

Decision No. **211/2014**

**IN THE MATTER**

of the Sale and Supply of Alcohol Act  
2012

**AND**

**IN THE MATTER**

of an application by **Tikipunga  
Association Football Club  
Incorporated** for a special licence  
pursuant to s.137 of the Act in respect of  
premises situated at **Reed Street,  
Tikipunga, Whangarei** for an event  
known as the **21<sup>st</sup> Birthday Party**

**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 Tikipunga Association Football Club for an on-site special licence in respect of premises situated at the Reed Street, Tikipunga, Whangarei.

The day and hours sought for the event is 12 July 2014 between 4.00pm and 11.45pm.

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.

The application relates to a 21<sup>st</sup> Birthday Party and will be attended by family and friends of Oriwia Hinemoa Hohaia with the expected number of up to 180 guests.

The applicant has applied for a special licence to sell and supply alcohol to non-members attending the birthday party.

The applicant is an incorporated society that has held a club licence since 1991. Since the licence was last renewed in July 2013, the premises have generally been found to be compliant with licence conditions during annual inspections and night liquor monitoring visits. Special licences have previously been issued to the applicant for similar events and there are no questions as to the suitability of the applicant to hold a special licence by the Police.

Katrina Jane Bax will be the duty manager for this event and has held a manager's certificate (002/CM/9/2009) since 2009. She is experienced and has run special licensed events in the past without any concerns coming to the attention of enforcement partners. Two bar staff who hold Licence Controller Qualification will assist the duty manager in managing the sale of alcohol and two Licensed Crowd Controllers will be engaged to manage the door entries and behaviours at all time.

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: **Between 4.00pm and 11.45pm on 12 July 2014.**
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.**
1. 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. Licensed crowd controllers monitor entry to and behaviour at all times.**
2. The licensee must take the following steps to ensure that the provisions of this Act relating to the management of premises are observed: **Duty manager to be on site at all times and responsible for compliance. Name of duty manager to be displayed. Licensed crowd controllers monitor entry to and behaviour at all times.**
3. Drinking water is to be freely available to customers while the event is taking place at the following places: **On the tables and from the bar in the clubrooms.**
4. 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, spirits and RTDs.**
5. Food must be available for consumption on the premises as follows: **A hangi meal is to be served and finger food is available at all time when the premises are open for sale of alcohol.**
6. Low-alcohol beverages must be available for sale and supply on the premises as follows: **Low alcohol beer.**

7. Non-alcohol beverages must be available for sale and supply on the premises as follows: **Juice, soft drinks, water, tea, and coffee.**
8. 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.**
9. Members of the public must be excluded from the premises in the following circumstances: **Private function. Members of the public excluded.**
10. Alcohol may be sold in the following types of container only: **Standard glasses and bottles.**

**DATED at Whangarei this 24th day of Month 2014**

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Chairman  
**Whangarei District Licensing Committee**  
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