










**BULLER DISTRICT LICENSING COMMITTEE : AGENDA FOR DETERMINATION OF APPLICATIONS**

Date: 17 July 2016 – 25 July 2016

Venue: Reefton / Westport

Chair: Graeme Neylon Committee Members: for TAs only: also Hamish Macbeth, Phil Rutherford

Decision	Year	Lic/Cert	Type	Lic No	BDC Ref	Name1	Premises	Approved/Declined
DLC/087		/2016	CERT	New	54/CERT/026/2016	MC160011	Denise Lucy Aitken	Approved 
DLC/088		/2016	CERT	New	54/CERT/027/2016	MC160014	Melanie Frances Gare	Approved 
DLC/089		/2016	SP	On site	54/SP/022/2016	SP160023	Reefton Rugby Football Club	Approved 
DLC/090		/2016	SP	On site	54/SP/023/2016	SP160022	Reefton WMC	Approved 
DLC/091		/2016	SP	On site	54/SP/024/2016	SP160021	Little Wanganui Hall Domain Board	Approved 
DLC/092		/2016	OFF	Renewal	54/OFF/004/2016	OF140001	Parry Acklin Ltd	Approved 
DLC/093		/2016	TA	On licence	54/TA/012/2016	TA16013	Darecj Ltd	Approved 
DLC/094		/2016	CERT	New	54/CERT/028/2016	MC160016	Kayla Marie Scanlon	Approved 
DLC/095		/2016	ON	New	54/ON/007/2016	ON160004	Darecj Limited	Approved 

Application No.: ON160004  
Decision No.: DLC/095/2016

**IN THE MATTER** of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER** of an application by **Darecj Limited**  
(the licensee) for On-Licence  
pursuant to ss. 14 of the Act for  
premises situated at State Highway 31  
Main Road, Ngakawau

BULLER DISTRICT LICENSING COMMITTEE  
UNCONTESTED APPLICATION DECISION

Chairperson: Graeme Neylon

**Authority of Chairperson**

The functions, powers and duties of the District Licensing Committee is delegated to the committee chairperson under section 191(2) of the Sale and Supply of Alcohol Act 2012 when no objection has been filed, and no matters of opposition have been raised by the Police, Medical Officer of Health or the Inspector in respect of the following applications:

- An application for a licence
- An application for a manager's certificate
- An application for renewal of a licence or manager's certificate

**Decision**

There have been no objections received in regards to this application and as such I am able to consider it on the papers put before me. The applicant, Darecj Limited, is seeking a new on-licence for premises located at 31 Main Road Ngakawau and known as the Charming Creek Tavern.

Darecj Limited is a New Zealand Company with Wayne Murray Jones and Waina-Marie Jones as directors and equal shareholders of the company. Both are involved in the day to day operation of the Charming Creek Tavern and Wayne Jones is the holder of a current managers certificate. Mr Jones owned and operated the Post Boy Hotel in Nelson for the past 4-5 years and was also involved in the management of a league club in Howick.

  
NZ Police have no objections to Waina-Marie Jones being a director and shareholder of the applicant company in terms of this company being granted a new on-licence.

The company has been operating the premises with a Temporary Authority since 1<sup>st</sup> April 2016 and there have been no adverse reports received I that time.

The NZ Police and the Medical Officer of Health have no objections to the granting of this application and a favourable report to the application has been received from the Chief Licencing Inspector. There is nothing in the papers put before me that would indicate that the applicant is not suitable to be the holder of an on-licence.

The applicant is seeking operating hours of 8.00am to 1.00am the following day Monday to Sunday and these hours are within the default hours as set out in the Act.

The premises have not been altered since being purchased by the applicant and consist of a split level public bar area containing tables and chairs and also with bar leaners and stools and there is a small lounge area that connects with the dedicated dining area. There are two pool tables and a large screen TV but the premises do not have any gaming machines.

The dining/cafe area has a separate external entrance and with an attached deck area and there is also a grassed area adjacent to the deck and facing Tyler Road. There is another separate area adjacent to and accessible from the public bar set aside as the dedicated smoking area.

All areas are well lit and all of the public bar is visible from behind the bar by staff. The smokers area is not readily visible from behind the bar but is regularly monitored by staff. The lounge area is rarely used but is accessible from the public bar. The dining area and the deck and grassed area is visible by staff from the kitchen/serving area.

The applicant has requested that the public bar area and the smokers area be designated as supervised and that the small lounge area, café, deck and surrounding grassed area be undesignated with alcohol only to be consumed by those dining in the outdoor area.

The applicant is only intending to provide food and beverages with pool tables and television viewing as recreation activities.

The premises are accessed off Tyler road even though the physical address is 31 Main Road Ngakawau and there are several residential dwellings located nearby in Tyler Road and the premises border on the Ngakawau Domain. There is ample off street parking either within the Tavern site or on the domain area.

It is not expected that the amenity or good order of the neighbourhood will be affected in any other than a minor way and the operation has not resulted in any noise or other complaints from neighbours.

The applicant has listed one suitably qualified nominated duty manager on the application but the Chief Licencing Inspector reports that a further two nominated managers are now listed.

