

DECISION NUMBER

4380/2024

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **The Waimarino Squash Rackets Club Inc** for a renewal of Club Licence pursuant to section 127 of the Supply of Alcohol Act 2012.

BEFORE THE RUAPEHU DISTRICT LICENSING COMMITTEE

The application for renewal of Club Licence (032/CLUB/3645/2021) was publically advertised in the Ruapehu Bulletin on the 14 February 2024. A notice was also placed on the premise door as required. No objections were received.

No matters of opposition were raised under section 128 and 129 reports; therefore the matter is considered by the Ruapehu District Licensing Commissioner on the papers contained in the full file provided by the secretary.

Commissioner: Stuart Hylton

DECISION OF THE RUAPEHU DISTRICT LICENSING COMMITTEE

1. Application

The Waimarino Squash Rackets Club Inc made the application on the prescribed form received on 29 January 2024. The application for renewal of Club Licence is in relation to the clubs premises situated at 1-3 Grey Street, Raetihi.

The general nature of the business is that of a sports style club. The Club has been incorporated and operating as a Club for a number of years. This is the clubs third renewal period applied for. The club has 85 members.

The renewal seeks to keep the same conditions as the current licence and the premise has not come to the notice of officials during the renewal period. Monitoring inspections conducted in the renewal phase found compliance with licence conditions.

- The complete file included –
- The application
- Floor plan
- Reports from Police, Medical Officer of Health and Inspector
- Host Responsibility Policy
- Fire Evacuation Scheme statement of compliance
- Food menu
- Supporting letter from landlord

- Copy of current licence
- Notice of renewal
- Copy of public advertisement

2. Decision Making

In considering this application for Club-Licence the licensing committee had regard to the criteria under section 131 and 105 of the Act.

Section 105/131 assessments:

(a) the object of this Act:

The file contains and the inspector notes the applicant has a Host Responsibility Policy stating the measures to be undertaken to ensure the responsible sale and supply of alcohol. There have been no issues raised concerning previous operations so if the policy is followed then compliance with the object of the Act should be able to be achieved.

(b) the suitability of the applicant:

The applicant is an incorporated society and located on the current site for some time.

The applicant has supplied the name of two certified managers for the licence which is considered to be adequate to manage the licence. Only four club members have access to the bar.

The inspector notes that the current licence has been monitored by authorities with no issues noted. The suitability of the applicant is not challenged.

(c) any relevant local alcohol policy:

Accords with local LAP.

(d) the days on which and the hours during which the applicant proposes to sell alcohol:

The applicant has applied for the following same days and hours.

- **Monday to Sunday, between 12.00 midday & 12.00 midnight**

(e) the design and layout of any proposed premises:

An inspection of the premises by the inspector identified no concerns with CPTED principles or design and layout of the premises. The floor plan indicates that there are no changes to layout have been made since the previous renewal and the floor plan previously supplied date stamped 18 December 2017. The layout appears to function satisfactorily and includes the full two story building generally.

(g) whether the applicant is engaged in, or proposes on the premises 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:

Normal club ancillary services.

(j) whether the applicant has appropriate systems, staff, and training to comply with the law:

Previous operations have been satisfactory and therefore systems seem appropriate. There is documentation of staff training and systems.

(k) any matters dealt with in any report from the Police, an inspector, or a Medical Officer of Health made under [section 103](#). (see 3 below)

(s.131(1)(b))whether (in its opinion) the amenity and good order of the locality would be likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence:

No issues raised within the file and in the Committee's opinion the amenity and good order of the locality should not be compromised by the issue of the renewal licence.

(s.131(1)(d))the manner in which the applicant has sold (or, as the case may be, sold and supplied), displayed, advertised, or promoted alcohol.

No issues raised within file.

3. Reporting Agencies

The following reports were received under section 103 and 129 of the Act and taken into account during the decision.

3.1 Police – Report received on 12 February 2024 of no opposition.

3.2 Medical Officer of Health - Report received on 1 March 2024 of no opposition with some recommended records and signage matters for the applicant to maintain.

3.2 Licensing Inspector – Full report dated 26 March 2024. The inspector was satisfied the application met the relevant criteria and therefore supported the renewal of a club licence to **The Waimarino Squash Rackets Club Inc**, subject to existing conditions.

4. Conclusion

Based on the evidence provided to me within the complete file, my assessment above of section 105/131 matters and the past operation of the premise/licensee, I conclude that the application meets the statutory criteria to be granted a renewal of Club-Licence under the Act for a period of three (3) years.

5. Decision

The licence can be issued immediately subject to the existing licence conditions contained below.

6. Conditions

This licence is subject to the following conditions:

- a) Alcohol can only be sold to persons who are:
 - (i) A member of the club,
 - (ii) A member of another club where there is an arrangement for reciprocal visiting rights,
 - (iii) A person invited and accompanied by persons described in (i) and (ii).
- b) Alcohol may be sold only on the following days and during the following hours:

Monday to Sunday 12.00 midday to 12.00 midnight
- c) The area of the premises for which the sale and consumption of alcohol are permitted are more precisely identified in the site plan date stamped as received by the District Licensing Committee on 18 December 2017.
- d) The holder of a manager's certificate or a properly notified manager shall be on duty and on the premises at all times alcohol is sold for tournaments and functions. At all other times, there should be a suitable club member responsible for compliance.
- e) A sign must be displayed in a prominent place at every point of sale, identifying the duty manager or responsible person.
- f) Drinking water is to be freely available from every bar service area.
- g) Food must be available for consumption on the premises as follows:
A range of food choices must be readily available at all times that the premises are open. Menus must be visible and food should be actively promoted. A minimum of three types of food should be available. The range or style of food will be as shown on any menu submitted.
- h) At all times when the premises are open for the sale of alcohol, a reasonable range of non-alcoholic refreshments and low alcoholic beverages must be available.
- i) Appropriate signs must be displayed at every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.
- j) A copy of this licence must be displayed inside of the principle entrance at 1-3 Grey Street, Raetihi so as to be easily read by people entering the premises.
- k) A copy of the original licence with all the conditions, must be prominently displayed in the premises.

- l) Telephone numbers for alternative forms of transport from the premises must be displayed and duty manager or responsible person must assist if required.

Dated at Ruapehu District this 2 April 2024.



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Stuart Hylton
Ruapehu District Licensing Commissioner