

Decision No. GREYDLC 025/2024

IN THE MATTER

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

AND

IN THE MATTER

of an application by **AULD DISTILLERY LIMITED** pursuant to s.138 of the Act for an off-site Special Licence in respect of premises situated at Agfest sites 258-259, 112 Waterwalk Road, Greymouth and known as "Greymouth Aerodrome"

BEFORE THE GREY DISTRICT LICENSING COMMITTEE

Auld Distillery Ltd has made an application for a special licence to sell and supply alcohol for an event at 112 Waterwalk Road, Greymouth.

The applicant is a limited company number 6476179 and holds a current off-licence with the Southland District Council number 72/OFF/2/2022. This licence expired on 22 April 2023 and the renewal is currently being processed through the Southland District Licensing Committee.

The event is AgFest, a biennial agricultural field day which is held over two days. The applicant will have a stall at this event, selling their product and supplying alcohol free as a sample for consumption at the site.

The applicant's stall site is a 3 metre x 6 metre site and will be clearly divided from other stalls in the pavilion with three lined walls.

There is an estimated number of 80 - 95 people attending the stall, with a probable age distribution of 1 - 99 years.

The proposed hours applied for are:

DAY	EVENT	NATURE OF EVENT	HOURS
Friday 12th April 2024 and Saturday 13th April 2024	Agfest	Agricultural Field Days	8.30am to 4.30pm each day

The premise's principal entrance is Agfest sites 258-259, Ford Pavillion, Greymouth Aerodrome.

The whole of the premises is undesignated as per the plan submitted with the application.

DECISION

The Grey District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012 **grants** an application by Auld Distillery Limited for an off-site Special Licence for premises at Agfest Sites 258-259, 112 Waterwalk Road, Greymouth known as "Greymouth Aerodrome", subject to the following conditions:

CONDITIONS

1. Alcohol may be sold under the licence only on the following days during the following hours:
 - a. **Friday 12th April 2024 and Saturday 13th April 2024 - 8.30am to 4.30pm**
2. When alcohol is being supplied free as a sample, water is to be provided free of charge at the place where the samples are being supplied.
3. The premise area is undesignated, as per the plan attached to the licence.
4. A properly appointed certificated manager must be on duty at all times when the premises are open for the sale and supply of alcohol.
5. The following other steps must be taken to promote the responsible consumption of alcohol:
 - All service staff must be trained in their responsibilities under the Sale and Supply of Alcohol Act 2012.
 - Evidence of age documents will be requested where appropriate.
 - The Licensee must ensure that 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.
6. The Licensee must ensure the following items are prominently displayed:
 - A sign at each principal entrance to the premises, so as to be easily read by patrons, stating the ordinary hours of business during which the premises will be open for sale of alcohol.
 - 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 premise.
 - A sign prominently displayed at the premises, which identifies by name the manager for the time being on duty when alcohol is for sale.
7. Payment of the fee prescribed under the Sale and Supply of Alcohol (Fees) Regulations 2013.

The premises licensed area is set out on the plan submitted with the application and date stamped 20 February 2024. A note to this effect is to be made on the licence.

REASONS FOR THE DECISION

The applicant has previously held a special licence at this event, with no cause for concern and is experienced in attending such events.

The applicant has provided in their application host responsibility details which demonstrate that suitable measures will be undertaken to provide the following measures with regard to the responsible sales or supply of alcohol, and that harm will be minimised by:

- Food - many food stalls will be in attendance at Agfest with a wide range of food items available for the duration of the licence period.
- Free bottled water will be available at two stations at the premise throughout the event.
- a cell phone will be available to arrange transport from the premises.

There are three certified duty managers, Toni Sheree Auld, Robert James Auld and Lease Janice Ogilvie who will be working at the event.

Alcohol samples will be provided in 12 ml cups with only a small amount of alcohol in them.

The Inspector's report indicates that the amenity and good order of the locality will not be adversely affected by more than a minor extent and that the applicant is suitable to hold this licence. She does not oppose this application.

The Police and the Medical Officer of Health raise no matters in opposition.

The application was not required to be publicly notified and no opposition or notice of desire to be heard has been received.

Accordingly, I deal with the matter on the papers.

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

Section 149(2) notes if a special licence issued is postponed to some other day, the licence is in force on the day on which the event or part takes place.

DATED at GREYMOUTH this 4th day of March 2024

 

Rachel M van der Geest
Chairperson/Commissioner