

Notice of Meeting:

I hereby give notice that an ordinary meeting of the District Licensing Committee will be held on:

Date: Thursday 13 April 2023
Time: 10.30 am
Venue: Council Chamber, top floor, Dunedin Public Art Gallery, the Octagon, Dunedin

Sandy Graham
Chief Executive Officer

District Licensing Committee
University of Otago – On-Licence Renewal Application
PUBLIC AGENDA

MEMBERSHIP

Chairperson Colin Weatherall

Deputy Chairperson Rakei Amohau

Members Karen Elliot

Senior Officer Kevin Mechen, Secretary, District Licensing Committee

Governance Support Officer Lynne Adamson

Lynne Adamson
Governance Support Officer

Telephone: 03 477 4000
Lynne.Adamson@dcc.govt.nz
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Note: Reports and recommendations contained in this agenda are not to be considered as Council policy until adopted.

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1 APOLOGIES

At the close of the agenda no apologies had been received.

APPLICANT AND APPLICATION

Applicant

- 4 The applicant is the University of Otago which is an ‘instrument of the Crown’ and therefore can hold an alcohol licence.
- 5 The licence covers five distinct areas on the campus. The “Staff Club” is one of the original structures on the campus and caters mainly for staff. The “St David Café” is in the foyer of the St David Lecture complex on the northern side of the campus. The “University Union” is the main student area which has various food outlets for patrons. The “Gazebo Lounge” is on the first floor of the Union complex while the “U Bar” is in a basement area of this same complex. The “U Bar” is a late-night venue which also caters for live entertainment.
- 6 The University was first granted a licence in 1999 by the Liquor Licensing Authority. A new licence was issued in 2001 which covered both the Union Building and Staff Club. The current licence was issued in 2015 to cover the five areas listed above. This is the third renewal of this licence.
- 7 During the times the premises has been licensed it has been operated properly by the applicant.

PUBLIC NOTICE

- 8 Public notice of the application attracted one objection. The reporting agencies have not opposed the renewal of the licence.

Objections

- 9 Objection 1: Dated 16 December 2022 made by ‘Students for Sensible Drug Policy Dunedin’. This group is affiliated with the Otago University Students’ Association and facilitates representation of Dunedin’s student population.
- 10 The grounds for this opposition are:
 - a) S.105(1)(a) – Object of the Act: questions relating to the legal entity of the licence holder and who is responsible for ensuring the sale, supply and consumption of alcohol is undertaken safely and responsibly.
 - b) S.105(1)(a), (e) and (j) – Object of the Act, Designated areas and whether there are sufficient staff, systems and processes to cover the areas covered by the licence. The objector does not believe the application covers this detail adequately for it to be assessed. They also question whether the areas can be included on the one licence.
 - c) Other matters include the lack of information regarding the ‘high-risk’ “U Bar” and in particular the specific Host Responsibility and Alcohol Management Policies for this area.
- 11 The objector would also like a condition included on the licence with relating to the “U Bar” regarding ‘appropriate drug overdose and polysubstance/mixed substances overdose recognition and response training for all staff. The licensee should also ‘create, hold and maintain up-to-date training procedures and manuals for training.

- 12 They would also like to see posters and pamphlets in the premises as well as the premises first aid supplies including Naloxone in the form of Nyxoid® and ensure all staff, including security, are trained in its use.

CONCLUSION

- 13 Th Committee will need to determine if the objector has an interest greater than the public generally and assess the matters raised against the matters to be considered in s.105(1) of the Act.
- 14 A lot of the matters raised have been determined previously at both the granting of the licence and subsequent renewals.
- 15 The reporting agencies are supportive of the licence renewal.

Signatories

Author:	Kevin Mechen - Secretary, District Licensing Committee
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Attachments

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PUBLIC NOTICE

Section 101(a), Sale and Supply of Alcohol Act 2012

University of Otago has made application to the District Licensing Committee at Dunedin for the renewal of an on licence number ON-35-2015 in respect of the premises situated at 640 Cumberland Street Dunedin and known as University Of Otago Union, University of Otago Staff Club, Gazebo Lounge, St David Cafe and U-Bar

The general nature of the business conducted under the licence is Universities.

