

APPLICATION 17/SP/077/2017

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

AND

IN THE MATTER of an application from the Putāruru District Services Memorial Club pursuant to s138 of the Act for an On-site Special Licence in respect of premises situated at 35 Buckland Street Putāruru and known as Putāruru District Services memorial Club.

BEFORE THE SOUTH WAIKATO DISTRICT LICENSING CHAIRPERSON

QUORUM: Jeff Gash JP

THE APPLICATION

I have before me an application from the Putāruru District Services memorial Club 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 35 Buckland Street, Putāruru and known as Putāruru District Services memorial Club.

The application received is in respect to 9 proposed events during the year of 2017 which are as follows:

	Venue	Date	Event	Expected Ages	Numbers Attending	Start Time	Finish Time
1	PDSMC	Last Thursday of every month starting February 2017 until December 2017.	Quiz Nights	18+	60	7pm	11pm
2	PDSMC	17 th March 2017	St Pat Quiz Night	18+	80	7:30pm	12:30am
3	PDSMC	18 th March 2017	90 th Birthday Lunch	0+	70	11:30am	
4	PDSMC	1 st April 2017	21st Birthday	18+	100	4pm	12:30am
5	PDSMC	8 th April 2017	Eric Clapton Tribute Show	18+	150	8pm	12:30am
6	PDSMC	15 th April 2017	Wedding Reception	0+	70	5pm	12:30am
7	PDSMC	21 st April 2017	Fonterra club dinner	18+	50	5pm	12:30am
8	PDSMC	6 May 2017	Wedding Reception	0+	90	5pm	12:30am
9	PDSMC	12 th August 2017	Eagles Tribute	18+	150	8pm	12:30am

The Inspector has filed a report outlining that the applicant filed the special licence late which was disappointing as the applicant is well known and respected in the district, the inspector has informed the applicant that there is no guarantee that the Special Licence if issued will be before event 2 & 3. The onus was left to the applicant to ensure that they adhere to the Act if the Special Licence was not issued before event 2 & 3 dates.

The Licensing Inspector has highlighted that the applicant has not raised any other issues regarding suitability.

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, however the inspector will be required to follow up with the applicant to ensure that events 2 & 3 did not breach the Sale and Supply of Alcohol Act 2012 as the date of this decision is three days after Event 2 and two days after Event 3. Accordingly, I grant the special licence (17/SP/077/2017) 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 designated as stated on the below table

	Date	Event	Expected Ages	Designation	Numbers Attending	Start Time	Finish Time
1	Last Thursday of every month starting March 2017 until December 2017	Quiz Nights	18+ It is possible that some young adults underage may attend	"Undesignated" 7pm to 10pm - "Supervised" 10pm to 11pm.	60	7pm	11pm
2	1 st April 2017	21st Birthday	18+ It is possible that some underage family members may attend the early part of the evening	"Undesignated" 4pm to 9pm "Supervised" 9pm to 12:30am	100	4pm	12:30am
3	8 th April 2017	Eric Clapton Tribute Show	18+ Underage attendees may be present with legal guardian or parent	Supervised	150	8pm	12:30am
4	15 th April 2017	Wedding Reception	0+ Family event with children expected to attend	"Undesignated" 5:00pm to 10pm - "Supervised" 10pm to 12:30am	70	5pm	12:30am
5	21 st April 2017	Fonterra social club dinner	18+ It is possible that there may be some underage attendees.	Undesignated" 5:00pm to 10pm - "Supervised" 10pm to 12:30am	50	5pm	12:30am
6	6 May 2017	Wedding Reception	0+ Family event with children attending	Undesignated" 5:00pm to 10pm - "Supervised" 10pm to 12:30am	90	5pm	12:30am

	Date	Event	Expected Ages	Designation	Numbers Attending	Start Time	Finish Time
7	12 th August 2017	Eagles Tribute	18+ Underage attendees may be present with legal guardian or parent	"Supervised"	150	8pm	12:30am

- 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 Certificated Manager must be on duty and responsible for compliance for each event, the licensee must also 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 members 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) No sale of alcohol is to take place after the designated closing time as stipulated on the licence, that being 6:30pm.

DATED at TOKOROA this 20th day of March 2017

Jeff Gash JP
Chairperson
South Waikato District Licensing Committee

