

#### **Notice of Meeting:**

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

Date: Monday 16 December 2024

Time: 1:30 p.m.

Venue: Council Chamber, top floor, Dunedin Public Art Gallery, the

Octagon, Dunedin

Sandy Graham Chief Executive Officer

#### **District Licensing Committee**

# Opposed On-Licence renewal for the Regent Theatre Trust PUBLIC AGENDA

**MEMBERSHIP** 

**Chairperson** Katie Lane

Members Cr Lee Vandervis Cr Marie Laufiso

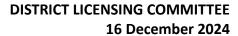
Senior Officer Kevin Mechen, Secretary, District Licensing Committee

Governance Support Officer Lauren Riddle

Lauren Riddle Governance Support Officer

Telephone: 03 477 4000 Lauren.riddle@dcc.govt.nz www.dunedin.govt.nz

**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.

#### 2 CONFIRMATION OF AGENDA

Note: Any additions must be approved by resolution with an explanation as to why they cannot be delayed until a future meeting.



#### **PART A REPORTS**

# REPORT FOR OPPOSED ON-LICENCE RENEWAL, "REGENT THEATRE", 17 THE OCTAGON, DUNEDIN – FROM SECRETARY, DISTRICT LICENSING COMMITTEE

Department: Civic

#### APPLICATION DESCRIPTION

Applicant's Name: The Regent Theatre Trust of Otago

Site Address 17 The Octagon, Dunedin

Trading Name: Regent Theatre

Style of Licence On-licence

Application Number ON-3317-2006

Date received by Council 21 August 2024

#### **EXECUTIVE SUMMARY**

- This is a report for an application by The Regent Theatre Trust of Otago for the renewal of an on-licence for the premises situated at 17 The Octagon, Dunedin, and known as the "Regent Theatre". The criteria found at section 131 of the Sale and Supply of Alcohol Act 2012 (the Act) apply to this application.
- 2 The applicant does not seek any changes to the licence.
- Public notice of the application did not attract any public objections. Neither the Police nor Medical Officer of Health raised any matters in opposition.
- The Licensing Inspector, however, has concerns that the Applicant does not have the appropriate systems, staff nor training to comply with the legislation.

#### **APPLICANT AND APPLICATION**

The Applicant is a trust established in 1972 to preserve the Regent Theatre as a predominantly live performance venue for Dunedin. It also hosts film festivals and offers space for smaller functions/performances. When the theatre is being used, they utilise the services of volunteers.



The current hours on the licence are Monday to Saturday, 8.00 am to 2.00 am the following day, on such days and during such hours as the premises is being operated as an entertainment venue. The Applicant is not seeking any changes to these conditions.

#### **PUBLIC NOTICE**

- 7 Public notice of the application did not attract any objections.
- 8 Neither the Police nor Medical Officer of Health have raised any matters of concern.
- 9 The Licensing Inspector has raised some concerns and has requested the matter be heard by the District Licensing Committee to ensure their concerns have been addressed.
- 10 The matters raised in the Inspectors report include:
  - a) The premises has been operating without a certified manager being appointed. This resulted in the Police issuing a 'Graduated response Model' warning. During the process, it became apparent the Trust was not maintaining the required 'Register of Duty Managers' as required by \$232 of the Act.
  - b) While there are substantial food options available, there is a warning they may take some time (not quantified) to prepare. Intervals during performances are about 20 minutes long and this type of food cannot be taken into the theatre; this may be seen as discouraging the purchase of substantial food.
  - c) The volumes of wine served is also a concern. One can order either a 'regular' (185ml) or 'large' (250ml) pour. Assuming the wine is 12.5% ABV, the large pour is about 2.75 standard drinks which, when no substantial food can be taken into the theatre with the wine, close monitoring of the audience would be required.
- The Inspector does not believe there are appropriate systems, staff or processes in place at the theatre which has lead to there being no certified managers. The 'situation' with the substantial food requirement may be considered contrary to the requirements of their licence.

#### **CONCLUSION AND CONDITIONS**

- The Applicant in this matter has been warned for not having a certified manager appointed and are taking steps to have new managers appointed.
- The availability of substantial food options for consumption during shows does need clarification to ensure compliance with the legislation.
- 14 The hearing will provide the Applicant the opportunity to assure they are taking appropriate steps to ensure compliance with the conditions of their licence.

#### **Signatories**

Author:	Kevin Mechen - Alcohol, Psychoactive Substances and Gambling Advisor
Authoriser:	



#### **Attachments**

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# **PUBLIC NOTICE**

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

The Regent Theatre Trust of Otago has made application to the District Licensing Committee at Dunedin for the renewal of an on licence number ON-3317-2006 in respect of the premises situated at 17 The Octagon Dunedin and known as Regent Theatre

The general nature of the business conducted under the licence is Entertainment Venue.

The applicant seeks the licence on the following hours:

On such days and during such hours as the premises are being operated as an entertainment venue (whether live or not) but not other than on the following days and hours:

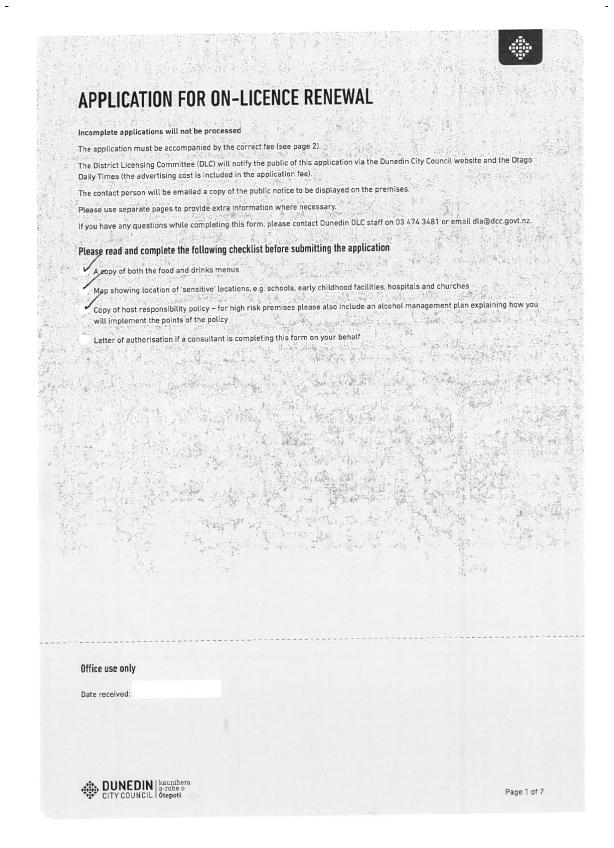
Monday to Saturday 8.00 am to 2.00 am the following day: EXCEPT THAT on the Thursday before Good Friday, and on Easter Saturday, and on Christmas Eve and on the day before Anzac Day, alcohol may only be sold between 8.00 am and 12.00 midnight.

