

APPLICATION 17/SP/073/2017

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

AND

IN THE MATTER of an application from Suzanne Andene Hall pursuant to s138 of the Act for an On-site Special Licence in respect of premises situated at 46 Main Road, Tirau and known as The Twisted Café Tirau.

**BEFORE THE SOUTH WAIKATO DISTRICT LICENSING CHAIRPERSON**

**QUORUM:** Jeff Gash JP

**THE APPLICATION**

I have before me an application from Suzanne Andene Hall for the grant of a Special Licence pursuant to s.138 of the Sale and Supply of Alcohol Act 2012 (The Act) in respect of premises situated at 46 Main Road, Tirau and known as The Twisted Café Tirau.

The application involves 6 events:

	DATE	EVENT	EXPECTED AGES	NUMBER ATTENDING	START TIME	FINISH TIME
1	1 <sup>st</sup> April 2017	70 <sup>th</sup> Birthday	All ages	50	4pm	11pm
2	27 <sup>th</sup> May 2017	80 <sup>th</sup> Birthday	All ages	50	12pm	6pm
3	19 <sup>th</sup> June 2017	Lions Club Dinner	All ages	50	4pm	11pm
4	2 <sup>nd</sup> July 2017	Mid-Winter Christmas	All ages	50	4pm	11pm
5	26 <sup>th</sup> November 2017	Fonterra Function	All ages	50	4pm	11pm
6	2 <sup>nd</sup> December 2017	Christmas Function	All ages	50	4pm	11pm
7	16 <sup>th</sup> December 2017	Business Christmas Dinner	All ages	50	4pm	11pm

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 not raised any matters of opposition.

**DECISION**

I am satisfied as to the matters to which I must have regard in s.105 and 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/073/2017) which may be issued immediately. Conditions will apply to the licence.

**REASONS FOR THE DECISION**

The applicant has previously operated Special Licences without incident.

Substantive food and free water will be available throughout the event.

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.

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 stipulated on the table below.
- 2) The entire premises is "Undesignated" for all 7 events.
- 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. Food should be actively promoted.
- 6) A duly appointed Duty Manager must be on duty and responsible for compliance for all 7 events, the licensee must ensure a duty manger sign is displayed at the bar and visible to patrons.
- 7) The licensee must ensure that the special licence is visible to patrons and displayed at the principal entrance.
- 8) The licensee must provide information, advice and assistance about alternative forms of transport available to patrons from the licensed premises.
- 9) The premises must be vacated within 30 minutes after the designated closing time as stipulated on the special licence, unless that person's presence on the premises is justified, such as cleaning up and restocking.
- 10) No sale of alcohol is to take place after the designated closing time as stipulated on the licence.

**DATED** at TOKOROA this 11<sup>th</sup> day of March 2017

  
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Jeff Gash JP  
**Chairperson**  
**South Waikato District Licensing Committee**