A range of non-alcohol beverages is always available and the dining room is open from 10.00am to 8.30pm every day with food available over the bar from 8.30pm until closing. Free water is available on the premises at all times.

The applicant has a host responsibility policy in place and staff and appropriate signage is displayed and ID is requested by staff from all those who look under 25 years of age. Intoxicated persons will not be served and sober drivers are encouraged and the applicant has a courtesy van available if required with phone access available for those wishing to arrange an alternative form of transport home.

No promotions have been identified as not complying with the National Protocol on Alcohol Promotions and there are no happy hours advertised for these premises. This application is for an on-licence only so no off-licence sales will be permitted.

I am satisfied that the sale, supply and consumption of alcohol can be under taken safely and responsibly by the applicant and that any harm that may be caused by excessive or inappropriate consumption of alcohol can be minimised by the steps as outlined by the applicant in this application.

The application appears to meet the criteria as required under s.105 of The Act and I therefore grant the application from Darecj Limited for a new on-licence for the premises located at 31 Main Road Ngakawau and known as the Charming Creek Tavern. The licence will be issued on receipt of annual fee payable as per Section 15, Sale and Supply of Alcohol (Fees) Regulations 2013.

#### **S 15 Time when annual fees are payable for new licences**

- If a new on-licence, off-licence, or club licence is applied for and issued after the commencement of these regulations,—
  - (a) the annual fee for the licence must be paid before the licence is issued; and
  - (b) subsequently, the annual fee for the licence must be paid on the anniversary of the date on which the licence was issued.

#### **The On-Licence will be subject to the following conditions:**

1. No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1.00pm on Anzac Day to any person who is not: (i) residing or lodging on the premises; or (ii) present on the premises to dine.
2. Alcohol may be sold only on the following days and during the following hours: Monday to Sunday 8.00am to 1.00am the following day to any person EXCEPT THAT on the Thursday before Good Friday; and on Easter Saturday; and on Christmas Eve; and on the day before Anzac Day, alcohol may only be sold between 8.00am and 12.00midnight.
3. Drinking water must be freely available from the bar and dining room while the premises are open for the sale and supply of alcohol.
4. The following steps must be taken to promote the responsible consumption of alcohol:
  - (i) A Host Responsibility Policy must be maintained and displayed and the Licensee must ensure all staff receive training in their responsibilities and obligations under the Sale and Supply of Alcohol Act 2012.
  - (ii) A range of food choices must be readily available at reasonable prices at all times that the premises are open. Menus must be visible and food actively promoted.
  - (iii) A range of non-alcoholic and low-alcoholic drinks must be readily available at reasonable prices.
  - (iv) Information relating to safe transport options must be readily available to customers. A phone must also be available on request for customers to arrange safe transport.
5. The following steps must be taken to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
  - (i) ID is to be requested from any person who looks under 25 years of age.
  - (ii) There must be no sale or supply of alcohol to minors or intoxicated persons.
  - (iii) There must be displayed at every point of sale appropriate signs detailing these restrictions.
6. The following parts of the premises are designated as a:
  - (i) Supervised area: Public bar and smokers area.
  - (ii) Undesignated area: Lounge area, café, deck and grassed area outside of café.

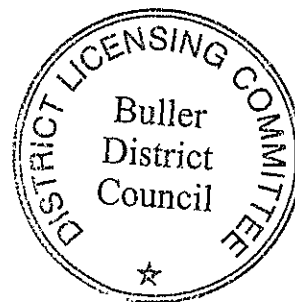
7. Alcohol may only be consumed in the deck/grassed area by persons who are dining.
8. The applicant's attention is also drawn to ss.56-57 and 214(3) of the Act obliging the licence holder to display:-
  - (i) A sign at each principal entrance to the premises attached to the inside or outside of the premises, so as to be easily read by persons immediately outside the entrance, stating the ordinary hours of business during which the premises will be open for the sale of alcohol; AND
  - (ii) A copy of the licence including conditions, must be attached to the inside of the premises at the principal and secondary entrances, so as to be easily read by persons immediately outside the entrance. The entrance to the premises at the front of the tavern is designated as the principal entrance. AND
  - (iii) A sign prominently displayed inside the premises, which identifies by name the manager for the time being on duty.
9. No off-licence sales permitted on these premises.

DATED at Westport this 25<sup>th</sup> day of July 2016



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Graeme Neylon  
CHAIRPERSON  
BULLER DISTRICT LICENSING COMMITTEE



**IN THE MATTER**

Section 64 of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by Kayla Marie Scanlon for a new manager's certificate pursuant to s.221 of the Act

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**DECISION FOR UNCONTESTED NEW MANAGER'S CERTIFICATE**

**Authority**

The functions, powers and duties of the District Licensing Committee is delegated to the committee chairperson under section 191(2) of the Sale and Supply of Alcohol Act 2012 where no objections have been filed, and no matters of opposition have been raised by the Police, Medical Officer of Health or the Inspector in respect of the following applications:

- An application for a licence
- An application for a manager's certificate
- An application for renewal of a licence or manager's certificate

**Summary and Evaluation of Evidence**

There have been no objections received in regards to this application so as such I am able to consider it on the papers put before me.