First publication date: Saturday, 24 August 2024 Second publication date: Saturday, 31 August 2024

Objections Close 5:00 pm Friday, 27 September 2024

- 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 <a href="https://www.dunedin.govt.nz/services/licensing/alcohol-licence-applications">https://www.dunedin.govt.nz/services/licensing/alcohol-licence-applications</a>
- 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 25 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







#### 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:

#### Select the latest time you intend to sell alcohol:

Latest alcohol sales time	Po	ints
2am or earlier		0
Between 2.01am and 3am		. 3
3am onwards		5

Trading hours points:

0

#### Select the number of enforcement findings:

Number of enforcement findings in the last 18 months			Points
None	5. 17 f . 1 a b	1,177	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: Z Trading hours points: C Enforcement

Enforcement points: O Total

Total points: 2

#### 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

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	20 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0
	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: Sovah Anderson
	Phone: 0275469799
	Email: 8 avaha @regenttheatre.co.NZ Postal address for service: Po. Box 5036, Duned:
	006
	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
1	Government department or other instrument of the Crown  Manager under the Protection of Personal Property Rights Act 1988
	Y Board, organisation or other body
	Full legal name or names to be on the licence: KEGENT THEATRE TRUST 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
	Address: 17 The Octagen Dunedin
2,6	Occupation: Live extertainment venue + vinena facilities
	Phone: 027 · 5469799
	Email: Saraha@regenttheatre.co.FZ
	Applicant's place and date of birth (if an individual):
	Gender (if an individual):
	Have there been any changes to the licensee status? Yes XNo  A change would include a change of any shareholders, directors or partners.
	If yes, please outline the changes:
	Is this your principal business? X Yes No
	Please state any other businesses:

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NAI) Väitnemattinaa		Mark Mark 1770 Admin			Postcode: 9054	5 + 180.
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**DISTRICT LICENSING COMMITTEE** 

16 December 2024

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Manager details  Provide the below details for each manager or proj	osed manager.	X* X** N
Full name	Date of birth Manager'	s certificate number Expiry date
Tessa dalmer		
Ben Caton	*	
Conditions 8		
What provision does the applicant make for the		
i. food (describe type and range and when it v	ill be served, attach menu)	01 - 10 il no 10 - 012 Eg.
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ice-croens, lolle	1 t clocalate are	Laurilable ataktines.
ii. non-alcoholic drinks (describe type and ran		
Please see atta	ched menus d	for dull details.
iii. low-alcohol drinks (2.5% alcohol by volume	or less, describe type and range)	
Please see atta	hed menus to	I full details
To what extent, and where, will drinking water	pe freely available to patrons?	
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in signage also.		J
	how will clean drinking water be mad	e avaitable?
N ( A -		
4) What steps are taken to provide help with, and	nformation about, transport options fr	om the premises?
competent at info	min patrons to	roviding assistance w
Managart options as	reded Taxis	can be easily arranged
fathers coming to a	15 + tunes to a	ons all like transport.
partial timbet	nt should time	om the premises?  I box office offit are  Noviding assistance w  is can be easily arranged  use emails provident,  page 6 of 7  Page 6 of 7



5) What steps are taken to prevent the sale and supply of alcohol to prohibited people? (minors and intoxicated people) All bor stat are trained, mentored and rostered approli related to sale for poly of alcohol. Strong monitoring wing but y preciods provided additional assistance it deeded to the steps does the applicant take to promote the responsible consumption of alcohol? Front of home statt monitor levels of infoxication in the assistance of whees a look state. Inchances de limited to two per costone owing him driking crouds. The water

1) How does the applicant staff the premises to ensure compliance with the Act? Please provide the number of staff and heir The Legent has approximatel, 30 gar State Volunteers who are rostered regularly - 6-8 across the three boys it all are in open the amount of state to choose transports 8) For high risk premises, what arrangements will be made for security staff? External security start are booked and allocated throughout the bodilding depending on the sice of auddence + the type of event/show 9) How does the applicant train staff to ensure compliance with the Act? t volunteers undergo a scientation + training program when tren start. They are then mentand more experienced volunteers portate t supervised in moderkadently Signed: Privacy statement The information you provide in this application, and any supporting documents, will be used by the Dunedin City Council to process your application under the Sale and Supply of Alcohol Act 2012. The information will be shared with the Dunedin District Licensing Committee (DLC), Dunedin District Licensing Inspectors, Police and the Medical Officer of Health as part of the approval process. If required, the information may form part of a public hearing before the DLC and may be used in any subsequent decision relating to your application. The decision will be publicly available. If your application is publicly advertised, the associated information will be publicly available. The DCC is required to keep a statutory register of all alcohol licence applications and anyone can request a copy of that information under the Local Government Official Information and Meetings Act 1987. This information may also be used or shared for other purposes in line with the Privacy Act 2020. If you would like a copy of the personal information we hold about you, or to have the information corrected, please contact us at privacy@dcc.govt.nz or 03 477 4000. Page 7 of 7





		THEATRE	
STILL WINE \$12	2/\$20	SNACKS & SWEETS	\$5/\$10
\$12 REGULAR POUR \$20 LARGE POUR		SERIOUS POPCORN SEA SALT (V, GF, DF) or REAL BUTTE	R (GF) \$10
STONELEIGH LATITUDE CHARDONNAY		PROPER CRISPS (GF, V) MARLBOROUGH SEA SALT	\$5
SAUVIGNON BLANC PINOT GRIS ROSÉ		WHITTAKERS CHOCOLATE DARK GHANA or CREAMY MILK	\$5
THE LAST SHEPHERD PINOT NOI DOUBLE BARREL SHIRAZ	IR	SKITTLES (GF, V) SOUR or FRUITS	\$5
BUBBLES	\$15	ICE CREAMS	\$5
BEER, CIDER & RTDs	\$12	TRUMPETS: CHOCOLATE, BOYSENBERRY (V/GF)	, MINT
BEER, CIDER & RIDS	ŢΙΖ	KAPITI CUPS: VANILLA-CHOC	
EMERSON'S PILSNER			
ORANGE ROUGHY		IF YOU WOULD LIKE HOT FOOD, P BAR STAFF FOR OPTIONS. PLEASE E THESE MAY TAKE SOME TIME TO F	BE AWARE,
HEINEKEN 0.0% MONTEITH'S APPLE CIDER			

