

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 an on special licence pursuant to s.137 of the Act in respect of premises situated at **Mangakahia Sports Complex, Mangakahia Road, Poroti** for an event described as a **fundraising dinner**

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 **Mangakahia Sports Ground Society Incorporated** for an on-site special licence in respect of premises situated at **Mangakahia Sports Complex, Mangakahia Road, Poroti** for an event described a fundraising dinner. The day and hours sought for the event is:

Friday 23 May 2014, 6.30 pm to 12.00 midnight.

The point of sale is from the bar in the upper floor lounge of Mangakahia Sports Complex. The applicant has applied for a special licence to sell and supply alcohol to non-members who will be dining at the premises during the course of the event. This is a ticket only event with Dick Tayler as the guest speaker. About 140 people are expected to attend.

Mangakahia Sports Ground Society Incorporated has held a club licence since 1992. 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 duty manager is Steve Brown (002/CM/8/2012). He has been managing the bar at the complex for three years. The bar staff who will assist behind the bar are trained in Host Responsibility.

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.

In deciding whether to issue a special licence, the District Licensing Committee must have regard to the criteria set down in section 142 of the Sale and Supply of Alcohol Act 2012.

Section 142 Criteria for issue of special licences

(1) In deciding whether to issue a special licence, the licensing committee concerned 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.

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 an on site special licence to the applicant subject to the following conditions

1. Alcohol may be sold under the licence only on the following days and during the following hours: **23 May 2014 between 6.30pm to 12.00 midnight**
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 and on each dining table.**
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, spirits, wine and beer.**
9. Food must be available for consumption on the premises as follows: **Roast dinner and dessert with finger food available at all time when the premises are open for business.**
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: **Fruit juices, soft drinks, 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 taxi service.**
13. Members of the public must be excluded from the premises in the following circumstances: **Ticket entry event, minors are excluded.**
14. Alcohol may be sold in the following types of container only: **Standard glasses and bottles.**

DATED at Whangarei this 13th day of May 2014

Chairman
Whangarei District Licensing Committee

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