The applicant, Kayla Marie Scanlon, is seeking a new managers certificate and she has gained and supplied a copy of the required relevant qualifications.

Ms Scanlon is currently employed at the Cosmopolitan Hotel in Westport on a part time basis where she has been working for the last five years. A work reference has been supplied by the owner/operator of the Cosmopolitan Hotel and a further character reference has also been supplied.

The applicant has some experience working in on-licenced premises and appears to have a good knowledge of the requirements of the Act and the host responsibility requirements for a good manager.

There have been no adverse reports received in regards to the management of Cosmopolitan Hotel.

The NZ Police have no objections to this application and the applicant has received a favourable report from the Chief Licencing Inspector.

There is nothing in the papers put before me that would indicate that the applicant is not a suitable person to be the holder of a manager's certificate.

I am satisfied that the applicant appears to be able to manage licenced premises with the aim of contributing to the reduction of alcohol related harm that may be caused by excessive or inappropriate consumption of alcohol and is aware of the requirement to have food and non-alcohol beverages available at all times as well as providing a means for patrons to arrange for alternative transport options.

The applicant is aware of her responsibilities regarding not serving minors and for checking ID's for those who under 25 years of age.

The application appears to meet the criteria required under s.222 of the Act therefore I grant the application from Kayla Marie Scanlon for a new manager's certificate.

**Decision**

I determine that the application for a new manager's certificate as noted above be granted.

Dated at Reefton this 25th day of July 2016



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Graeme Neylon  
CHAIRPERSON  
BULLER DISTRICT LICENSING COMMITTEE

**IN THE MATTER**

of the Sale and Supply of Alcohol Act  
2012

**AND**

**IN THE MATTER** of an application Darecj Limited for temporary authority for an on-licence for premises situated at 31 Main Road, Ngakawau and known as "Charming Creek Tavern"

**BEFORE THE BULLER DISTRICT LICENSING COMMITTEE**

Chairperson: Cr Graeme Neylon  
Committee Members: Hamish Macbeth  
Phil Rutherford

**DECISION**

There have been no objections received in regards to this application and as such the Buller District Licencing Committee is able to consider the application on the papers put before it. The Act allows for the individual committee members to consider the papers put before them without meeting and for a joint decision to be made on the application.

There have been no objections received in regards to this application and as such the Buller District Licencing Committee is able to consider the application on the papers put before it. The Act allows for the individual committee members to consider the papers put before them without meeting and for a joint decision to be made on the application.

The applicant, Darecj Limited is making application for a temporary authority for an on-licence for premises known as Charming Creek Tavern. The premises are situated at 31 Main Road Ngakawau and the underlying licence expires on 4<sup>th</sup> July 2018.

The applicant has purchased the business from the existing business owners and the holders of the on-licence and has submitted an application for a new on-licence but require a further temporary authority to allow them to keep operating while this application is being processed.

Darecj Limited is a New Zealand Limited company with Waina-marie Jones and Wayne Murray Jones listed as directors and joint shareholders along with Generation Trustees Limited.

Wayne Jones is the holder of a current manager's certificate and will be involved in the day to day operation of the business. A further two suitably qualified managers have been nominated since the granting of the first temporary authority for this applicant.

The NZ Police have no objections and the report from the Chief Licencing Inspector is favourable to the applicant.

There is nothing in the papers put before the committee that would indicate that the applicant is not suitable to be the holder of a temporary authority to operate an on-licence.

The premises have been in operation as a tavern for a considerable time and the applicant is not seeking to change this under this application and the hours of operation will be the hours allowed for under the present on-licence 54/0N/13/2015.



Accordingly, District Licencing Committee members Neylon, Macbeth and Rutherford grant an Order authorising the sale and supply of alcohol on the premises situated at 31 Main Road, Ngakawau and known as "Charming Creek Tavern" to any person for consumption on the premises and to let people consume alcohol there, for three months and authorise the issue of the Order.

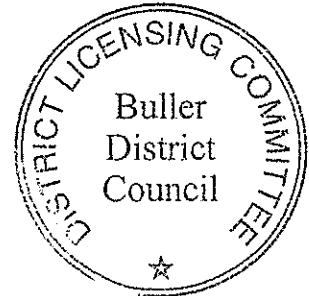
The applicant's attention is drawn to s.136 of the Act obliging the holder of the Order to:

1. Ensure that the on-licence remains in force for the term of the Order.
2. Comply with the same duties, conditions, obligations and liabilities as required by the current on-licence **54/ON/13/2015**.
3. Comply with the conditions of the Order.

**DATED** at Westport on the 18<sup>th</sup> day of July 2016.



**Chairperson  
Buller District Licensing Committee**



LLAdec9 (supermarket – grocery)

Decision No. DLC/092/2016

**IN THE MATTER**

of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by Parry Acklin Limited for an off-licence pursuant to s.17 of the Act in respect of premises situated at 244 Palmerston Street, Westport known as "New World Westport"

**BEFORE THE BULLER DISTRICT LICENSING COMMITTEE**

Chairman: Graeme Neylon

**DECISION**

There have been no objections received in regards to this application and as such I am able to consider it on the papers put before me.

