

# TIMARU, MACKENZIE & WAIMATE DISTRICT LICENSING COMMITTEE

MINUTE - CLARIFICATION AROUND DEFINITION OF 'EVENT/S' WITH REGARD TO DISTRICT LICENCING ASSESSMENTS AND DECISIONS HELD IN THE OFFICE OF THE SECRETARY FOR THE TIMARU DISTRICT LICENSING COMMITTEE, 2 KING GEORGE PLACE, TIMARU ON 29 JUNE 2017 COMMENCING AT 1.15pm AND FINISHING AT 1.20pm

## PRESENT:

Sharyn Cain – Commissioner  
Paul Cooper - Secretary

There are three separate areas where the term 'event' is given regard when it comes to assessing and determining applications to the District Licencing Committee for Special Licences, as follows –

Sale and Supply of Alcohol Act 2012  
Sale and Supply of Alcohol (Fees) Regulations 2013  
Mackenzie, Timaru, and Waimate District Councils Joint Local Alcohol Policy

## SALE AND SUPPLY OF ALCOHOL ACT 2012

### Section 5 – Interpretation

- (1) In this Act, unless the context otherwise requires,—  
*Event* includes an occasion and a gathering, and any of a series of events

## SALE AND SUPPLY OF ALCOHOL (FEES) REGULATIONS 2013

### Section 9 – Special licence classes

- (1) Every special licence issued by a territorial authority must be of one of the following classes:

<i>Special licence class</i>	<i>Issued in respect of</i>
Class 1	1 large event: more than 3 medium events: more than 12 small events
Class 2	3 to 12 small events: 1 to 3 medium events
Class 3	1 or 2 small events

- (2) In subclause (1) —

*Large event* means an event that the territorial authority believes on reasonable grounds will have patronage of more than 400 people.

*Medium event* means an event that the territorial authority believes on reasonable grounds will have patronage of between 100 and 400 people.

*Small event* means an event that the territorial authority believes on reasonable grounds will have patronage of fewer than 100 people.

#### Section 10 – Fees payable for special licences

- (1) The fee payable to a territorial authority for a special licence is as follows:

<i>Special licence class</i>	<i>Fee (\$)</i>
Class 1	575
Class 2	207
Class 3	63.25

- (2) A territorial authority may, in its discretion and in response to particular circumstances, charge a fee for a special licence that is 1 class below the class of the licence that is issued; but no fee may be less than the fee payable for a class 3 special licence.

\*\*\* Of note – Mackenzie, Timaru, and Waimate District Councils have given approval, by resolution of Council, to allow the Secretary of the District Licensing Committees to approve a reduction of 1 class level fee, where appropriate criteria have been met.

### **MACKENZIE, TIMARU, AND WAIMATE DISTRICT COUNCIL JOINT LOCAL ALCOHOL POLICY**

#### Section 3.4 – Special licenses

- 3.4.1. Hours of operation - Restrictions on hours will be imposed if the District Licensing Committee considers it appropriate in respect of any environmental or other considerations which may require constraints on the hours of operation. Such issues may be raised by the Licensing Inspector, Police, Medical Officer of Health or other relevant affected parties.

**Special licenses can cover an event or series of related events to a maximum of 20 events per premise per year (1 July to 30 June). A maximum of 15 events will be issued per 6 month period.**

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#### **CLARIFICATION FROM COMMISSIONER - REGARDING LAST PARAGRAPH (IN BOLD) ABOVE**

- Each 'Event', whether part of a reduced licence fee and on the same application, counts towards the maximum number of events that may be applied for by Special Licence per premise, per year.
- A production/show/sports tournament (examples only) that runs over a number of days/nights is classed as 1 'Event'

- A weekly meeting/club/sports fixture (examples only) that is to be held at frequent intervals over a period of time it is treated as 1 'Event' per gathering
- Should an application have a number of different shows/productions/quiz nights/parties (examples only) over a period of time it is treated as 1 'Event' per gathering
- The fee structure, and the provisions of the Joint Local Alcohol Policy are assessed and managed separately. The above gives some clarification, but there can also be unusual applications that arise from time to time, hence why decisions are made on a case by case basis maintaining consistency across the District Licensing Committee areas of responsibility.

Confirmed



Sharyn Cain

**COMMISSIONER**

**TIMARU DISTRICT LICENSING COMMITTEE**

**MACKENZIE DISTRICT LICENSING COMMITTEE**

**WAIMATE DISTRICT LICENSING COMMITTEE**