

Decision No. **102/2014**

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Northland Golf Club Incorporated** for a special licence pursuant to s.137 of the Act in respect of premises situated at **160A Pipiwai Road, Kamo** for a series of **golf tournaments**

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 **Northland Golf Club Incorporated** for an on-site special licence in respect Northland Golf Club premises situated at 160A Pipiwai Road, Kamo for a series of 16 **golf tournaments**.

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

On the 23 May 2014, 13 October 2014, 27 October 2014, 29 October 2014, 1 November 2014, 14 November 2014, 7 December 2014, 13 December 2014 from 11.00am until 11.00pm.

On the: 17 October 2014, 24 October 2014, 31 October 2014, 7 November 2014, 21 November 2014, 28 November 2014, 5 December 2014, 12 December 2014 from 2.00pm until 11.00pm.

On the: 13 November 2014 from 3.00pm until 11.00pm.

The application relates to a series of golf events for the Northland Golf Club. There are 16 events between the 23rd May 2014 and 13th December 2014. This application was lodged prior to the 18th December 2013 which is why a special licence can be issued for this many events. The events cover tournaments in which non club members will compete over a range in hours and number of guests. The most extensive hours are from 11.00am until 11.00pm, the most number of guests attending any one event is 80.

This application deals with the second half of the year. A special licence for the first half of the year has been granted by the committee (see Decision 52/2014).

Alcohol will be sold from the club rooms and from a refreshments cart to the players whilst they are playing on the golf course. The duty manager Robin Peter Newton (002/CM/15/2006) has been working for a number of different clubs as the bar manager since 1996. He is well experienced and has run these events in the past without any concerns coming to the attention of enforcement partners. He or another certificated manager will drive the cart around the course and there are a number of safeguards in place to manage the sale of alcohol from the cart. The cart will provide free drinking water, a range of food and non alcoholic drinks for example.

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.

1. alcohol may be sold under the licence only on the following days and during the following hours: **On the: 23 May 2014, 13 October 2014, 27 October 2014, 29 October 2014, 1 November 2014, 14 November 2014, 7 December 2014, 13 December 2014 from 11.00am until 11.00pm. On the: 17 October 2014, 24 October 2014, 31 October 2014, 7 November 2014, 21 November 2014, 28 November 2014, 5 December 2014, 12 December 2014 from 2.00pm until 11.00pm. On the: 13 November 2014 from 3.00pm until 11.00pm.**
2. alcohol may be sold or supplied to the following types of people: **To people attending the event generally.**
3. The fees payable for the licence concerned are: **\$64.40 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 serving alcohol to underage or intoxicated persons, appropriate signage displayed on both the refreshment cart and the club rooms and 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: **Duty managers in attendance and responsible**

for compliance either on the refreshment cart and/or the club rooms at all times alcohol is being sold at either venue, appropriate signage to be displayed.

6. Free drinking water must be freely available to customers while the event is taking place at the following places: **From the refreshment cart and on the tables and from the water cooler by the bar in the clubrooms.**
7. where the principal business carried out on the premises is not the manufacture or sale of alcohol, the kinds of alcohol may be sold or delivered on or from the premises are: **Wine, beer, spirits and RTD's.**
8. food must be available for consumption on the premises as follows: **Pies, toasted sandwiches, pizzas, sausage rolls, chips, cakes in the club rooms. Chilled foods such as sandwiches, filled rolls and slices etc on the refreshment cart.**
9. 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 and soft drinks.**
11. the licensee must take the following steps to provide assistance with or information about alternative forms of transport from the premises: **Taxi and pro-drive numbers to be displayed.**
12. alcohol may be sold in the following types of container only: **Standard glasses, bottles and cans.**
13. **The series of events 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.**
14. **The licence holder must ensure that no alcohol is brought onto the licensed premises (the golf course and land) by people attending the special events.**

DATED at Whangarei this 1st day of April 2014

Chairman
Whangarei District Licensing Committee