The applicant, Parry Acklin Limited, is seeking renewal of an off-licence for premises located at 244 Palmerston Street Westport and known as New World Westport.

Parry Acklin Limited is a New Zealand registered company with Christopher John Acklin and Salu Kathleen Acklin joint shareholders and directors of the company who have owned and operated New World stores for more than 7 years with the last 12 months in New World Westport. There have been no adverse reports or complaints received regarding the management of these premises during that time.

The applicant is also seeking a waiver under s.208 of the Act as there was an inadvertent omission in publishing the first public notice of the application outside of the required 10 working day period from the lodging of the application. The applicant submits that the supermarket has been operating for a long length of time without ever having any enforcement actions taken.

While this is no doubt true the requirements of the Act regarding applications are clearly spelt out and the onus is on the applicant to comply with these requirements. However, I am satisfied that in this case no one has been disadvantaged by the late publication of the notice and I grant the waiver.

Christopher Acklin is the holder of a current managers certificate and the application also lists a further 10 employees who also hold current manager certificates. All check out operators and senior staff have on line training in the sale of alcohol offered by Foodstuffs.

The NZ police and the Medical Officer of Health have no objections to the granting of this application and the Chief Licensing Inspector has provided a favourable report. There is nothing in the papers put before me that would indicate that the applicant is not suitable to be the holder of an off-licence.

The applicant is seeking to vary the current operating hours to allow shoppers still in the supermarket after 8.30pm to conclude sales of goods that may include alcohol. This extension of current operating hours seems entirely reasonable. The current operating hours are 8.00am to 8.30pm and this application is seeking 8.00am to 8.45pm Monday to Sunday.

There has been no change to the layout of the purpose built supermarket since the last renewal with alcohol displayed in one single aisle at the rear of the store and an end of aisle display of alcohol at the end of another aisle also near the rear of the store.

**This layout complies with the requirements of the Act as determined by the ARLA decision (NZARLA PH 65-65) but it is noted that this decision is under appeal to the High Court with a hearing scheduled in October 2016. The Buller District Licencing Committee is reserving the right to rehear this application depending on the outcome of this appeal.**

The applicant appears to have appropriate systems and staff training in place to ensure that the conditions of the off-licence and the requirements of the Act are upheld. A senior operator is required to authorise all sales of alcohol at the checkout.

The premises are located in the commercial zone of Westport with mainly commercial properties neighbouring the supermarket building and the adjoining carpark. However there is one residential property across the road in Adderley Street and there are 3 other off-licenced premises located within Westport but it is not expected that the amenity or good order of the neighbourhood will be affected in by the granting of this application.

There is no alcohol related promotion on the exterior of the building with alcohol promotional material being by way of flyers and newspaper advertising all of which appears to comply with the National Protocols on Alcohol Promotion.

The applicant has put steps in place to train staff to ensure that no alcohol is sold or supplied to any minor, is not sold to any intoxicated persons or is not consumed on site and therefore it would appear that the sale and supply of alcohol is being undertaken safely and responsibly and that any harm that may be caused by excessive or inappropriate consumption of alcohol is being minimised as much as it is able to be by an off-licence holder.

I am satisfied that the application appears to comply with the criteria as required under s.131 of the Act and I therefore grant the application for renewal of the off-licence from Parry Acklin Limited subject to the conditions as noted below:

- a) No alcohol is to be sold or delivered on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day.
- b) No alcohol may be sold other than— (i) beer that complies with the appropriate New Zealand food standard for beer; or (ii) mead that complies with the appropriate New Zealand food standard for mead; or (iii) fruit or vegetable wine that complies with the appropriate New Zealand food standard for fruit or vegetable wine; or (iv) grape wine that complies with the appropriate New Zealand food standard for grape wine; or (v) a food flavouring, prepared for culinary purposes, that is unsuitable for drinking undiluted.
- c) Alcohol may be sold or delivered only on the following days and during the following hours: 8.00am – 8.45pm Monday to Sunday.
- d) The only area delineated on the attached plan is a permitted area for the display and promotion of alcohol.
- e) Drinking water must be freely available for patrons where complimentary samples are being offered.
- f) The following steps must be taken to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed: The licensee must ensure that the provisions of the Act relating to the supply of alcohol to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition of sales to intoxicated persons.

- g) The applicant's attention is also drawn to ss.56-57 and 214(3) of the Act obliging the licence holder to display:-
- (i) A sign at each principal entrance to the premises attached to the inside or outside of the premises, so as to be easily read by persons immediately outside the entrance, stating the ordinary hours of business during which the premises will be open for the sale of alcohol; AND
  - (ii) A copy of the licence including conditions, must be attached to the inside of the premises at each of the principal entrances, so as to be easily read by persons immediately outside the entrance. The entrance from the car park on Palmerston Street is designated as the principal entrance; AND
  - (iii) A sign prominently displayed inside the premises, which identifies by name the manager for the time being on duty.

