

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 in respect of premises situated at 42 Hamilton Street, Hokitika and known as Hokitika Club Incorporated by Hokitika Club Incorporated.

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 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

The applicant seeks a special licence for an event referred to in the application as a Christmas Function.

The event is not elaborated on in the application and it will occur on Friday 6 December 2019 from 1.00PM until 10PM.

A report from the Inspector concludes that the applicant is suitable to operate the event under a special licence.

A report from the Medical officer of Health does not oppose the grant of a licence.

A report from the Police has no objection to the grant of a licence.

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 applicant is Hokitika Club Incorporated, which is an incorporated Society and is, accordingly, permitted to hold a special licence.

The application and the supporting reports are of little value in determining why the application has been applied for. There could be several reasons for the application; the event could exceed the permitted hours or days of opening, there may be people attending the event who are not members of the club or there may be some other purpose that I can't identify.

The hours applied for are from 1.00pm to 10.00pm on Friday 6 December. These hours and this day are readily able to be accommodated by the Club's substantive licence. I am left with the concluding assumption that the purpose of the application is to allow people who are not members of the Club on the premises for the purposes of attending some sort of party in celebration of the forthcoming Christmas season.

I am of the view that the Westland District licensing Committee can have confidence in the Club's application as it is a licence holder of considerable experience with Special licenses in particular.

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 185-2019 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 Friday 6 December, 2019 from 1.00PM to 10pm the same day.

Pursuant to section 147 (3)(b) of the Act drinking water shall be freely available to all customers from the bar and from the water chiller at all times that the licence is being exercised.

The gaming Room is to be designated a restricted Area.

Dated at Hokitika this 14th day of November, 2019



Chairman, Westland District Licensing Committee