

APPLICATION NUMBER: **032/SL/4520/2024**

IN THE MATTER of the Sale and Supply of Alcohol
Act 2012

AND

IN THE MATTER of an application by
Candice McNaught for a special-
licence pursuant to section 137 of
the Act on the occasion of a
'fundraising event for the
Taumarunui High School Open A
Netball & Hospitality Group'.

BEFORE THE RUAPEHU DISTRICT LICENSING COMMITTEE

Chairperson: Mr Stuart Hylton

DECISION

1. Introduction

This is an application by **Candice McNaught** for a special licence in regard to an event to be held at **Miriama Community Hall** situated at 10 Miriama Street, Taumarunui.

The licence is necessary to allow people to attend the event to consume alcohol on a premises that is not normally licensed.

The nature of the event for which the licence is sought is a fundraising event for the Taumarunui High School Open A Netball & Hospitality Group.

The date and hours sought are:

Saturday 27 July 2024 from 6.00pm until 12.30am the following day

2. Application

The application was received on 1 July 2024 and included manager's certificates, site plan, certificate of incorporation, event flyer, associated emails and food list.

The application was not advertised and no objection or notice of desire to be heard has been received under section 141 of the Act. Accordingly, we deal with the matter on the papers in accordance with section 202(1).

In considering the application for special licence the committee had regard to the following criteria under section 142 of the Act:

- (a) *the object of this Act:*
- (b) *the nature of the particular event for which the licence is sought and, in particular,—*
 - (i) *whether the applicant is engaged in, or proposes at the event to engage in, the sale of goods other than alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which goods; and*
 - (ii) *whether the applicant is engaged in, or proposes at the event to engage in, the provision of services other than those directly related to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which services:*
- (c) *the suitability of the applicant:*
- (d) *any relevant local alcohol policy:*
- (e) *whether (in its opinion) 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—*
 - (i) *the sale and supply of non-alcoholic drinks and food; and*
 - (ii) *the sale and supply of low-alcohol drinks; and*
 - (iii) *the provision of help with or 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 made under section 141.*

3. Reporting Agencies

The following reports were received under section 141 of the Act.

Police Report – No opposition received within report dated 3 July 2024.

Medical Officer of Health – No opposition received within report dated 19 July 2024.

Licensing Inspector Report – Full report dated 19 July 2024, including assessment of application against section 142 criteria. The Inspector concludes that the application is complete and will likely meet the criteria of the Act. The Inspector has no opposition to the issuing of the licence subject to recommended conditions.

The inspectors report/file noted the following key matters –

- The event is expected to attract 200 attendees who will have purchased tickets. There will be horse racing derby events followed by a band, Daughters of Ally, who will perform from 8.45pm. Minors must leave the premises before the band starts playing. Taumarunui High School have given their approval for the event.
- The applicant is a head coach for the netball team, and is also employed by Ruapehu District Council.
- Suitability is not challenged.
- The premises is to be located on the site at Miriama Community Hall, Miriama Street, Taumarunui. The premises is the lower floor of the Taumarunui Cosmopolitan Club which was purchased by Ruapehu District Council a few years ago and now operates separately to the Club premises. The applicant has provided a site plan, shown below and date stamped 1 July 2024.
- The hours appear relevant for the event being undertaken.
- A certified manager is named to control the licence. There will be around 15 volunteers assisting during the event. In addition, there will be between two and four Māori wardens providing security assistance.
- Both the Police and MOH have no opposition to the application.

4. Decision

The application for Special Licence is **Approved** for issue subject to the conditions below.

5. Conditions

- (a) Alcohol may only be sold under the licence on the following days and during the following hours to persons attending the 'fundraising event for the Taumarunui High School Open A Netball & Hospitality Group':
Saturday 27 July 2024 from 6.00pm until 12.30am the following day
- (b) Alcohol must only be sold, supplied and consumed within the area marked on the plan submitted with the application date stamped as received by the District Licensing Committee on 1 July 2024.
- (c) A copy of this licence with all the conditions, must be clearly displayed in a prominent place so all persons can read it.
- (d) Drinking water shall be freely available on the premises as specified in the application.
- (e) The licence holder 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.

- (f) Food must be available for consumption on the premises as specified in the application.
- (g) Low-alcohol beverages must be available for sale and supply on the premises as specified in the application.
- (h) Non-alcoholic beverages must be available for sale and supply on the premises as specified in the application.
- (i) The licensee must provide assistance with or information about alternative forms of transport from the premises as specified in the application.
- (j) No BYO alcohol allowed on the site.
- (k) The licensee must take the following steps to ensure that the provisions of this Act relating to the management of premises are observed:
 - That a certified duty manager be present at all times the license is in operation, and
 - The duty manager's name must be prominently displayed inside the premises.

DATED at Taumarunui this 22nd day of July, 2024.



Stuart Hylton
Chairperson
Ruapehu District Licensing Committee