

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

AND

IN THE MATTER of an application for a special licence  
pursuant to s. 137 by Lake Kaniere  
Yacht and Power Boat Club Inc in  
respect of premises known as the Lake  
Kaniere Yacht and Power Boat Club  
House at Lake Kaniere

**DECISION OF THE WESTLAND DISTRICT LICENSING COMMITTEE ON AN UNCONTESTED APPLICATION**

**Authority:**

Pursuant to section 191(2) of the Sale and Supply of Alcohol Act 2012 (the Act) and a Council resolution dated 28 November 2013, the functions, powers and duties of the Westland District Licensing Committee are delegated to the committee chairperson where no objection has been filed, and no matters of opposition have been raised by the Police, the Medical Officer of Health or an Inspector. There is no Local Alcohol Policy in place for the District.

**Summary of Evidence**

A special licence is sought for the purposes of providing an alcohol service at the Lake Kaniere Yacht and Power Boat Club at Lake Kaniere on the occasion of a series of Club and Regatta days.

The days and hours that the licence will operate are:

Saturday 2 November 2019 from 4.00pm to 9.00pm.  
Saturday 23 November 2019 from 4.00pm to 9.00pm.  
Saturday 25 January 2020 from 4.00pm to 9.00pm.  
Saturday 15 February 2020 from 4.00pm to 9.00pm.  
Saturday 14 March 2020 from 4.00pm to 9.00pm.  
Saturday 4 April 2020 from 4.00pm to 9.00pm.  
Friday 10 April 2020 from 4.00pm to 9.00pm.  
Saturday 11 April 2020 from 12.00noon to 10.00pm.  
Sunday 12 April 2020 from 12.00noon to 8.00pm.  
Saturday 30 May 2020 from 3.00pm to 9.00pm.

A report from the Inspector concludes that the applicant is suitable to hold a special licence.

The Police have no objection in respect of this application.

The Medical Officer of Health has no opposition in respect of this application.

**Evaluation of Evidence**

I have considered the application on the basis of the uncontested reports received and the complete file which has been made available to me. The application was not publicly notified. The matter can, therefore, be dealt with on the papers.

The application is well documented and covers those matters that are important in providing a responsible alcohol sale and consumption environment. The application includes a Host Responsibility Policy which purports to provide a welcoming and comfortable environment where alcohol is served.

I note that the event is intended to be managed by two individuals; Colin Owens and Colin Boniface. Messrs Owens and Boniface do not hold general Manager's Certificates but they do have experience at operating the alcohol service on behalf of the Lake Kaniere Yacht and Power Boat Club. The inspector has considered

the management issue and has come to the view that a waiver should be granted pursuant to section 213(1) of the Act. I agree with the Inspector.

**Decision and Reasons**

I am satisfied as to those matters provided for in s.142 of the Act.

The application is granted on the papers pursuant to s.202 (1) of the Act as Decision Number **146-2019** and I direct that a licence be issued pursuant to s.64 of the Act.

The terms and conditions will be:

The Licence may be exercised for the sale and supply of alcohol to any person lawfully attending the premises on:

Saturday 2 November 2019 from 4.00pm to 9.00pm.  
Saturday 23 November 2019 from 4.00pm to 9.00pm.  
Saturday 25 January 2020 from 4.00pm to 9.00pm.  
Saturday 15 February 2020 from 4.00pm to 9.00pm.  
Saturday 14 March 2020 from 4.00pm to 9.00pm.  
Saturday 4 April 2020 from 4.00pm to 9.00pm.  
Friday 10 April 2020 from 4.00pm to 9.00pm.  
Saturday 11 April 2020 from 12.00noon to 10.00pm.  
Sunday 12 April 2020 from 12.00noon to 8.00pm.  
Saturday 30 May 2020 from 3.00pm to 9.00pm.

Pursuant to section 147 (3)(b) of the Act drinking water in the nature of bottled water shall be freely available to all customers at all times that the licence is being exercised.

Pursuant to s. 213(1) of the Sale and Supply of Alcohol Act 2012, Colin Boniface and Colin Owens are appointed to be the managers responsible for the sale and supply of alcohol for the events.

Dated at Hokitika this 25<sup>th</sup> day of October, 2019



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Chairperson, Westland District Licensing Committee

