

Matamata-Piako District Licensing Committee



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

AND

IN THE MATTER of an application by Te Aroha Golf Club Incorporated for a **club licence** pursuant to section 99 of the Sale and Supply of Alcohol Act 2012.



Licence Number: **013/CL/019/2015**
File Number: 162.2015.1052.1

BEFORE THE MATAMATA-PIAKO DISTRICT LICENSING COMMITTEE

Chairperson: Councillor Teena Cornes

DECISION ON THE PAPERS

This is an application by the Te Aroha Golf Club Incorporated for a club licence in respect of a premises situated at 5122 State Highway 26 known as the Te Aroha Golf Club Incorporated.

The general nature of the premises is that of a golf club. This premises has held a club licence for a number of years but had inadvertently allowed it to lapse, therefore a new licence application is required.

The days and hours which the applicant proposes to sell alcohol are:

Monday to Friday	10.00am to 10.00pm
Saturday, Sunday & Public Holidays	10.00am to 12 midnight

These days and hours are consistent with the previously held licence and the requirements of the Council's Provisional Local Alcohol Policy.

The application was notified in the Piako Post on August 5th & 12th 2015. No objections were received.

The application was referred to the Police, Medical Officer of Health and Inspector for comment as required by s.103. None of the reporting agencies have raised any matters in opposition to the application. The certificates required by s.100(d) and (f) have been received.

The criteria that must be considered in determining a club licence are set out in s.105 of the Sale and Supply of Alcohol Act 2012. These are:

- the object of this Act;*
- the suitability of the applicant;*
- any relevant local alcohol policy;*



- (d) *the days on which and the hours during which the applicant proposes to sell alcohol:*
- (e) *the design and layout of any proposed premises:*
- (f) *whether the applicant is engaged in, or proposes on the premises to engage in, the sale of goods other than alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which goods:*
- (g) *whether the applicant is engaged in, or proposes on the premises to engage in, the provision of services other than those directly related to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which services:*
- (h) *whether (in its opinion) the amenity and good order of the locality would be likely to be reduced, to more than a minor extent, by the effects of the issue of the licence:*
- (i) *whether (in its opinion) the amenity and good order of the locality are already so badly affected by the effects of the issue of existing licences that—*
- (i) *they would be unlikely to be reduced further (or would be likely to be reduced further to only a minor extent) by the effects of the issue of the licence; but*
- (ii) *it is nevertheless desirable not to issue any further licences:*
- (j) *whether the applicant has appropriate systems, staff, and training to comply with the law:*
- (k) *any matters dealt with in any report from the Police, an inspector, or a Medical Officer of Health made under section 103*



The object of the Act is that the sale, supply and consumption of alcohol should be undertaken safely and responsibly and the harm caused by the excessive or inappropriate consumption of alcohol should be minimised.

The Licensing Inspector reporting on the application has stated in his report that the applicant has the necessary experience and is suitable to operate a licensed premises. He has also noted that in his opinion the amenity and good order of the locality would not be likely to reduce by more than a minor extent if the licence is issued. His recommendation is for the application to be granted subject to conditions.

I am satisfied as to those matters to which I must have regard and grant the applicant a club licence for a period of 1 year pursuant to s104.

Sections 110 and 111 of the Act detail the compulsory and discretionary conditions that may be imposed on the licence. The hours for alcohol to be sold, sought by the Club, extends out to 10.00pm on most days and up to midnight on Saturdays, Sundays and Public Holidays. It is therefore appropriate that the sale of alcohol at these later times is undertaken in a safe and responsible manner. A condition has been imposed requiring an experienced manager to be on duty for tournaments and after 7.00pm.

The applicant's attention is drawn to s.259 of the Act which makes it an offence to not comply with certain requirements and restrictions imposed by or under this Act, specifically sections 46 to 63 as they may apply to this licence and s.231(1). A copy of these sections is attached for the applicant's information.

The applicant must also comply with all of the conditions specified on the licence.

Handwritten signature in black ink, appearing to be "ARC".

