

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Mangakahia Sports Ground Society Incorporated** for a special licence pursuant to s.137 of the Act in respect of premises situated at **the Managakahia Sports Complex, Managakahia Road, Poroti** for an series of **community dinner functions**

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 **Mangakahia Sports Ground Society Incorporated** for an on-site special licence in respect of the Managakahia Sports Complex, Mangakahia Road, Poroti for a series of **community dinner functions**.

The day and hours sought for the events are as follows:

Kokopu School	09/05/14	1800-2200
Poroti School	13/06/14	1800-2200
Rugby Club	11/07/14	1800-2200
Soccer Club	08/08/14	1800-2200
Play Centre	12/09/14	1800-2200
Pakotai School	10/10/14	1800-2200
Lions Club	14/11/14	1800-2200
Titoki Play Centre	12/12/14	1800-2200

The application relates to a series of community fundraising dinners to be held at the Mangakahia Sports Complex, Mangakahia Road, Poroti, Whangarei. Mangakahia Sports Ground Society Incorporated has held a club licence since 2000. Special licences have previously been issued to the applicant for similar and different events. Police have not raised any issue as to the suitability of the applicant to hold a special licence.

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

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.

- Alcohol may be sold under the licence only on the following days and during the following hours:

Fundraising Country Meals	Date	Time (hrs)
Kokopu School	09/05/14	1800-2200
Poroti School	13/06/14	1800-2200
Rugby Club	11/07/14	1800-2200
Soccer Club	08/08/14	1800-2200
Play Centre	12/09/14	1800-2200
Pakotai School	10/10/14	1800-2200
Lions Club	14/11/14	1800-2200
Titoki Play Centre	12/12/14	1800-2200

- Alcohol may be sold or supplied to the following types of people: **Persons attending the event.**
- The fees payable for the licence concerned are: **\$207 GST inclusive.**
- 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.**
- 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.**
- Free drinking water must be freely available to customers, while the event is taking place, at the following places: **At the bar and on each dining table.**
- 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, spirits, wine and beer.**
- Food must be available for consumption on the premises as follows: **As per menus provided such as steaks, chicken, salads and pudding.**
- 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, soft drinks, tea, coffee and water.**
11. The licensee must take the following steps to provide assistance with or information about alternative forms of transport from the premises: **Signage for taxi service and Pro drive.**
12. Members of the public must be excluded from the premises in the following circumstances: **Not Applicable**
13. Alcohol may be sold in the following types of container only: **Standard glasses**
14. **The series of event will be monitored by enforcement agencies and where non compliance with licence conditions is found the committee will expect to receive an application from the Licensing Inspector or the Police for the suspension or cancellation of the licence under section 283 of the Act**

DATED at Whangarei this 6th day of May 2014

Chairman
Whangarei District Licensing Committee