

Decision number: 17/SP/014/2020

IN THE MATTER

of the Sale and Supply of
Alcohol Act 2012 (the Act)

AND

IN THE MATTER

of an application
by **Nexgen Touring
Limited**
pursuant to s138 of the Act
for an on-site Special
Licence in respect of an
open space site situated at
18 Sommerville Road,
Okoroire known as
“Okoroire Hot Springs
Hotel”

BEFORE THE SOUTH WAIKATO DISTRICT LICENSING COMMITTEE

Chair/Commissioner: Murray Clearwater
Member: Jenny Shattock
Member: Peter Schulte

APPEARANCES

Mr Al Lawn agent for the applicant, Nexgen Touring Limited.
Wendy Alfeld – witness for the applicant
James Bristow- Nexgen Touring Limited (available for questions)
Kurt Baker- Nexgen Touring Limited (available for questions)

Sergeant Chris Turnbull - NZ Police Alcohol Harm Reduction Officer (AHRO) **in
opposition**

John Crabb- Neighbour- witness for the Police
Craig Scott North Waikato Territory Manager for St Johns-witness for Police

Nicole Denise Zeier – delegated officer for the Medical Officer of Health (MOoH) **in
opposition.** (unable to attend the hearing)

Julie Smale – South Waikato Alcohol Licensing Inspector **in opposition.**

Hearing date: **10th day of December 2020**

BACKGROUND

1. On 3 November 2020 Nexgen Touring Limited lodged a Special Licence application for two 3-day outdoor concerts over long weekends in January and February 2021.
2. The application was from newly incorporated (May 2020) Nexgen Touring Limited and sought the licensed hours of 12 noon to 2.00am the following day for the two main days and 6.00pm to 2.00am for the 'pre-concert event.' Alcohol sales were set to cease at 1.30am. The proposal, as it stood, and the documents lodged in support, were inadequate for high-risk events such as these.
3. The application drew immediate opposition from the Police, MOoH and the Licensing Inspector citing a range of concerns relating to amenity and good order, preventing intoxication and the safety of patrons attending the events.
4. To complicate matters further the events were proposed to occur at the Okoroire Hot Springs Hotel. This business is currently before the South Waikato DLC for adverse reasons and the site has a number of topographical features that significantly increase the risks for such events, namely, the hot springs, a fast-flowing river on one boundary, its remoteness, and exposed and difficult to contain boundaries.
5. The events had a planned maximum capacity of 1500, with overnight camping tickets available. As of 10 December 2020, 410 tickets had been sold including 300 campers for the first event.
6. Plans have now been provided of the event entry points, the licensed areas, stages, bars and food vendor locations, drinking water sites, lighting sites, access between areas, and the fencing restricting access to the site.
7. Between lodgement date, and the first week of December, several meetings and communications have taken place between the parties. The applicants have wisely retained a licensing consultant and now a comprehensive Alcohol Management Plan (AMP) and Security Plan have been re-written and provided.
8. The meetings were to discuss matters of common ground and those areas still in contention for the agencies have been somewhat fruitful. Several concessions have been made around days of operation, hours of service, service size and other matters and it is now a significantly different proposal presented to the DLC than the one that first lodged.

9. However, this remains a high-risk event, and in addition to the opposition from the agencies, the deficiencies and risks that were still present in the application were more than sufficient for us to take a precautionary response and set the matter down for hearing.

