

Report

To	Mayor and Councillors
From	Regulatory Services Manager, Chantelle Denton
Date	21 September 2020
Subject	Annual Alcohol Licensing Report – 2019/20

(This report shall not be construed as policy until adopted by full Council)

Executive Summary

1. The Council is required under the Sale and Supply of Alcohol Act 2012 (the Act) to provide a report for each financial year, on the proceedings and operations of its District Licensing Committee (DLC). This report recommends that the Annual Alcohol Licensing Report (the Report) be adopted, a copy provided to the Alcohol Regulatory and Licensing Authority (ARLA) and also be made available to the public.

Recommendations

THAT the Council;

- a) Adopts the South Taranaki District Council Annual Alcohol Licensing Report – 2019/20 in accordance with Section 199 of the Sale and Supply of Alcohol Act 2012.
- b) Notes that adoption will trigger public notification of the report and that a copy will be provided to the Alcohol Regulatory and Licensing Authority (ARLA).

Background

2. Every territorial authority is required under the Act to provide an annual report to the ARLA on the proceedings and operations on its DLC for every financial year.

Local Government Purpose

3. Under the Local Government Act 2002, the Council's purpose is to "*promote the social, economic, environmental and cultural well-being of communities in the present and for the future*".
4. The Council provides a regulatory function in regards to alcohol licensing, which includes the enforcement of compliance with the Act and administration support to the DLC for the issuing of alcohol licences and holding DLC hearings.

Analysis

5. The table in the annual report provides an analysis of the alcohol licence applications received in the 2019/20 year and compares this to the previous year's statistics.

Considerations and Assessments

Assessment of Significance and Engagement

6. In terms of the Council's Significance and Engagement Policy the adoption of the Report is of low significance. It should be noted that the Council is required to make a copy of the report publicly available and also publish it online on its website.

Legislative Considerations

7. Section 199 of the Act requires that:
 - 1) *Within three months after the end of every financial year, every territorial authority must prepare and send to the licensing authority a report of the proceedings and operations of its licensing committees during the year.*
 - 2) *The licensing authority may specify the form of the annual report and the matters to be included in the report.*
 - 3) *The licensing authority or the licensing committee must, on payment of any reasonable fee it may prescribe, provide a copy of each report to any person who asks for one.*
 - 4) *Every annual report required to be prepared under this section is a public record for the purposes of this Act.*
 - 5) *A copy of every annual report must be made available by the territorial authority for inspection free of charge and be made available on an Internet site maintained by or on behalf of the territorial authority for a period of not less than five years."*

Financial/Budget Considerations

8. There are no financial or budget implications regarding this report.

Consistency with Plans/Policies/Community Outcomes

9. Nothing in this report is inconsistent with any Council policy, plan or strategy.
10. This matter contributes to our District's community outcome namely:

- Together South Taranaki

Impact on Māori/Iwi

11. The community, including Māori and Iwi, will equally benefit from the Council providing a regulatory function for alcohol licensing within the District.

Affected Parties Consultation

12. Under the Act the Council must ensure that the adopted report is publicly available.

Conclusion

13. The attached Annual Alcohol Licensing Report 2019/20 has been compiled to formally record the operations of the South Taranaki DLC during the 2019/20 financial year. It is recommended that the Council formally adopt the report, after which the report will be forwarded to the ARLA. This will meet the Council's legal obligations under the Act.



Chantelle Denton
Regulatory Services Manager



[seen by]
Liam Dagg
Group Manager
Environmental Services

1.0 Overview of the South Taranaki District Licensing Committee Workload

District Licensing Committee (DLC) Structure and Personnel

The DLC consists of three members: an Independent Commissioner (Chairperson), an elected member as Deputy Chairperson and one appointed Councillor.

Any Staff Training Undertaken Relating to the Sale and Supply of Alcohol Act 2012 (the Act)

Licensing Inspectors

Both the Councils Inspectors have informal training with the Chief Inspector on a regular basis and attend the New Zealand Institute of Liquor Licensing Inspectors annual training workshops.

DLC Meetings or Hearings

In the 2019/20 year the South Taranaki DLC held no hearings.

The DLC has held several informal meetings to keep members informed of relevant matters, and for the Chair to discuss operational matters.

2.0 District Licensing Committee Initiatives

Alcohol Industry Workshop Programme

The DLC Inspectors in conjunction with the Medical Officer of Health, Police and Fire and Emergency NZ planned a workshop with people from the hospitality industry to discuss trends and issues. However, due to Covid-19 this did not take place this financial year.

Liaison with Other Agency Groups

The Combined Agency Agreement has been a successful approach to Alcohol Licensing between the Licensing Inspector, the Police and the District Health Board. It has led to greater communication and co-ordination between the reporting agencies with an increased level of monitoring of licensed premises within the District.

3.0 Local Alcohol Policy (LAP)

The South Taranaki District Council (the Council) does not have a Local Alcohol Policy.

4.0 Current Legislation

There is no comment on the current legislation.

