

Decision number: 17/SP/001/2021.

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:

Every 2 nd Wednesday from 10 February 2021 to Wednesday 8 December 2021 (inclusive)	
The Tokoroa Wine Club – Restricted designation	
Every 1 st Sunday from 7 February 2021 to Sunday 5 December 2021 (inclusive)	
The Forestland Variety Music Club – Supervised designation	
Saturday 20 February 2021	3pm to 1am the following day - South Waikato Supersports
Sunday 21 February 2021	5pm to 1am the following day - South Waikato Supersports
Saturday 6 March 2021	3pm to 1am the following day – Charity Poker Run
Friday 19 March 2021	4pm to 1am the following day – Tokoroa Rugby Legends
Saturday 27 March 2021	6pm to 1am the following day – Emerald Brothers
Saturday 17 April 2021	6pm to 1am the following day – Tok Club Trivial Pursuit
Sunday 25 April 2021	6pm to 1am the following day – Anzac Day
Saturday 15 May 2021	6pm to 1am the following day – High School Trivial Pursuit
Saturday 15 June 2021	6pm to 1am the following day – Tokoroa Club Trivial Pursuit
Friday 25 June 2021	6pm to 1am the following day – Band Cloud 9
Sturday 10 July 2021	6pm to 1am the following day – High School Trivial Pursuit
Saturday 14 August 2021	6pm to 1am the following day – High School Trivial Pursuit

Saturday 18 September 2021	6pm to 1am the following day – Comedy Night
Saturday 9 October 2021	6pm to 1am the following day – High School Trivial Pursuit
Tuesday 2 November 2021	1pm to 1am the following day – Melbourne Cup Day
Tuesday 7 December 2021	5pm to 1am the following day – South Waikato Vets Night
Friday 17 December 2021	6pm to 1am the following day – Kindred Band

The area designations are as follows: -

20 and 21 February, 25 April – Supervised

6, 19, 27 March, 25 June, 2 November, 7, 17 December – Restricted

For all Trivial Pursuit nights – 6pm to 10pm - undesignated – 10pm to 1am the following day – supervised

18 September – 5.30pm to 10pm – undesignated and from 10pm to 1am the following day - supervised

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.

We said last year:

“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 the 23rd of 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. "

We are disappointed that our comments have not been taken on board and a more compliant regime has not been sought this time round.

What has been accepted in the past will not be accepted in the future.

Next year this omnibus application must be split in to like events i.e. low risk undesignated events on one application and the high risk events requiring designations on another.

Also the hours sought MUST reflect the actual event e.g. Melbourne Cup hours.

Failure to comply will see the application set down for a formal public hearing.

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.

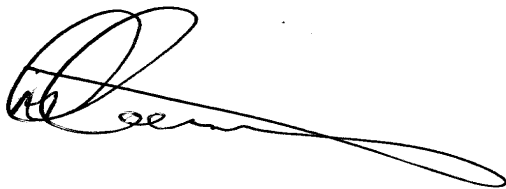
Conditions:

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
 2. Drinking water is to be provided to patrons free of charge from a water supply prominently situated on the premises;
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3. A certificated manager must be on duty at all times when the premises are open for the sale and supply of alcohol;
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 menu 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. 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; and
 - c. A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty.
7. The licensee must provide information and advice about forms of transport available to patrons from the licensed premises.
8. No BYO alcohol is to be brought into the events.

DATED at TOKOROA this 9th day of February 2021.



Murray Clearwater
Chairperson/Commissioner
South Waikato District Licensing Committee