Evidence of the Applicant

10. Mr Al Lawn is a licensing consultant with the Alcohol Consulting Group, based in Christchurch. He ably opened the case for the applicant and apologised for the late filing of many of the refreshed documents in support of the revised application. As we comment on later in this decision, the application for a Special Licence is a process and not an event. It is helpful, when the applicant and the agencies engage in meaningful discussions and concessions and improvements are agreed upon.
 11. Indeed Section 143(2) of the Act requires the Committee to consider whether, and how well, the applicant has complied with the requirement to produce a management plan covering matters such as security, monitoring, interaction with the local residents, and public health concerns. And further, whether, and how well, the applicant has liaised with Police and the territorial authority on planning for the event.
 12. Mr Lawn advised the Committee that the application was now only for the event planned for 29-31 January 2021 and is to be called "That Weekend". The hours for alcohol service have been reduced to 1.00pm to 11.30pm with the bars ceasing alcohol sales at 11.00pm, services sizes had been dropped from 4 per sale to 2 per sale and the red bull and Jägermeister options had been removed after concerns were raised by the agencies.
 13. The Committee then heard from Mrs Wendy Alfeld, who outlined her significant experience in the hospitality arena. She told us that her company, Multi Events Limited, was contracted by Nexgen Touring Limited to manage the sale, supply and consumption of alcohol at this event.
 14. She accepted that the application and supporting documents that were first lodged were lacking in detail, but they had been modified and submitted a refreshed AMP and Security Plan. The final Lighting Plan, Traffic Management Plan (TMP) and the RMA compliance regime were still matters in progress and nearing completion.
 15. Mrs Alfeld confirmed that more than 30 COA qualified security guards will be engaged for the event with a range of duties including vehicle and person searches, perimeter control, intoxication assessments, camping ground security and general safety roles.
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16. She said there will be 6 certificated managers at the event, and they will be supported by approximately 15 bar staff employed and selected for experience and suitability by her management team.
17. She confirmed that she will be present and the named Duty Manager on the three nights and confirmed her plan to regularly liaise with security and the regulatory agencies throughout the nights as required.
18. Peak Safety Limited had been contracted to provide medical services on site for the duration of the events.
19. During cross-examination Mrs Alfeld confirmed that they had taken on the concerns of the agencies in relation to the provision of food. They intend to have a fourth food vender and also plan to prepare and sell food from the hotel kitchen. They would make provision for some food items to be available from the camp ground manager all night long for the campers.
20. She confirmed that the Okoroire Hotel would effectively be 'closed' for the weekend and the Special Licence would operate in the restaurant and bar areas of the hotel. None of the hotel staff would be employed in alcohol service roles at the event.
21. She confirmed that the licensed area will be securely fenced to 1.8 metres and if the Committee thinks additional areas should be fenced, they are prepared to consider and action that within reason.

Evidence of Police

22. Sergeant Chris Turnbull is an Alcohol Harm Reduction Officer based in Taupo and his area of oversight includes Tokoroa, Putaruru and Tirau.
23. He first met with the applicants on 15 October 2020 and heard details about the two events planned to be held over consecutive long weekends in January and February 2021. Despite what he was told he advised them he had serious concerns and that the Police would be opposing the Special Licence application.
24. On 3 November 2020 he received and vetting the application from Nexgen Touring Limited. As this was the first time he had heard of, and dealt with the individuals concerned, he made additional enquiries. Enquiries with his Police colleagues in other districts suggested that although Wendy Alfeld was generally held in high regard there appeared to be a 'disconnect' between her

management and the staff that were sent to run events. Mrs Alfeld was surprised to hear about these views at this hearing saying that those opinions had not previously been brought to her attention. We talk about the need for a full debrief after events later in this decision.

25. The Sergeant told us he had contacted a spokesperson for the local Iwi, Raukawa, who advised that 'someone' had spoken to them about the concert but could not comment on whether they supported the event or not. We note that the applicant has since produced an email from Raukawa 'in support' of the event.
26. He conducted some area enquiries with local neighbours, some of which had received a leaflet drop, some had not. One neighbour, John Crabb, who appeared before us to support his concerns, said there had been no face-to-face meeting with them as alleged by the applicants.
27. Sergeant Turnbull spoke with the local St Johns' Ambulance provider and local Police. Both expressed concerns about the event and the impact it could potentially have on their ability to provide emergency services to their communities over that weekend.
28. The Sergeant outlined the potential strain it would put on Police and other first responders. He said Taupo had the Greenstone Summer Concert on that Saturday night and that that event is expected to draw a crowd of 15-17,000. If Police staff are busy there, there will be little in the way of back up resources to be called out to attend an incident at Okoroire. This puts added responsibility on the applicant to be 'self-policing' and to manage the event safely and responsibly by themselves.
29. Under cross-examination he agreed with Mr Lawn that the latest version of the event plans appeared to be better than those first submitted although it had only just been provided to him. He agreed he had more confidence in Mrs Alfeld now, but suspects that the event will attract 'undesirables' and he believed there was insufficient security on at night to manage any potential eventuality around violence, disorderly behaviour and thefts.

Evidence on behalf of the Medical Officer of Health

30. Mrs. Nicole Denise Zeier opposed the application on behalf of the Medical Officer of Health. In her report she outlined a number of concerns that were of a similar nature to those raised by the Police and the Inspector.
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31. As she was unable to attend the hearing for personal reasons, and unable to arrange for someone else to stand in her stead, we formally record the stance of the MOoH as opposed.

