

Decision N° **SP1782**

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 Northern Wairoa Boating Club Incorporated** for a Special Licence pursuant to s.142 of the Act in respect of premises situated at **21 Totara Street, Dargaville, Kaipara District** known as **“Northern Wairoa Boating Club”**.

**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 Malcolm Henry Barnes for a Special Licence in respect of premises situated at 21 Totara Street, Dargaville, Kaipara District and known as the Northern Wairoa Boating Club. The application is made in respect for two events, described as the Carters Christmas Function to be held on Friday 09 December 2016, from 6.00pm to 1.00am the following day, and the Dargaville Vet's Christmas Function to be held on Wednesday 14 December 2016 from 6.00pm 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).



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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.

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

- **Friday 09 December 2016 from 6.00pm to 1.00am the following day.**
- **Wednesday 14 December 2016 from 6.00pm 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 a selection of roast beef, roast chicken, roast lamb, ham on the bone, potato salad, ranch slaw and bread rolls.
- 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 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:
- i. Beer shall be by way of single serve 400ml handles, 330ml or 750ml bottles.
  - ii. Wine shall be by way of single serve 200ml glassware.
  - iii. Spirits shall be by way of a single serve 200ml or 400ml glassware.
  - iv. RTDs shall be by the way of single serve 330ml bottles

**DATED** at Mangawhai this 02<sup>nd</sup> day of December 2016.



Mark Farnsworth MNZM

Chair

Kaipara District Licensing Committee