\$5

# SOFT BEVERAGES

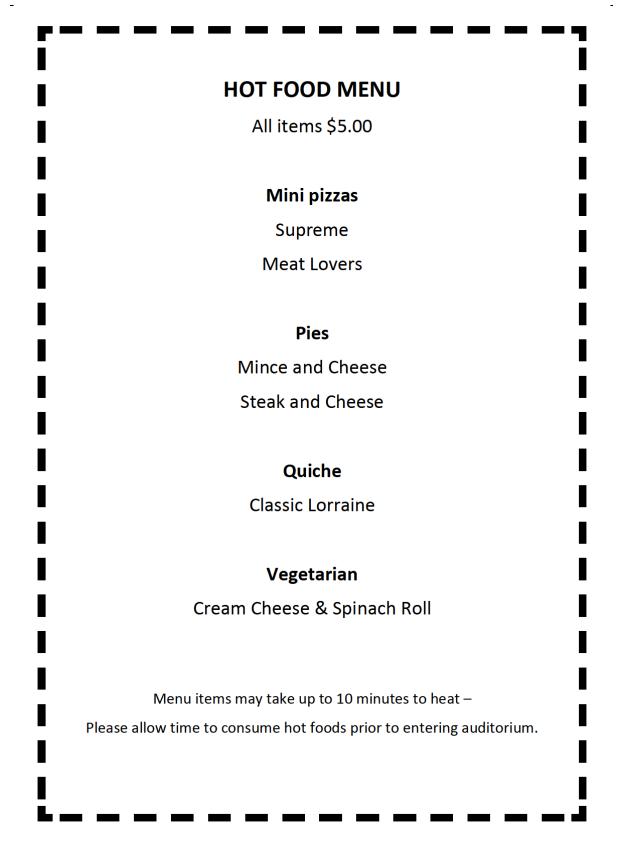
**JACK DANIELS & COLA** 

**GORDONS GIN & TONIC** 

**SMIRNOFF ICE** 

APPLE, ORANGE & MANGO JUICE STILL WATER ALMIGHTY SPARKLING WATER (V, SF) PASSIONFRUIT, LEMON, BLOOD ORANGE







Rosse Mitsoution from Regent Theather.

- The Regent Thather.
- Charches.
- School Gron Sr.



\* Neither school or the unah quate on Through everings

\* Noise will be kept to an acceptable level as part of

the verme's have agreements

! Taxo's can be easily called from the verme of accested

directly across from the familiated

Most patrons with be able to walk from their accordation

e Sciently will be pleased when appropriate.





# **Host Responsibility Policy**

- We will serve alcohol responsibly or not at all
- We will not serve intoxicated persons
- We will not serve minors
- No ID no service no exceptions
- We will not allow intoxicated persons to enter or remain on our premises
- We will provide and promote a wide range of non-alcoholic beverages
- We will provide and promote our food options
- We will provide a telephone and ensure all reasonable steps are taken to ensure safe transport options are available if required
- We will operate within the requirements of the Sale of Liquor Act.

We have the following toilet facilities Office area including Clarkson Room occupancy up to 100 people 2 accessible toilets unisex and 2 other toilets also unisex That equates to 4 pans for 100 people and are all accessible by elevator from the foyer.

entrance 2 accessible unisex toilets Stans main toilets for men consist of 6 pans and 5 urinals Female main stalls toilets consist of 12 pans The stalls area services 827 max accessible via elevator

Mezzanine men's toilet has 2 pans and 7 urinals Mezzanine female toilets 7 pans This services 790 total

Back stage has 2 accessible single pan toilets and 13 unisex single pan toilets Servicing up to 400 people and accessible via elevator.

Maximum combined occupancy including Dressing rooms and back stage is 2117





# **Ben Caton**

Has completed The Learning Place's

### **Licence Controller Qualification Course**

8 Mar 2024 Unique ID Number: 306622

Achieving the following NZQA Unit Standards:

Unit 4646 V10 Demonstrate knowledge of the Sale and Supply of

Alcohol Act 2012 and its implications for licensed

premises

Unit 16705 V6 Demonstrate knowledge of host responsibility

requirements as a duty manager of licensed

# inspire • learn • grow



Piet van de Klundert

Director/Kaiarihi The Learning Place NZQA Provider 7982

0800 800 415



www.thelearningplace.co.nz

The Learning Place Limited is a New Zealand Qualifications Authority Registered Private Training Establishment under the provisions of the Education Act 1989 and its subsequent amendments. Head Office: 33 Princes Street, Dunedin. Phone: 03 477 7770





# **Tessa Palmer**

Has completed The Learning Place's

### **Licence Controller Qualification Course**

26 Apr 2022 Unique ID Number: 195270

Achieving the following NZQA Unit Standards:

Unit 4646 V10 Demonstrate knowledge of the Sale and Supply of

Alcohol Act 2012 and its implications for licensed

premises

Unit 16705 V6 Demonstrate knowledge of host responsibility

requirements as a duty manager of licensed

# inspire • learn • grow



Piet van de Klundert

Director/Kaiarihi The Learning Place NZQA Provider 7982

0800 800 415



www.thelearningplace.co.nz

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# INSPECTOR'S REPORT ON LICENCE RENEWAL APPLICATION

**Applicant** The Regent Theatre Trust of Otago

Trading Name
Address of premises
Type of licence
Pathway number
Application type
Date of application

The Regent Theatre
17 The Octagon
ON Licence
ON-3317-2006
Renewal
21.8.2024

Interviewee Sarah Anderson - Director

Date of interview 22.8.2024

Agencies Present DCC-Alison Blair, Police – Steve Jones

#### **Applicant details**

Name The Regent Theatre Trust of Otago

Incorporation Number 225990 NZBN 9429042796749 Incorporation Date 21 December 1972 Charitable Trust Board Status -Registered

Charitable Trust Board Status -Registere Registration Number CC25748

#### General nature of the business (description/background/previously licensed)

The Regent Theatre provides a venue for live performances – theatre, music, prize giving's, dance, conferences, film festivals and community events. It is run by a charitable trust and is celebrating its 50<sup>th</sup> year of operation. The theatre utilises the services of a number of volunteers to operate.

#### Site Location (zoning/surrounding uses or activities)

Central Business District

#### Manager details

Current Manager's Certificate holders are

#### At the time of application there were no certificated managers for these premises.

The application in 2021 noted that Kerry Jane WILSON was a certificated manager for the site. Two other names were proposed at that time as potential managers who held the LCQ qualification. They were Tessa PALMER and Bruce BERNASCONI. No application was received during the licencing period for either of these people. The certificate for Kerry WILSON expired 14.1.2023

A meeting was held (22.8.2024) with the Director of the Theatre, Sarah Anderson, and at this time she stated that she had been supplying Notification of Management Change to notify of Acting Manager appointments – these were sent to Police and not the Licensing Agency despite this being a requirement and included in the information contained on the Notification form itself.

The one application that was received by licensing was received 16.2.24 and appointed Tessa PALMER and Alice CURRY as Acting Managers. The application stated they were replacing Kathleen WALLACE – this person's certificate had expired 3.2.2019 prior to the previous renewal of this licence.



Applications that were sent to Police also appointed Tessa PALMER for 29.7.2024-12.8.2024 and again 19.8.2024-9.9.2024. These acting manager appointments were also replacing Kathleen WALLACE. Examples of these applications are attached. It is also noted these were made on an old version of this form.

