

Application

19/073/2020

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND
IN THE MATTER

of an application by
Te Kuiti Squash Rackets Club Inc for the
renewal of a club licence pursuant to
section 127 in respect of the premises
at Ngarongo Street, Te Kuiti
and known as Te Kuiti Squash Rackets
Club

DECISION OF THE WAITOMO DISTRICT LICENSING COMMITTEE

1. The club licence 19/CLUB/003/2018 in respect of the premises situated at Ngarongo Street, Te Kuiti and known as Te Kuiti Squash Rackets Club is renewed for a further period of 3 years. The licence may issue upon payment of the annual fee.
2. The present conditions of the licence continue to apply, with the exception of condition (e) which is replaced as follows:

Alcohol may only be sold and supplied to:

- (i) a member of the club,
- (ii) any member of any other club where this club has an arrangement for reciprocal visiting rights,
- (iii) a person who is invited and accompanied by the members listed in (i) or (ii) above.

Reasons

1. This is an application by Te Kuiti Squash Rackets Club Inc for renewal of a club licence in respect of the premises situated at Ngarongo Street, Te Kuiti. No variations have been requested to the existing conditions of the licence.
2. The application was advertised, and no objections have been received from members of the public. The Liquor Licensing Inspector, Police and the Medical Officer of Health have provided reports and do not oppose the application. Accordingly, the matter is decided on the papers (s 134).

3. The purpose of the Act is to put in place a new system of control over the sale and supply of alcohol (s 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 renew a club licence the licensing committee must have regard to sections 131 and 105 of the Act. Therefore this committee must consider the following questions within the framework of the purpose and object of the Act:
 - a) Is the applicant suitable?
 - b) Are the days and hours during which the applicant proposes to sell alcohol reasonable?
 - c) Is the design and layout of the premises suitable?
 - d) 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?
 - e) Does the applicant have appropriate systems, staff and training to comply with the law?
 - f) Have the police, inspector and medical officer of health raised any relevant considerations?
 - g) Will the amenity and good order of the locality be increased by more than a minor extent by the effects of a refusal to renew the licence?
 - h) Has the applicant sold, displayed, advertised or promoted alcohol in a responsible manner?
 - i) Does the application comply with the Waitomo District Local Alcohol Policy?

Should the licence be renewed?

5. The licensing committee is satisfied that Te Kuiti Squash Rackets Club Inc is a suitable applicant to hold a club licence. The club has demonstrated compliance with the Sale and Supply of Alcohol Act 2012.
6. Te Kuiti Squash Rackets Club Inc proposes to continue operating as a club from 9.00am to 12.00 midnight, Monday to Sunday. The licensing committee is satisfied that these are appropriate hours of operation.
7. The application complies with the Waitomo District Local Alcohol Policy.
8. The licensing committee is satisfied that the premises has a suitable design and layout to meet the requirements of the Act. It is well appointed and able to be monitored effectively by the staff of the premises.
9. The licensing committee is satisfied that the club has an appropriate Host Responsibility Policy and bar staff and committee training programme which demonstrates that suitable measures will be undertaken in regard to responsible sale and supply of alcohol and that harm will be reduced.
10. The licensing committee is satisfied that the club has sufficient Duty Managers who serve on these premises for tournaments and functions to ensure the responsible sale and supply of alcohol. At all other times a properly trained club member will be responsible for compliance.
11. The licensing committee is satisfied that the renewal of the club licence will not reduce the amenity and good order of the locality by more than a minor extent. There have been no reports of any nuisance, vandalism or noise problems associated with this premises in the previous licensing period.

12. As recommended by the Inspector, condition (e) for this licence has been replaced, to more clearly reflect the provisions in section 60 of the Act which allow for sale and supply of alcohol to a person at the club at the invitation of a member of another club with an arrangement for reciprocal visiting rights.

Conclusion

13. Therefore, the application for the renewal of the club licence is granted.

Dated this 8th day of February 2021

A handwritten signature in black ink, appearing to be 'S. Grayson', written in a cursive style.

Sara Grayson
Commissioner