Evidence of the Inspector

32. Ms Julie Smale is an experienced Licensing Inspector and reported on this application. In her thorough report she outlined the concerns of the Inspectorate that the applicant company was new to the area and might not have the specific experience necessary for this type of event, and she was similarly disappointed at the lack of detail in the application when first lodged.
33. She outlined the meetings and information requests that have been undertaken and the concessions and amendments that have been agreed to.
34. She was pleased with the concessions and amendments offered but was still concerned with the physical environment surrounding the event location, and in particular, the river. She thought the security numbers were still short of what would be required and that more food outlets should be provided especially at the camping ground overnight.

The Law

Section 3 Purpose

The purpose of [Parts 1 to 3](#) and the schedules of this Act is, for the benefit of the community as a whole,—

*to put in place a new system of control over the sale and supply of alcohol, with the characteristics stated in subsection (2); and
to reform more generally the law relating to the sale, supply, and consumption of alcohol so that its effect and administration help to achieve the object of this Act.*

The characteristics of the new system are that—

*it is reasonable; and
its administration helps to achieve the object of this Act.*

Section 4 Object of the Act

The object of this Act is that—

the sale, supply, and consumption of alcohol should be undertaken safely and responsibly; and the harm caused by the excessive or inappropriate consumption of alcohol should be minimised.

For the purposes of subsection (1), the harm caused by the excessive or inappropriate consumption of alcohol includes— any crime, damage, death, disease, disorderly behaviour, illness, or injury, directly or indirectly caused, or directly or indirectly contributed to, by the excessive or inappropriate consumption of alcohol; and any harm to society generally or the community, directly or indirectly caused, or directly or indirectly contributed to, by any crime, damage, death, disease, disorderly behaviour, illness, or injury of a kind described in paragraph (a).

Section 142 Criteria for issue of special licences

In deciding whether to issue a special licence, the licensing committee concerned 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, —

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—

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](#).

35. Section 142 outlines the criteria that we **must specifically have regard to**, and we will address each clause in turn. We have highlighted those criteria that carry heightened importance in this case.

The Object of the Act.

36. The MOoH and the Police tell us that the Object of the Act will not be met by permitting a high-risk event/s such as this to take place at an isolated site. Our role will be assess the totality of the evidence adduced that will allows us to find that the Object of the Act can be met, or not.

The nature of the event/s.

37. The genre of the music, the age demographics of the likely attendees (18-24) and the topography of the site clearly makes this is a high-risk event/s and requires skilled, overt and competent management. As Mrs Alfeld told us at the hearing you can 'feel the atmosphere' as events build, and they must be acutely attuned to that and respond promptly and efficiently.
38. In events such as these, intoxication levels must be competently assessed and re-assessed throughout the evening by Mrs Alfeld and her team. Any learnings from the Friday night pre-concert should be quickly absorbed and implemented for the following nights should the licence be granted.

The suitability of the applicant.

39. The agencies queried the suitability and experience of Nexgen Touring Limited and its directors. The company has only recently been registered and Messrs Bristow and Baker are new to the alcohol licensing regime. Wisely, they have engaged Wendy Alfeld to take overall control of the sale, supply and consumption of alcohol on site and also retained the services of Mr Lawn and ACG to get their paperwork in order. Mrs Alfeld does have many years of experience in a wide range of events and concerts and the Committee takes some comfort in that. Her presence, and overall management style, will be a critical factor for the success of this event.

Any Local Alcohol Policy (LAP).

40. There is no Local Alcohol Policy. There is nothing to consider.

Whether, in our opinion, the amenity and good order of the area would be likely be reduced by more than a minor extent by the granting of this licence.

41. We are more confident with the revised AMP written for this event but writing one, and implementing it, are two quite different concepts.
42. The onus is firmly on the applicant is to put it in to practice. There is no substantive evidence that has been adduced by the agencies that the revised application cannot achieve a good outcome. But their concerns about patron safety, and the safety and comfort of neighbours is real, and shared by the Committee.

The days and hours sought for the licence.

43. The revised days and hours sought are now reasonable and appropriate for this type of event. We record that the Police still recommend that a 10.00pm finish for alcohol sales would be more appropriate.

The design and layout of the premises.

44. The plans and layout of the recently developed site is of concern to the agencies and the Committee. The site is not proven as a concert venue and there are still unknowns about patron behaviour, the nearby presence of the swiftly flowing Waihou River and potential fence jumpers in to, and out, of the venue.
45. The lighting plan still under review and there are planning permissions to resolve. It is proposed that the venue is to be fully enclosed and secured, and all
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amenities, toileting, showers, food and free water will be close at hand to event goers.

