

Application number: 036/SOL/038/2024

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **Whanganui District Council** for a special-licence pursuant to section 138 of the Act on the occasion of a 'Club Rugby Finals Matches'.

BEFORE THE WHANGANUI DISTRICT LICENSING COMMITTEE

Commissioner
Mr S G Hylton



DECISION

1. Introduction

This is an application by the Whanganui District Council for a special licence in regard to an event to be held at the Cooks Gardens Events Centre, 99 St Hill Street, Whanganui. The nature of the event for which the licence is sought are the "Club Rugby Finals Matches".

The date and hours sought is –

- **Saturday 13 July 2024, between 12.00 midday and 9.00 pm.**

2. Application

The application was received on 14th May 2021 and included a site plan, floor plan, Host Responsibility Plan, menu and supporting letters.

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 on 27 May 2024.

Medical Officer of Health – No opposition within report received on 27 May 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. Draft conditions are also offered by the inspector.

The application file and inspectors report raised the following pertinent points –

- The applicant is the local Council who will run the event through their events management team and have taken responsibility for the licence. The event is Club Rugby Finals matches.
- The applicant holds an On Licence for their Event Centre (being those internal areas of the Snell Pavilion described as the Main Grandstand Conference facility) where on this occasion it is desired to provide a licensed option to those additional areas within the confines of the Cooks Gardens Sporting Complex including the outdoor open space areas.
- The bar area (point of sale) is located within the foyer area of the pavilion where purchased beverages are opened and then carried to the licensed areas for consumption. This too is monitored by security staff and those Licensed Managers provided to this event.
- The applicant has managed these types of events at this venue at times previously.
- Suitability is not challenged
- The premises is a premier sporting facility in the middle of the town and CBD. The issuing of a special licence should not reduce the amenity and good order of the locality.
- The licensed area layout was provided within the site plan. The following parts of the venue are designated as an '**Undesignated**' area: All areas within the confines of the Cooks Gardens Sporting Complex **other than** those internal areas of the Snell Pavilion described as the Main Grandstand Conference facility.
- The hours appear relevant for the event being undertaken.
- Five certified managers have been nominated for the licence. Other security guards are also employed to assist.
- Both the Police and MOH have no opposition to the application.

I concur with the inspector's assessment and conditions for the proposed event.

4. Decision

Accordingly the application for Special Licence is **Approved** for issue subject to the conditions outlined in the inspectors report.

DATED at Whanganui this 6 June 2024.



Secretary
Whanganui District Licensing Committee

