

Decision N° **SP1826-2017**

**IN THE MATTER**

of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by **Millars Vineyard Limited** for a special licence pursuant to s.142 of the Act in respect of premises situated at **26 Bush Lane, Mangawhai**, Kaipara District known as "**Millars Vineyard**".

**Before the Kaipara District Licensing Committee**

Chair: Mr Mark Farnsworth  
On Call Chief Licensing Inspector: Rachel Sheppard

**DECISION (ON THE PAPERS)**

This is for an application by Millars Vineyard Limited for a special licence in respect of premises situated at 26 Bush Lane, Mangawhai and known as Millars Vineyard. The application is made in respect of a series of events described as the Mangawhai Volunteer Fire Brigade art auction and fundraiser to be held on Saturday 27 January 2018 from 1.00pm to 5.00pm and two wedding celebrations to be held on Saturday 10 February 2018 from 1.00pm to 4.00pm and Saturday 24 February 2018 from 1.00pm to 11.30pm.

This application was made under section 138 of the Sale and Supply of Alcohol Act 2012 and is being determined by the District Licensing 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.

The special licence 03/SP/1826/2017 will be subject to the following conditions:

- a) Alcohol may be sold under the licence only on the following days and during the following hours:  
Saturday 27 January 2018 from 1.00pm to 5.00pm  
Saturday 10 February 2018 from 1.00pm to 4.00pm  
Saturday 24 February 2018 from 1.00pm to 11.30pm
- b) 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.
- c) A minimum of three substantial food options shall be available at all times that the special licence is in force. The range of food shall be similar to that shown on any menu submitted or a range of food in the nature of pies, sandwiches, filled rolls, pizza and the like.



- d) 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.
- e) 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.*
- f) 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.
- g) The steps as detailed in the application form must be taken by the licensee to promote the responsible consumption of alcohol.
- h) 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:
- One named 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.
- i) Members of the public shall be excluded from the premises in the following circumstances:
- If an intoxicated or otherwise prohibited person under the Act.
- j) Alcohol may only be served in the following containers:
- i. Beer shall be by way of single serve 330ml bottles or single serve cans;
  - ii. Wine shall be by way of 750ml bottles or single serve glassware.

**DATED at Mangawhai this 20th day of December 2017**



Mark Farnsworth MNZM  
Chair  
Kaipara District Licensing Committee

