

IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER

of an application by **50 Knots Beverage Company Limited** for a Special Licence pursuant to s.22 of the Act in respect of premises situated at **Memorial Square Martinborough** and known as 'Crooked Cider'

BEFORE THE SOUTH WAIRARAPA DISTRICT LICENSING COMMITTEE

Chairperson: Vivien Napier

DECISION DETERMINED ON THE PAPERS

This is an application for a Special Licence under section 22 of the Sale and Supply of Alcohol Act 2012. The application is for 'A *Midwinter Affaire*' to be held at and known as **Memorial Square Martinborough**, where alcohol will be consumed on the premises.

The application was sent to the Police, Inspector and Medical Officer of Health under s. 141 and no reports of opposition were received. The application was not required to be publically notified. Accordingly we deal with the matter on the papers.

I am satisfied as to the matters to which I must have regard as set out in s. 3, s. 4 and s.142 and s.143 of the Act. I grant the applicant a special licence in terms of s.22 subject to the restrictions imposed by s.147.

LICENCE CONDITIONS

This licence is subject to the following conditions:

- Alcohol may be sold under the licence only on the following days and during the following hours:
Saturday 20th June 2015 3.00pm -7.00pm
- Alcohol may be sold or supplied to the following types of people: **public attending the night market**
- The licensee must take the following steps to ensure that the provisions of this Act relating to the sale or supply of alcohol to prohibited persons are observed: **display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of liquor to minors and the complete prohibition on sales to intoxicated persons**
- The licensee must take the following steps to ensure that the provisions of this Act relating to the management of premises are observed: **One certified manager will be on duty at all times**
- Drinking water must be freely available at all times while the premises are open for business: **Potable water is to be available at the stall.**
- Food must be available for consumption on the premises as follows: A range of food stalls must be selling and supplying food during the event
- Non-alcohol beverages must be available for sale and supply on the premises at all times.
- Alcohol may be sold in the following types of container only: **plastic and paper cups.**
- A copy of this licence must be displayed at each point of sale so as to be easily read by persons present on the premises.
- Information regarding alternative forms of transport options must be available.

CONCLUSION

Having regard to the relevant provisions of the Sale and Supply of Alcohol Act 2012, I am satisfied that an off-site Special Licence should be granted, pursuant to the conditions set out above.

DATED at Martinborough this **18th day of June 2015**



Vivien Napier
Chairperson
South Wairarapa District Licensing Committee



Decision No: 2015-101
Record No: 44/S/025/2015
Licence No: SP1237



Special Licence

Sections 22 and 64, Sale and Supply of Alcohol Act 2012

Pursuant to the Sale and Supply of Alcohol Act 2012, **50 Knots Beverage Company Limited** authorised to sell and supply alcohol, on the premises situated at Memorial Square, Martinborough and known as 'Crooked Cider' to any person attending the following occasion or):

`A Midwinter Affaire`

The authority conferred by this licence must be exercised through a manager or managers appointed by the licensee in accordance with Subpart 7 of Part 2 of the Act.

RECOMMENDED LICENCE CONDITIONS

This licence is subject to the following conditions:

1. Alcohol may be sold under the licence only on the following days and during the following hours:
Saturday 20th June 2015 3.00pm -7.00pm
2. Alcohol may be sold or supplied to the following types of people: public attending the night market
3. The licensee must take the following steps to ensure that the provisions of this Act relating to the sale or supply of alcohol to prohibited persons are observed: **display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of liquor to minors and the complete prohibition on sales to intoxicated persons**
4. The licensee must take the following steps to ensure that the provisions of this Act relating to the management of premises are observed: **One certified manager will be on duty at all times**
5. Drinking water must be freely available at all times while the premises are open for business: **Potable water is to be available at the stall.**
6. Food must be available for consumption on the premises as follows: A range of food stalls must be selling and supplying food during the event
7. Non-alcohol beverages must be available for sale and supply on the premises at all times.
8. Alcohol may be sold in the following types of container only: **plastic and paper cups.**
9. A copy of this licence must be displayed at each point of sale so as to be easily read by persons present on the premises.
10. Information regarding alternative forms of transport options must be available.

