

2016 – 2017

ANNUAL REPORT

District Licensing

Committee

This report is presented pursuant to Regulation 19 of the Sale and Supply of Alcohol (Fees) Regulations 2013 which requires territorial authorities to:

Report on the income from fees payable in relation to, its costs

incurred in, -

- (a) the performance of the functions of its licensing committee under the Act; and
- (b) the performance of the functions of its inspectors under the Act; and
- (c) undertaking enforcement activities under the Act.

Introductory Comment

The Horowhenua District Licencing Committee has had yet another busy year with five Full Hearings, one uncontested Temporary Authority, and a large number of unopposed applications.

The DLC has now developed into a knowledgeable skilled Group. The Committee still consists of all Public List Members who were appointed in 2013, with each member fully committed to the prevention of alcohol harm in our community. Equally members recognise the need for balance in any argument and approach their responsibilities with an open mind and with a view to achieving the correct outcome in all opposed applications. All members are always willing to upskill and have taken part in several training opportunities.

The DLC continues to work hard at maintaining collaborative relationships with partner agencies in the knowledge that our collective aim needs to be the reduction of alcohol harm in our Communities.

Ross Brannigan
Chairperson

District Licensing Committee Overview

The Horowhenua District Licensing Committee (DLC) was appointed in accordance with the requirements of the Sale and Supply of Alcohol Act 2012.

Members of the District Licensing Committee are:

Chairperson: Councillor Ross Brannigan

Deputy Chairperson: Councillor Neville Gimblett

Secretary: Mike Lepper

Public Committee Members: Phillip Comber

Roger Perring

Martyn Slade

Craig Fleury

Allen Little, JP, QSM

The public members of the committee have been appointed for a 5 year term, expiring on 17 December 2018.

Contacts for the Horowhenua District Licensing Committee

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Workload

In the period from 1 July 2016 to 30 June 2017, the Horowhenua DLC received a total of 226 applications consisting of the following:

- 118 Certificates
- 27 Licences
- 81 Special Licences

All were decided by the Chairperson alone.

One Temporary Authority application was decided by way of a quorum by two committee members and the chairperson.

During the reporting period the Horowhenua District Licensing Committee has held five hearings:

- 2 New Manager's Certificate Applications – both were declined
- 1 Temporary Authority Application – declined
- 2 New On-Licence Applications – both were granted

DLC Initiatives

- The District Licensing Committee encourages committee members who are not sitting on the panel to come to hearings and sit in the public gallery during hearings. This has been taken up by the other members at the hearings we have had.
- The committee has reviewed the cases after the hearings and before the decision is made so that the sitting committee can discuss and raise any concerns or questions they have with each other before they decide.
- The committee has a willingness to view premises that have oppositions to them so they can understand what is being explained to them.
- Agreements have been made with a number of local community based groups to lower the fee category for special licence applications.

Local Alcohol Policy

The draft local alcohol policy went out for public consultation in March 2017. Council received 45 submissions on the draft Local Alcohol Policy (LAP). Submissions were heard by the Hearings Committee at a hearing on 31 May 2017. The Hearings Committee took feedback from submitters into account and as a result made some changes to the policy.

The draft policy will be presented to Council at an Ordinary Meeting on 30 August 2017 for Council to decide whether to adopt the draft LAP as a Provisional LAP.

Current Legislation

It is believed that there is an anomaly in the legislation in that Temporary Authorities that are unopposed have to be heard by a quorum of 3 people. It is believed that as the DLC Chairperson has the power to decide on unopposed Licences new and renewals, unopposed certificates new and renewals and special licences they should be able to

also decided unopposed Temporary Authorities. This is a matter that has been raised previously and we would strongly support any moves to address this matter.

Other Matters

The good things we have noticed so far are.

- The flexibility around the chairperson having the designation from council to consider and lower the fees by one category if needed.
- The willingness for partner agencies to work together.
- Generally the willingness of licensees to adapt to the New Act.

Enforcement Activities

In conjunction with partner agencies of Police and Public Health, one controlled purchase operations was conducted in December 2016. Seventeen premises were tested with no sales.

Licensing Inspector

Council employs a one inspector. Ms Lisa Roiri left the role of Licensing Inspector at the end of January 2017. Ms Kathryn Pulley, Environmental Health Officer, served as Acting Inspector from the end of January 2017 until mid June 2017. Mrs Amy Maere commenced employment as Council's new Inspector on 19 June 2017.

Income

Horowhenua District Council received \$117,475 in revenue from fees payable in relation to its activities under the Act. A total of \$7,774.00 in fees were paid to ARLA.

Fee Type	Income (GST inclusive)
On/Off/Club Licence Applications	\$34,571.00
On/Off/Club Licence Annual Fees	\$42,343.00
Managers Certificates	\$30,360.00
Temporary Authorities	\$2,076.90
Special Licences	\$8,124.75
TOTAL INCOME	\$117,475.65

Costs

The Horowhenua District Council incurred costs of \$84,545.83 in performing its activities under the Act. Costs were incurred in the following categories:

Cost Type	Expenditure (excluding GST)
DLC Committee functions	\$25,931.00
Inspectorial Functions	\$58,614.83
Enforcement Functions	\$0.00