

APPLICATION No.

036/SOL/043/2021

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **Lads Brewing Company Limited** for a special-licence pursuant to section 138 of the Act on the occasion of 'City Mission Charity Events'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE

Chairperson
Mr Stuart Hylton



DECISION

1. Introduction

This is an application by **Lads Brewing Company Limited** for a special licence in regard to events to be held at 47 Anzac Parade, Whanganui. The nature of the events for which the licence is sought is for 'City Mission Charity Events'.

The dates and hours sought are –

- **31 July 2021, 1.00pm to 11.00pm,**
- **21 August 2021, 1.00pm to 11.00pm.**

2. Application

The application was received on 1 June 2021 and included a site/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 opposition within report received on 30 June 2021.

Medical Officer of Health – No opposition within report received on 28 June 2021.

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—

- The applicant is a company who runs a brewery from the proposed site and wants to run these special events to persons attending the site for consumption on the premises. This event is a function to raise money for City Mission.
- The applicant has run similar events with no issues noted. Suitability is not challenged.
- The area to be licensed is shown on the floor plan with the application and is the brewery premise as a whole including frontage of property. The Inspector notes Building Code restrictions for this particular building which will limit numbers in the building at any one time.
- The hours appear reasonable for the events being undertaken.
- Three non- certified managers are nominated for the event and s.213(2) waivers are requested and supported.
- The applicant has asked that the area be designated 'supervised' for the event and this 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 1 July 2021.

Secretary
Whanganui District Licensing Committee

