

Decision No. GREYDLC 124/2024

**IN THE MATTER**

of the Sale and Supply of Alcohol Act 2012 (the Act)

**AND**

**IN THE MATTER**

of an application by **BLACKBALL WORKINGMENS CLUB & MUTUAL SCHOOL OF ARTS INCORPORATED** for the renewal and variation of a Club Licence pursuant to s.120 and s.127 of the Act in respect of premises situated at 19 Hart Street, Blackball and known as the "Blackball Workingmen's Club"

**BEFORE THE GREY DISTRICT LICENSING COMMITTEE**

This is an application by the Blackball Workingmen's Club & MSA Incorporated for a renewal and variation of their Club Licence for premises situated at 19 Hart Street, Blackball.

The applicant is an incorporated society number 2708551 and holds a Club licence, number 55/CLUB/84/2015, with current licensed hours of Monday to Saturday 10am to 1am the following morning and Sunday 11am to 10pm.

The applicant holds an Off licence, number 55/OFF/73/2016, with current hours of 11am to 10pm seven days a week.

A variation to the license is sought to remove the library, op shop room and toilets from the licensed area. The new licensed area is clearly indicated on the plan attached to the application and includes the bar, supper and function rooms and the clearly defined outdoor seating area.

The general nature of the activity is that of a workingmen's club and they have been operating for a number of years.

The premise is zoned township in the Grey District Plan and this activity is permitted within this zone. It is surrounded by neighbouring residential homes.

The main principal entrance is from 19 Hart Street, Blackball.

The application was duly notified on Council's website no objections were received.

**DECISION**

The Grey District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012 **grants** an application by Blackball Workingmen's Club and Mutual School of Arts Incorporated for the renewal and variation of the Club Licence

in respect of premises at 19 Hart Street, Blackball and known as the “Blackball Workingmen’s Club”, subject to the following conditions:

**Conditions:**

1. Alcohol may be sold and supplied for consumption on the premises on the following days and during the following hours:
  - a. **Monday to Saturday - 10.00am to 1.00am the following morning**
  - b. **Sunday - 11.00am to 10.00pm**
2. The licensee must take all practicable steps to ensure that;
  - a. there are at all times a secretary of the Club, and;
  - b. within 10 working days of the appointment of a new secretary, the Secretary of the Grey District Licensing Committee is told the name of the new secretary, and;
  - c. all proceeds from the sale of liquor belong to the Club.
3. The bar area, supper and function rooms and outside seating area are undesignated.
4. A certificated manager must be on duty at all times when the premises are open for the sale and supply of alcohol.
5. The licensee must take the following steps to ensure that the provisions of the Act relating to the sale or supply of alcohol to prohibited persons are observed:
  - a. Minors and intoxicated persons must not be served alcohol.
6. Drinking water is to be provided to patrons free of charge at all times.
7. Food must be available for consumption on the premises at all times the premises is open for the sale of alcohol, in accordance with the example menu with the application for this licence, or menu variations of a similar range and standard.
8. Low and non-alcoholic beverages must be available for sale and supply from the bar at all times.
9. Signage for alternative forms of transport to be displayed with staff to assist patrons with arranging transport.
10. The licensee must ensure that no alcohol is sold or supplied to any person for consumption on the premises unless the person is:
  - a. a member of the club or;
  - b. is on the premises at the invitation of, and is accompanied by, a member of the club or;
  - c. is a member of some other club with which the club has an arrangement for reciprocal visiting rights for members.
11. The following other steps must be taken to promote the responsible consumption of alcohol:

- a. evidence of age documents will be requested where appropriate;
  - b. the Licensee must ensure the provisions of the Act relating to the sale and supply of alcohol to minors and intoxicated persons are observed, and signage displayed detailing restrictions on the sale and supply of alcohol to such persons.
12. The Licensee must ensure the following items are prominently displayed:
- a. a sign at the premises, so as to be easily read by patrons, stating the ordinary hours of business during which the premises will be open for the sale of alcohol;
  - b. a copy of the licence, and of the conditions of the licence, attached to the premises so as to be easily read by persons attending the premises;
  - c. a sign prominently displayed at the premises which identifies by name the manager for the time being on duty.
13. The licence is subject to the payment of licence fees as required by the Sales and Alcohol (fees) Regulations 2013.

**The premises area is as set out on the plans submitted with the application, interior plan date stamped 28 August 2024, and the outdoor area date stamped 11 September 2024. A note to this effect is to be made on the licence.**

### **REASONS FOR THE DECISION**

The applicant has operated for many years and has not come to the notice of the reporting agencies in an adverse manner.

The application for this renewal was first lodged with the Grey District Council on 25 June 2024. At that time Police and the Medical Officer of Health had concerns relating to the number of licensed hours and staffing with only one duty manager named, and the licensed area, including the outside seating area's management and security.

The agencies, especially the Licensing Inspector, have worked with the applicant since the initial application to remedy these concerns.

There are three listed duty managers, Julie Mazey, Kieran McBride and Anastasia Sheehan.

