

APPLICANT 17/SP/044/2016

IN THE MATTER of the Sale and Supply of Alcohol Act 2012 (The Act)

AND

IN THE MATTER of an application by Keith Mallett on behalf of Tokoroa Little Theatre pursuant to s138 of The Act for an On Site Special Licence in respect of premises situated at 34 Manaia Street Tokoroa.

**BEFORE THE SOUTH WAIKATO DISTRICT LICENSING COMMITTEE CHAIRPERSON**

**QUORUM:** Jenny Shattock QSM JP

**THE APPLICATION**

I have before me an application by Keith Mallett on behalf of Tokoroa Little Theatre for the grant of two on site Special Licences pursuant to s.138 of the Sale and Supply of Alcohol Act 2012 (The Act) in respect of premises situated at 34 Manaia Street Tokoroa.

Tokoroa Little Theatre has been in existence for fifty years fostering and promoting Arts and Culture in the community.

The applicant Keith Mallett is not a certified manager however he has been organising these events for over twenty years.

The event is a children's pantomime "Olly" and will be from 7:30pm – 10:30pm each evening from 5th – 9th July 2016. The hours sought for the sale and supply of alcohol are 7:00pm – 10:30pm.

The applicant has sought the premises to be designated "Undesignated".

No sale of alcohol will occur during the performances.

The applicant has provided a list of food and alcohol, low alcohol and non-alcoholic refreshments.

The Inspector has filed a positive report and recommends the grant of the Special Licence subject to conditions.

The New Zealand Police and Medical Officer of Health have both filed reports without opposition.

**DECISION**

I am satisfied as to the matters to which I must have regard in s.142 of the Act, and I am satisfied that this application meets the Purpose and Object of the Act. Accordingly, I grant the special licence (17/SP/044/2016) which may be issued immediately. Conditions will apply to the licence.

## **REASONS FOR THE DECISION**

The applicant has previously operated Special Licences without incident. The applicant is fully aware of every requirement to ensure that attendees are in a controlled, safe and comfortable environment and it appears that the applicant has the appropriate systems, staff and training to comply with the law.

Light snacks including cheese, biscuits and toasted sandwiches plus free water will be available throughout the event.

Low alcohol and non-alcoholic beverages will be available.

The comprehensive report of the Inspector indicates that the amenity and good order of the locality will not be adversely affected by more than a minor extent if the

The application was not required to be publicly notified and no opposition or notice of desire to be heard has been received. Accordingly I deal with the matter on the papers.

Neither the Police nor the Medical Officer of Health raises any matters in opposition.

The South Waikato District Council does not currently have a Local Alcohol Policy.

There is nothing in the application which would suggest that the Applicant will supply alcohol in any way which would be inconsistent with the intention of the Act, or any other relevant legal requirement.

I am satisfied as to the matters to which we must have regard as set out in s. 105 & 142 of the Act.

## **CONDITIONS**

- 1) Alcohol may be sold and supplied under the licence only on the following days and during the following hours:

<b>Date</b>	<b>Event</b>	<b>Start Time</b>	<b>End Time</b>	<b>Designation</b>
5 <sup>th</sup> – 9 <sup>th</sup> July 2016	Children’s Pantomime “Olly”	7:00pm	10:30pm	Undesignated

- 2) The premises is designated “Undesignated”.
- 3) Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises.
- 4) The licensee must have available for consumption on the premises, at all times when the premises are open for the sale and supply of alcohol, a reasonable range of non-alcoholic and low-alcohol beverages.
- 5) Food must be available for consumption on the premises at all times the premise is open for the sale and supply of alcohol.
- 6) A certificated manager or appointed person must be on duty at all times and their full name must be on a sign prominently displayed at/in the premises.

- 7) The premises will display relevant signage pertaining to selling liquor to minors and serving intoxicated people.
- 8) The licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises.
- 9) The premise is vacated within half an hour of close of function (that being 11:00pm unless that person's presence at that time is justified).

**DATED** at TOKOROA this 25<sup>th</sup> day of June 2016



---

Jenny Shattock QSM JP

**Chairperson**

**South Waikato District Licensing Committee**