

Decision N° **SP1765**

In the Matter

of the Sale and Supply of Alcohol Act 2012

and

In the Matter

of an application by **Rueben Francis Brooker** for a Special Licence pursuant to s.142 of the Act in respect of premises situated at **Worsfold's Farm, 420 Settlement Road, Kaiwaka, Kaipara District** known as the "**Northern Bass Music Festival**"

Before the Kaipara District Licensing Committee

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

Decision (On the Papers)

This is for an application by Rueben Francis Brooker for a Special licence in respect of premises situated at Worsfold's Farm, 420 Settlement Road, Kaiwaka, Kaipara District and known as the Northern Bass Music Festival. The application is for a music festival to be held from Thursday 29 December 2016 until Saturday 31 December 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(1).

The application was referred to the Police, Medical Officer of Health and Inspector for comment. The Medical Officer of Health initially was unable to provide a full report due to requiring a pre event meeting with the applicant and other agencies. The report from the Licensing Inspector on 13 October 2016 does not oppose the application and advises that the impact of this annual event on amenity and good order is expected to be minor as has been the case in previous years.



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The Police report received on 12 August 2016 while not opposing the applied increased hours from previous years due to the events being run for the last four years over the New Year period very well, recommends to the District Licensing Committee that this year's event be aligned to the same or similar hours as the 2015/2016 event.

The Medical Officer of Health initially was unable to provide a full report due to requiring a pre event meeting with the applicant and other agencies. On the 03 October 2016 the Medical Officer of Health report advised no opposition to the application as the applicant has agreed to reduce the hours for alcohol sales.

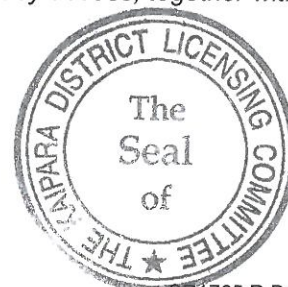
We are satisfied as to the matters to which we must have regard as set out in s.142 of the Act and we grant the applicant a Special Licence.

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

- **Thursday 29 December 2016 from 11.00am to 01.00am the following day.**
- **Friday 30 December 2016 from 11.00am to 2.30am the following day.**
- **Saturday 31 December 2016 from 11.00am to 3.30am 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 a selection of foods from the following vendors:- Hell Pizza, Fatimas, Beverage Sisters, Fyrefly, Nathan, The Cow Shed, Hotdog Express, Station Grill, Donut Express and Fritz.
- 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:
 - The responsible persons 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 depressurized cans.
 - Wine shall be by way of single serve 150 ml globelets as supplied by the premises.
 - Spirits shall be by way of single serve 30ml vessel as supplied by the premises.
 - Premix RTD's shall be by way of single serve 250ml globelet.
- j) The maximum number of drinks which can be served per person shall be restricted as follows:
 - Up to 8:00pm a maximum of 4 drinks per person
 - Between 8:00pm and 1:00am the following day a maximum of 2 drinks, and
 - From 1:00am onwards a maximum of 1 drink.

DATED at Mangawhai this 1st day of **November** 2016.



Mark Farnsworth

Chair

Kaipara District Licensing Committee

