

Attachment 1

Provisional Selwyn Local Alcohol Policy

Goals

- To minimise alcohol related harm and contribute to Selwyn being a safe place in which to live, work and play.
- To reflect the changing character of the Selwyn district and its communities.
- To encourage safe and responsible alcohol consumption.

Objectives

- To regulate the operating hours of on, club, special and off- licences.
- To regulate the location of licensed premises.
- To ensure licensed premises take appropriate measures to minimise alcohol-related harm.
- To provide clear guidance to the District Licensing Committee.

Policy 1: Maximum Trading Hours

Note: Applicants can apply for maximum trading hours but there is no guarantee that these maximum trading hours will be granted.

1.1 On-licences (refer to the section on definitions in this policy)

- The maximum permitted trading hours in the Selwyn district for all on-licences, including restaurants, function centres and cafés will be:
 - Seven days a week: 7am to 1am the following day
- The maximum permitted trading hours in the Selwyn district for all on-licence taverns and hotels will be:
 - Seven days a week: 7am to 1am the following day

Note: On-licence premises are where alcohol is sold and consumed on site (e.g. a restaurant; refer to the section on definitions in this policy).

1.2 Off-licences (refer to the section on definitions in this policy)

- The maximum permitted trading hours in the Selwyn district for all off-licence premises will be:
 - Seven days a week: 7am to 9pm
- The following hours apply to hotel in bedroom mini bars sales:
 - Monday to Sunday 24 hours a day

Note: Off-licence premises are where alcohol is purchased to be consumed off site (e.g. a bottle store; refer to the section on definitions in this policy).

1.3 Club licences (refer to the section on definitions in this policy)

- The maximum permitted trading hours in the Selwyn district for all club licences (except ski field club licences that provide accommodation) will reflect the principle club activity and be:
 - Sunday to Thursday: 8am to 10pm
 - Friday and Saturday: 8am to 12 midnight
- The maximum permitted trading hours in the Selwyn district for all ski field club licences that provide accommodation will reflect the principle club activity and be:
 - Seven days a week: 7am to 1am the following day

Note: Ski field clubs differ from other sports clubs in that they are located in remote locations, provide a unique “destination” activity (in that people use club facilities as part of the ski trip experience), and provide accommodation. Ski field clubs are permitted to apply for longer hours to allow them to provide these services.

Policy 2 Special licences (refer to section 22 of the Act)

- Special licences can cover an event or series of related events. A series of related events is defined as a similar event held at the same venue.
- Where the premises already holds an on-licence, the conditions of a special licence will specify a closing time no more than two hours earlier and/or two hours later than permitted by its on-licence.
- An on-site special licence will allow for a maximum of 10 events in six months or a maximum of 20 events per year. Each applicant may apply for 6 events in a series of related events per special licence.
- An off-site special licence will allow for a maximum of 26 events in six months or a maximum of 52 events per year.

- A special licence is required where an event is held at a premises with a club licence, but outside the normal authorised club hours, where the majority of attendees are not club members and it is not a club activity.
- Where the time, setting and numbers attending creates a risk of alcohol related harm, the District Licensing Committee may request an alcohol management plan be completed (refer to section 143 of the Act).

Note: Special licences authorise and control the sale and supply of alcohol for events (such as a wine and food festival) where the premises is not licensed and liquor is sold and supplied to those attending. A special licence can also be applied for events (such as a wedding reception or school reunion) where a permanent on, off or club licence is not appropriate.

A series of related events for an off-site special licence could be holding a stall at a farmers' market. A series of related events for an on-site special licence could be a sports tournament held over 3 days or monthly club meetings.

Policy 3 Location of licensed premises

- Off-licences for bottle stores will not be granted for a neighbourhood or local centre

Note: Neighbourhood and local centres are proposed shopping areas in the Rolleston and Lincoln Structure Plans that will service local communities at a scale that would not compete with the main town centre. The Selwyn District Plan defines neighbourhood centres as a “grouping of principally convenience stores (in the order of 6-15 stores) predominantly servicing the local communities weekly and day-to-day requirements” and local centres as “a small grouping of convenience stores (in order of 1-5 stores) servicing residents’ day-to-day retailing requirements and predominantly draws people from a localised area”.

Policy 4 Discretionary conditions

Conditions relating to the following matters may be appropriate for a club licence:

- An approved person to be present on site during the trading hours of a premises with a club licence (such as rugby and associated sports clubs) where the number of patrons exceeds 20 persons.

Conditions relating to the following matters may be appropriate for an on-licence and club licence:

- Restrictions on the size and time of last orders.
- Bar staff to undertake appropriate training such as the online training offered by the Accident Compensation Corporation (ACC).

Conditions relating to the following matters may be appropriate for an off-licence:

- Supervised designation of all bottle stores to ensure unaccompanied minors do not enter bottle stores.
- Display of safe drinking messages/material.

Note: Section 117 of the Sale and Supply of Alcohol Act 2012, allows the district licensing committee to include any other reasonable conditions that are consistent with the Act. There are also a number of mandatory conditions outlined in the Act that must be imposed.

An “approved” person could be someone who has previously held a club manager’s certificate and/or completed Sporting Clubs Association of New Zealand (SCANZ) training.

Definitions

(see section 5 of the Sale and Supply of Alcohol Act 2012)

bar, in relation to a hotel or tavern, means a part of the hotel or tavern used principally or exclusively for the sale or consumption of alcohol

bottle store means retail premises where at least 85% of the annual sales revenue is expected to be earned from the sale of alcohol for consumption somewhere else (see section 32 (1))

club means a body that—

- (a) is a body corporate having as its object (or as one of its objects) participating in or promoting a sport or other recreational activity, otherwise than for gain; or
- (b) is a body corporate whose object is not (or none of whose objects is) gain; or
- (c) holds permanent club charter

grocery store means a shop that—

- (a) has the characteristics normally associated with shops of the kind commonly thought of as grocery shops; and
- (b) comprises premises where—
 - (i) a range of food products and other household items is sold; but
 - (ii) the principal business carried on is or will be the sale of food products (see section 33(1))

hotel means premises used or intended to be used in the course of business principally for providing to the public—

- (a) lodging; and
- (b) alcohol, meals, and refreshments for consumption on the premises

restaurant means premises that—

- (a) are not a conveyance; and
- (b) are used or intended to be used in the course of business principally for supplying meals to the public for eating on the premises

supermarket means premises with a floor area of at least 1 000 m² including any separate departments set aside for such foodstuffs as fresh meat, fresh fruit and vegetables, and delicatessen items (see section 32 (1))

tavern —

- (a) means premises used or intended to be used in the course of business principally for providing alcohol and other refreshments to the public; but
- (b) does not include an airport bar

winery can be taken to be —

- (a) premises where fruit or vegetable wine or grape wine is made; or
- (b) premises situated on land from which there is harvested produce from which fruit or vegetable wine or grape wine is made {see Section 215 (2)(a)}.