Further examples from 2023 of these applications were unable to be provided by the applicant although it was stated that these were sent regularly.

Acting Mangers can be appointed for a period of 3 weeks at a time and up to 6 weeks in total per year – these appointments potentially exceeded these parameters. It is also likely that unlawful sales could have occurred from the period since Kerry WILSON's certificate expired in 14.1.2023 and through until 22.8.2024 when the renewal meeting was held. This situation is a breach of s212 which requires every holder of an ON licence to appoint a manager.

The applicant has also not met the requirement to maintain a Register of Duty Mangers as required under s232 of the Act – Licensees are required to keep a record of appointments.

#### Applications expected from

Temporary Manager appointments were received to cover the theatre until such time as the certificates were assessed and issued. These were received following the renewal meeting held on 22.8.2024.

Tessa PALMER and Ben CATON have now applied for their Managers Certificates, and these have now been processed.

#### Licensing hours sought

The applicant is seeking licensed hours of Monday to Sunday 8.00am – 2.00am

### Are there any changes from the existing licence or Temporary Authority? No

#### **Designation sought**

Undesignated

#### Correct signage on display?

1.	Copy of licence at principal entrance	Yes
2.	Duty Manager	Yes
3.	Prohibited persons	Yes
4.	Availability of food	Yes
5.	Transport options	Yes

#### **Host Responsibility**

- Minors People appearing U25 will be asked for ID.
   When asked what the acceptable forms of ID to determine someone's legal age were
   the applicant was unable to list all 4 and listed Student ID as an acceptable form.
   The Host Responsibility Policy does not mention the acceptable forms of ID. Given
   the workforce are primarily volunteers this addition would be helpful.
- 2. Intoxication Customers are assessed for intoxication. Service would be refused.
- 3. F<u>ood</u> -

IF YOU WOULD LIKE HOT FOOD, PLEASE ASK THE BAR STAFF FOR OPTIONS. PLEASE BE AWARE, THESE MAY TAKE SOME TIME TO PREPARE



Substantial food options are theoretically available in the form of pies, pizzas and quiches however these are not listed on the main menu and the wording around the ordering of these options is not encouraging when it states these may take some time to prepare. This time delay is not quantified. Show intervals generally last around 20 minutes.

These options are also not permitted to be taken into the theatre.

The theatre has very limited facilities for reheating items and I believe staff take food upstairs to the staff room to use the microwave. This adds to the time issue around reheated products.

The combination of these matters does not support the Host Responsibility Policy or the requirement to have substantial foods available.

The range of more suitable options was discussed with the applicant and the need for the food to be available for consumption along with the alcohol offerings. The applicant has advised (2 October 2024) that muffins would be added to the menu alongside the reheated items and these options would be printed on the main menu for the Theatre.

- 4. Transport Assistance is provided to access taxi services
- 5. Low alcohol options the application listed a Heineken Zero product. No low alcohol option was available, and the applicant was unaware of what constitutes a low alcohol product. A suitable product has yet to be sourced.

The applicant has communicated (2 October 2024) that the preferred supplier (Emerson's) does not have a low alcohol option and an alternative would be sourced. No interim measure has been put in place to provide a suitable option while this decision is reached.

#### Does the premises utilise DCC owned footpath?

No

What is the maximum occupancy number for the premises? 1617

#### **Public Notification process**

Notified in ODT on 24 and 31 August 2024.

#### Public Objections (interest in the application/reasons for)

No objections

#### Section 105 Criteria

In deciding whether to issue a licence, the licensing authority or the licensing committee concerned must have regard to the following matters:

#### (a) the object of this Act:

Primarily the Act requires that the sale of alcohol should be undertaken safely and responsibly, and that harm should be minimised.

The knowledge of the applicant and the systems that have been in place to oversee the correct running of these licensed premises is of concern. While there is no suggestion that alcohol harm has been occurring, it is likely that the sale of alcohol has not been managed appropriately and that unlawful sale has occurred.



#### (b) the suitability of the applicant: (any previous issues)

There are no known issues of suitability with this applicant (Regent Theatre Trust of Otago) however the principal employee of the Trust does not hold a Managers Certificate and during the renewal interview knowledge was demonstrated to be lacking in some areas. This lack of knowledge has led to issues over correct staffing arising, failure to maintain a managers register, adequacy of the food available and a lack of a low alcohol product.

#### (c) any relevant local alcohol policy:

Meets the requirements of the LAP

# (d) the days on which and the hours during which the applicant proposes to sell

Monday to Sunday 10.00am -10.30pm or as required according to the nature of the event.

(f) whether the applicant is engaged in, or proposes on the premises to engage in, the sale of goods other than alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which goods: Show merchandise.

(g) whether the applicant is engaged in, or proposes on the premises to engage in, the provision of services other than those directly related to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which services:

Theatre events.

- (j) whether the applicant has appropriate systems, staff, and training to comply with the law:
- (a) Building. A current BWOF is in place which expires 30.3.2025
- (b) Sale of food. The premises are registered with the DCC and expire 31.3.2025
- (c) Fire. No issues as at 23.08.2024
- (d) Security. Have trialled using external security for events that may present more risk e.g. Jimmy Barnes concert.
- (e) Training systems. Training is covered in the induction process. There is a training handbook – alcohol is covered briefly "must follow regulations" and "ID U25". This would not be considered to be adequate training for volunteers who are involved in the sale of alcohol. Servewise was discussed with the applicant.
- (k) any matters dealt with in any report from the Police, an inspector, or a Medical Officer of Health made under section 103

No objections to this application from Police. MOoH had put interim opposition for this renewal however have not followed up with a final report within the timeline allowed.

#### Section 131 Criteria for Renewal

1(b)Whether (in its opinion) the amenity and good order of the locality would be likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence:

No issues in relation to noise or vandalism that can be connected to these premises.



# 1(c)The manner in which the applicant has sold (or, as the case may be, sold and supplied), displayed, advertised or promoted alcohol.

The menu states wine is available at a "Regular" pour or a "Large" pour. The volume of this is not specified. The applicant was initially unaware of the quantity supplied for these pours and has subsequently responded with volumes – regular 185ml and large 275ml. Industry standard pours for wine would be normally around the 150ml volume which is 1.5 standard drinks of a 12% ABV product – white wine is generally around this point. While there is no restriction on the size or number of standard drinks permitted, a large pour is a reasonable number of standard drinks – 2.75 standards for a white wine – and given that substantial food cannot be consumed within the theatre the consumption of these large pours would require careful monitoring.

The applicant received a Graduated Response Model warning from NZ Police (22.8.2024) that covered the lack of suitable managers while the sale of alcohol was occurring, and the lack of a Duty Managers register. See attached.

#### **Inspector's comment**

This report is prepared for the District Licensing Committee's consideration.

