

Decision number: 048/2021/HCDLC/197

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

AND

IN THE MATTER of an application by Petone
Rugby Football Club
Incorporated pursuant to ss.22
and 64 of the Act for a Special
licence in respect of premises
situated at 79 Udy Street
Petone, Lower Hutt, known as
“Petone Rugby Football Club”

BEFORE THE HUTT CITY DISTRICT LICENSING COMMITTEE

This is an application by Petone Rugby Football Club Incorporated for a Special licence in respect of premises situated at 79 Udy Street Petone, Lower Hutt, known as “Petone Rugby Football Club”.

The application was duly notified and no opposition or notice of desire to be heard has been received. Accordingly I deal with the matter on the papers.

Pursuant to the Sale and Supply of Alcohol Act 2012, the application by Petone Rugby Football Club Incorporated for a Special licence is **granted** subject to conditions.

I am satisfied as to the matters to which we must have regard as set out in s.142 and s.143 of the Act.

STATUTORY CRITERIA

Sale and Supply of Alcohol Act 2012

142 Criteria for issue of special licences

- (1) *In deciding whether to issue a special licence, the licensing committee concerned must have regard to the following matters:*
 - (a) *the object of this Act:*
 - (b) *the nature of the particular event for which the licence is sought and, in particular, –*

- (i) whether the applicant is engaged in, or proposes at the event to engage in, the sale of goods other than alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which goods; and
- (ii) whether the applicant is engaged in, or proposes at the event 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:
- (c) the suitability of the applicant:
- (d) any relevant local alcohol policy:
- (e) whether (in its opinion) 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 –
 - (i) the sale and supply of non-alcoholic drinks and food; and
 - (ii) the sale and supply of low-alcohol drinks; and
 - (iii) the provision of help with or 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 made under section 141.

(2) The licensing committee must not take into account any prejudicial effect that the issue of the special licence may have on the business conducted pursuant to any other licence.

143 Additional requirements for large-scale events

- (1) If, in the opinion of the licensing committee concerned, an application for a special licence relates to a large-scale event, the committee may do any or all of the following:
 - (a) require the applicant to provide the committee with a management plan describing how the applicant proposes to deal with matters such as security, monitoring, interaction with local residents, and public health concerns:

- (b) require the applicant to provide the committee with a certificate by the territorial authority that the proposed use of the premises meets the requirements of the Resource Management Act 1991 and of the building code;
- (c) require the applicant to liaise with the Police and the territorial authority on planning for the event.

(2) In deciding whether to issue a special licence, the licensing committee concerned may have regard to the following matters (in addition to the matters stated in section 142(1)):

- (a) whether, and how well, the applicant has complied with any requirement under subsection (1)(a);
- (b) whether, and how well, the applicant has complied with any requirement under subsection (1)(c), and whether the Police and the territorial authority are satisfied with any liaison that has taken place.

REASONS FOR THE DECISION

No objections raised by reporting agencies.

DECISION

The District Licensing Committee Chair, acting pursuant to the Sale and Supply Of Alcohol Act 2012 **grants** an application by Petone Rugby Football Club Incorporated for a Special licence for the premises at 79 Udy Street Petone, Lower Hutt, for the event "Police vs Parliamentarians", subject to conditions.

Conditions:

The licence is subject to the conditions as listed on licence No. 048/S/0049/21 attached.

DATED at LOWER HUTT this 23rd day of June 2021

Simon
Edwards

Digitally signed by Simon
Edwards
Date: 2021.06.23
15:54:29 +12'00'

**Granted by: Simon Edwards
Chair**

J. Miller



**Approved by: Johanna Miller
Secretary**

MEMORANDUM



Our Reference 048/S/0049/21

TO: The Secretary, District Licensing Committee

FROM: Laurie Franks, Licensing Inspector

DATE: 15 June 2021

**SUBJECT: Sale and Supply of Alcohol Act 2012
Application no 048/S/0049/21
Special Licence application**

**Petone Rugby Football Club Incorporated
79 Udy Street Petone**

Nature of application

Class 3 - on-site Special Licence application to be held at 79 Udy Street Petone, known as Petone Rugby Football Club.

Purpose

Police vs Parliamentarians Rugby Match After Event

Period and hours

Friday 25th June 2021 4.00pm to 12.00am midnight

The applicant holds a current Club licence for this premises and wishes to extend the hours covered by their existing licence and allow non-members to be sold and supplied alcohol for the event described above. The current licence number is 048/CL/0003/19 with an expiry date of 25 June 2022.

Certificated Manager's:

Name:	Certificate number:	Expiry:
Hayden O'Toole	48/CERT/0042/20	22/7/21
Shelley Fergusson	49C/CERT/807/2016	21/10/22
Fraser McMillan	48/CERT/0059/20	30/9/21

Suitability of applicant:

The applicant has been issued with special licenses for similar events in the past and no adverse reports are noted on file.

As far as I am aware the applicant is suitable to hold a Special Licence.

The premises plan and designation

A plan has been provided and shows the area to be licensed. The licensed area is the lounge, hall and BBQ area. Staff members will ensure that no alcohol is removed from this area.

The applicant has requested that there be no designation associated with this application.