

Decision No. GREYDLC043/2021

**IN THE MATTER**

of the Sale and Supply of Alcohol Act 2012 (the Act)

**AND**

**IN THE MATTER**

of an application by the **BLACKBALL WORKINGMENS CLUB AND MUTUAL SCHOOL OF ARTS** pursuant to s.138 of the Act for an on-site Special Licence in respect of premises situated at 19 Hart Street, Blackball known as the "Blackball Workingmens Club"

**BEFORE THE GREY DISTRICT LICENSING COMMITTEE**

The Blackball Workingmens Club and MSA has made application for a special licence to sell and supply alcohol to cover two events being a dinner and a music night at the club.

The proposed hours applied for are as follows:

Saturday 8 <sup>th</sup> May 2021	Poultry Show - Dinner	3pm to 1am the following day
Saturday 15 May 2021	Members Birthday and Band	3pm to 1am the following day

Bar premise and outside area is designated as undesignated as per plan provided. The Club Licence No. 55/CLUB/84/2015 hours are 10am to 1am Monday to Saturdays and Sundays from 11am to 10pm with the premise area being undesignated.

The First Event is to host the West Coast Poultry Show which also includes a 3 Course Meal. There is an estimated number of less than 35-40 people attending with probable age distribution of people between 20-60 years of age.

The Second Event is to celebrate a members Birthday including a music band. There is an estimated number of less than 100 people attending with the probable age distribution of people between 20-70 years of age,

The main entrance way is from 19 Hart Street, Blackball.

We make the observation that applications for special licences are required by section 137 of the Act to be filed with the District Licensing Committee's secretariat at least 20 working days before the day on which the event concerned begins. In this case, that requirement has not been met, there being only 17 working days between the time of application and the proposed event. Section 137(2) of the Act allows us to consider an application for a special licence that is filed inside 20 working days prior to the event if we are satisfied that the need for a special licence could not have been foreseen earlier and was not a result of neglect or omission. We are satisfied that the neglect or omission was not wilful, so pursuant to section 208 of the Act waive the requirement relating to the prescribed time for lodgement of the application.

The secretariat and inspector, with the co-operation of Police and the Medical Officer of health, have been able to complete the required reports at short notice.

Further explanation of the events is in the Inspectors detailed report and sufficient for the committee to not have to comment further.

**DECISION**

The Grey District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012 **grants** an application by the Blackball Workingmens Club & Mutual School of Arts for an on-site Special Licence for the premises at Hart Street, Blackball known as the Blackball Workingmens Club, for dinner and a music night subject to the following conditions:

**Conditions:**

The hours applied for are to be as follows:

Saturday 8 <sup>th</sup> May 2021	Poultry Show - Dinner	3pm to 1am the following day
Saturday 15 May 2021	Members Birthday and Band	3pm to 1am the following day

1. Drinking water must be freely available at no charge to patrons.
2. Food as listed by the applicant to be available on the premises on each occasion this licence is operated.
3. Low and non-alcoholic beverages must be available for sale and supply from the bar at all times.
4. Noise levels to be monitored at all times by the duty manager.
5. A certificated manager must be on duty and on the premise at all times when the premises are open for the sale and supply of alcohol and their full name must be on a sign prominently displayed at the premises.
6. A Courtesy van is available to patrons.
7. The premise area is designated as undesignated.
8. The principle entrance being the rear foyer area is designated as the principle entrance to the premises.
9. The licensee must take the following steps to ensure that the provisions of the Act relating to the sale or supply of alcohol to prohibited persons are observed:
  - a. minors and intoxicated persons must not be served alcohol.
10. The licensee must ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.
11. Payment of the fee prescribed under the Sale and Supply of Alcohol (Fees) Regulations 2013.

**The Premises are set out on the plan submitted with the application and date stamped 14 April 2021. A note to this effect is to be made on the licence.**

### REASONS FOR THE DECISION

The applicant has provided host responsibility details and has undertaken in their application to provide the following measures with regard to the responsible sales or supply of alcohol and that harm will be minimised:

- Food in the form a Three Course Meal for the first Event
- A light Supper, Sausage rolls, Savouries and Sandwiches for the second Event
- free water will be available at no charge throughout the events
- Non and Low alcoholic beverage is available for sale
- a courtesy coach will be available

I am satisfied that the applicant has sufficient staff and adequate training to manage these events safely and in accordance with the Act.

The Inspector does not oppose this application and her report indicates that the amenity and good order of the locality will not be adversely affected by more than a minor extent.

The applicant has previously operated Special Licences without incident and with no concerns raised.

The application was not required to be publicly notified and no opposition or notice of desire to be heard has been received. Accordingly I deal with the matter on the papers.

The Police and Medical Officer of Health raise no matters in opposition.

I am satisfied as to the matters to which we must have regard as set out in s.105 and s.142 of the Act.

**DATED** at GREYMOUTH this 28<sup>th</sup> Day of April 2021

  
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Rachel M Van der Geest  
Chairperson/Commissioner

