

APPLICATION NUMBER 36/SOL/102/2018

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

AND

IN THE MATTER of an application by **Whanganui UCOL**
for a special-licence pursuant to section
138 of the Act on the occasion of a
'student training production meals'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE



Chairperson
Mr Stuart Hylton

DECISION

1. Introduction

This is an application by **Whanganui UCOL** for a special licence in regard to events to be held at the training provider's restaurant, 16 Rutland Street, Whanganui. The nature of the events for which the licence is sought is 'student training and production meals'.

The dates and hours sought are –

- Wednesday & Thursday 31 October and 1 November 2018 between 6.00pm and 11.00pm
- Wednesday & Thursday 7 and 8 November 2018 between 6:00pm and 11:00pm
- Wednesday & Thursday 14 and 15 November 2018 between 6:00pm and 11:00pm
- Wednesday & Thursday 21 and 22 November 2018 between 6:00pm and 11:00pm

2. Application

The application was received on the 13th September 2018 and included menu and floor plan.

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 statutory timeframe therefore we assume there is no opposition.

Medical Officer of Health – No opposition within report received on 14th August 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 full file including inspector's report noted the following points –

- The applicant is a registered training institute.
- The applicant has been granted special licences over the years which have been well organised.
- The applicant has not come to the notice of enforcement agencies previously.
- Suitability is not challenged.
- The premise is located on purpose built faculty of UCOL within the outer CBD. Granting this special licence should not reduce amenity and good order of the locality.
- The layout is purpose built as a training environment has proven suitable for the type of event in the past. The marked floor plan was included.
- The hours appear relevant for the events being undertaken.
- Two certified managers are nominated for the events.
- No designation for the event is requested and this 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 11th day of October, 2018.



Secretary

Whanganui District Licensing Committee