5.0 Other Matters

The Council would like to raise the matter of ARLA providing guidance or advice for Inspectors. At present each Territorial Authority is advised to obtain its own legal advice. It would be helpful to gain advice or guidance from the ARLA, which would provide national consistency.

6.0 Statistical Information

The South Taranaki DLC Annual Return 1 July 2019 to 30 June 2020 showing payments made to the ARLA are tabled below:

On Licence, Off Licence and Club Licence Applications Received

Application Type	Number received in fee category: Very Low	Number received in fee category: Low	Number received in fee category: Medium	Number received in fee category: High	Number received in fee category: Very High
On licence new	0	0	4	0	0
On licence variation	0	0	0	0	0
On licence renewal	0	3	4	0	0
Off licence new	0	1	4	0	0
Off licence variation	0	0	0	0	0
Off licence renewal	0	0	7	1	0
Club licence new	0	0	0	0	0
Club licence variation	0	0	0	0	0
Club licence renewal	8	1	1	0	0
Total number	8	5	20	1	0
Total Fee paid to ARLA (GST incl)	\$138	\$172.50	\$1,086.75	\$86.25	\$0.00

Annual Fee for Existing Licences Received

Licence type	Number received in fee category: Very Low	Number received in fee category: Low	Number received in fee category: Medium	Number received in fee category: High	Number received in fee category: Very High
On licence	0	3	23	0	0
Off licence	0	0	24	0	0
Club	26	3	2	0	0
Total number	26	6	50	0	0
Total Fee paid to ARLA (GST incl)	\$414.00	\$207.00	\$2,484.00	\$0.00	\$0.00

Manager's Certificate Applications Received

	Number received
Manager's certificate new	46
Manager's certificate renewal	55
Total Number	101
Total Fee paid to ARLA (GST incl)	\$2,875.00

Special Licence Applications Received

	Number received in category: Class 1 (Small)	Number received in category: Class 2 (Medium)	Number received in category: Class 3 (Large)
Special Licence	23	29	1

Temporary Authority Applications Received

	Number received
Temporary Authorities	9

Permanent Club Charter Payments Received

	Number received
Permanent Club Charters	1

6.1 Current Listing of Licensed Premises

On Licence

Off Licence

Kākaramea Hotel	Ōpunakē Surf Inn
Café Turquoise	Black Bull (Pangotra Holdings)
Ōpunakē Surf Inn	Waverley Liquormart
Waimate Hotel	Black Bull (DA Hospitality)
Waitōtara Hotel (2008) Limited	Waimate Hotel
White Hart Hotel	Waitōtara Hotel (2008) Limited
Morrieson's Café Bar	Pātea Liquor Centre
Town Takeaways	Waverley Four Square
Upside Down Eatery	Rāhotu Four Square
Tairoa Lodge and Cottage	Manaia Four Square
Kaponga Hotel	Pātea Four Square
Ōkaiawa Hotel	Big Barrel Hāwera
Coronation Hotel	Ōpunakē Four Square
Headlands Indian Restaurant	Super Liquor Hāwera
Touchpoint	Highway 45 Four Square
Soul Kitchen	Black Bull Liquor Eltham
@Ōhangai Limited	South Taranaki Club Incorporated
Indian Zaika	Rāhotu Tavern Limited
Hub Catering	Club Hotel
Milan	Kaponga Four Square
The Local TAB and Sports Bar	Countdown Hāwera
Clarendon Hotel	Clarendon Hotel
Rāhotu Tavern Limited	Black Bull (Shree Sai Holdings)
Club Hotel	Kaponga Hotel
Rough Habits	Eltham Four Square
Marracbo Café	Pak n Save
Sugar Juice Café	Calligraphy Pour Toi
Someday Cafe	
The Furlong	
The Main Street Cafe	

Club Licence

South Taranaki RSA
South Taranaki Club
Tower Bowling Club
Pātea Bowling Club
Eltham Squash Racquets Club Incorporated
South Taranaki Darts Association Incorporated
Waverley Golf Club
Pātea Golf Club Incorporated
Kaponga Rugby Football Club
Manaia Golf Club Incorporated
Rāhotu Bowling Club Incorporated
Hāwera Park Bowling Club Incorporated
Southern Rugby Football Club (Taranaki) Incorporated
Border Rugby & Sports Club
Pungarehu Golf Club Incorporated
Ōkaiawa Rugby Football Club Incorporated
Masse Hāwera
Hāwera Soccer Club Incorporated
Hāwera Golf Club Incorporated
Hāwera Lawn Tennis & Squash Club
Ōpunakē Bowling Club Incorporated
Waverley Bowling Club (North Island) Incorporated
Ōpunakē Golf Club Incorporated
Cape Egmont Boat Club Incorporated
Eltham Golf Club Incorporated
Rāhotu Community & Sports Club Incorporated
Manaia Bowling Club Incorporated
Pihama Cricket Club Incorporated
Te Ngutu Golf Club Incorporated