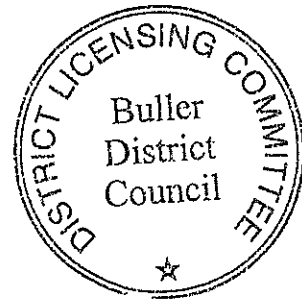
The licence may issue immediately.

**DATED** at Westport this 21<sup>st</sup> day of July 2016



Graeme Neylon  
Chairman

**BULLER DISTRICT LICENSING COMMITTEE**



*Dec SP (special)*

Decision No. DLC/091/2016

**IN THE MATTER**

of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by **LITTLE WANGANUI RECREATIONAL AND DOMAIN BOARD** for a special licence pursuant to s.22 of the Act in respect of premises situated at 3290 Karamea Highway, Little Wanganui known as "Little Wanganui Hall"

**BEFORE THE Buller District Licensing Committee**

**DECISION**

There have been no objections received in regards to this application and as such I am able to consider it on the papers put before me.

The applicant, Little Wanganui Recreational Domain Board, is seeking a special licence to allow for the sale and supply of alcohol at three fund raising events to be held at the Little Wanganui Hall, 3290 Karamea Highway, Little Wanganui.

Tania Alice Shepherd has made application on behalf of the Little Wanganui Recreational Domain Board by virtue of her position as chairperson of the Board.

The applicant has been granted a number of special licences for similar fund raising events over the last few years and there have been no adverse reports from the Police or any incidents reported or complaints received about these previous events.

The NZ Police and the Medical Officer of Health have no objections to the granting of this application and a favourable report has been received from the Chief Licencing Inspector.

There is nothing in the papers put before me that would indicate that the applicant is not suitable to be the holder of a special licence for these three events.

The applicant is intending to hold the first event, a Chinese diner, on 30/07/2016 and seeks operating hours of 6.00pm to midnight on that day.

The second event scheduled for 22/10/2016 is the annual white-baiters ball and the applicant is seeking operating hours of 6.00pm to 2.00am the following day.

The third event, a mid-summer feast, is scheduled for 25/02/2017 and the applicant is seeking operating hours of 6.00pm to midnight on that day.

All three events will take place in the Little Wanganui Hall which is a small community hall with a kitchen and bar located at one end and a stage located at the other end of the hall. Toilets are along one side of the hall and there is a grassed area along side of the hall part of which the applicant will rope off for use by smokers. The applicant would like all of the hall and the roped off grass area to be included in the licenced area.

Tables and chairs will be set up in the hall with a dance floor area during the white-baiters ball as a band will be playing.

The applicant is requesting that the hall and the roped off grassed area be undesignated for the Chinese dinner and the mid-summer feast and the hall area and the roped off grass area be supervised during the white-baiters ball.

The hall is located in a rural area and it is not expected that there will be any other than minor effects on the amenity or good order of the neighbourhood and these minor effects will be of a short duration whilst each event is operating.

The applicant has nominated two suitably qualified duty managers to manage each of the events and they will be assisted by committee members with security persons also on site during the white-baiters ball.

It would appear that the managers and bar staff are well aware of their responsibilities to ensure that no alcohol is sold or supplied to any minor or any intoxicated persons and that ID will be required from any patrons who look under 25 years of age.

Low and non-alcohol beverages and free water will be available at all three events with a three course meal at the Chinese dinner, and a smorgasbord available at the mid-summer feast. The white-baiters ball will provide a large supper as part of the entry fee.

A taxi service will be made available at all three events and there will also be a phone available for those patrons wishing to arrange alternative forms of transport from the event.

From the information put before me I am satisfied that the sale, supply and consumption of alcohol will be undertaken safely and responsibly by the applicant and that any harm that may be caused by excessive or inappropriate consumption of alcohol will be minimised.

The application appears to meet the criteria required as set out in s.142 of the Act and therefore I grant the application from Little Wanganui Recreational Domain Board for a special licence to hold three events at the Little Wanganui Hall subject to conditions noted below.

**The licence will be subject to the following conditions:**

- (a) Alcohol may be sold only on the following days and during the following hours:
 

Chinese Dinner	30 July 2016	6.00pm – midnight
Whitebaiters Ball	22 October 2016	6.00pm-2.00am the following day
Midsummer Feast	25 February 2016	6.00pm - midnight
- (b) Free potable drinking must be available for the duration of the licence on request from the bar.
- (c) Alcohol may be sold in the following types of containers only: Glass vessels.
- (d) The following steps must be taken to promote the responsible consumption of alcohol:
  - (i) Food must be available for consumption for the duration of the licence.
  - (ii) The licensee must have available for consumption, at all times when alcohol is being sold or supplied, a reasonable range of non-alcoholic and low alcohol refreshments.
- (e) Transport options signage must be displayed. A phone must also be available on site to contact an alternative form of transport if required.
- (f) The following steps must be taken to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
  - (i) ID is to be requested from any person who looks under 25 years of age.

