

**IN THE MATTER**

of the Sale and Supply of Alcohol Act  
2012

**AND**

**IN THE MATTER**

of an application by **Ross Stevenson Brown** for a special licence pursuant to s.137 of the Act in respect of premises situated at **Parua Bay and Districts Community Centre, 1341 Whangarei Heads Road, Parua Bay** for an series of **netball and rugby events**

**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 **Ross Stevenson Brown** or an on-site special licence in respect of the Parua Bay and Districts Community Centre, 1341 Whangarei Heads, Parua Bay for a series of netball and rugby matches.

The application relates to 11 events that are fundraising events for Manaia Junior Netball and the Manaia Golden Oldies Club. The funds raised will assist in purchasing uniforms for the Manaia Junior netball girls and assist in paying for the lease and maintenance of the rugby field for the Manaia Golden Oldies Club. All the events are to be held after a competition game at the Parua Bay Community Centre Hall. There are seven events for netball and four events for rugby.

The seven Manaia Junior Netball events will be held on the following dates and time, with 85 people expected to attend:

<u>Date</u>	<u>Time (hours)</u>
13/06/2014	6 pm to 10 pm
20/06/2014	6 pm to 10 pm
27/06/2014	6 pm to 10 pm
4/07/2014	6 pm to 10 pm
25/07/2014	6 pm to 10 pm
1/08/2014	6 pm to 10 pm
9/08/2014	5 pm to 10 pm

The four Manaia Golden Oldies Club rugby events will be "home" games and held on the following dates and time, with with 60-70 people expected to attend:

<u>Date</u>	<u>Time (hours)</u>
24/05/2014	3.30 pm to 10 pm
21/06/2014	3.30 pm to 10 pm
26/07/2014	3.30 pm to 10 pm
17/08/2014	3.30 pm to 10 pm

The Parua Bay and Districts Community Centre Society Incorporated holds a club licence for the venue of the special licence and the applicant has applied for a special licence to sell and supply alcohol to members and non-members (opposition teams with their families and supporters) attending these netball and rugby fundraising events.

Three members of the Manaia Golden Oldies Club will be working behind the bar at all of the events. Ross Stevenson Brown will be the duty manager and is the holder of a club manager's certificate (002/CM/7/2013). He will be assisted behind the bar by his wife Lynne Jeanette Brown and Ross William Smith. All bar staff are well experienced having run special licensed events in the past without any concerns coming 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. 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:  
**For Manaia Junior Netball:**

<u>Date</u>	<u>Time (hours)</u>
13/06/2014	6 pm to 10 pm
20/06/2014	6 pm to 10 pm
27/06/2014	6 pm to 10 pm
4/07/2014	6 pm to 10 pm
25/07/2014	6 pm to 10 pm
1/08/2014	6 pm to 10 pm
9/08/2014	5 pm to 10 pm

**For Manaia Golden Oldies Club:**

<u>Date</u>	<u>Time (hours)</u>
24/05/2014	3.30 pm to 10 pm
21/06/2014	3.30 pm to 10 pm
26/07/2014	3.30 pm to 10 pm
17/08/2014	3.30 pm to 10 pm

2. Alcohol may be sold or supplied to the following types of people: **Persons attending the events.**
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 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: **Manager to be on duty at all times and responsible for compliance. Name of duty manager to be displayed.**
6. Free drinking water must be readily available at the following places while the premises are open for business: **At the kitchen counter of the Parua Bay Community Centre Hall.**
7. 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: **Beer, wine and RTD's.**
8. Food must be available for consumption on the premises as follows: **As per application, sausage sizzle, pizzas and home baking for Manaia Junior Netball events and snack foods (sausage rolls and pizzas) and a sit down buffet meal (bacon and egg pies, hot vegetables, salads, breads and meat in a "bring a plate" style format) for Manaia Golden Oldies Club rugby events.**
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: **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: **Taxi and pro drive telephone numbers displayed.**
12. Members of the public must be excluded from the premises in the following circumstances: **NA.**
13. Alcohol may be sold in the following types of container only: **Standard glasses or bottles.**
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 20<sup>th</sup> day of May 2014**

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Chairman  
**Whangarei District Licensing Committee**