

APPLICATION NUMBER: 32/SL/4428/2024

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **Jasmine Ngatai** for
a special-licence pursuant to section 138
of the Act on the occasion of the
'Taumarunui Collie Club's annual trials'.

BEFORE THE RUAPEHU DISTRICT LICENSING COMMITTEE

Chairperson Mr Stuart Hylton

DECISION

1. Introduction

This is an application by **Jasmine Ngatai** on behalf of the Taumarunui Collie Club for a special licence in regard to an event to be held at the Meringa Station, Taringamotu, Taumarunui. The nature of the event for which the licence is sought is the 'Taumarunui Collie Club's annual trials'.

The date and hours sought are –

Friday 12 April 2024 11.00am until 12.00 midnight

Saturday 13 April 2024 11.00am until 12.00 midnight

2. Application

The application was received on the 21 March 2024 and included a site plan, waiver for late application, event flyer, AMP 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 within report received 26 April 2024.

Medical Officer of Health – No opposition within report received on 25 April 2024.

Licensing Inspector Report – Full report provided by the inspector 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 the recommended conditions.

The inspectors report/file noted the following key matters –

- The applicant is an individual who makes the application on behalf of the Taumarunui Collie Club. Jasmine Michelle Ngatai is the recently appointed secretary of the Club and has prepared the application on behalf of the Club. The Club is not an incorporated society; therefore, the application has been made by the Secretary.
- The Taumarunui Collie Club has hosted this event annually at this purpose-built site for many years and there have been no issues from these, or the Club's general operation.
- Up to 90 people are expected to be at the event, most, if not all of whom are expected to be aged over 18. There will be four different events held across four courses, with winners decided by a panel of expert judges.
- Suitability is not challenged.
- The premises is to be located on the site at Meringa Station on Meringa Road, Taumarunui. The licensed area consists of the building which houses the bar and kitchen and a grassed area measuring 2m by 20m which is immediately outside the building and enclosed by a permanent wooden fence. An additional grass area outside of the permanent fence around measuring 4m by 20m will be defined by electric fencing tape. The landowner has consented the use. This is the same area which has been licensed for the event for the past several years. The design and layout of the premises poses no problems to the reporting agencies given the temporary nature of the Special Licence.
- The hours appear relevant for the event being undertaken.

- Two non-certified managers are nominated to be the responsible person to oversee the licence with a s. 213(2) waiver. This is supported.
- 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 following conditions.

5. Conditions

- Alcohol may only be sold under the licence to persons attending the Taumarunui Collie Club's annual trials event on the following days and during the following hours:
Friday 12 April 2024 11.00am until 12.00 midnight
Saturday 13 April 2024 11.00am until 12.00 midnight
- 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 9 February 2018.
- A copy of this licence with all the conditions, must be clearly displayed in a prominent place so all persons can read it.
- Drinking water shall be freely available on the premises as specified in the application.
- 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.
- Food must be available for consumption on the premises as specified in the application.
- Low-alcohol beverages must be available for sale and supply on the premises as specified in the application.
- Non-alcoholic beverages must be available for sale and supply on the premises as specified in the application.
- The licensee must provide assistance with or information about alternative forms of transport from the premises as specified in the application.
- The licensee must take the following steps to ensure that the provisions of this Act relating to the management of premises are observed:

That at least one nominated manager must be present at all times during the event to oversee the licence, and the duty manager's name must be prominently displayed inside the premises.

DATED at Taumarunui this 29th day of March, 2024.



Stuart Hylton
Commissioner, Ruapehu District Licensing Committee