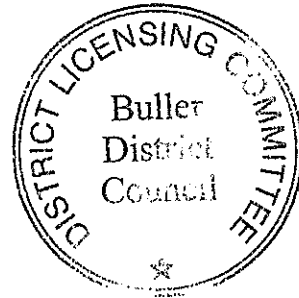
- (ii) There must be no sale or supply of alcohol to minors or intoxicated persons and there must be displayed at every point of sale appropriate signs detailing these restrictions. Any intoxicated persons may not enter or remain on the premises.
- (g) The licensed area for these events are the premises and the fenced off grass area.
- (h) The licensed area is designated as:
  - (i) Supervised for the Whitebaiters Ball 22/10/16.
  - (ii) Undesignated for the Chinese Dinner 30/07/16 and Mid-Summer Feast on 25/02/17.
- (i) The nominated managers appointed for the purpose of this licence are Wayne Roger Eggers and Stephen James Miller. A sign must be displayed identifying the duty manager.

DATED at Westport this 21<sup>st</sup> day of July 2016.



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Graeme Neylon  
**CHAIRMAN**  
**BULLER DISTRICT LICENSING COMMITTEE**



Dec SP (special)

Decision No. DLC/090/2016

**IN THE MATTER**

of the Sale and Supply of Alcohol Act  
2012

**AND**

**IN THE MATTER**

of an application by **REEFTON  
WORKINGMENS CLUB  
INCORPORATED** for a special licence  
pursuant to s.22 of the Act in respect of  
premises situated at 55 Bridge Street,  
Reefton known as "Reefton Workingmens  
Club"

**BEFORE THE Buller District Licensing Committee**

**DECISION**

This is an application by Reefton Workingmens Club Incorporated for a special licence in respect of monthly music jam nights to be held over a period in the premises situated at 55 Bridge Street, Reefton known as "Reefton Workingmens Club".

There have been no objections received in regards to this application and as such I am able to consider it on the papers put before me.

The applicant, Reefton Workingmens Club Incorporated, is seeking a special licence to allow for the sale, supply and consumption of alcohol at a series of regular monthly open mike/jam nights to be held at their premises located at 55 Bridge Street Reefton.

The applicant currently holds a club licence which only allows the sale and supply of alcohol to authorised customers on these premises. In this case an authorised customer is a member of the Reefton Workingmens Club or is a person on the premises at the invitation of, and is accompanied by, a member of the Reefton Workingmens Club.

The applicant is applying for a special licence as some persons attending these events may not fit into the category of an authorised customer.

The applicant has been granted special licences on a number of occasions for various events, including similar events to this application, without any incidents being reported. Nor have there been any adverse reports received from the Police in relation to any of these events.

The NZ Police and the Medical Officer of Health have no objections to the granting of this application and a favourable report has been received from the Chief Licencing Inspector. There is nothing in the papers put before me that would indicate that the applicant is not suitable to be the holder of a special licence.

The applicant is intending holding an event each month for the next 12 months and is seeking operating hours of 7.30pm to 1.00am the following day on each of the days listed below;  
13/08/16 10/09/16 08/10/16 12/11/16 10/12/16 14/01/17 11/02/17 11/03/17 08/04/17  
13/05/17 10/06/17 08/07/17

The focus of the evening events is to allow a variety of people to either play music or sing to music being played and given this nature of the events the operating hours sought are fair and



reasonable and are within the operating hours of the applicants on-licence and are well within the default hours as defined by the Act.

The layout of the club premises will not be materially altered for these events and is considered adequate for these events.

The premises are currently undesignated which allows those under 18 years to be present but the applicant is reminded that under 18 years may not be supplied alcohol unless accompanied by their parent or legal guardian.

The Club is located on the edge of the commercial area in Reefton and has adequate parking on the site and in the adjoining streets. While there are residential properties close by it is not expected that the amenity or good order of neighbourhood will be affected by these events other than in a minor way. Given that the events will only be held monthly and no complaints have been received from past similar events any negative effects will only be of short duration.

The applicant has nominated Kathryn Banks as the manger for these events and Ms Banks is the holder of a current manager's certificate. The applicant has indicated that additional bar staff will be employed for these events. All staff will ask for ID from those who look under 25 years of age and staff will refuse to serve intoxicated persons and patrons who show aggression or act violently will be removed from the premises.

Low alcohol and non-alcohol beverages and free water will be available at these events and food will be available over the bar as per the conditions of the Club's on -licence.

A courtesy vehicle will be available as will a telephone for those wishing to arrange for alternative transport home.

From the papers put before me I am satisfied that the applicant will be able to sell and supply alcohol safely and responsibly at the planned events and that any harm that may be caused by excessive or inappropriate consumption of alcohol will minimised by the actions of the applicant.

