

Decision number: **49D/2022/NZDLCWN/575**

IN THE MATTER

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

AND

IN THE MATTER

of an application by Begin
Distilling Limited (trading as
Juno Gin) pursuant to section
138 of the Act for an off-site
special licence to sell and
supply alcohol at premises
situated at stall 246, at the Sky
Stadium, 105 Waterloo Quay,
Pipitea, Wellington as part of
an event known as "The Food
Show 2022".
(SR513366)

DECISION OF THE WELLINGTON DISTRICT LICENSING COMMITTEE

1. The application by Begin Distilling Limited in relation to a specific event, for an off-site special licence is granted. The applicant may sell and supply alcohol for consumption off the premises and may provide free samples of alcohol to persons on the premises. The licence may issue immediately subject to the conditions set out in appendix 1.

REASONS FOR THE DECISION

2. This is an application by Begin Distilling Limited in relation to a specific event, that event being the Wellington Food Show 2022, held at the Sky Stadium, 105 Waterloo Quay, Pipitea, Wellington. The period of the event during which alcohol will be sold and supplied will be:

Friday 27 May 2022 10.00am to 5.00pm.
Saturday 28 May 2022 10.00am to 5.00pm.
Sunday 29 May 2022 10.00am to 5.00pm.

3. The Food Show is an annual event held in Wellington, Auckland and Christchurch. This show features various types of foods, drinks and alcohol and new devices and appliances are tested and world-class chefs demonstrating their craft in the cooking theatre. It is anticipated 14,300 people will attend the show over the three-day period. Tickets are pre-sold online and also can be purchased at the event.

4. The licensed area of the premises, which is stall 246, is clearly marked on the "Food Show Wellington 2022" Plan submitted with the application dated 4 April 2022.
5. Free water will be provided at water stations around the concourse and will be provided at each stand.
6. The applicant has supplied details of the names of three people holding current managers' certificates who will be working during the event. Each exhibitor will be in charge of asking for ID and enforcing host responsibility. There will be security staff working at the event who will have a strong presence in the venue.
7. The Committee has received a detailed report on the application from the Licensing Inspector, of the Wellington City Council, who is supportive of the application being granted. The Medical Officer of Health and Police do not oppose the application being granted.
8. The applicant is a manufacturer of alcohol and therefore meets the criteria under section 42(1) of the Act.
9. I am of the view that the event is a large scale event for the purpose of section 143 of the Act and have considered the matters raised in that section in determining this application. The event organiser, XPO Exhibitions Limited, has provided a comprehensive Alcohol Management Plan and taking into account that document and the Inspector's report, I am of the view that those matters have been appropriately considered.
10. In the absence of any opposition, I will deal with the matter on the papers.
11. The purpose of the Sale and Supply of Alcohol Act 2012 (the Act) is to put in place a system of control over the sale and supply of alcohol (section 3). The object of the Act is to ensure that the sale and supply of alcohol is undertaken safely and responsibly and the harm caused by excessive or inappropriate consumption of alcohol is minimised (section 4).
12. In deciding whether to issue a special licence, the Committee must have regard to the criteria found in section 142 of the Act. Having considered that criteria, I am satisfied that the considerations fall in favour of the off-site special licence being granted. There is nothing in the application which would suggest that the applicant will supply alcohol in any way which would be inconsistent with the intention of the Act, or any other relevant legal requirement.
13. The Inspector has recommended that two conditions be imposed on the licence by consent namely:

1. A certificated manager must be on duty at all times **at the stall** when the event is open for the sale and supply of alcohol and their full name must be on a sign prominently displayed on the stall; and
2. If the certificated manager on the stall is not present, no tastings or sales can take place.

14. With a view to minimising the alcohol-related harm at this event, I have made these conditions of the licence.

CONCLUSION

15. Having regard to the relevant provisions of the Sale and Supply of Alcohol Act 2012, I am satisfied that a special licence should be granted, pursuant to the conditions set out in appendix 1.

DATED at Wellington 17 May 2022.



