

Decision No. GREYDLC136/2019

IN THE MATTER

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

AND

IN THE MATTER

of an application by the **BLAKETOWN RUGBY FOOTBALL CLUB** pursuant to s.138 of the Act for an on-site Special Licence in respect of premises situated at Packers Quay, Blaketown, Greymouth known as "Blaketown Rugby Football Club"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

The Blaketown Rugby Football Club has made application for a special licence to sell and supply alcohol to cover a specific event in the club. The applicant has previously applied for and been granted special licences for events without any incidents reported.

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. This has not been the case for this application with the failure to apply in the prescribed time appearing to be a matter of neglect or omission. However, 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. 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 proposed event and hours applied for are as follows:

Friday 6 December 2019	5pm to 12 midnight	Greymouth Teachers End of Year Function
Saturday 7 December 2019	5pm to 12 midnight	80 th Birthday celebrations

Premise is designated that of an undesignated area including a small outdoor area as per plan provided and Club Licence No. 55/CLUB/36/2017. The Club Licence hours are 1pm to 12 midnight on Saturdays and the premise area is classed as undesignated.

The expected numbers attending the first event are approximately 80 with expected ages of between 22 to 70 years of age. The second event is for approximately 80 people attending between the ages of 10 and 90 years of age.

The main principle entranceway is from 1 Packers Quay, Blaketown.

DECISION

The Grey District Licensing Committee Chairman, acting pursuant to the Sale and Supply of Alcohol Act 2012 grants an application by the Blaketown Rugby Football Club for an on-site Special Licence for the premises at Packers Quay, Blaketown known as the Blaketown Rugby Football Club, for the following event subject to the following conditions:

The event and hours applied for are to be as follows:

Friday 6 December 2019	5pm to 12 midnight	Greymouth Teachers End of Year Function
Saturday 7 December 2019	5pm to 12 midnight	80 th Birthday celebrations

1. Drinking water must be freely available at no charge to patrons.
2. Food as listed by the applicant is to be available on the premises.
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 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. The Licensee must provide patrons assistance with, or information about alternative forms of transport.
7. The whole of the premises is designated as undesignated with the outside premise area as per plan being well defined.
8. The principle entrance being the entranceway from 1 Packers Quay, Blaketown.
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: minors and intoxicated person 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 area as set out on the plan submitted with the application and date stamped 9 November 2019. A note to this effect is to be made on the licence.

REASONS FOR THE DECISION

Neither the Police nor the Medical Officer of Health have raised any matters in opposition to this application.

The duty manager as listed will hold full authority for the management and monitoring of alcohol consumption. The holder of this Special Licence will defer to the bar manager.

The object of the Act looks toward the safe and responsible sale, supply and consumption of alcohol, with the objective being to minimising harm caused by excessive or inappropriate consumption.

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

The Inspector's report indicates that the amenity and good order of the locality will not be adversely affected by more than a minor extent.

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 applicant has previously operated Special Licences without incident and has undertaken in their application to provide the following measures with regard to responsible sales or supply of alcohol and that harm will be minimised:

Special Licences have been issued to the applicant. These events have been undertaken with no concerns for the reporting Agencies or neighbouring properties.

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 27 day of November 2019



Alan T O'Connell
Chairman/Commissioner

