

Decision number: 17/SP/013/2019.

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

AND

IN THE MATTER of an application by the
**TOKOROA CLUB
INCORPORATED**
pursuant to s138
of the Act for
an on-site Special
Licence in respect of
premises situated
at 53 Chambers Street,
Tokoroa.

BEFORE THE SOUTH WAIKATO DISTRICT LICENSING COMMITTEE

THE APPLICATION

TOKOROA CLUB INCORPORATED applies for an on-site Special Licence in respect of premises situated at 53 Chambers Street, Tokoroa.

The licence is to enable the Club to host various fundraisers and regular events for associated clubs and adjuncts over the next 11 months.

The days and hours sought are:

Saturday 22 February 2020	3pm to 1am the following day	South Waikato Annual Supersports
Sunday 23 February 2020	1pm to 9pm	Rudd Stewart Concert
Saturday 14 March 2020	6pm to 1am the following day	Trivial Pursuit High School Fundraiser
Saturday 21 March 2020`	3pm to 1am the following day	Charity Riders Poker Run
Saturday 28 March 2020	6pm to 1am the following day	Tokoroa Dance Club
Saturday 25 April 2020	5am to 1am the following day	Anzac Day
Saturday 16 May 2020	6pm to 1am the following day	Trivial Pursuit High School Fundraiser
Saturday 20 June 2020	6pm to 1am the following day	Trivial Pursuit High School Fundraiser
Saturday 27 June 2020	6pm to 1am the following day	"Cloud 9" Band
Saturday 11 July 2020	6pm to 1am the following day	Trivial Pursuit High School Fundraiser
Saturday 22 August 2020	6pm to 1am the following day	Trivial Pursuit High School Fundraiser
Saturday 17 October 2020	6pm to 1am the following day	Trivial Pursuit High School Fundraiser
Tuesday 3 November 2020	1pm to 1am the following day	Melbourne Cup
Wednesday 9 December 2020	5pm to 1am the following day	SW Vets Annual Thank You
Friday 18 December 2020	6pm to 1am the following day	"Badly Stuffed Animals" Band
The second Wednesday of every month from		

Wednesday 12 February 2020 to

Wednesday 9 December 2020 (inclusive) 7pm to 1am the following day Tokoroa Wine Club

The first Sunday of every month from

Sunday 2 February 2020 to

Sunday 7 December 2020 (inclusive) 1pm to 1am the following day Forestland Variety Music Club

Supervised

Undesignated

Restricted

Substantive food and low alcohol and non-alcoholic beverages will be available at all times.

Certificated managers will oversee the sale, supply and consumption of alcohol.

THE REASONS FOR THE DECISION

The Inspector has provided a report on the application and believes the application meets the criteria for issue.

The club has been granted Special Licences in the past for similar functions and these have not created any issues for the regulatory agencies or neighbours.

A certificated manager will also be overseeing the sale, supply and consumption of alcohol at each event.

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

However, the Committee is concerned about the length of some of the 'events' and whether a Special licence is the appropriate licensing regime for regular fortnightly or monthly gatherings.

Clubs are in a privileged, less-regimented, position as the 'public at large' cannot be served alcohol in clubs unless a special licence is in force. This must be respected at all times.

The timings for events must be based around actual event activity e.g. we find it hard to imagine that 'Rudd Stewart' will be performing for 8 hours on 23 February. Similarly, the Melbourne Cup Day celebrations are unlikely to fill the 12 hours sought on 3 November 2020.

We also suggest to the Club that perhaps 'Associate membership' might be the best 'vehicle' for the likes of the Wine Club and the Variety Music Club.

They are legitimate activities and may be better accommodated under such a regime.

We will grant this series of 'events' but invite the Club to seriously consider our recommendations for the future.

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

DECISION

The District Licensing Committee, pursuant to the Sale and Supply of Alcohol Act 2012 **grants** the application by **TOKOROA CLUB INCORPORATED** for an on-site Special Licence in respect of premises situated at 53 Chambers Street, Tokoroa subject to conditions.

Conditions:

The licence is subject to the following conditions:

1. Alcohol may be sold and supplied for consumption on the premises only on the following days and hours:
As per attached schedule;
 - a. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises;
 2. A certificated manager must be on duty at all times when the premises are open for the sale and supply of alcohol;
 3. 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 menu supplied with the application for this licence or menu variations of a similar range and standard;
 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. 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;
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- b. A copy of the licence attached to the premises so as to be easily read by persons attending the premises; and
 - c. A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty.
6. The licensee must provide information and advice about forms of transport available to patrons from the licensed premises.
7. No BYO alcohol is to be brought into the event.

DATED at TOKOROA 30 January 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