduction**

This is an application by **The Whanganui Distilling Company Limited** for a special licence in regard to an event to be hosted in Guyton Street outside number 93 Guyton Street, Whanganui. The nature of the event for which the licence is sought is an event known as "Streets for People Block Party".

**The dates and hours sought are –**

- **Saturday 18 May 2024      12.00 midday to 9.00pm**

**2. Application**

The application was received on 17 April 2024.

The application included a site plan, menu, and supporting letters.

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.

**Medical Officer of Health** – No opposition within report received on 24 May 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 application file and inspectors report raised the following pertinent points –

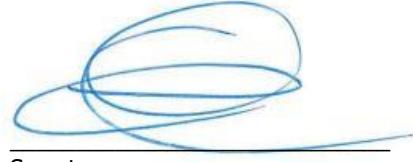
- The applicant is a licensed distillery company who sells alcohol from their premises licensed as an Off-licence. This application is for an event where the licensee will be operating an on-licence type special selling alcohol from a stall at the celebration event. The applicant has provided and hosted similar smaller sized festival style events previously.
- The applicant has held an off-licence for over a year now and should be well versed in alcohol laws and requirements. The applicant has also been granted many special licences with no known issues noted.
- Suitability is not challenged.
- The area to be licensed for the special event is shown on the site plan submitted with the application. This is located on the street outside 93 Guyton Street and will be demarcated with plastic cones and rails. The event will include food, speeches and live entertainment. The issuing of a special licence should not reduce the amenity and good order of the locality.
- The hours appear relevant for the event being undertaken.
- Three certified managers have been nominated for the licence.
- A non-designation for the licensed area is supported for these type of events which will involve families.
- Both the Police and MOH have no opposition to the application.

I concur with the inspector's assessment and conditions for the proposed events.

### 4. Decision

Accordingly the application for Special Licence is **Approved** for issue subject to the conditions outlined in the inspectors report.

**DATED** at Whanganui this 10 May 2024.

  
 Secretary  
 Whanganui District Licensing Committee

