

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Glenbervie School PTA** for a special licence pursuant to s.137 of the Act in respect of premises situated at **Whareora Road, RD5 Whangarei** for an event known as the **Quiz Night**

BEFORE THE WHANGAREI DISTRICT LICENSING COMMITTEE

Chairman: Councillor John Williamson
Member: Lee Andrewes
Member: Mervyn Williams

DECISION (ON THE PAPERS)

This is an application by Glenbervie School PTA for an on-site special licence in respect of premises situated at the Whareora Hall, Whareora Road, RD5, Whangarei for an event known as the Quiz Night.

The day and hours sought for the event is 28 June 2014 from 7pm to 12 midnight.

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 a Quiz Night and will be attended by Glenbervie School community, parents, teachers and friends with the expected number of 150 guests.

Glenbervie School PTA is a voluntary, non-profit organisation whose main aims are to provide a link between home and school and to raise funds to benefit the children of the school.

This is the first time the organisation has applied for a special licence.

The duty manager is Helen Francis, a committee member, who does not hold a manager's certificate. The licensing inspector advised that they had interviewed Helen Francis by phone and found her to be knowledgeable about Host Responsibility and provisions of the Act. In addition, she answered the "Public Health Questionnaire for a Special Licence Application". Ms Francis also advised the Licensing Inspector that other committee members assisting her monitoring the event are also knowledgeable about host responsibility.

The Police, in a report dated 15 May, 2014, have not questioned the suitability of the applicant to hold a special licence.

Under section 213(2) the committee may grant an exemption from having a certified manager. The committee is satisfied that Ms Francis will manage the conduct of the sale of alcohol pursuant to the licence. The committee however would expect that should the Glenbervie School PTA make application for any further special licenses in the future then they would have certificated managers to attend to the sale of alcohol at these events rather than nominated people.

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 along with an exemption from the requirements of s.213(1) of the Act subject to the following conditions.

1. Alcohol may be sold under the licence only on the following days and during the following hours: **Saturday, 28 June 2014, 7.00pm to 12.00 midnight**
2. Alcohol may be sold or supplied to the following types of people: **Persons attending the events.**
3. The fees payable for the licence concerned are: **\$207.00 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 to be requested when deemed necessary.**
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. **The whole of the premises is designated as a restricted area.**
7. Free drinking water must be readily available at the following places while the premises are open for business: **At the bar and kitchen service counter.**
8. 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, wine and RTD's.**
9. Food must be available for consumption on the premises as follows: **Pizzas, chips and platters of food.**

10. Low-alcohol beverages must be available for sale and supply on the premises as follows: **Low alcohol beer.**
11. Non-alcohol beverages must be available for sale and supply on the premises as follows: **Soft drinks, orange juice, tea, coffee and water.**
12. 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.**
13. Members of the public must be excluded from the premises in the following circumstances: **Ticket entry only.**
14. Alcohol may be sold in the following types of container only: **Standard glasses and bottles.**
15. **The licensee is exempt from the requirements of section 213 (1) of the Act and a nominated person namely Helen Francis will manage the conduct of the sale of alcohol pursuant to the licence.**

DATED at Whangarei this 24th day of June 2014

Chairman
Whangarei District Licensing Committee
14/51619