Decision No. **138/2014**

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

AND

IN THE MATTER of an application by **Daniel Hikoi Matene** for a special licence pursuant to s.137 of the Act in respect of premises situated at Pohe Island, Whangarei for an event known as the **&CO Hair and Fashion Show**

BEFORE THE WHANGAREI DISTRICT LICENSING COMMITTEE

Chairman: Councillor John Williamson
Member: Paul Dimery
Member: Mark Vincent

DECISION (ON THE PAPERS)

This is an application by **Daniel Hikoi Matene** for an on-site special licence in respect of premises situated at Pohe Island, Whangarei, for an event known as the &CO Hair and Fashion Show.

The day and hours sought for the event is 10 May 2014 from 6.00pm until 10.00 pm. .

The committee has received reports on the application from the Police, the Medical Officer of Health and the Licensing Inspector and none have raised matters in opposition. Further more the application did not require public notice. Accordingly we deal with the matters on the papers.

The application relates to alcohol being served at a fashion, art and music event, showcasing talented artists in Whangarei. The event is to be held on Saturday 10th May 2014 from 6.00pm until 10.00pm. The event is to be held in the old recycling building at Pohe Island. This is the first event of its kind in Whangarei, and the organisers have said that it is their intention, if this is a successful event, to make it an annual event. The expected number of guests is 300.

The applicant has applied for a special licence to sell and supply alcohol to ticketed guests attending the event.

The duty manager Shona Meyer has held her managers certificate since 2008. She is a tutor at People Potential, a training provider in Whangarei. She will be roaming the area monitoring patrons, and will have her second year hospitality students behind the bar. They all have experience in these events and all hold their LCQ certificates. She will also have her first year students monitoring the floor and waitressing on the night.

Certified security is going to be used for this event, once again provided by People Potential. There will be five security staff working, two will be monitoring the traffic and car park, two will be on the door checking tickets, and one will be monitoring inside. Once all guests have arrived, one of the door staff will then monitor inside the premises as well. The two security staff monitoring inside the premises have their LCQ qualification. An alcohol management plan has been provided for the event.

Section 142 of the Sale and Supply of Alcohol Act 2012 provides that in deciding whether or not to issue a special licence, the licensing committee must have regard to the following matters :

(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.

DECISION

We are satisfied as to the matters to which we must have regard as set out in s.142 of the Act and we grant the applicant an on-site special licence subject to the following conditions.

1. Alcohol may be sold under the licence only on the following days and during the following hours: **Saturday 10th May 2014 from 6.00pm until 10.00pm.**

2. Alcohol may be sold or supplied to the following types of people: **Persons attending the event.**

3. The fees payable for the licence concerned are: **$207 GST inclusive.**

4. The licensee must take the following steps to ensure that the provisions of this Act relating to the sale or supply of alcohol to prohibited persons are observed: **No sales to minors or intoxicated persons; appropriate signage displayed; evidence of age documents must be requested when deemed necessary, certificated security are to monitor the event.**

5. The licensee must take the following steps to ensure that the provisions of this Act relating to the management of premises are observed: **Manager to be on duty at all times and responsible for compliance, name of duty manager to be displayed.**

6. Free drinking water must be freely available to customers, while the event is taking place, at the following places: **At the bar and on the food tables.**

7. Where the principal business carried out on the premises is not the manufacture or sale of alcohol, the kinds of alcohol that may be sold or delivered on or from the premises are: **Beer and wine only.**

8. Food must be available for consumption on the premises as follows: **Finger foods provided by caterers.**

9. Low-alcohol beverages must be available for sale and supply on the premises as follows: **Low alcohol beer.**

10. Non-alcohol beverages must be available for sale and supply on the premises as follows: **Fruit juices and punch.**

11. The licensee must take the following steps to provide assistance with or information about alternative forms of transport from the premises: **Taxi telephone numbers displayed.**

12. Members of the public must be excluded from the premises in the following circumstances: **Private event by ticket only, members of the public are excluded.**

13. Alcohol may be sold in the following types of container only: **Standard glasses, plastic glasses and bottles.**

DATED at **Whangarei** this **6th** day of **May 2014**

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Chairman
Whangarei District Licensing Committee

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