



te kaunihera ā-rohe o
matamata-piako
district council

Matamata-Piako District Licensing Committee

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **Te Aroha Memorial RSA Incorporated** for a **special licence** pursuant to section 137 of the Sale and Supply of Alcohol Act 2012 in respect to the premises at 23 Lawrence Avenue, Te Aroha.



Licence Number:

13/SP/058/2023

File Number:

162.2023.1854.1

BEFORE THE MATAMATA-PIAKO DISTRICT LICENSING COMMITTEE

Chairperson: Councillor Sue Whiting

DECISION ON THE PAPERS

This is an application by Te Aroha Memorial RSA Incorporated for a special licence in respect of their premises situated at 23 Lawrence Avenue Te Aroha 3320.

The application is made under section 137 of the Sale and Supply of Alcohol Act 2012 and is to allow an existing licensed Club to sell and supply alcohol to non-club members attending the following functions. The days and hours sought for the licence are:

St Mark's Church Peace Dinner Dance– Fundraiser

Saturday 28 October 2023 from 6.00 pm until 1.00 am the following day

Dragkaroke Show

Saturday 4 November 2023 from 6.00 pm until 1.00 am the following day

Zepher Club Xmas Dinner

Sunday 3 December 2023 from 6.00 pm until 12 midnight

These events are considered to be consistent with the Sale and Supply of Alcohol Act 2012, the Matamata-Piako District Council's Provisional Local Alcohol Policy and its current Liquor Licensing Policy.

The application was referred to the Police, Medical Officer of Health and Inspector for comment. As of 19 October 2023 a report has not been received from the Police. The District Licensing Committee can assume the Police did not have any objections to the application. The Police had until the 16th of October to respond.

No matters in opposition have been raised by the medical Officer of Health and the Inspector in respect of the application. Accordingly the application is determined on the papers.

In deciding whether to issue a special licence a committee must have regard to the matters set out in s.142 of the Act. These are:

- a) *the object of this Act:*
- b) *the nature of the particular event for which the licence is sought*
- c) *the suitability of the applicant:*
- d) *any relevant local alcohol policy:*
- e) *whether the amenity and good order of the locality would be likely to be reduced, by more than a minor extent, by the effects of the issue of the licence:*
- f) *the days on which and the hours during which the applicant proposes to sell alcohol:*
- g) *the design and layout of the premises concerned:*
- h) *whether the applicant has appropriate systems, staff and training to comply with the law:*
- i) *any areas of the premises that the applicant proposes should be designated as restricted areas or supervised areas:*
- j) *any steps the applicant proposes to take to ensure that the requirements of this Act in relation to the sale and supply of alcohol to prohibited persons are observed:*
- k) *the applicant's proposals relating to the sale and supply of low alcoholic, and non-alcoholic drinks, the provision of food and information about alternative forms of transport from the premises:*
- l) *any matters dealt with in any report from the Police, the Medical Officer of Health, or an Inspector.*

The object of the Act is that the sale, supply and consumption of alcohol should be undertaken safely and responsibly, and the harm caused by excessive or inappropriate consumption of alcohol should be minimised.

The Inspector has noted that he considers the applicant, Te Aroha Memorial RSA Incorporated, to be a suitable body to hold a special licence. He has also noted that in his opinion the sale and supply of alcohol at this event will not reduce the amenity and good order of the locality by more than a minor extent.

I am satisfied as to the matters to which I must have regard as set out in s.142 of the Act and I grant the applicant a special licence.

Certificated managers have been identified by the applicant to manage the sale and supply of alcohol at this event.

The licence will be subject to the following conditions.

- a) Alcohol may only be sold under this licence on the following days and hours:
St Mark's Church Peace Dinner Dance– Fundraiser
Saturday 28 October 2023 from 6.00 pm until 1.00 am the following day
Dragkaroke Show
Saturday 4 November 2023 from 6.00 pm until 1.00 am the following day
Zepher Club Xmas Dinner
Sunday 3 December 2023 from 6.00 pm until 12 midnight



- b) A manager, holding a current Manager's Certificate issued pursuant to the Sale and Supply of Alcohol Act 2012 shall be responsible for the sale of alcohol during these events.
- c) The licensee shall have a reasonable range of food available for consumption on the premises at all times when alcohol may be sold under the licence. The food shall be of the range and types of food submitted with the application but must be no less substantial than snack foods in the nature of pies, sandwiches, filled rolls, pizza or the like. The availability of these foodstuffs shall be notified to patrons by appropriate notices throughout the premises.
- d) The licensee shall have a reasonable range of low alcohol and non-alcoholic refreshments available for consumption on the premises at all times when alcohol may be sold under the licence.
- e) The licensee shall ensure that drinking water will be made readily available to all attendees, free of charge.
- f) The bar area is supervised, the rest of the premises is undesignated.
- g) The following steps shall be taken by the licensee to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
 - i) Display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition of sales to intoxicated persons.
 - ii) Photo identification is required to be produced by the customer when staff are in doubt of their age.
- h) The licensee shall ensure that any alcohol sold from the premises is consumed on the premises.

Dated 26 Oct, 2023



Sue Whiting
Chairperson
Matamata-Piako District Licensing Committee