

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Oamaru Albion
Cricket Club pursuant to s.137 and s.138
of the Act for a special licence in respect
of premises situated at Fleet Street
Oamaru 9400 known as "**Athletic Marist
Rugby Clubrooms**"

BEFORE THE WAITAKI DISTRICT LICENSING COMMITTEE

Chairman: Cr Jim Hopkins

DECISION – ON PAPERS

This is an application by Oamaru Albion Cricket Club for a Special Licence in respect of premises situated at Fleet Street, Oamaru 9400 known as "**Athletic Marist Rugby Clubrooms**".

Reports have been received from The Waitaki District Council Licensing Inspector, The New Zealand Police and The Medical Officer of Health.

Based on the information provided to us on the complete file, we have determined to grant the application on the papers.

We are satisfied as to the matters to which we must have regard as set out in s.142 of the Act. We grant the applicant a special licence pursuant to s.22 of the Act with the following change of hours to 6.00pm to 11.30pm.

The amended closing hour for the sale of liquor at this function is intended to provide additional mitigation of any risk of excessive noise being created where the function ends. This has been an issue with other private functions in the locality. The application states that the function is intended to end at 12 midnight and our preference is to have alcohol sales end before the scheduled finishing time rather than at that time because this could potentially increase the likelihood of noise or other issues arising as guests leave the venue. Noting that the Police and Medical Officer of Health have indicated they have no objections to the granting of this Special Licence it is considered that the minor change required will be of benefit as precautionary way to maintain the amenity of the surrounding residential area.

The licence is approved and will be subject to the following conditions:

- (a) Alcohol may be sold under the licence only on the following days and during the following hours:
 - **Saturday 10 February from 6.00pm to 11.30pm**
- (b) Bottled drinking water must be freely available on the premises.

Section 147 (1) - Discretionary conditions

- a) 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.
- b) Food must be available for consumption on the premises throughout the period of the licence. Platters of savouries and sandwiches will be provided.
- c) Low-alcohol beer must be available for sale and supply on the premises.

- d) Non-alcoholic beverages such as soft drinks, zero percent beer and water must be available for sale and supply on the premises.
- e) The licensee must provide assistance with or information about alternative forms of transport from the premises. A sober driver must be available as specified in the application and the name and phone numbers of local taxis must be clearly displayed.
- f) A copy of this licence, together with signs showing the age restriction must be clearly displayed.
- g) Members of the public must be excluded from the premises in the following circumstances:
- h) Entry is restricted to invited guests only.
- i) Only the following kind or kinds of alcohol may be sold Beer/cider, wine and RTD's.
- j) Alcohol must only be sold, supplied and consumed within the area marked on the plan submitted with the application.

The licence is also subject to the following conditions, which in the committee's opinion are not inconsistent with the Act:

- (a) Noise should be controlled so as not to disturb neighbouring residents.

In terms of s.142 (g) and (i) of the Act the premises, situated at Fleet Street Oamaru 9400 are more precisely identified in a plan dated as accepted by the District Licensing Committee on **31 January 2024**.

DATED at OAMARU this 31st day of January 2024


Chair
Waitaki District Licensing Committee

