

IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by Tokarahi Collie Club
pursuant to s.137 and s.138 of the Act for
a special licence in respect of premises
situated at 1540 Danseys Pass Road
Oamaru 9491 known as "**Mt Alexander**"

BEFORE THE WAITAKI DISTRICT LICENSING COMMITTEE

Chairman: Cr Jim Hopkins

DECISION – ON PAPERS

This is an application by Tokarahi Collie Club for a Special Licence in respect of premises situated at 1540 Danseys Pass Road Naseby-Livingstone 9491 known as "**Mt Alexander**".

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 10.30pm on both days.

Reducing the evening hours during which alcohol may be sold on both days from 11.00 pm to 10.30pm is intended to reduce the risk of possible alcohol related harm arising should sales continue until the conclusion of the event on Sunday and Monday which appears, in the application, to be the same as the hours sought for the sales of alcohol. If that is the case, it is felt it would be prudent to ensure the sale of alcohol stops at a time prior to the event itself concluding. This would better reflect the Object of the Sale and Supply of Alcohol Act 2012 as 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 readily acknowledged that the Tokarahi Collie Club has held incident free events for many decades and that there is a low risk of any problems arising at its event this year. However, noting the Object of the Act, the amendment requiring alcohol sales to stop prior to the scheduled conclusion of an event is deemed to be a precautionary measure, and one that should apply generally but particularly to events finishing late at night or in the early hours of the following day. The decision has been made on the papers and the Chair of the Licensing Committee would consider further amendment to the hours permitted for the sale of alcohol if provided with assurance that those hours were not the same as the hours intended for the events themselves.

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

Section 147 (3) - Compulsory conditions

- (a) Alcohol may only be sold under the licence only on the following days and during the following hours:
 - **Sunday 17 March 2024 and Monday 18 March 2024
from 11.00am to 10.30pm on both days.**
- (b) Drinking water must be freely available on the bar as specified in the application.

(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 as specified in the application must be available for consumption on the premises at all times alcohol is being sold or supplied. Food specified includes BBQ meats, buns, salads, cold meats, potatoes.
- c) Low-alcohol beer must be available for sale and supply on the premises throughout the duration of the Special Licence.
- d) Non-alcoholic beverages such as soft drinks and water must be available for sale and supply on the premises throughout the duration of the Special Licence.
- e) The licensee must provide assistance with or information about alternative forms of transport from the premises. Sober drivers or accommodation have been specified in the application.
- f) A copy of this licence, together with signs showing the age restriction must be clearly displayed.
- g) Alcohol must only be sold, supplied, and consumed within the area marked on the plan submitted with the application.

In terms of s.142 (g) and (i) of the Act the premises, situated at 1540 Danseys Pass Road Oamaru 9491 are more precisely identified in a plan dated as accepted by the District Licensing Committee on **22 February 2024**.

DATED at OAMARU this 22nd day of February 2024



Chair
Waitaki District Licensing Committee