Whether the applicant has appropriate systems, staff and training to comply with the law.

46. The **final** AMP prepared for this event with certificated managers working at the bars, conducting ID and intoxication assessments, gives us some comfort that the event can be safely managed. A RFID wrist-banding system will be utilised to make the event cashless, and give the organisers the ability to electronically suspend the ability of a patron to make further alcohol sales if deemed necessary.
47. Up to 34 COA qualified guards and crowd controllers, under an experienced Security Manager, will be securing the site and monitoring crowd behaviour. All staff will be fully briefed by management prior to the start of the concerts. We are still concerned as to whether there are sufficient security staff contracted for this event.

Any areas of the premises that the applicant proposes should be designated as restricted areas or supervised areas.

48. The whole of the site is now to be designated as a **Restricted Area**. That means that no attendee under the age of 18 years is permitted on the site at all. This is appropriate.

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."

49. We are aware in other jurisdictions that promoters have been badly let down by contracted security providers, on the day, by not fronting up with the agreed numbers of competent staff to perform the required functions. At the end of the day the buck stops with the event promotor and the licensee. If there are insufficient security staff to properly secure the site and conduct the necessary checks and surveillance, then the event must be abandoned and shut down. As it is often said "Alcohol is no ordinary Commodity." The sale, supply and consumption of alcohol must be undertaken safely and responsibly or not at all.
50. It is proposed that all attendees will be RFID wrist banded and a full medical triage unit will be present. These are all responsible measures.
51. A One-Way Door will operate with no pass-outs to prevent side loading or other activities. If any attendees needs to go back to their cars for medication or

the like they must be accompanied by a guard. Obviously, close rescreening of those patrons not camping over will be required whenever they re-enter the site.

52. Mrs Wendy Alfeld will be the overall Duty Manager and will oversee the operation of all the bars.

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.***

53. The applicant's revised AMP now adequately covers off these requirements. Only beer, low strength beer, cider and up to 5% abv RTDs will be offered.
54. Ample free water will be available throughout the venue and on the buses.
55. We are yet to see the Traffic Management Plan (TMP) which outlines the management of attendees who intend to travel by private car and those intending to use the free bus. The staggered drop offs will help in the dispersment of patrons, but we still think this will be another of the challenges for the applicant to ensure that the amenity and good order of the drop off sites is not adversely affected. We are told that security staff will ride on the bus as it returns patrons to the nearby townships.

Any matters dealt with in any report from the Police, the Medical Officer of Health, or an inspector made under [section 141](#).

56. The representative from the office of the Medical Officer of Health opposes the application believing the Object of the Act will not be met. The Police and the Inspector still hold similar concerns. We have discussed their views in greater depth elsewhere.

Section 143 Additional requirements for large-scale events

*If, in the opinion of the licensing committee concerned, an application for a special licence relates to a large-scale event, the committee may do any or all of the following: **require the applicant to provide the committee with a management plan describing how the applicant proposes to deal with matters such as security, monitoring, interaction with local residents, and public health concerns:***

- *require the applicant to provide the committee with a certificate by the territorial authority that the proposed use of the premises meets the requirements of the [Resource Management Act 1991](#) and of the building code:*
- *require the applicant to liaise with the Police and the territorial authority on planning for the event.*
- *In deciding whether to issue a special licence, the licensing committee concerned may have regard to the following matters (in addition to the matters stated in [section 142\(1\)](#)):*
- *whether, and how well, the applicant has complied with any requirement under subsection (1)(a):*
- *whether, and how well, the applicant has complied with any requirement under subsection (1)(c), and whether the Police and the territorial authority are satisfied with any liaison that has taken place.*

57. This is a new section in this Act and requires (if sought by the Committee) AMPs for major events and also requires the applicant to liaise with the local authorities and the regulatory agencies.
58. The agencies have jointly submitted that the applicant has been slow from the outset to (a) liaise with the agencies fully and (b) has struggled to put together the necessary plans and policies for this event.
59. We say that the obtaining of a Special Licence for a large-scale event is a process and not an event. It does take time, and when there is constructive input from all parties, a more robust outcome is likely.
60. The applicant should have done better first up, but in our view, they have got there in the end.
61. **We now have a comprehensive AMP, Security Plan and TMP (pending) for this activity. The applicant has liaised with the agencies and has been open to, and implemented, any reasonable suggestions for improvements.**

