

**LICENSING COMMITTEE**

<b>Application</b>	018-0362
<b><u>IN THE MATTER</u></b>	the Sale and Supply of Alcohol Act 2012
<b><u>AND</u></b>	of an application by
<b><u>IN THE MATTER</u></b>	Suzanne Wright
	for a special licence
	pursuant to section 138 of the Act

**DECISION OF THE DISTRICT LICENSING COMMITTEE**

1. The application for a special licence is granted. The special licence may issue immediately.
2. Suzanne Wright is authorised to sell and supply alcohol, on the premises situated at Otewa Hall, 929 Otewa Road, Otorohanga to any person attending the Otewa School Quiz Night.
3. This licence is subject to the following conditions:
  - (a) A copy of this licence with all the conditions must be displayed in a prominent place so all persons can read it and all bar staff must be familiar with the conditions.
  - (b) Alcohol may be sold under the licence only on Friday 10 June 2022, between the hours of 6.00pm and 12.00 midnight.
  - (c) Alcohol may be sold or supplied to people present participating in the event this licence is issued for.
  - (d) The area where alcohol is to be sold and consumed is described in the plan date stamped as received by the District Licensing Committee on 4 May 2022 and no alcohol is to be taken out of this area.
  - (e) The persons nominated to manage the conduct of the sale and supply of alcohol at all times the premises is open for the sale and supply of alcohol are Angela Joy Wilson and Melissa Mary Barnes and a sign shall be prominently displayed inside the premises which identifies by name the persons responsible for the management of the sale and supply of alcohol under the licence.
  - (f) There must be no sale or supply of alcohol to minors or intoxicated persons and there must be displayed at every point of sale appropriate signs detailing these restrictions
  - (g) Drinking water must be freely available from the bar and this must be clear to customers while the premises is open for the sale and supply of alcohol.
  - (h) Food must be available for consumption on the premises at all times the premises is open for the sale of alcohol in accordance with the menu submitted with the application for this licence, or variations of a similar range and standard.

- (i) A range of low-alcohol and non-alcoholic drinks must be available at all times when the premises is open for the sale of alcohol.
- (j) A telephone must be freely available for customers to call for transport and staff must assist if required. Telephone numbers for alternative forms of transport from the premises must be displayed.
- (k) The entire premises is designated as a restricted area.

## **REASONS**

1. This is an application by Suzanne Wright for a special licence for an Otewa School Quiz Night to be held at the Otewa Hall. The application was filed more than 20 working days prior to the event as required by section 137 of the Act.
2. The Liquor Licensing Inspector, Police and Medical Officer of Health have no objection to this application for a special licence (s 141). Accordingly, this application is decided on the papers (s 202).
3. The purpose of the Sale and Supply of Alcohol Act 2012 (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 grant a special licence the District Licensing Committee must have regard to the criteria in s 142 of the Act. Therefore, this committee must consider the following questions within the framework of the purpose and object of the Act:
  - a) What is the nature of the event? 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?
  - b) Is the applicant suitable?
  - c) Will the amenity and good order of the locality be reduced to more than a minor extent by the effects of the issue of the licence?
  - d) Are the days and hours during which the applicant proposes to sell alcohol reasonable?
  - e) Is the design and layout of the premises suitable? Are any areas of the premises designated restricted or supervised areas?
  - f) Does the applicant have appropriate systems, staff and training to comply with the law? What steps will the applicant take to ensure that alcohol is not sold to prohibited persons?
  - g) What proposals does the applicant have in relation to the sale and supply of non-alcoholic drinks and food, low-alcohol drinks and the provision of help with or information about alternative forms of transport from the premises?
  - h) Have the Inspector, Police and Medical Officer of Health raised any relevant considerations?
  - i) Does the application comply with the Otorohanga District Local Alcohol Policy?
5. The licensing committee may refuse a special licence even if there was no objection to the application (s 144). Sections 146 – 149 of the Act outline the compulsory and discretionary conditions for a special licence.

### **Should a special licence be granted?**

6. The general nature of the event is a fundraiser for the Otewa School playground, being organised by the Otewa School Board of Trustees. The principal Suzanne Wright has made the application on behalf of the Board. Approximately 140 people who are family and friends of the school are expected to attend this

event.

7. The licensing committee is satisfied that Suzanne Wright is a suitable applicant to hold a special licence. Suzanne Wright holds a position of responsibility as the school principal and has been involved in previous special licence events.
8. The Licensing Inspector reports that the application does comply with the Otorohanga District Local Alcohol Policy.
9. Suzanne Wright does not propose to have a certificated duty manager at this event. However, the licensing committee is satisfied that an exemption may be granted from the requirement to appoint a duty manager (s 213). This is a moderate sized function where most attendees will be known to the organisers, and Suzanne Wright is capable of managing it without a certificated duty manager. She has appointed Angela Joy Wilson and Melissa Mary Barnes as the experienced nominated persons who will ensure that the event complies with the Act. Angela Wilson has served behind the bar at a previous special licence event, has previous experience in the hospitality industry and has completed the online Servewise course in 2021. Melissa Barnes has been involved in hosting functions including previous Otewa School Quiz nights. Angela Wilson will provide training for volunteer bar staff to ensure that they are aware of their responsibilities and obligations under the Act.
10. The licensing committee is satisfied that suitable measures will be taken to ensure that alcohol is sold and supplied responsibly, and that harm caused by inappropriate or excessive consumption of alcohol is minimised.
11. Given the nature of the event and the venue it is not likely that the issue of the special licence will adversely affect neighbouring properties. The entire premises is to be designated as restricted, as minors are not permitted to attend the event.
12. The licensing committee is satisfied that the design and layout of the premises is suitable given the temporary nature of the licence. The applicant will provide sufficient food, low-alcohol and non-alcoholic refreshments. Free water will be provided. The use of taxi services will be promoted as a safe option for transport home from the event.

### **Conclusion**

13. The licensing committee is satisfied that the grant of the special licence with the appropriate conditions will ensure the safe and responsible supply of alcohol and the minimisation of harm caused by excessive or inappropriate use of alcohol. Therefore, the application for a special licence is granted.

Dated at this 17th day of May 2022



Sara Grayson  
Commissioner  
Otorohanga District Licensing Committee