

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Omarama Collie
Club pursuant to s.137 and s.138 of the
Act for a special licence in respect of
premises situated at 2080 Omarama
Lindis Pass Road, Omarama known as
“**Dalrachney Station**”.

BEFORE THE WAITAKI DISTRICT LICENSING COMMITTEE

Chairman: Cr Jim Hopkins

DECISION – ON PAPERS

This is an application by Omarama Collie Club for a Special Licence in respect of premises situated at 2080 Omarama Lindis Pass Road, Omarama known as “**Dalrachney Station**”.

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 11.00am to 1.00pm and 3.00pm to 10.30pm.

The amended closing hours for the sale of liquor on both days of this function are intended to reduce the risk of possible alcohol related harm arising should the sale of alcohol continue until the indicated conclusion of the event. In the application, the hours indicated for the event are shown as being from 11.00am to 1.00pm and 3.00pm to 11.00pm on both Saturday the 2nd and Sunday the 3rd of March 2024. The application also seeks approval to sell alcohol for the same periods of time on both Saturday and Sunday.

While there is no concern about the luncheon period, given that the event’s dog trials will be a focus of afternoon activity, the same does not apply in the evening. The Object of the Sale and Supply of Alcohol Act 2012 is set out in

s4 (1):-

- (a) the sale, supply and consumption of alcohol should be undertaken safety and responsibly; and*
- (b) the harm caused by the excessive or inappropriate consumption of alcohol should be minimised.*

It is acknowledged that the Club has held numerous incident free events since 1996 and that there is a low risk of any problems arising this year. However, noting the Object of the Act, is considered prudent to require alcohol sales to stop prior to the scheduled conclusion of an event and because this is a precautionary measure, it is also felt that it should apply generally.

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

I recommend the following conditions be attached to the Special Licence

Section 147 (3) - Compulsory conditions

(a) Alcohol may be sold under the licence only on the following days and during the following hours:

- **Saturday 2 March 2024 and Sunday 3 March 2024**
from 11.00am to 1.00pm and 3.00pm to 10.30pm

(b) Drinking water will be freely available on the premises from bottled water.

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 throughout the period of the special licence. The application specified there will be Lunch, morning and afternoon teas and a continuous BBQ in the evening. Substantial food must be provided at times the bar is open for the sale of alcohol.
- c) Low-alcohol beverages(2.5%) must be available for sale and supply on the premises throughout the event.
- d) Non-alcoholic beverages must be available for sale and supply on the premises for the entire period of the special licence. The application specifies juices, soft drinks, ginger beer and water.
- e) The licensee must provide assistance with or information about alternative forms of transport from the premises. The application states accommodation can be provided if required.
- f) A copy of this licence, together with signs showing the age restriction must be clearly displayed.
- g) Alcohol may be sold or supplied in bottles and cans.
- h) Alcohol must only be sold, supplied, and consumed within the area marked on the plan submitted with the application.
- i) The nominated manager must be present or available throughout the entire period of operation that pertain to the hours of the Special Alcohol Licence, to ensure the requirement of the Act in relation to the sale of alcohol to prohibited persons are observed. Nominated manager: Emma Louise Elza Moore.

In terms of s.142 (g) and (i) of the Act the premises, situated at 2080 Omarama Lindis Pass Road, Omarama are more precisely identified in a plan dated as accepted by the District Licensing Committee on **8 February 2024**.

DATED at OAMARU this 8th day of February 2024



Chair
Waitaki District Licensing Committee