The applicant seeks the licence on the following hours:

Monday to Sunday 12.00 noon to 1.00 am the following day (U Bar - 3.00 am the following day)

First publication date: Saturday, 26 November 2022

Second publication date: Saturday, 3 December 2022

Objections Close 5:00 pm Friday, 16 December 2022

- The application may be inspected during ordinary office hours at the office of the Dunedin District Licensing Committee at 50 The Octagon, Dunedin, or on-line at <https://www.dunedin.govt.nz/services/licensing/alcohol-licence-applications>
- No objection to the issue of a licence may be made in relation to a matter other than a matter specified in section 105(1) of the Sale and Supply of Alcohol Act 2012
- Any person who is entitled to object and who wishes to object to the issue of the application may, not later than 15 working days after the date of the first publication of this notice, file a notice in writing of the objection with the Secretary of the Dunedin District Licensing Committee at 50 The Octagon, PO Box 5045, Dunedin 9058



APPLICATION FOR ON-LICENCE RENEWAL

Incomplete applications will not be processed

The application must be accompanied by the correct fee (see page 2).

The District Licensing Committee (DLC) will notify the public of this application via the Dunedin City Council website and the Otago Daily Times (the advertising cost is included in the application fee).

The contact person will be emailed a copy of the public notice to be displayed on the premises.

Please use separate pages to provide extra information where necessary.

If you have any questions while completing this form, please contact Dunedin DLC staff on 03 474 3481 or email dla@dcc.govt.nz.

Please read and complete the following checklist before submitting the application

- A copy of both the food and drinks menus
- Map showing location of 'sensitive' locations, e.g. schools, early childhood facilities, hospitals and churches
- Copy of host responsibility policy – for high risk premises please also include an alcohol management plan explaining how you will implement the points of the policy
- Letter of authorisation if a consultant is completing this form on your behalf

Office use only

Date received:

Calculate your application fee

- **Class 1 restaurants** – restaurants with a significant separate bar area which, in the opinion of the DLC, operate that bar at least one night a week in the nature of a tavern (such as serving alcohol without meals to tables situated in the bar area)
- **Class 2 restaurants** – restaurants that have a separate bar (including small bar areas) but which, in the opinion of the DLC, do not operate that area in the nature of a tavern at any time
- **Class 3 restaurants** – restaurants that only serve alcohol to tables and do not have a separate bar area

Select your premises type:

Type of premises	Points
Class 1 restaurant, nightclubs, taverns, adult premises	15
Class 2 restaurant, hotels, function centres, universities, polytechnics	10
Class 3 restaurant, other premises not specified	5
Theatres, cinemas, BYO restaurants, cellar doors	2

Premises points: 15

Select the latest time you intend to sell alcohol:

Latest alcohol sales time	Points
2am or earlier	0
Between 2.01am and 3am	3
3am onwards	5

Trading hours points: 3

Select the number of enforcement findings:

Number of enforcement findings in the last 18 months	Points
None	0
One	10
Two or more	20

Enforcement points: 0

Add the premises points, trading hours points and the enforcement points together to get the total:

Premises points: 15 Trading hours points: 3 Enforcement points: 0 **Total points: 18**

Use the table below to work out the fee payable:

Total points	Risk rating	Application fee (GST inc)	Annual fee (GST inc)	Total fee required
0–2	Very low	\$368.00	\$161.00	\$529.00
3–5	Low	\$609.50	\$391.00	\$1000.50
6–15	Medium	\$816.50	\$632.50	\$1449.00
16–25	High	\$1,023.50	\$1,035.00	\$2058.50
26 plus	Very high	\$1,207.50	\$1,437.50	\$2645.00

APPLICATION FOR ON-LICENCE RENEWAL

Section 127 (2), Sale and Supply of Alcohol Act 2012

TO the Secretary, Dunedin District Licensing Committee

Application for the renewal of an on-licence is made in accordance with the particulars set out below:

