

Application number: **036/SOL/016/2019**

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Wanganui Road Rodders Incorporated for a special licence pursuant to section 138 of the Act on the occasion of 'Club Meetings and events for the Wanganui Road Rodders Club'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE

Chairperson
Mr Stuart Hylton



DECISION

1. Introduction

This is an application by **Wanganui Road Rodders Incorporated** for a special licence in regard to events to be held at their club premises at 134 London Street, Whanganui. The nature of the events for which the licence is sought are 'Club Monthly and Special Meetings'.

The dates and hours sought are –

Monthly Meetings

- Sunday 3 March 2019 between 4:00pm and 10:00pm – Drags Debriefing
- Monday 11 March 2019 between 7:00pm and 10:00pm
- Friday 5 April 2019 between 5:00pm and 12:00 midnight Parkup Debriefing
- Monday 8 April 2019 between 7:00pm and 10:00pm
- Monday 13 May 2019 between 7:00pm and 10:00pm
- Friday 24 May 2019 between 6:00pm and 12:00 midnight Club AGM Meeting
- Monday 10 June 2019 between 7:00pm and 10:00pm
- Monday 8 July 2019 between 7:00pm and 10:00pm
- Friday 12 July 2019 between 6:00pm and 12:00midnight Club Quiz Night
- Monday 12 August 2019 between 7:00pm and 10:00pm
- Monday 9 September 2019 between 7:00pm and 10:00pm
- Friday 14 September 2019 between 6:00pm and 12:00midnight Club Movie Night

2. Application

The application was received on 12th February 2019 and included a site plan and s. 137(2) waiver for late application which was granted earlier by this Committee..

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 within report received on the 8th February 2018.

Medical Officer of Health – No opposition within report received on 24th January 2018.

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 complete file including inspectors report noted the following pertinent points to this application –

- The applicant was incorporated in 1974.
- The applicant has held similar licences before and not come to the notice of enforcement agencies.
- Suitability is not challenged.
- The premise is purpose built and has been in existence for many years 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. Floor plan was supplied and seems functional for purpose.
- The hours appear reasonable for the events being undertaken.
- No certified managers are nominated for the events therefore a s. 213(2) waiver is recommended for **Tristan Teki, Grant Gulliver and Brian Overweel** to manage the licence.
- No designation for the event is 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 22nd day of February, 2019.



Secretary
Whanganui District Licensing Committee

