Decision No. **287/2014**

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

AND

IN THE MATTER of an application by **Northland Cricket Association Incorporated** for a special licence pursuant to s.137 of the Act in respect of premises situated at **79 Okara Drive, Whangarei** for an event known as the **Sunny Leuila-Terry Birthday Party**

BEFORE THE WHANGAREI DISTRICT LICENSING COMMITTEE

Chairman: Councillor John Williamson

DECISION (ON THE PAPERS)

This is an application by **Northland Cricket Association Incorporated** for an on-site special licence in respect to the **Spire Pavilion, 79 Okara Drive, Whangarei** for an event known as the **Sunny Leuila-Terry Birthday Party.**

The day and hours sought for the event is: 16th August 2014, 1.00pm to 8.00pm.

The applicant, the Northland Cricket Association Incorporated, holds a club licence (002/CL/1/2008). Special licences have previously been issued to the applicant for similar events and there were no questions as to the suitability of the applicant to hold a special licence raised by the Police.

Gareth Brendon Foster will be the duty manager for this event and has held a manager's certificate (025126) since 1991. He is also the duty manager for Absolute Caterers Limited. Mr Foster has many years experience managing licensed premises, including special licences without any concerns having come to the attention of enforcement partners.

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

1. Alcohol may be sold under the licence only on the following days and during the following hours: **Saturday the 16th August 2014 from 1.00pm until 8.00pm.**
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: **$63.25 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; door staff.**
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 supervised area.**
7. Free drinking water must be freely available to customers, while the event is taking place, at the following places: **At the bar in the clubrooms.**
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: **A selection of meat on a spit, vegetables and dessert.**
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: **Taxi telephone numbers displayed.**
13. Members of the public must be excluded from the premises in the following circumstances: **unaccompanied minors, entry by ticket only.**
14. Alcohol may be sold in the following types of container only: **Standard glasses, cans, bottles.**

DATED at **Whangarei** this **5th** day of **August 2014**

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Chairman
Whangarei District Licensing Committee
14/68362