It is my opinion that the committee would benefit from hearing the application to ensure the issues that have been raised about the management of the premises, the range and availability of food and the way in which alcohol is sold can be discussed.

Appropriate systems have not been in place, s105(j), which raises concerns that the Object of the Act has not been met, s105(a), and the Suitability of the applicant s105(b) is in question.

For these reasons I oppose the application.

Alison Blair

**Licensing Inspector** 

(1mBi

8 October 2024

From: Kirsten Allan

FW: Opposition ON-3317-2006 Regent Theatre Subject: Date: Thursday, 12 September 2024 02:19:45 p.m.

Attachments image005.png image004.png

Please replace

From: Aaron Whipp <Aaron.Whipp@southerndhb.govt.nz>

Sent: Thursday, 12 September 2024 2:17 p.m. To: Alison Blair <Alison.Blair@dcc.govt.nz> Subject: Opposition ON-3317-2006 Regent Theatre

# Health New Zealand Te Whatu Ora

11 September 2024

ON-3317-2006 Ref: Application received: 21 August 2024

Applicant: The Regent Theatre Trust of Otago

Application type: On

Regent Theatre Premises:

17 The Octagon, Dunedin Premises address:

The Secretary

District Licensing Agency **Dunedin City Council** 

Dear Sir

RE: SALE AND SUPPLY OF ALCOHOL ACT 2012 - APPLICATION FOR AN On - Regent Theatre

Please receive this interim report on the above application from The Regent Theatre Trust of Otago. This report advises that we have been unable to complete our enquiry as unable to meet with the applicant...

Please note that a further report will be submitted.

Please be advised also that the application is **opposed** until the above report is completed.

Yours faithfully

**Aaron Whipp** 

Delegated by the Medical Officer of Health Section 151 of the Sale and Supply of Alcohol Act 2012

Raihana waipiro | Āpiha Whakaū Kore | Kaitohutohu Hauora



From: Dunedin AHPU Dunedin Lic To:

FW: [EXTERNAL] Renewal - ON-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 The Subject:

Date: Tuesday, 3 September 2024 05:48:06 p.m.

0.png image001.png Attachments:

mage002.png mage004.png

image005.png
ON-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 The Octagon Dunedin.pdf

Kia ora,

Police have no matters in opposition to this On Licence application.

FMC, for entry and filing please.

Nga mihi,

#### **Steve Jones**

Sergeant SJCT35 Alcohol Harm Prevention **Dunedin Central** 

P +64 3 471 4800 M +64 21 191 2755 E sict35@police.govt.nz



Kaua e rangiruatia te hā o te hoe; e kore tō tātou waka e ū ki uta

From: Kirsten Allan < Kirsten. Allan@dcc.govt.nz> Sent: Wednesday, 21 August 2024 9:34 AM

To: Aaron Whipp <Aaron.Whipp@southerndhb.govt.nz>; Admin DHB (alcoholadmin@southerndhb.govt.nz) <alcoholadmin@southerndhb.govt.nz>; Alison Blair <Alison.Blair@dcc.govt.nz>; Fire <OtagoRiskReduction@fireandemergency.nz>; Kevin Mechen <Kevin.Mechen@dcc.govt.nz>; Dunedin AHPU <Dunedin.AHPU@police.govt.nz>; Tanya Morrison < Tanya. Morrison@dcc.govt.nz>

Subject: [EXTERNAL] Renewal - ON-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 The Octagon Dunedin

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To: **Dunedin Lice** 

Subject: FW: Renewal - ON-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 The Octagon Dunedin

Friday, 23 August 2024 09:37:23 a.m.

0.png image001.png ON-3317-2000 Attachments:

The Regent Theatre Trust of Otago, Regent Theatre, 17 The Octagon Dunedin pdf

Hi team

No issues with this one.

Ngā mihi / Many thanks

Nikki White

#### **Business Services Coordinator**

Otago District - Dunedin Te Kei Region **Dunedin Central Fire Station** 85 Castle Street, Dunedin 9016 PO Box 341, Dunedin 9054 **Mobile**: 027 559 1825

nikki.white@fireandemergency.nz www.fireandemergency.nz



From: Kirsten Allan < Kirsten. Allan@dcc.govt.nz>

Sent: Wednesday, August 21, 2024 9:34 AM

To: Aaron Whipp <Aaron.Whipp@southerndhb.govt.nz>; Admin DHB (alcoholadmin@southerndhb.govt.nz) <alcoholadmin@southerndhb.govt.nz>; Alison Blair <Alison.Blair@dcc.govt.nz>; Otago Risk Reduction <OtagoRiskReduction@fireandemergency.nz>; Kevin Mechen <Kevin.Mechen@dcc.govt.nz>; Police <Dunedin.AHPU@police.govt.nz>; Tanya Morrison <Tanya.Morrison@dcc.govt.nz>

 $\textbf{Subject:} \ \text{Renewal - ON-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 The Octagon}$ 



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#### **Kevin Mechen**

From: Dunedin AHPU < Dunedin.AHPU@police.govt.nz>

Sent: Thursday, 22 August 2024 2:09 pm

To: Sarah Anderson
Cc: Alison Blair

**Subject:** GRM Warning and Risk Mitigation Action Plan

Attachments: GRM warning - Regent 22.08.24.pdf; Regent RMAP 22.08.24.pdf

Kia ora Sarah,

Thank you again for meeting with myself and Alison this morning.

Please find attached the Police Graduated Response Model warning letter and Risk Mitigation Action Plan (RMAP).

Please let me know if you require any further information.

Nga mihi,

#### **Steve Jones**

Sergeant SJCT35 Alcohol Harm Prevention Dunedin Central

P +64 3 471 4800 +64 21 191 2755 E sjct35@police.govt.nz









Kaua e rangiruatia te hā o te hoe; e kore tō tātou waka e ū ki uta

#### WARNING

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22<sup>nd</sup> August 2024

Central Police Station 25 Great King street Private Bag 1924 DUNEDIN Telephone (03) 4714800 Fax (03) 479 9363

Sarah Anderson The Regent Theatre Trust of Otago Regent Theatre 17 The Octagon Dunedin 9016

Dear Ms ANDERSON,

Recently Police have been made aware that your premises has been operating contradictory to your obligations under the Sale and Supply of Alcohol Act 2012 (The Act).

- 1. The premises has been operating in the sale and supply of alcohol without a certified Duty Manager.
- 2. The premises does not maintain an up-to-date Duty Managers register.

Please accept this letter as an official warning under the graduated response model that Police are obligated to follow in such matters.

Any further offending against The Act will be proceeded by way of an application to the Alcohol Regulatory and Licensing Authority to suspend or cancel the on-licence held by The Regent Theatre Trust of Otago for Regent Theatre.