Contact person

Name: Adrian Lowrey

Phone: 0212795304

Email: adrian.lowrey@otago.ac.nz

Postal address for service: PO Box 56, Dunedin

Postcode: 9054

Applicant details

Applicant status (please select from the below options)

- Individual Partnership Body corporate Public company Private company
 Club Trustee Local authority Licensing trust
 Government department or other instrument of the Crown
 Manager under the Protection of Personal Property Rights Act 1988
 Board, organisation or other body

Full legal name or names to be on the licence: University of Otago,

Legal name(s) of the person(s) or organisation that will receive any proceeds from alcohol sales. Include any other names you may be known by.

Address:

Occupation:

Phone:

Email:

Applicant's place and date of birth (if an individual):

Gender (if an individual):

Have there been any changes to the licensee status? Yes No

A change would include a change of any shareholders, directors or partners.

If yes, please outline the changes:

Is this your principal business? Yes No

Please state any other businesses: Education and Research

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Details of conveyance

Type of conveyance (e.g. ship, bus or train):

Trading name of conveyance:

Registration number:

Address where based:

Postcode:

Business details

What is the general nature of the business to be conducted under the licence?

Tavern/bar Café/restaurant Hotel Nightclub Entertainment Other (specify)

On which days and during which hours do you sell alcohol:

Day	<input checked="" type="checkbox"/> Mon	<input checked="" type="checkbox"/> Tues	<input checked="" type="checkbox"/> Wed	<input checked="" type="checkbox"/> Thurs	<input checked="" type="checkbox"/> Fri	<input checked="" type="checkbox"/> Sat	<input checked="" type="checkbox"/> Sun
Start time	12.00pm	12.00pm	12.00pm	12.00pm	12.00pm	12.00pm	12.00pm
End time	1.00am	1.00am	3.00am	3.00am	3.00am	3.00am	1.00am

Are there any changes to the current licensed hours? Yes No

An extension to the existing hours may require resource consent, check with City Planning staff.

If yes, describe changes:

What designations apply to the premises?

- Undesignated (people of any age are permitted)
- Supervised (people under 18 years must be accompanied by a parent or legal guardian)
- Restricted (people under 18 years not permitted)

Is the applicant seeking any changes to the current licensed areas or designations?

Yes No If yes, provide details:

Is accommodation provided? Yes No

Is the sale of alcohol the principal purpose of the business? Yes No

If no, provide details: Catering and events is the main focus with the Ubar being the exception.

Does the applicant supply or sell any goods other than alcohol and food?

Yes No If yes, provide details:

Does the applicant provide any services other than those related to the sale or supply of alcohol or food?

Yes No If yes, provide details: Provide venue setups and technical support for conferences

Manager details

Provide the below details for each manager or proposed manager.

Full name	Date of birth	Manager's certificate number	Expiry date
Linden Junior Miles	29/10/1993	64/CERT/181/2014	20/11/2024
Nikki Jade Pulham	11/09/1993	069/CERT/68/2018	22/05/2023
Luke Matthews	12/11/1994	069/CERT/206/2019	29/08/2023
Bruno Tangiwai Bensen	26/02/1993	069/CERT/273/2018	3/12/2023

Conditions

1) What provision does the applicant make for the sale and/or supply of:

i. food (describe type and range and when it will be served, attach menu)

Panini, Pizzas, Toasted Sandwiches, Wedges, Pies, Full menu range for events and Staff Club

ii. non-alcoholic drinks (describe type and range)

Selection of Juices
Allganics range
Assorted soda, sprite, pepsi etc
Macs Ginger beer

iii. low-alcohol drinks (2.5% alcohol by volume or less, describe type and range)

Stienlager ligt 2.5%
Macs Stunt Double 0.0%

2) To what extent, and where, will drinking water be freely available to patrons?

Free water provided from the bars and or seperate water stations provided.

3) If no access to mains water supply is available, how will clean drinking water be made available?

Water station provided with replenished jugs of water.

4) What steps are taken to provide help with, and information about, transport options from the premises?

Signs are prominently displayed to provide guests with transportation options