DISCUSSION AND REASONS FOR THE DECISION

62. As we have said elsewhere in this decision, this is a very high-risk event and the potential for injury and serious alcohol and/or drug related harm is real. However, the Act does not prescribe prohibition, it prescribes that mandatory and discretionary conditions can be applied to special licences, so as to reduce the risks and **minimise alcohol related harms should** we decide that the Object of the Act can be met, and a licence can be granted.
63. Staff at the point of sale require comprehensive training and supervision to ensure they know the requirements of the role, service types and sizes and who the Duty Managers are. These are just a few of the critical components of this front-line role. Mrs Alfeld assures us she has sufficient, highly experienced staff to deploy in these roles.
64. Disposable paper cups, or similar, must be made available at, or near, the free water outlets. A mesh platform should be laid out to ensure easy access to water without having to negotiate a mud pit. Weather conditions on the day are, of course, another unknown. Unpleasant weather can affect the mood of patrons and this is yet another risk factor that promoters have to take in to account when producing an outdoor event.
65. As the applicant company is new to this environment, they will be put on notice that this event will be closely monitored by the agencies and the **granting of similar licences in the future will be based on exemplary performance and compliance with all licence conditions at this event.**
66. We know that experience can only be gained by gaining experience. However, a wise promotor is one that enters this field of endeavour with caution and gets a few 'soft' events under their belt before tackling the 'hard' ones.
67. As we stated during the hearing, this event has a number of high-risk components, each of which must be identified, analysed, eliminated or mitigated.
68. There will be people who will turn up at the event intoxicated or 'well on the way.' Some will try to avoid the bag and vehicle check, or attempt to smuggle in alcohol or recreational drugs on their person. Some will be affected by illicit drugs and/or intend to sell or supply party drugs on-site.
69. Whilst we accept that Mrs Alfeld is an experienced operator, we are concerned that because of the nature of this event, it has raised a number of red flags for the agencies, as it has done for us.
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70. There must be competent, overt, security and medical assistance in and around the camp ground at all times to limit opportunities for alcohol fuelled violence or sexual offending.
71. The after-effects of the event may impact on the community negatively and we are all only as strong as our weakest link. The ball will be firmly in the court of Nexgen Touring Limited and its partners to minimise the potential for alcohol related harm.
72. In saying that, we want to see the agencies collaborating and meeting with applicants to discuss concerns and finding common ground. It is helpful, when coming to a hearing, that the only evidence required to be adduced pertains to any remaining matters in contention.
73. Overall, with the new checks and balances that are to be put in place by the applicant it is now sufficient for us to decide to grant this special licence but with a number of mandatory and discretionary conditions.
74. As we have previously stated the applicant is put on notice that this event will, most likely, be closely monitored by the agencies and the granting of similar licences in the future will be based on exemplary performance and full compliance with the licence conditions we intend to impose.
75. We see a key measure to the successful management of this licence will be the prescribed hourly meetings between the licensee and the regulatory agencies who attend to conduct compliance inspections.
76. They will not be there to hold the hand of the applicant and their teams. If in attendance, the Inspectorate will be monitoring and assessing the sale and supply of alcohol against the conditions of licence. The Police (if present) will be there primarily as enforcers of the Act, and to prevent breaches of the peace around the event. Overt event security staff must be proactive and deal with all issues promptly and firmly on their own instigation.
77. Based on regular consultation between the agencies, and the applicant, the agencies will have the ability to require a further reduction of service size, alcohol percentage of products, and/or the closure of the bars as the event progresses.
78. We are sure the agencies will closely monitor this event and will not be slow to take enforcement action if breaches or offences are committed. The Committee also has the ability under section 283 to vary, suspend or cancel Special Licences. We are sure the agencies would not be slow to initiate such proceedings if breaches or offences are detected.

79. Ultimately, we have to stand back and ask ourselves can/should this application, **as presented to us on hearing day**, be granted, or does it offend against the Object of the Act.
80. We believe it can be granted and the Object, and Purpose of the Act will still be met.
81. In regard to setting appropriate conditions the position we find ourselves in was well discussed in the **Vaudrey High Court Appeal CIV-2015-409-000098 [2015] NZHC 2749¹** where it was said... ***“there must be a sufficient connection between the condition the relevant body wishes to impose and the risk it seeks to guard against.***
- (a) It follows as a matter of logic that the condition must be no more restrictive than is necessary to militate against the identified evil.***
- (b) the relevant body must direct itself as to all relevant circumstances; it must then weigh the risk to be abated, or benefit to be secured, against the relevant circumstances as identified***
82. We have this direction in mind as we turn our mind to the conditions that will be imposed on this event.

