

Decision N° **SP1740**

In the Matter

of the Sale and Supply of Alcohol Act 2012

and

In the Matter

of an application by **Nicola Madeline Deveraux on behalf of Te Whai Bay Wines** for a Special Licence pursuant to s.142 of the Act in respect of premises situated at **367 King Road, Mangawhai, Kaipara District** known as “**Te Whai Bay Wines**”

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 Nicola Madeline Deveraux on behalf of Te Whai Bay Wines for a Special licence in respect of premises situated at 367 King Road, Mangawhai, Kaipara District and known as Te Whai Bay Wines. The application is for a Wedding Celebration between Jo Aitkin and John Irwing to be held on Saturday 17 December 2016 from 6.00pm until 11.45pm.

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.



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.

In addition to Nicola Madeline Deveraux as Manager for the event, we also appoint under s.213(2) of the Act John Buchanan Burt, Emma Smith, Archie Smith and Ben Deveraux as responsible persons for the event.

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

- **Saturday 17 December 2016 from 6.00pm to 11.45pm.**

The licence will be subject to the following conditions:

- 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.
- 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 a selection of canapes, chicken thighs, beef, pork, lamb or seafood, vegetarian options, salads and a choice of desserts.
- 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.
- 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 -
 - Supplied free in clean drinking vessels on request; or*
 - 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*
 - Available free from a tap to which customers have easy access, together with clean drinking vessels that are also available free nearby.*
- 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.
- 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:
- The named Manager or 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 single serve glassware as supplied by the premises or 330ml-500ml bottles.
 - Wine shall be by way of single serve glassware as supplied by the premises or 750ml shared bottles.

DATED at Dargaville this 22nd day of February 2016.



Peter Winder
Chair
Kaipara District Licensing Committee