The application appears to meet the criteria as required under s.142 of the Act and as such I grant the application from the Reefton Workingmens Club Incorporated for a special licence to hold a series of monthly open mike/jam events over the next 12 months at their premises subject to the following conditions;

**The licence will be subject to the following conditions:**

- (a) Alcohol may be sold only on the following days and during the following hours:  
Events: Musical Jam Session evenings; 7.30pm-1.00am the following day. 13/08/16, 10/09/16, 08/10/16, 12/11/16, 10/12/16, 14/01/17, 11/02/17, 11/03/17, 08/04/17, 13/05/17, 10/06/17, 08/07/17.
- (b) Free potable drinking must be available for the duration of the licence on request from the bar.
- (c) Alcohol may be sold in the following types of containers only: Glass vessels.
- (d) The following steps must be taken to promote the responsible consumption of alcohol:
  - (i) Food must be available for consumption for the duration of the licence.
  - (ii) The licensee must have available for consumption, at all times when alcohol is being sold or supplied, a reasonable range of non-alcoholic and low alcohol refreshments.
- (e) Transport options signage must be displayed. A phone must also be available on site to contact an alternative form of transport if required.

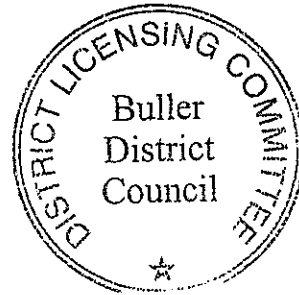
- (f) The following steps must be taken to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
  - (i) ID is to be requested from any person who looks under 25 years of age.
  - (ii) There must be no sale or supply of alcohol to minors or intoxicated persons and there must be displayed at every point of sale appropriate signs detailing these restrictions. Any intoxicated persons may not enter or remain on the premises.
- (g) Any person under 18 will need to be accompanied by a parent or legal guardian and as such the premises are deemed to be designated as supervised.
- (h) This special licence only allows for the sale and supply of alcohol to people for consumption on the premises, it does not include sales through the Club's off-licence.
- (i) The qualified manager appointed for the purpose of this licence is to be Kathryn Melva Banks. A sign must be displayed identifying the duty manager.

DATED at Reefton this 21<sup>st</sup> day of July 2016.



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Graeme Neylon  
**CHAIRMAN**  
**BULLER DISTRICT LICENSING COMMITTEE**



**IN THE MATTER** of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER** of an application by **Reefton Rugby Football Club** (the licensee) for Special Licence pursuant to ss. 22 and 64 of the Act for premises situated at Anderson Road, Reefton and known as Reefton Golf Club

BULLER DISTRICT LICENSING COMMITTEE  
UNCONTESTED APPLICATION DECISION

Chairperson: Graeme Neylon

**Authority of Chairperson**

The functions, powers and duties of the District Licensing Committee is delegated to the committee chairperson under section 191(2) of the Sale and Supply of Alcohol Act 2012 when no objection has been filed, and no matters of opposition have been raised by the Police, Medical Officer of Health or the Inspector in respect of the following an application for a licence.

**Decision**

There have been no objections received in regards to this application and as such I am able to consider it on the papers put before me.

The applicant, Reefton Rugby Football Club, is seeking a special licence to allow for the sale and supply of alcohol at the senior prize-giving and dinner to be held at the Reefton Golf Club premises located at Anderson Road Reefton on the night of 23<sup>rd</sup> July 2016.

The Reefton Rugby Football Club has held a number of special licences in the past and there have been no adverse reports received in regards to any of the events covered by these previous licences.

The NZ Police and the Medical Officer of Health have no objections to the granting of this application and a favourable report has been received from the Chief Licensing Inspector. There is nothing in the papers put before me that would indicate that the applicant is not suitable to hold a special licence for this event.

The event will cater for approx. 50 people and Mel Askin is the nominated manager and will be assisted by at least one volunteer. Ms Askin is the holder of a current manager's certificate. Senior Rugby Club members will also help monitor patrons during the evening.

The hours of operation sought are 5.00pm Saturday to 1.00am on Sunday morning and there will be a two course buffet meal served early in the evening with a light supper available around 11pm. There will be music played from a juke box during the event.

Low and non-alcohol drinks will be available as will free water and snacks will be available from the bar throughout the evening. A courtesy van will be available with a dedicated sober driver and a phone is available for those wishing to arrange alternative transport.

The Reefton Golf Club premises is often used for social functions with the nearest residential dwelling 50 metres away and further dwellings 100-300 metres away. The building consists of a large function area with a separate kitchen and bar at one end and toilets off to the side. There is adequate off street parking and the area and the outside of the building will be well lit during the event.

Given the small numbers attending and the short duration of the event it is not expected that the amenity or good order of the neighbourhood will be affected in other than a minor way. I am satisfied that the sale, supply and consumption of alcohol can be carried out safely and responsibly and that any harm that may eventuate from excessive or inappropriate consumption of alcohol can be minimised by those managing this event.

The application appears to meet the criteria as required under s.142 of the Act and I therefore grant the application from Reefton Rugby Football Club for a special licence for their event being held 23<sup>rd</sup> July 2016 at the Reefton Golf Club premises subject to the conditions noted below.