Kate Thomson
Chairperson/Commissioner
Wellington District Licensing Committee

APPENDIX 1

CONDITIONS

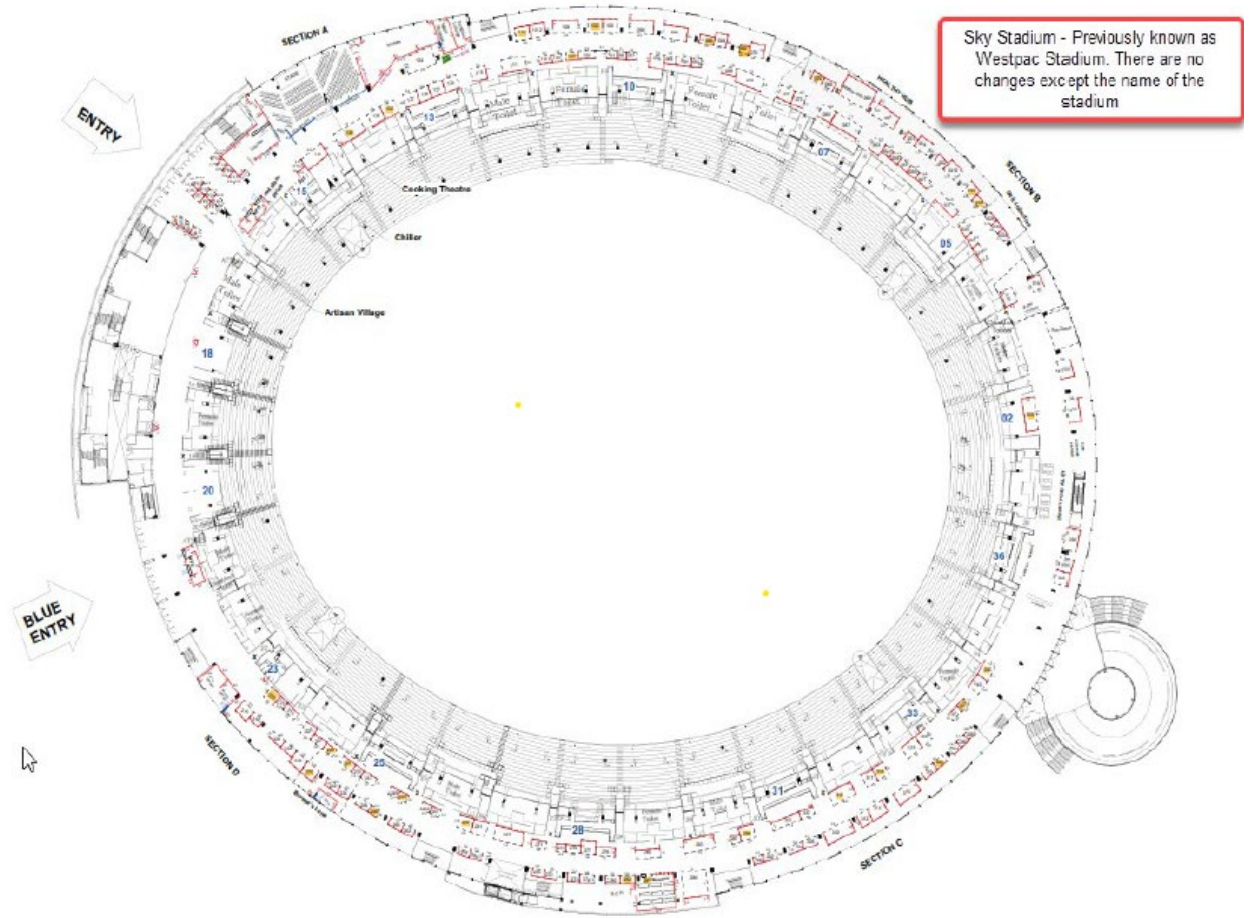
The licence is subject to the following conditions:

1. Alcohol may be sold from the premises for consumption off the premises, and supplied free as a sample for consumption at the premises (stall), on the following days and hours:

Friday 27 May 2022	10.00am to 5.00pm.
Saturday 28 May 2022	10.00am to 5.00pm.
Sunday 29 May 2022	10.00am to 5.00pm.
2. While alcohol is being supplied free as a sample, water is to be provided to patrons free of charge at the place where the samples are being supplied.
3. Only the licensee's alcohol may be sold and supplied under this licence.
4. Alcohol is not to be supplied free, as a sample, for consumption on the premises, at a time when the premises are not open for the sale of the licensee's alcohol for consumption somewhere else.
5. Alcohol is not to be sold for consumption on the premises at any time when the licensee does not also hold for the premises a special licence designated as an on-site special licence.
6. A certificated manager must be on duty at the stall at all times when the event is open for the sale and supply of alcohol and their full name must be on a sign prominently displayed on the stall.
7. If the certificated manager on the stall is not present, no tastings or sales can take place.
8. The licensee must display signage as follows:
 - a. At every point of sale detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons; and
 - b. A copy of the licence attached to the stall so as to be easily read by persons attending the premises.

The premises are as set out on the "Food Show Wellington 2022" Plan submitted with the application dated 4 April 2022. A note to this effect is to be made on the licence.

APPENDIX 2



Food Show Wellington 2022
Westpac Stadium Wellington

Coordinator: Lynne Hone
Event Date: 2022 May 27-28
Designer: D&A 2022 43 YH30021
Scale: 1:800 @ A3
Drawing: FoodShowWellington_22v07

**Received: Wellington City Council on
4 April 2022**