

Decision No. **328/2014**

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Kathryn Darroch** for
a special licence pursuant to s.137 of the
Act in respect of premises situated at **132
Matarau Road, Whangarei** for an event
known as the **Matarau School Trivial
Pursuit Evening**

BEFORE THE WHANGAREI DISTRICT LICENSING COMMITTEE

Chairman: Councillor John Williamson

DECISION (ON THE PAPERS)

This is an application by **Kathryn Darroch** for an on-site special licence in respect to the **Matarau Primary School Hall** situated at **132 Matarau Road, Whangarei** for an event known as the **Matarau School Trivial Pursuit Evening**.

The day and hours sought for the event are: 5th September 2014, 7pm to 11.30pm.

The application relates to a fundraising quiz night event for Matarau Primary School. Up to 100 people are expected to attend.

Kathryn Darroch is the Event Co-ordinator for this annual event and has held and run this event at the school for the last 4 years. She is a local business owner and has worked in bars within New Zealand and the United Kingdom over the last 20 years.

There have been no questions as to the suitability of the applicant to hold a special licence by the Police or other enforcement partners.

Lee Anthony Tuson is the duty manager for this event and has held a manager's certificate since 2010. He is very experienced having worked at Kamo Rugby and Squash Club for 10 years. There have been no concerns expressed by the Police or other enforcement partners regarding his suitability.

The applicant Kathryn Darroch will assist Lee behind the bar with two other fully trained staff members.

Parents and a teacher will be at the entry door checking tickets and monitoring attendees during the event.

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. Furthermore the application did not require public notice. Accordingly the committee deals with the matters on the papers.

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

The committee is satisfied as to the matters to which it must have regard as set out in s.142 of the Act and it grants the applicant an on-site special licence subject to the following conditions:

Insert conditions from licensing inspector's report:

1. Alcohol may be sold under the licence only on the following days and during the following hours: **Friday, 5 September 2014 from 7.00pm to 11.30pm.**
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: **\$207.00 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 must 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. Drinking water must be freely available at the following places while the premises are open for business: **At the bar.**
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: **RTD's, wine and beer.**

9. Food must be available for consumption on the premises as follows: **Finger foods and supper of steak and sausage sandwiches are available at all times when the premises are open for sale of alcohol.**
10. Low-alcohol beverages must be available for sale and supply on the premises as follows: **Low alcohol beer and wine.**
11. Non-alcohol beverages must be available for sale and supply on the premises as follows: **Coke, lemonade, 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: **Signage for local taxi and dial-a-driver telephone numbers will be displayed.**
13. Members of the public must be excluded from the premises in the following circumstances: **Minors. Entry by ticket only.**
14. Alcohol may be sold in the following types of container only: **Standard glasses and bottles.**

DATED at Whangarei this 2nd day of **September 2014**

Chairman
Whangarei District Licensing Committee
14/79140