Regards,

S A JONES Sgt SJCT35 Alcohol Harm Prevention Officer Dunedin Police

> Sgt Steve JONES - Dunedin Police – Alcohol Harm Prevention Officer <u>sict35@police.govt.nz</u> DDI- 03 4714980 Cell 021 1912755



# Dunedin Alcohol Partnership

#### Risk Mitigation Action Plan

<u>Premises name</u> The Regent Theatre

Address. 17 The Octagon, Dunedin 9016

Licence number... ON-3317-2006

Date	22 <sup>nd</sup> August 2024	
Time	11:00 am	
Meeting Venue	The Regent Theatre	

	Attendees are
Dunedin Police Licensing Unit	Sergeant Steve Jones     Licensing Inspector Alison Blair
Premises Representatives	Sarah Anderson
General Manager/Server	•

Problems Identified	Risk Category
<ul> <li>Premises operating in the sale and supply of alcohol without a certified Duty Manager</li> <li>Premises does not have an up to date Managers register</li> </ul>	Engage: X Educate: X Enforce:

Issue	Issues to be addressed (but not limited to the following)		
	<ol> <li>To identify what procedures, steps or training processes failed.</li> </ol>		
	<ol><li>To identify what the premises will do to prevent this matter happening again.</li></ol>		

Proposed Action Plan: (to be completed within 72 hours of GRM meeting)

(The section below is to be filled in by the Licensee and <u>returned</u> to the Dunedin Police Licensing Unit)

Page 1 of 2



	Signature	
	Name	
	Date	

The information contained within this document is classified as IN CONFIDENCE and is provided for the use of CLEG partners only. This information is not to be released or copied to other persons without the prior consent of New Zealand Police

Police reserve the right to provide this information to the District Licensing Committee AND/OR the Alcohol Regulatory Licensing Authority should enforcement procedures of this incident or future incidents be required.

If completed electronically, the signed and scanned signature copy can be emailed to:

sjct35@police.govt.nz



#### **Kevin Mechen**

From: Sarah Anderson < saraha@regenttheatre.co.nz>

Sent: Wednesday, 2 October 2024 2:06 pm

To: Alison Blair

Subject:Public notice declarationAttachments:Public Notice 2024.pdf

#### Hi Alison,

Thanks for your time and feedback earlier - much appreciated.

I'm attaching the Public Notice and Public Notice Declaration here for you as instructed and trust you will forward it onto the correct person if it is not you?

I've been looking through my files for the notice of management change docs as discussed, but am struggling to find anything prior to this year, which is concerning given I have been (mistakenly it is now clear) completing and forwarding them over the last few years at least. I will continue looking and will send through anything I find as and when.

Best

Sarah Anderson DIRECTOR



PHONE +64 3 477 6481 ext. 3

EMAIL saraha@regenttheatre.co.nz | WEB www.regenttheatre.co.nz





1



NOTICE OF MANAGEMENT CHANGE Section 231, Sale and Supply of Alcohol Act 2012			
Name of Licensed Premises: The Regent Theathe			
() 12 tr	20 Licence Number: # 225990		
Address of Licensed Premises: 17 The Cate Contact Phone: (027) 5469799 Contact Fax: (03) 4774276			
What are you notifying? (Please tick and comple			
☐ New Certificate Holding Manager			
Full Name:	Effective from: / / 2 0		
Certificate Number:	Certificate Expiry Date:		
Temporary Manager (see s. 229, Sale and Supply of Alcohol Act)	Effective from://20 ω//20		
Full Name:	Date of Birth:		
Residential Address:			
Who they are replacing:	Certificate Number		
	iger's certificate within two working days of their appointment.		
Residential Address:  Who they are replacing: Kathleen is no longer able to valuate (Work in this Reason: Work in this Reason: Kathleen is no longer able to valuate (Work in this Reason: Work			
	capaity attreame		
☐ Termination/Cancellation of Manager Appointmen	ıt (		
Full Name:	Effective from://20		
Certificate Number:	Certificate Expiry Date:		
Forward a copy of this completed form, within two worki	ing days of the appointment (or termination), to:		
The Secretary Dunedin District Licensing Committee C/o Dunedin City Council P O Box 5045 DUNEDIN 9058  Fax: (03) 474 3523 Email: dla@dcc.govt.nz  Pex: (03) 479 9363 Email: lan.Paulin@police.govt.nz			
Signature of licensee:	Date: 16th Feb 2024		
Name: John Andelson Position (director, partner etc)			



NOTICE OF MA Section 231, Sale and	NAGEMENT CHANGE I Supply of Alcohol Act 2012
Name of Licensed Premises: The Regent	Thertre
	199 Licence Number: # 22.599 0
Address of Licensed Premises: 17 The	Votagan - Mach
Contact Phone: (02) 54 67 799	
	Contact Fax: () \( \sum_{\text{\tinte\text{\tint{\text{\text{\text{\text{\text{\text{\text{\text{\tinit}\\ \text{\texi}\text{\text{\text{\text{\text{\text{\text{\text{\text{\texi}\text{\text{\text{\texi{\text{\texi{\texi{\texi{\texi{\texi}\titt{\tii}\\ \titt{\texitile}\tint{\text{\texi{\texi{\texi{\texi{\texi}\texi{
What are you notifying? (Please tick and comple	te the applicable box below)
☐ New Certificate Holding Managex	
Full Name:	Effective from:/20
Certificate Number:	Certificate Expiry Date:
Temporary Manager (see s.229, Sale and Supply of Alcohol Act)	
Full Name:	Effective from://20to//20
Residential Address:	Date of Birth:
Who they are replacing:	Certificate Number:
Reason:	comac number.
Note that a temporary manager must apply for a mana	ger's certificate within two working days of their appointment
Acting Manager	
(see s.230, Sale and Supply of Alcohol Act)	Effective from: 29/07/2024 to 12 /08/2024
Pull Name: Tussa Palmer	Date of Birth:
Residential Address:	
Who they are replacing Kathleen Woulder	Certificate Number: GW-286-2011
Reason: Kathlen is no longer alle to v	colonteer fwork in this agracity excetee the
	J
Termination/Cunveilation of Manager Appointmen Pull Name:	
Certificate Number:	Giffective from: / / / 20
	_ Certificate Expiry Date:
Forward a copy of this completed form, within two working	ng days of the
The Secretary New Zealand	
c/o Dunedin City Council Private Bag	1924
P O Box 5045 DUNEDIN 9058	lcohol Harm Reduction Officer
Fax: (03) 474 3523	79 9363
Email: dla@dec.govt.nz	Paulin@police.govt.nz
Signature of licensee:	Date: 29/07/2024
Names Sach Anderso	Position (director, partner etc):



