

APPLICATION 17/SP/004/2018

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

AND

IN THE MATTER of an application from **TĪRAU SCHOOL PTA** pursuant to s138 of the Act for an On-site Special Licence in respect of premises situated at 69 Main Road, Tirau and known as "**TĪRAU SCHOOL PTA**"

**DECISION**

**BEFORE THE SOUTH WAIKATO DISTRICT LICENSING CHAIRPERSON**

**QUORUM:** Jeff Gash JP

**THE APPLICATION**

I have before me an application from **TĪRAU SCHOOL PTA** for the grant of a Special Licence pursuant to s.138 of the Sale and Supply of Alcohol for the premises situated at 69 Main Road Tirau and known as "**TĪRAU WAR MEMORIAL HALL.**"  
 The application is for a special licence for the following events:

Day & date	Times	Numbers	Event
Friday 21 September 2018	7.00 pm to 11.00 pm	80-100	Quiz Night Fundraiser

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

**POLICE AND MEDICAL OFFICER OF HEALTH (MOH) REPORTS**

The police gave verbal approval to the Chief inspector.  
 The MOH responded with an email dated Friday 14 September 2018 – refer below that stated:

**From:** Shanayah Millar [<mailto:Shanayah.Millar@waikatodhb.health.nz>]  
**Sent:** Friday, 14 September 2018 2:44 PM  
**To:** Lavinia Laaiva  
**Subject:** RE: Pls advise: SP1316 - SPECIAL - Tirau School PTA  
 Afternoon Lavinia  
 We won't have time to report, go ahead without us  
 Thanks  
**Shanayah Millar**  
 Administrator Health Protection | Population Health | Waikato District Health Board | Hugh Monckton Trust  
 Building - L5 | Cnr. Rostrevor & Harwood Streets | Private Bag 3200| Hamilton 3240 | 07 838 2569 | extrn 22034 |

Accordingly, the Inspector phoned the Medical Officer of Health, Nicole ZEIER and discussed their reason for taking this stance.  
 Mrs ZEIER said that they do this from time to time (with other territorial authorities) when they do not have enough time to report back.  
 The inspector said that Mrs ZEIER acknowledged this, that at first glance, is probably a low risk event but did comment at the scant information in the application.

The Chief Inspector (who wrote the report) is familiar with the people involved and that they have had special licences before and he is confident that it will go without a hitch. Mrs ZEIER apparently acknowledged this.

### **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/004/2018) which may be issued immediately. Conditions will apply to the licence.

### **REASONS FOR THE DECISION**

Substantial 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.

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 day and the hours as referenced above.
- 2) The entire premises is 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 until 8.00 pm and must be actively promoted.
- 6) The licensee must ensure that the special licence is visible to patrons and displayed at the principal entrance on the licensed area.
- 7) The licensee must provide information on alternative forms of safe transport for the attendees.
- 8) No sale of alcohol is to take place after the designated bar closing time.

**DATED** at TOKOROA this 19<sup>th</sup> day of September 2018



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