### **Conditions to be imposed**

The licence will be subject to the following conditions:

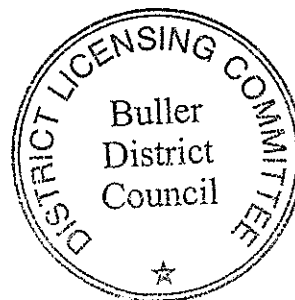
- (a) Alcohol may be sold or supplied only on the following days and hours:  
Saturday 23/07/16 5.00pm-1.00am the following day
- (b) Free drinking water must be available for the duration of the licence.
- (c) Alcohol may be sold in the following types of containers only: glasses and bottles.
- (d) The following steps must be taken to promote the responsible consumption of alcohol:
  - (i) Food must be available for consumption for the duration of the licence.
  - (ii) The licensee must have available for consumption, at all times when alcohol is being sold or supplied, a reasonable range of non-alcoholic and low alcohol refreshments.
  - (iii) Transport options signage must be displayed. A phone must also be available on site to contact an alternative form of transport if required.
- (e) The following steps must be taken to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
  - (i) ID is to be requested from any person who looks under 25 years of age.
  - (ii) There must be no sale or supply of alcohol to minors or intoxicated persons and there must be displayed at every point of sale appropriate signs detailing these restrictions. Any intoxicated persons may not enter or remain on the premises.
- (f) The areas are undesignated.
- (g) The manager appointed for the purpose of this licence is to be Melanie Askin. A sign must be displayed identifying the duty manager.

DATED at Westport this 18 July 2016



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Graeme Neylon  
CHAIRPERSON  
BULLER DISTRICT LICENSING COMMITTEE



**IN THE MATTER**

Section 64 of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by Melanie Frances Gare for a new manager's certificate pursuant to s.221 of the Act

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**DECISION FOR UNCONTESTED NEW MANAGER'S CERTIFICATE**

**Authority**

The functions, powers and duties of the District Licensing Committee is delegated to the committee chairperson under section 191(2) of the Sale and Supply of Alcohol Act 2012 where no objections have been filed, and no matters of opposition have been raised by the Police, Medical Officer of Health or the Inspector in respect of an application for a manager's certificate.

**Summary and Evaluation of Evidence**

There have been no objections received in regards to this application so as such I am able to consider it on the papers put before me.

The applicant, Melanie Frances Gare, is seeking a new managers certificate and she has gained and supplied a copy of the required relevant qualifications.

Ms Gare is currently employed at Club Buller in Westport where she has been doing bar work since March 2016 and is also now doing administration work. A work reference has been supplied by the President of Club Buller, Mr Vince Wallis, and a further character reference has also been supplied.

There have been no adverse reports received in regards to the management of Club Buller. The NZ Police have no objections to this application and the applicant has received a favourable report from the Chief Licencing Inspector. There is nothing in the papers put before me that would indicate that the applicant is not a suitable person to be the holder of a manager's certificate.

I am satisfied that the applicant appears to be able to manage licenced premises with the aim of contributing to the reduction of alcohol related harm that may be caused by excessive or inappropriate consumption of alcohol.

**Decision**

The application appears to meet the criteria required under s.222 of the Act therefore I grant the application from Melanie Frances Gare for a new manager's certificate.

Dated at Reefton this 18th day of July 2016



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Graeme Neylon  
CHAIRPERSON  
BULLER DISTRICT LICENSING COMMITTEE



**IN THE MATTER**

Section 64 of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by DENISE LUCY AITKEN for a new manager's certificate pursuant to s.221 of the Act

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**DECISION FOR UNCONTESTED NEW MANAGER'S CERTIFICATE**

**Authority**

The functions, powers and duties of the District Licensing Committee is delegated to the committee chairperson under section 191(2) of the Sale and Supply of Alcohol Act 2012 where no objections have been filed, and no matters of opposition have been raised by the Police, Medical Officer of Health or the Inspector in respect of an application for a manager's certificate.

**Summary and Evaluation of Evidence**

There have been no objections received in regards to this application so as such I am able to consider it on the papers put before me. The applicant, Denise Lucy Aitken, is seeking a new managers certificate and she has gained and supplied a copy of the required relevant qualifications.

Ms Aitken is currently employed at Reefton Supervalu and has had a few months experience working at Reefton Four Square and three years' experience working at Golden Bay Liquorland. A work reference has been supplied by Golden Bay Liquorland and a further character reference has also been supplied.

The applicant has had no experience working in on-licenced premises and as such has given a voluntary undertaking that she will only use her manager's certificate in off-licenced premises. There have been no adverse reports received in regards to the management of Reefton Supervalu.

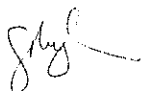
The NZ Police have no objections to this application and the applicant has received a favourable report from the Chief Licencing Inspector. There is nothing in the papers put before me that would indicate that the applicant is not a suitable person to be the holder of a manager's certificate.

I am satisfied that the applicant appears to be able to manage licenced premises with the aim of contributing to the reduction of alcohol related harm that may be caused by excessive or inappropriate consumption of alcohol.

**Decision**

The application appears to meet the criteria required under s.222 of the Act therefore I grant the application from Denise Lucy Aitken for a new manager's certificate.

Dated at Reefton this 18th day of July 2016



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Graeme Neylon  
CHAIRPERSON  
BULLER DISTRICT LICENSING COMMITTEE