	CE OF MANAGEMENT CHANGE Sale and Supply of Alcohol Act 2012
Name of Licensed Premises: The Licensee: The Regent Theory Address of Licensed Premises: 17 Contact Phone: (027) 5469	The Todage - Inredin
	k and complete the applicable box below)
New Certificate Holding Manager	
Pull Name:Certificate Number:	Effective fram: / / 20
Temporary Manager (see s.229, Sale and Supply of Alcohol Act) Full Name:	Effective from: / / 2 0 to / / 2 0  Date of Birth:
Residential Address:  Who they are replacing:	Certificate Number:
Residential Address:	Effective from: 19,08,2024 to 09,09,2024  [CSL Called Control of Birth: Control of B
	as dol to volunteed water this capente
Reason: Note Cent II no lon	are theotre.
Termination/Cancellation of Mana	
	Effective from://20
Pull Name:Certificate Number:	Certificate Expiry Date:
Forward a copy of this completed form, w	rithin two working days of the appointment (or termination), to:
The Secretary Dunedin District Licensing Committee c/o Dunedin City Council P O Box 5045 DUNEDIN 9058	New Zealand Police Private Bag 1924 DUNEDIN 9054 Attention: Alcohol Harm Reduction Officer
Fax: (03) 474 3523 Email: dla@dcc.govt.nz	Fax: (03) 479 9363 Email: Ian.Paulin@police.govt.nz
Signature of licensee:	Date:
Name:	Position (director, partner etc):





# **PUBLIC NOTICE DECLARATION**

To the Secretary, Dunedin District Licensing Committee

**Premises Name:** 

**Regent Theatre** 

Premises Address:

17 The Octagon Dunedin

Reference number:

ON-3317-2006

The Public Notice of the above application was displayed on or adjacent to the site of the premises

in accordance with the requirements of the Sale and Supply of Alcohol Act 2012

The notice was displayed (describe where):

From Date:

Saturday, 24 August 2024

To Date:

Friday, 27 September 2024

Name:

Signature

- Within 10 working days after filing the application with the District Licensing Committee the applicant must ensure that notice of the
  application in accordance with form 1A is attached in a conspicuous place on or adjacent to the site to which the application relates.
- The notice shall be displayed until the close of the public objection period. (The public objection period is 25 working days from the first public notice being advertised in the newspaper).
- This declaration shall be forwarded to the Secretary of the District Licensing Committee via email <u>dla@dcc.govt.nz</u>, posted to: Alcohol Licensing, Dunedin City Council, P.O Box 5045, Dunedin



#### Alcohol Licence Application for DCC Noticeboard

First notice Saturday, 24 August 2024

#### LIQUOR LICENCE APPLICATIONS

On-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 the Octagon, Dunedin. First notice. Closes Friday, 27 September.

On-19-2017 - Wilmac Limited, The Bog Irish Bar, 387 George Street, Dunedin. First notice. Closes Friday, 27 September.

On-23-2011 - Indian Spice (South Dunedin) Limited, Indian Spice Restaurant, 133 King Edward Street, Dunedin. Second notice. Closes Friday, 20 September On-11-2024 - Monarch Wildlife Limited, Monarch Wildlife Cruises & Tours, 20 Fryatt Street, Dunedin. Second notice.

Closes Friday, 20 September. Off-5-2024 - J and C Vaudrey Limited, Pak 'N' Save Dunedin, 86 Hillside Road, Dunedin. First notice. Closes

Friday, 27 September. Clu-2843-2006 - Island Park Golf Club Incorporated, Island Park Golf Club, 336 Brighton Road, Green Island.

Second notice. Closes Friday, 20 September. Clu-2962-2006 - Port Chalmers Bowling Club Incorporated, Port Chalmers Bowling Club, 36A Albertson Avenue, Port Chalmers. Second notice. Closes Friday, 20 September.

Second notice Saturday, 31 August 2024

#### **LIQUOR LICENCE APPLICATIONS**

On-19-2017 - Wilmac Limited, The Bog Irish Bar, 387 George Street, Dunedin. Second notice. Closes Friday, 27 September.

On-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 the Octagon, Dunedin. Second notice Closes Friday, 27 September.

On-12-2024 - Augustines of Central Limited, Augustines of Portobello, 33 Hereweka Street, Portobello. First notice. Closes Friday, 4 October.

On-9-2017 - DWB Octagon Limited, Brew Bar, 12 the Octagon, Dunedin. First notice. Closes Friday, 4 October.

Off-5-2024 - J and C Vaudrey Limited, Pak 'N' Save Dunedin, 86 Hillside Road, Dunedin. Second notice. Closes Friday, 27 September.

Clu-2672-2006 - Brighton Bowling Club Incorporated, Brighton Bowling Club, 1066 Brighton Road, Brighton. First notice. Closes Friday, 4 October.

 $\label{thm:continuous} Visit \underline{\textit{www.dunedin.govt.nz/alcohol-applications}} \ \text{for full} \\ \text{details of the applications}.$ 

Closes Friday, 27 September 2024



DN DLC LICENCE DECISION CHECKLIST												
Application:	New Renewal Variation		ON OFF CLUB		Pathwa Date re	y referer ceived:	nce:		317-2006 /2024			
Approved:					Granted	d:		Yes		No		
	District Lice	nsing Co	mmittee		Date co	nsidered	l:					
Date:					Date de	termine	d:					
DLC Registration	on Number:	069/	ON/03/201	6 20	)24/84/ON							
Applicant:				re Trust of (								
Premises:			_		_	n						
Premises: Regent Theatre, 17 the Octa  On such days and during such entertainment venue (wheth days and hours:  Monday to Saturday 8.00 and Thursday before Good Fridation the day before Anzac Day midnight				during such nue (wheth day 8.00 am Good Friday	hours as t er live or no to 2.00 am , and on Ea	he premi ot) but no the follo ster Satu	ot other owing da orday, an	than o ay: EXC ad on C	en the fol EPT THAT hristmas	lowin F on t	ng the and	
Are there any	objections?	Yes	□ N	o 🗵								
Comments:												
Repo	rts:		Received		Recomn	nend Issu	ıe	Mat	ters in O	pos	ition	
Licensing Inspe	ector		×				×					
Police			X		X							
МОН			X		X							
Fire			X		$\boxtimes$							
Comments:												
Is the location	of the premis	es suita	ble?		Yes	X	No					_
Is the applican	t suitable?				Yes	X	No					
Is the design a	nd layout of t	he prem	nises suitab	le?	Yes	X	No					
Will the ameni	ty and good o	order be	affected?		Yes		No	X				
Is the staff trai	ning and num	nbers ad	equate?		Yes		No	X				
Is any propose	d entertainm	ent appı	ropriate?		Yes	X	No		N/A	·		
Renewal: Has t	the premises	been op	erated prop	perly?	Yes		No	X	N/A	ı I		
Renewal: Char	ge in conditio	ons soug	ght?		Yes		No	X	N/A	ı I		
Is a DLC hearin	s a DLC hearing required?		Yes	$\mathbf{x}$	No							