Duration This licence is in force from June 20th 2015 - 3:00pm to 7:00pm

Dated at: **Martinborough** this **18th day of June 2015**

Paul Crimp
Secretary
South Wairarapa District Licensing Committee



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Sale and Supply of Alcohol Act 2012

Inspectors Report

NCS No:SP1237

Date: 11th June 2015

<u>Application Type</u>	SPECIAL-LICENCE
<u>Section of Act</u>	Section 138 Sale and Supply of Alcohol Act 2012
<u>Date of Application</u>	5 th June 2015
<u>Applicant:</u>	50 Knots Beverage Company Limited (4092479)
<u>Venue of Event:</u>	Memorial Square Martinborough
<u>Event</u>	Midwinter Night Market
<u>Date of Event:</u>	Saturday 20 th June 2015 3.00pm to 7.00pm

Executive Summary:

50 Knots Beverage Company Limited seeks a special licence to sell alcohol for the Midwinter Night Market. .

This is the third year this event has been held. The night market is a free public event featuring approximately 85 stalls which are a mixture of craft, art clothing. The event target audience is family groups.

No opposition or concerns have been reported by the reporting agency

Section 142 of the Sale and Supply of Alcohol Act 2012 sets out the criteria that the Inspector must enquire into and report on, and in turn the District Licensing Committee must consider when determining this application.

STATUTORY CRITERIA

The object of the Act

The applicant has provided details which demonstrate that suitable measures will be undertaken to ensure responsible sales and/or supply of alcohol and that harm will be minimised.

The nature of the particular event:

The Night market is an annual event with a variety of stalls selling crafts, food and beverages as well as musicians and entertainers.

Suitability of the applicant:

The applicant is a registered company 50 Knots Beverage Company Limited (4092479). Nigel Knowles is the director and is also will be the manager for the event.

Manager's Name	Certificate No.	Expiry Date
Nigel Raymond Knowles	49C/CERT/925/2014	6 th November 2017

I believe that the applicant is suitable.

Local Alcohol Policy

There is no Local Alcohol Policy for the South Wairarapa District Council

The amenity and the good order of the locality would be reduced to no more than a minor extent by the issue of the licence

The special licence is for a limited duration and the event is within the town centre. There were no concerns raised by agencies or the public from last year's event.

It is therefore unlikely given the nature of the event and past history that the amenity and good order of the locality would be likely to be reduced by more than a minor extent by the issue of this licence.

The days and hours during which the applicant proposes to sell alcohol

Saturday 20th June 2015 3.00pm to 7.00pm

The design and layout of the proposed premises

The site is an outdoors event in the Martinborough Square which is spacious and provides multiple outlets for food stalls, free water and non-alcoholic beverages. Food stalls are to be located close to the alcohol sales area. The plan provided with this application shows the general layout.

I have no concerns about the design and layout of the premises.

Whether the applicant has appropriate systems, staff and training

The applicant will be the onsite manager for this event.

Designation of premises:

No designation has been requested.

Provision of food, non-alcoholic and low-alcoholic drinks & transport assistance:

A wide range of food and non-alcohol drinks will be available throughout the event as detailed in the application.

Most food is to be in the price range of \$4 to \$14.

Free water is to be provided at the stall site and also at the official festival tent.

A telephone will be made available to assist with transport and committee members will assist with transport if required.

Any matters in reports.

- Police have inquired into the application and offers no opposition.
- Public Health has inquired into the application and offers no opposition.

RECOMMENDED LICENCE CONDITIONS

This licence is subject to the following conditions:

1. Alcohol may be sold under the licence only on the following days and during the following hours:
Saturday 20th June 2015 3.00pm -7.00pm
2. Alcohol may be sold or supplied to the following types of people: public attending the night market
3. The licensee must take the following steps to ensure that the provisions of this Act relating to the sale or supply of alcohol to prohibited persons are observed: **display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of liquor to minors and the complete prohibition on sales to intoxicated persons**
4. The licensee must take the following steps to ensure that the provisions of this Act relating to the management of premises are observed: **One certified manager will be on duty at all times**
5. Drinking water must be freely available at all times while the premises are open for business: **Potable water is to be available at the stall.**
6. Food must be available for consumption on the premises as follows: A range of food stalls must be selling and supplying food during the event
7. Non-alcohol beverages must be available for sale and supply on the premises at all

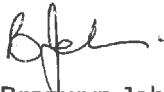
times.

8. Alcohol may be sold in the following types of container only: **plastic and paper cups.**
9. A copy of this licence must be displayed at each point of sale so as to be easily read by persons present on the premises.

RECOMMENDATION

Having regard to the information supporting the application and the application meeting the relevant statutory criteria under section 142 of the Act I support the grant of a Special licence to 50 Knots Beverage Company Limited.

Prepared by



Bronwyn Johnson
Chief Licensing Inspector