

Decision N° **SP1762**

In the Matter

of the Sale and Supply of Alcohol Act 2012

and

In the Matter

of an application by **Erin Rochelle Wilson-Collins on behalf of Dargaville Little Theatre** for a Special Licence pursuant to s.142 of the Act in respect of premises situated at **241 Victoria Street, Dargaville, Kaipara District** known as “**Dargaville Little Theatre**”

Before the Kaipara District Licensing Committee

Chair: Mr Peter Winder

In Attendance: General Manager Planning and Regulatory: Fran Mikulicic
Regulatory Manager: Dean Nuralli
Governance Services Manager: Sean Mahoney
Chief Licensing Inspector: Rachel Sheppard

Decision (On the Papers)

This is for an application by Erin Rochelle Wilson-Collins on behalf of Dargaville Little Theatre for a Special licence in respect of premises situated at 241 Victoria Street, Dargaville, Kaipara District and known as the Dargaville Little Theatre. The application is for Dargaville Little Theatre Variety Shows to be held during July and August 2016.

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.

Under s.213(2) of the Act we exempt the holder of the Special Licence from having to appoint at least one certified Manager and instead appoint Erin Rochelle Wilson-Collins, Deborah Marie Allen, Brenda Delphine Polwart and Adrian Peter Humm as responsible persons to assist in management of the premises at any time that the licence is in force.

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 23 July 2016 from 4.00pm to 12.00pm.**
- **Thursday 28 July 2016 from 5.30pm to 11.00pm.**
- **Thursday 4 August 2016 from 5.30pm to 11.00pm.**
- **Saturday 6 August 2016 from 5.30pm to 11.00pm.**
- **Sunday 7 August 2016 from 2.00pm to 6.00pm.**
- **Friday 12 August 2016 from 5.30pm to 11.00pm.**
- **Saturday 13 August 2016 from 2.00pm to 11.00pm.**
- **Friday 19 August 2016 from 5.30pm to 11.00pm.**
- **Saturday 20 August 2016 from 5.30pm to 11.00pm.**

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 a selection of sausage rolls, mini savouries, crostini with toppings, spring rolls, samosas, vegetables canapes, muffins, cupcakes, slices.
- 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) Potable drinking water is to 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 responsible person to be 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 330ml – 375ml bottles.
 - Wine shall be by way of single serve glassware as supplied by the premises.
 - Cocktails shall be by way of single serve glassware as supplied by the premises.

DATED at **Dargaville** this **12th** day of **July** 2016.

Peter Winder
Chair
Kaipara District Licensing Committee