DECISION

The District Licensing Committee, pursuant to the Sale and Supply of Alcohol Act 2012 **grants** the application by **Nexgen Touring Limited** for an on-site Special Licence in respect of an open space site situated at 18 Sommerville Road, Okoroire known as the “Okoroire Hot Springs Hotel”, subject to the following conditions.

1. Alcohol may be sold and supplied for consumption on the premises only on the following days and hours:

**29 January 2021 6.00pm-11.30pm.
(Sales of alcohol to cease at 11.00pm)**

**30 January 2021 and 31 January 2021 1.00pm to 11.30pm.
(Sales of alcohol to cease at 11.00pm);**

¹ Vaudrey High Court Appeal CIV-2015-409-000098 [2015] NZHC 2749

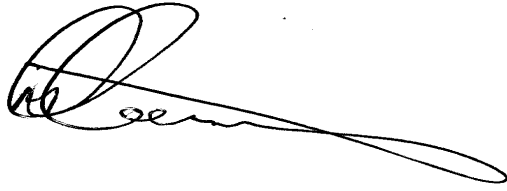
2. Drinking water must be freely available throughout the venue. with easily accessible taps available for patrons to access free drinking water and clean disposable cups;
3. A **certificated manager** must be on duty at all times at **each bar facility**, within the licensed area, when the premises are open for the sale and supply of alcohol and their **full name must be prominently displayed**. Service staff must be fully trained and competent in server intervention techniques. **The overall Duty Manager is to be Wendy Alfeld;**
4. Food must be available for consumption on the premises at all times the premises are open for the sale and supply of alcohol, in accordance with the sample menus supplied with the application for this licence, or menu variations of a similar range and standard;
5. 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;**
6. Alcohol of the following types, and containers may be sold under this licence: **beer, cider, and RTDs, (as listed in the AMP) in depressurised cans, plastic or PET vessels, or disposable cups;**
7. The whole of the licensed area is to be securely fenced with 1.8 metre post and wire mesh fencing and is designated as a **Restricted Area;**
8. As a matter of clarity, we record that the restricted use ON Licence currently in force at the Hot Springs Hotel is 'suspended' for the duration of this event
9. The larger camping area, and the car park area, are to be securely fenced and supervised by security personnel.
10. **The river from the lower road bridge to the hot pools is to be fenced and the Hot Pools closed for the duration of the concert licence.**
11. **All Crowd Controllers must be COA qualified and CC endorsed, and experienced in working at large scale events. All are to wear similar, identifiable uniforms to raise their profile and improve visibility;**
12. **Any patron detected with BYO alcohol or illicit drugs are to be refused entry or removed from the licensed area.**

13. **A One-Way Door (OWD) Policy shall apply during the event times and no Pass-Outs to return to vehicles (other than on medical grounds) are to be permitted;**
14. **Attendees who do not stay overnight on-site are to be fully screened on re-entry to the property on each occasion;**
15. The Licensee must display signage as follows:
 - a)At every point-of-sale detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons;
 - b)A copy of the licence attached to the premises so as to be easily read by persons attending the premises;
16. The licensee must provide information and advice about forms of transport available to patrons from the licensed premises;
17. The licensee **must comply** fully with the relevant Resource Consent conditions in force at this location, the Alcohol Management Plan and the Traffic Management Plan;
18. **Police have the ability to require the further reduction of alcohol service sizes, or a shift to low alcohol beer, or to request a closure of all, or any bar, at any time based on intoxication levels and/or crowd behaviour. Any request is to be evidence-based on hourly review meetings with the licensee, the Police, and any of the South Waikato Licensing Inspectorate, or the Medical Officer of Health Representative (if present).**

The licence is NOT to issue until the signed off TMP is received and the Lighting Plan confirmed as adequate by the Police.

And finally, a thorough face-to-face debrief is to take place within 90 days of the event and written minutes are to be produced and provided to all parties and this Committee.

DATED at TOKOROA this 15th day of December 2020

A handwritten signature in black ink, appearing to read 'Murray Clearwater', with a long, sweeping tail extending to the right.

Murray Clearwater
Chairperson/Commissioner
South Waikato District Licensing Committee