

Application	SP1465
<u>IN THE MATTER</u>	the Sale and Supply of Alcohol Act 2012
<u>AND</u> <u>IN THE MATTER</u>	of an application by Te Kuiti Trapshooters Club Incorporated for a special licence pursuant to section 138 of the Act

DECISION OF THE DISTRICT LICENSING COMMITTEE

1. The application for a special licence is granted. The special licence may issue immediately.
2. Te Kuiti Trapshooters Club Incorporated is authorised to sell and supply alcohol, on the premises situated at 115 Lees Block Road, Te Kuiti to any person attending the Clay Target Competition.
3. This licence is subject to the following conditions:
 - (a) A copy of this licence with all the conditions must be displayed in a prominent place so all persons can read it and all staff must be familiar with the conditions.
 - (b) Alcohol may be sold under the licence only on the following days and during the following hours:
 - Friday 15 September 2023, from 2.00pm to 7.00pm
 - Saturday 16 September 2023, from 2.00pm to 7.00pm
 - Sunday 17 September 2023, from 2.00pm to 7.00pm
 - (c) Alcohol may be sold or supplied to people present participating in the event this licence is issued for.
 - (d) The area where alcohol is to be sold and consumed is described in the plan date stamped as received by the District Licensing Committee on 16 August 2023 and no alcohol is to be taken out of this area.
 - (e) The person nominated to manage the conduct of the sale and supply of alcohol at all times the premises is open for the sale and supply of alcohol is Neil Murray Pratt and a sign shall be prominently displayed inside the premises which identifies by name the person responsible for the management of the sale and supply of alcohol under the licence.

- (f) There must be no sale or supply of alcohol to minors or intoxicated persons and there must be displayed at every point-of-sale appropriate signs detailing these restrictions
- (g) Drinking water must be freely available from the bar area and this must be clear to customers while the premises is open for the sale and supply of alcohol.
- (h) Food must be available for consumption on the premises at all times the premises is open for the sale of alcohol in accordance with the menu submitted with the application for this licence.
- (i) A range of low-alcohol and non-alcoholic drinks must be available at all times when the premises is open for the sale of alcohol.
- (j) A telephone must be freely available for customers to call for transport and staff must assist if required. The availability of sober drivers and a courtesy van shall be promoted.
- (k) The entire premises is undesignated.

REASONS

1. This is an application by Te Kuiti Trapshooters Club Incorporated for a special licence for a Clay Target competition to be held at 115 Lees Block Road, Te Kuiti 15 -17 September 2023. The application was filed more than 20 working days prior to the event as required by section 137.
2. The Liquor Licensing Inspector, Police and Medical Officer of Health have no objection to this application for a special licence (s 141). Accordingly, this application is decided on the papers (s 202).
3. The object of the Act is to ensure that the sale and supply of alcohol is undertaken safely and responsibly, and the harm caused by excessive or inappropriate consumption of alcohol is minimised (s 4).
4. In deciding whether to grant a special licence the District Licensing Committee must have regard to the criteria in s 142 of the Act. Therefore, this committee must consider the following questions within the framework of the purpose and object of the Act:
 - a) What is the nature of the event? Does the applicant propose to engage in the sale of goods or provision of services other than those directly relating to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments and food?
 - b) Is the applicant suitable?
 - c) Will the amenity and good order of the locality be reduced to more than a minor extent by the effects of the issue of the licence?
 - d) Are the days and hours during which the applicant proposes to sell alcohol reasonable?
 - e) Is the design and layout of the premises suitable? Are any areas of the premises designated restricted or supervised areas?
 - f) Does the applicant have appropriate systems, staff and training to comply with the law? What steps will the applicant take to ensure that alcohol is not sold to prohibited persons?
 - g) What proposals does the applicant have in relation to the sale and supply of non-alcoholic drinks and food, low-alcohol drinks and the provision of help with or information about alternative forms of transport from the premises?
 - h) Have the Inspector, Police and Medical Officer of Health raised any relevant considerations?
 - i) Does the application comply with the Waitomo District Local Alcohol Policy?

5. Sections 146 – 149 of the Act outline the compulsory and discretionary conditions for a special licence.

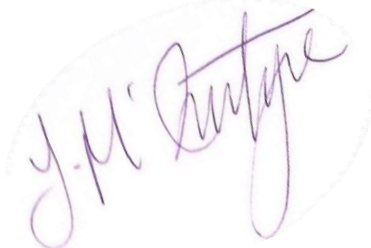
Should the special licence be granted?

6. A special licence is sought to allow the Te Kuiti Trapshooters Club Incorporated to host a clay target competition. Approximately 90 people are anticipated to attend (participation by entry fee). The licensing committee is satisfied that proposed hours are reasonable.
7. The licensing committee is satisfied that Te Kuiti Trapshooters Club Incorporated is a suitable applicant to hold a special licence. Approval of this special licence will enable the applicant to sell and supply alcohol during the event. Te Kuiti Trapshooters Club Incorporated has demonstrated compliance with the Sale and Supply of Alcohol Act 2012 at past events. All staff receive training in the requirements of the Act.
8. The application does comply with the Waitomo District Local Alcohol Policy and given the nature of the event and the venue it is not likely that the issue of the special licence will adversely affect neighbouring properties.
9. The licensing committee is satisfied that the design and layout of the premises is suitable given the temporary nature of the licence. The entire premises is to be undesignated.
10. Te Kuiti Trapshooters Club Incorporated does not propose to have a certificated duty manager at this event. However, the licensing committee is satisfied that an exemption may be granted from the requirement to appoint a duty manager (s 213). This is a small low risk event; alcohol will only be available after the competition/shooting and Te Kuiti Trapshooters Club Incorporated is capable of managing it without a certificated duty manager. Neil Murray Pratt is an active member of the club and has been the club president for 20 years. During that time, he has been responsible for overseeing a small bar offered by the club. The licensing committee expects Neil will brief all volunteer bar staff on their responsibilities under the Act and the conditions of this licence prior to the event.
11. The licensing committee is satisfied that the applicant will provide sufficient food, low-alcohol and non-alcoholic refreshments. Free water will also be provided. The use of sober driver services will be promoted as a safe option for transport home from the event.

Conclusion

12. The licensing committee is satisfied that the grant of the special licence with the appropriate conditions will ensure the safe and responsible supply of alcohol and the minimisation of harm caused by excessive or inappropriate use of alcohol.
13. Therefore, the application for a special licence is granted.

Dated at this 10th day of September 2023



Tegan McIntyre
Commissioner
Waitomo District Licensing Committee