

**IN THE MATTER** of the Sale and Supply of Alcohol Act 2012

**?>AND**

**IN THE MATTER** of an application for a special licence pursuant to s. 137 by the 4<sup>th</sup> Westland Boy's brigade Company Charitable Trust Incorporated in respect of premises known as The 4<sup>th</sup> Westland Boy's Brigade Sports Recreational Centre at 1 Hau Hau Road, Hokitika on the occasion of the completion of the 2022 Scooter Safari Fundraising ride for the Cancer Society.

### **DECISION OF THE WESTLAND DISTRICT LICENSING COMMITTEE ON AN UNCONTESTED APPLICATION**

#### **Authority:**

Pursuant to section 191(2) of the Sale and Supply of Alcohol Act 2012 and a Council resolution dated 28 November 2013, the functions, powers and duties of the Westland District Licensing Committee are delegated to the committee chairperson where no objection has been filed, and no matters of opposition have been raised by the Police, the Medical Officer of Health or an Inspector. There is no Local Alcohol Policy in place for the District.

#### **Summary of Evidence**

A special licence is sought for the purposes of providing an Alcohol service at The Boy's Brigade sport and recreational centre on the occasion of the Scooter Safari 2022 which is a major Fundraiser for the Cancer Society to be held on Saturday 21 May 2022 between the hours of 5.00PM and 11.00PM the same day. The Boy's Brigade are providing Post Safari refreshments in the nature of a meal and an associated bar service.

A report from the Inspector concludes that the applicant is suitable to operate the event under a special licence.

A report from the Police has no objection to the grant of the licence.

A report from the Medical Officer of Health has no opposition to the grant of a licence.

#### **Evaluation of Evidence**

I have considered the application on the basis of the uncontested reports received and the complete file which has been made available to me. The application was not publicly notified. The matter can, therefore, be dealt with on the papers.

The event is the conclusion of the 2020 Scooter Safari which is a major fundraising event for the Cancer Society. The form of the evening includes a dinner.

Any Special Licence is required to be managed by an appropriate person. In this case Karen Mary Burrows who is the holder of a Manager's certificate has been nominated to be the Manager for the event. She will be assisted by members of the Boy's Brigade.

I am confident that there are no amenity and good order issues to be addressed. I am also confident that the applicant has provided for the safe and responsible sale, supply and consumption of alcohol at the event. It is not my intention to list the various strategies identified by the applicant and impose them as a series of conditions. My observation is that if the applicant operates the Special Licence the way the application intends then the event will be memorable for all the right reasons. I also take this approach knowing that the 4th Westland Boy's Brigade Company is no stranger to operating Special Licences and that the applicant can be relied on to exercise the responsibility anticipated and required.

A single designation is proposed which is essentially the designation of the main part of the 4<sup>th</sup> Westland Boy's Brigade Sports Recreational Centre as a supervised area. The Inspector has not identified a need for any areas to be designated. However, the event is likely to be attended by families who are there for the purposes of the meal and attendance at the post safari prize giving. All concerned deserve the availability of flexibility and so a designation is a sensible tool to use. The conditions include a requirement for a supervised designation as envisaged by the applicant.

**Decision and Reasons**

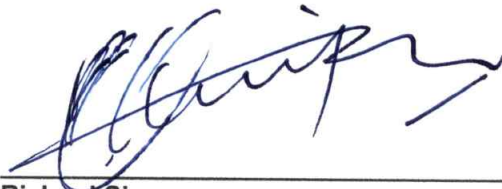
I am satisfied as to those matters provided for in s.142 of the Act.

The application is granted on the papers pursuant to s.202 (1) of the Act as Decision Number **047-2022** and I direct that a licence be issued pursuant to s.64 of the Act.

The terms and conditions will be:

- Pursuant to s. 213(1) of the Sale and Supply of Alcohol Act 2012, Karen Mary Burrows is appointed to be the manager for the event to which the application refers.
- The Licence may be exercised for the sale and supply of alcohol to any person lawfully attending the premises on Saturday 21 May 2022 between the hours of 5.00PM and 11.00PM the same day.
- The whole of the auditorium part of the premises is to be designated as supervised. The extent of the licensed area is that which is shown on a plan accompanying the application.
- Pursuant to section 147(3)(b) of the Act drinking water shall be freely available at the bar to all customers at all times that the licence is being exercised.

Dated at Hokitika this 19 day of May 2022.



**Richard Simpson**  
Chairman, Westland District Licensing Committee

