

Application number: 036/SOL/122/2017

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

AND

IN THE MATTER of an application by Whanganui District Council Social Club for a special-licence pursuant to section 138 of the Act on the occasion of a 'Social Club Activities'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE



Commissioner
Mr S G Hylton

DECISION

1. Introduction

This is an application by Whanganui District Council Social Club for a special licence in regard to social events in 2018 to be held at the Wanganui District Council Building, 101 Guyton Street, Whanganui. The nature of the events for which the licence is sought are 'Social Club Activities'.

The dates and hours sought are –

- The last Friday of each month, commencing 26 January 2018 until 30 November 2018 between 4.30pm and 11.30pm (Charity fundraisers);
- Friday 24 December 2018 between 11.30am and 11.00pm.
- 18 August 2018, between 5.00pm to 12.00 midnight (Quiz Night);
- 6 November 2018, between 4.00pm and 6.30pm (Melbourne Cup);
- 14 December 2018, between 4.30pm and 7.30pm (Controllers Shout).

2. Application

The application was received on 29th November 2016 and included floor plan, menu, list of events and applicant letter.

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 objection within report received on 13th December 2017.

Medical Officer of Health – No objection within report received on 7th December 2017.

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.

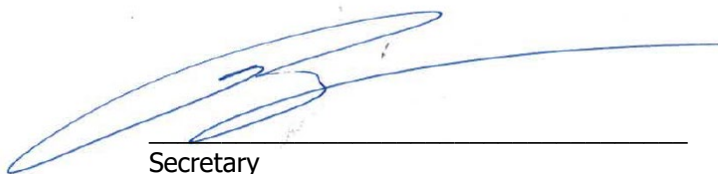
The inspector also noted the following pertinent points in his report –

- The applicant is a social club of the local authority. You would expect them to set a high example with repercussions high for non-compliance.
- A letter was received from premises owner allowing function.
- No problems from previous similar types of licences issued to the Club.
- Suitability is not challenged.
- The premise has been in existence for many years and should not reduce amenity and good order of the locality.
- The premise is suitable for the events and layout has been suitable in the past.
- The hours appear reasonable for the events being undertaken.
- No certified managers have been nominated for the event. A section 213 (2) waiver is recommended.
- No designation sought or recommended.
- 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 and a s. 213(2) waiver.

DATED at Whanganui this 14th day of December, 2017.



Secretary

Whanganui District Licensing Committee