The applicant has provided plans for improvements to the outdoor seating area which will clearly delineate the area, they will add additional security cameras to monitor the outdoor area, hall and supper room and they have advised that the community library and op shop rooms in the premises will be locked at all times when the Club is open for the sale and supply of alcohol.

Clearly the concerns held by the agencies are valid, and while no time frames have been given for the improvements to the outdoor area or installation of the new security cameras, the Licensing Inspector reports that the "...applicant is committed to ensuring the premises continue to operate professionally in order to adhere to the Object and

Purpose of the...Act”, therefore this Committee expects that the applicant will honour their application in this respect.

The concerns have been remedied to the satisfaction of the Police and Medical Officer of Health and they do not oppose the application.

The Licensing Inspector has provided a very thorough and in-depth report, and she indicates that the amenity and good order of the locality will not be adversely affected by more than a minor extent should this licence be granted, and that the applicant is suitable to hold this licence. She does not oppose the application; however she is supportive of the outdoor area and security improvements.

As no objection to the application has been filed and no matters of opposition have been raised by the inquiring agencies, the application has been considered pursuant to section 191(2) of the Sale and Supply of Alcohol Act 2012 by the Chairperson of the District Licensing Committee sitting alone.

There is no evidence before the Committee which would suggest that the applicant would manage the premises in any way which would contravene the requirements of the Act and it is satisfied as to the matters that it must have regard to as set out in sections 4, 105,106 and 131 of the Act.

**DATED** at GREYMOUTH this 21st day of October 2024



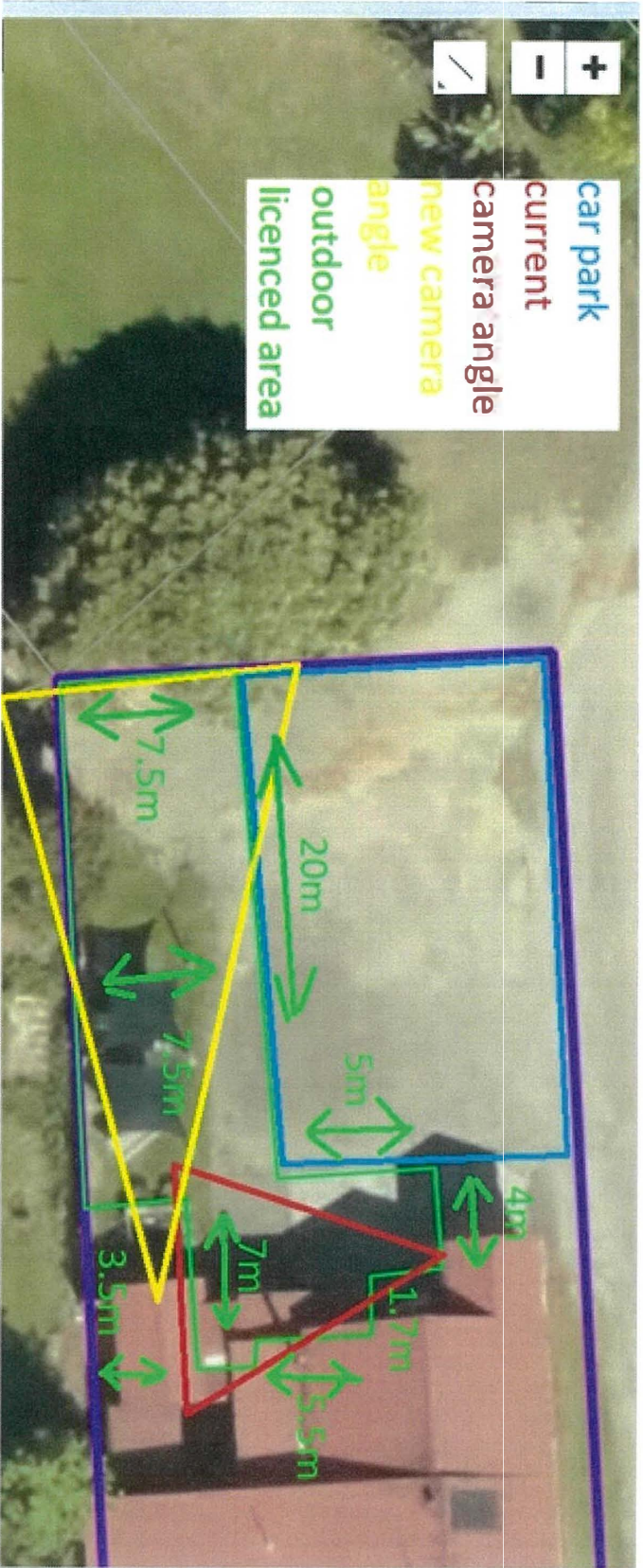
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Rachel M van der Geest  
Chairperson/Commissioner

received via email  
Grey District Council  
28/08/2024

amended floor plan  
28/08/2024





amended site plan including dimensions  
11.09.2024

received at  
Grey District Council  
11.09.2024