

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 **Morrinsville Little Theatre Incorporated** for a **special licence** pursuant to section 137 of the Sale and Supply of Alcohol Act 2012 in respect to a premises at 19 Anderson Street, Morrinsville known as the Morrinsville Little Theatre.



Licence Number: **13/SP/050/2019**
File Number: 162.2019.1486.1

BEFORE THE MATAMATA-PIAKO DISTRICT LICENSING COMMITTEE

Chairperson: Councillor Adrienne Wilcock

DECISION ON THE PAPERS

This is an application by Morrinsville Little Theatre Incorporated for a special licence in respect of a premises situated at 19 Anderson Street, Morrinsville known as the Morrinsville Little Theatre.

The application is made under section 137 of the Sale and Supply of Alcohol Act 2012 and is to allow for the sale and supply of alcohol to attendees of a function on an otherwise unlicensed premises. The day and hours sought for the licence are:

Beauty and the Beast

26 & 27 September 2019 from 6.00 pm until 12.00 midnight

28 September 2019 from 12 noon until 4.00 pm and 6.00 pm until 12.00 midnight

29 September 2019 from 12 noon until 4.00 pm

3 October 2019 from 6.00 pm until 12.00 midnight

4 October 2019 from 6.00 pm until 12.00 midnight

5 October 2019 from 12 noon until 4.00pm and 6.00 pm until 12.00 midnight

Art Gallery Fundraiser

19 October 2019 6.0 0pm until 12.00 midnight

Little Shop of Horrors

20, 21, 22, 23, 27, 28, 29 & 30 November 2019 from 6.00 pm until 12.00 midnight

Aerial Acrobatic Performance

7 December 2019 from 6.00 pm until 12.00 midnight

This event is considered to be consistent with the Sale and Supply of Alcohol Act 2012 and Matamata-Piako District Council's current Liquor Licensing Policy. However the application is inconsistent with the Provisional Local Alcohol Policy as the policy states that no premises should have more than 15 events under a special

licence in any six-month period. This application has 19 events. This condition is Discretionary.

The matter has been discussed with the District Licensing Committee Chairperson who has agreed to allow the application to proceed.

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. Accordingly the application is determined on the papers.

In deciding whether to issue a special licence a committee must have regard to the matters set out in s.142 of the Act. These are:

- a) *the object of this Act:*
- b) *the nature of the particular event for which the licence is sought*
- c) *the suitability of the applicant:*
- d) *any relevant local alcohol policy:*
- e) *whether the amenity and good order of the locality would be likely to be reduced; by more than a minor extent, by the effects of the issue of the licence:*
- f) *the days on which and the hours during which the applicant proposes to sell alcohol:*
- g) *the design and layout of the premises concerned:*
- h) *whether the applicant has appropriate systems, staff and training to comply with the law:*
- i) *any areas of the premises that the applicant proposes should be designated as restricted areas or supervised areas:*
- j) *any steps the applicant proposes to take to ensure that the requirements of this Act in relation to the sale and supply of alcohol to prohibited persons are observed:*
- k) *the applicant's proposals relating to the sale and supply of low alcoholic, and non-alcoholic drinks, the provision of food and information about alternative forms of transport from the premises:*
- l) *any matters dealt with in any report from the Police, the Medical Officer of Health, or an Inspector.*

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 excessive or inappropriate consumption of alcohol should be minimised.

The Inspector has noted that he considers the applicant, Morrinsville Little Theatre Incorporated, to be a suitable body to hold a special licence. He has also noted that in his opinion the sale and supply of alcohol at this event will not reduce the amenity and good order of the locality by more than a minor extent.

Certificated managers have been identified by the applicant to manage the sale and supply of alcohol at this event.

I am satisfied as to the matters to which I must have regard as set out in s.142 of the Act and I grant the applicant a special licence.

The licence will be subject to the following conditions.

- a) Alcohol may only be sold under the licence on the following days and hours:

Beauty and the Beast

26, 27 September 2019 from 6.00pm until 12 midnight

28 September 2019 from 12 noon until 4.00pm and 6.00pm until 12 midnight

29 September 2019 from 12 noon until 4.00pm

3 October 2019 from 6.00pm until 12 midnight

4 October 2019 from 6.00pm until 12 midnight

5 October 2019 from 12 noon until 4.00pm and 6.00pm until 12 midnight

Art Gallery Fundraiser

19 October 2019 6.00 pm until 12.00 midnight

Little Shop of Horrors

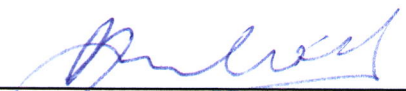
20.21.22.23.27.28.29.30 November 2019 from 6.00 pm until 12 midnight

Aerial Acrobatic Performance

7 December 2019 from 6.00 pm until 12 midnight

- b) A manager, holding a current Manager's Certificate issued pursuant to the Sale and Supply of Alcohol Act 2012 shall be responsible for the sale of alcohol at all events.
- c) The licensee shall have a reasonable range of food available for consumption on the premises at all times when alcohol may be sold under the licence. The food shall be of the range and types of food submitted with the application but must be no less substantial than snack foods in the nature of pies, sandwiches, filled rolls, pizza or the like. The availability of these foodstuffs shall be notified to patrons by appropriate notices throughout the premises.
- d) The licensee shall have a reasonable range of low alcohol and non-alcoholic refreshments available for consumption on the premises at all times when alcohol may be sold under the licence.
- e) The licensee must ensure that drinking water will be made readily available to all attendees free of charge.
- f) The whole premises is undesignated.
- 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:
 - i) 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
 - ii) Photo identification is required to be produced by the customer when staff are in doubt of their age.

Dated at Te Aroha this 14th day of August 2019



Adrienne Wilcock
Chairperson
Matamata-Piako District Licensing Committee

