

**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 in respect of  
premises situated at 206 Golf Links  
Road, Takutai and known as  
Hokitika Golf Club by Hokitika Golf  
Club (Inc).

**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**

The applicant seeks a special licence for two events referred to as the 2022 and 2023 Easter 36 hole Fourball stableford Tournaments.

The events will occur on Friday 15 April 2022 from Noon to 6.00pm, Saturday 16 April 2022 from noon to Midnight, Sunday 17 April 2022 from Noon to Midnight AND Friday 7 April 2023 from Noon to 6.00pm, Saturday 8 April 2023 from Noon to Midnight, Sunday 9 April 2023 from noon to Midnight.

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

A report from the Medical officer of Health does not oppose the grant of a licence.

A report from the Police has no objection 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 application is comprehensive and addresses those critical criteria required by section 142 of the Act. If the Hokitika Golf Club manages its licence in accordance with the application I have no doubt that the events will be entirely successful in so far as the responsible sale and consumption of alcohol is concerned.

The applicant is the Hokitika Golf Club which is an incorporated Society and is, accordingly, permitted to hold a special licence. The application does suggest that the applicant could be David John Shaw but I am sure that this is a simple error.

Ostensibly the application relates to the two Easter Tournaments but that is not the proper and complete reason for a special licence as the Golf Club has a bar on its premises. I have assessed that the reasons for the licence are that the Hokitika Golf Club wishes to provide an alcohol service to people other than their members and at different times to those provided for in the substantive Club licence.

The application does state that "more than half the participants being visitors to the area"; these people would ordinarily have no right of access to the bar to purchase alcohol because they are not club members (section 60). The Easter Tournaments are a *big day out* and I imagine that the Golf club would want some flexibility in sale and supply hours which are not able to be provided within the existing Club Licence

The application seeks certain areas to be designated. The Inspector asserts that there are no areas required to be designated. I have not identified any compelling reasons for requiring any of the land or buildings to be designated. It is not unreasonable to expect that there may be families visiting the club during the tournaments and I conclude that no designations should be imposed particularly as management of the event will fall to particular people; David John Shaw and Brett Herbert Martelletti, who are both holders of manager's certificates. I have no qualms about the management of the sale, supply and consumption of alcohol at the events.

**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 **040-2022** and I direct that a licence be issued pursuant to s.64 of the Act.

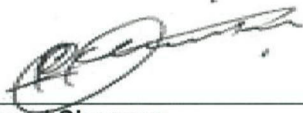
The terms and conditions will be:

The Licence may be exercised for the sale and supply of alcohol to any person attending the premises at 206 Golf Links Road on Friday 15 April 2022 from Noon to 6.00pm, Saturday 16 April 2022 from noon to Midnight, Sunday 17 April 2022 from Noon to Midnight AND Friday 7 April 2023 from Noon to 6.00pm, Saturday 8 April 2023 from Noon to Midnight, Sunday 9 April 2023 from noon to Midnight.

Pursuant to section 147 (3)(b) of the Act drinking water shall be freely available to all customers from each point of alcohol supply at all times that the licence is being exercised.

The licensee shall appoint David John Shaw and Brett Herbert Martelletti as the managers of the events.

Dated at Hokitika this 14 day of April 2022



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

