

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 Wests Rugby Club
in respect of premises known as the
Wests Rugby Clubrooms at 50 Brittan
Street, Hokitika.

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 alcohol at the Wests Rugby Club on several occasions to provide an alcohol service for after-match functions. The dates are Saturday 10 April 2021, Saturday 17 April 2021, Saturday 22 May 2021, Saturday 29 May 2021, Saturday 5 June 2021, Saturday 12 June 2021, Saturday 19 June 2021, Saturday 26 June 2021, Saturday 3 July 2021, Saturday 10 July 2021, Saturday 17 July 2021 and Saturday 24 July 2021 between the hours of 4.00pm and 7.00pm on each day.

The licensed area is defined on a plan accompanying the application and the applicant suggests that the area should be designated as a supervised area.

I note that the events are intended to be managed by three individuals; Gordon Davidson, Karen Burrows and Jackie Monk. These individuals will be responsible for the sale and supply of alcohol at the events. Only Karen Burrows is a qualified Manager but there is nothing to suggest that the other two individuals are anything other than suitable. A waiver pursuant to s. 213(2) can be granted to facilitate this.

The application has been generally well made and makes a case for granting the licence as sought.

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

The Police have no objection to the grant of the special licence.

The Medical Officer of Health has no opposition to the grant of the special 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 made to give the Wests Rugby Club authority to sell and supply alcohol at the Clubrooms at 50 Brittan Street, Hokitika and has been made with some conviction. It is reasonably comprehensive in its commitment to provide a safe drinking environment and I have come to the view that the Club intends undertaking the sale and supply of alcohol sensibly and responsibly.

The responsible Management of the sale and supply of alcohol is essential particularly where younger people are involved. It is the Club's intention to use a qualified manager (Karen Burrows) and has selected two other people to manage the procedures and ensure that the events are operated as the application

envisages. I am satisfied that the people nominated will manage the events with responsibility and I have decided that it is appropriate to grant a waiver to the requirement to appoint qualified managers so that Gordon Davidson and Jackie Monk can fulfill management roles.

The applicant has suggested that the licensed area should be designated as a supervised area. The inspector has not identified such a need. I think that the designation sought should be put in place on the basis that it is most likely that younger people in the company of their parents will be in attendance at the various occasions and that they too should be able to partake as club members and actively participate in an important Club function.

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 **038-2021** and I direct that a licence be issued pursuant to s.64 of the Act.

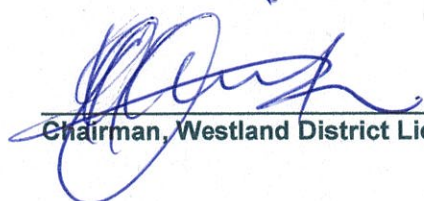
Pursuant to section 213 (1) of the Sale and Supply of Alcohol Act 2012, Karen Burrows shall be appointed a manager.

Pursuant to s. 213(2) of the Sale and Supply of Alcohol Act 2012, the licensee is exempt from the duty to appoint further certificated managers on the basis that Gordon Davidson and Jackie Monk are capable of managing the premises.

The terms and conditions will be:

1. The Licence may be exercised for the sale and supply of alcohol to any person lawfully attending the premises on the following occasions: Saturday 10 April 2021, Saturday 17 April 2021, Saturday 22 May 2021, Saturday 29 May 2021, Saturday 5 June 2021, Saturday 12 June 2021, Saturday 19 June 2021, Saturday 26 June 2021, Saturday 3 July 2021, Saturday 10 July 2021, Saturday 17 July 2021 and Saturday 24 July 2021 between the hours of 4.00pm and 7.00pm on each day.
2. The areas to be licensed are those shown on a plan titled "Wests Clubrooms" accompanying the application dated 26 February 2021.
3. Pursuant to section 147 (3)(b) of the Act drinking water shall be freely available on request at the bar and the kitchen.
4. Each of the following parts of the premises are designated as:
 - (i) Supervised Area: Main Hall Area.

Dated at Hokitika this 8th day of April, 2021



Chairman, Westland District Licensing Committee

