

Decision N° **SP1739**

In the Matter

of the Sale and Supply of Alcohol Act 2012

and

In the Matter

of an application by **Malcolm Henry Barnes on behalf of the Northern Wairoa Boating Club** for a Special Licence pursuant to s.142 of the Act in respect of premises situated at **Totara Street, Dargaville, Kaipara District** known as “**Northern Wairoa Boating Club**”

Before the Kaipara District Licensing Committee

Chair: Mr Peter Winder

In Attendance: Governance Services Manager: Sean Mahoney

General Manager Planning and Regulatory: Fran Mikulicic

Chief Licensing Inspector: Rachel Sheppard

Decision (On the Papers)

This is for an application by Malcolm Henry Barnes on behalf of the Northern Wairoa Boating Club for a Special licence in respect of premises situated at Totara Street, Dargaville, Kaipara District and known as the Northern Wairoa Boating Club. The application is for a Motorcycle Club Rally and Annual Boating Club Regatta to be held on Saturday 30 January 2016 from 2.00pm until 6.00pm and Saturday 06 February 2016 from 11.00am until 1.00am the following day.

This application was made under section 138 of the Sale and Supply of Alcohol Act 2012 and is being determined by the District Licencing Committee under section 191(2).

The application was referred to the Police, Medical Officer of Health and Inspector for comment.

No matters in opposition have been raised in respect of the application.



In addition to the two named certified Managers for the event, Elaine Suzanne Kelly and Rodney Wilson are appointed as responsible persons pursuant to s.213(2) and may be rostered as bar staff any time that the premises is open for the sale and supply of alcohol.

We are satisfied as to the matters to which we must have regard as set out in s.142 of the Act and we grant the applicant a Special Licence.

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

- **Saturday 30 January 2016 from 2.00pm to 6.00pm.**
- **Saturday 06 February 2016 from 11.00am to 1.00am the following day.**

The licence will be subject to the following conditions:

- a) The licensee shall have available for consumption on the premises, at all times when alcohol may be sold under the licence, a reasonable range of non-alcoholic refreshments.
- b) A variety of substantial foods shall be available as detailed by the applicant for consumption on the premises at all times when the premises are authorised to be open for the sale and supply of alcohol. The range of food will include toasted sandwiches, sausages, hot dogs, chips, fish burgers, evening meals will include roast meat, vegetables, salads and dessert.
- c) Low-alcohol beverages of the nature stated on the application form, must be available for sale and supply on the premises at all times when the premises are authorised to be open for the sale of alcohol.
- d) Drinking water be freely available to all customers at all times that the premises are open for the sale and supply of alcohol. 'Freely available' to customers, in relation to water, means -
 - (i) *Supplied free in clean drinking vessels on request; or*
 - (ii) *Available free in larger containers from which it may be easily poured or drawn by customers, together with clean drinking vessels that are also available free nearby; or*
 - (iii) *Available free from a tap to which customers have easy access, together with clean drinking vessels that are also available free nearby.*
- e) The steps detailed in the application form must be taken by the licensee to provide assistance with or information about alternative forms of transport from the licensed premises.
- f) The steps as detailed in the application form must be taken by the licensee to promote the responsible consumption of alcohol.



- g) The following steps shall be taken by the licensee to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
- At least one certified Manager together with one responsible person to be rostered on duty at all times.
 - Host responsibility techniques to be applied to ensure no intoxication.
 - No sale of alcohol to minors or intoxicated persons allowed.
- h) Members of the public shall be excluded from the premises in the following circumstances:
- If an intoxicated or otherwise prohibited person under the Act.
- i) Alcohol may only be served in the following containers:
- Beer shall be by way of beer handles or single serve glassware as supplied by the premises, single serve 330ml or 750ml bottles.
 - Wine and spirits shall be by way of single serve glassware as supplied by the premises.
 - Pre-mixes/RTD's shall be by way of single serve glassware as supplied by the premises or single serve 330ml bottles.

DATED at **Dargaville** this **27th** day of **January** 2016.



Peter Winder
Chair
Kaipara District Licensing Committee