LICENCE CONDITIONS	
Trading hours:	When premises being used for entertainment:
(incl sacrosanct days)	Monday to Saturday 8.00 am to 2.00 am next day
Designation:	Nil
Water: (required for On & Club licences)	
Low alcohol drinks: (range, signage)	No options were available. The Applicant was unaware of what 'low alcohol' was – assumed the 0% options would suffice.
Non-alcoholic drinks: (signage, type)	
Food: (menus, signage etc)	While 'substantial' food may be available, it cannot be consumed in the theatre itself.
Door Security: (required? time? Lighting, queue management)	
Prohibited people: (intoxicated, minors)	
One-way door: (if required)	
Comments:	Maximum Occupancy: 1617 people
	The theatre has been operating without a certified manager. Notices of change of management had been sent to Police, but not the DLC as required. No register of certified manager appointments had ben maintained. The Police issued a GRM warning for the breaches.
	There is some concern at the size of some of the 'pours' – wine served as a large pour was 2.75 std drinks and with no food able to be consumed during shows there needed to be good monitoring.
	The Licensing Inspector suggests a hearing would be beneficial so the Applicant can describe what they are doing to remedy the issues.



# INSPECTOR'S REPORT ON LICENCE RENEWAL APPLICATION

**Applicant** The Regent Theatre Trust of Otago

Trading Name
Address of premises
Type of licence
Pathway number
Application type
Date of application

The Regent Theatre
17 The Octagon
ON Licence
ON-3317-2006
Renewal
21.8.2024

Interviewee Sarah Anderson - Director

Date of interview 22.8.2024

Agencies Present DCC-Alison Blair, Police – Steve Jones

#### **Applicant details**

Name The Regent Theatre Trust of Otago

Incorporation Number 225990
NZBN 9429042796749
Incorporation Date 21 December 1972
Charitable Trust Board Status -Registered

Charitable Trust Board Status -Registere Registration Number CC25748

#### General nature of the business (description/background/previously licensed)

The Regent Theatre provides a venue for live performances – theatre, music, prize giving's, dance, conferences, film festivals and community events. It is run by a charitable trust and is celebrating its 50<sup>th</sup> year of operation. The theatre utilises the services of a number of volunteers to operate.

#### Site Location (zoning/surrounding uses or activities)

Central Business District

#### Manager details

Current Manager's Certificate holders are

#### At the time of application there were no certificated managers for these premises.

The application in 2021 noted that Kerry Jane WILSON was a certificated manager for the site. Two other names were proposed at that time as potential managers who held the LCQ qualification. They were Tessa PALMER and Bruce BERNASCONI. No application was received during the licencing period for either of these people. The certificate for Kerry WILSON expired 14.1.2023

A meeting was held (22.8.2024) with the Director of the Theatre, Sarah Anderson, and at this time she stated that she had been supplying Notification of Management Change to notify of Acting Manager appointments – these were sent to Police and not the Licensing Agency despite this being a requirement and included in the information contained on the Notification form itself.

The one application that was received by licensing was received 16.2.24 and appointed Tessa PALMER and Alice CURRY as Acting Managers. The application stated they were replacing Kathleen WALLACE – this person's certificate had expired 3.2.2019 prior to the previous renewal of this licence.



Applications that were sent to Police also appointed Tessa PALMER for 29.7.2024-12.8.2024 and again 19.8.2024-9.9.2024. These acting manager appointments were also replacing Kathleen WALLACE. Examples of these applications are attached. It is also noted these were made on an old version of this form.

Further examples from 2023 of these applications were unable to be provided by the applicant although it was stated that these were sent regularly.

Acting Mangers can be appointed for a period of 3 weeks at a time and up to 6 weeks in total per year – these appointments potentially exceeded these parameters. It is also likely that unlawful sales could have occurred from the period since Kerry WILSON's certificate expired in 14.1.2023 and through until 22.8.2024 when the renewal meeting was held. This situation is a breach of s212 which requires every holder of an ON licence to appoint a manager.

The applicant has also not met the requirement to maintain a Register of Duty Mangers as required under s232 of the Act – Licensees are required to keep a record of appointments.

#### Applications expected from

Temporary Manager appointments were received to cover the theatre until such time as the certificates were assessed and issued. These were received following the renewal meeting held on 22.8.2024.

Tessa PALMER and Ben CATON have now applied for their Managers Certificates, and these have now been processed.

#### Licensing hours sought

The applicant is seeking licensed hours of Monday to Sunday 8.00am – 2.00am

# Are there any changes from the existing licence or Temporary Authority? $^{\rm No}$

#### **Designation sought**

Undesignated

#### Correct signage on display?

1.	Copy of licence at principal entrance	Yes
2.	Duty Manager	Yes
3.	Prohibited persons	Yes
4.	Availability of food	Yes
5.	Transport options	Yes

#### **Host Responsibility**

- Minors People appearing U25 will be asked for ID.
   When asked what the acceptable forms of ID to determine someone's legal age were
   the applicant was unable to list all 4 and listed Student ID as an acceptable form.
   The Host Responsibility Policy does not mention the acceptable forms of ID. Given
   the workforce are primarily volunteers this addition would be helpful.
- 2. Intoxication Customers are assessed for intoxication. Service would be refused.
- 3. F<u>ood</u> -

IF YOU WOULD LIKE HOT FOOD, PLEASE ASK THE
BAR STAFF FOR OPTIONS. PLEASE BE AWARE,
THESE MAY TAKE SOME TIME TO PREPARE



Substantial food options are theoretically available in the form of pies, pizzas and quiches however these are not listed on the main menu and the wording around the ordering of these options is not encouraging when it states these may take some time to prepare. This time delay is not quantified. Show intervals generally last around 20 minutes.

These options are also not permitted to be taken into the theatre.

The theatre has very limited facilities for reheating items and I believe staff take food upstairs to the staff room to use the microwave. This adds to the time issue around reheated products.

The combination of these matters does not support the Host Responsibility Policy or the requirement to have substantial foods available.

The range of more suitable options was discussed with the applicant and the need for the food to be available for consumption along with the alcohol offerings. The applicant has advised (2 October 2024) that muffins would be added to the menu alongside the reheated items and these options would be printed on the main menu for the Theatre.

- 4. Transport Assistance is provided to access taxi services
- 5. Low alcohol options the application listed a Heineken Zero product. No low alcohol option was available, and the applicant was unaware of what constitutes a low alcohol product. A suitable product has yet to be sourced.

The applicant has communicated (2 October 2024) that the preferred supplier (Emerson's) does not have a low alcohol option and an alternative would be sourced. No interim measure has been put in place to provide a suitable option while this decision is reached.

#### Does the premises utilise DCC owned footpath?

No

What is the maximum occupancy number for the premises? 1617

#### **Public Notification process**

Notified in ODT on 24 and 31 August 2024.

#### Public Objections (interest in the application/reasons for)

No objections

#### Section 105 Criteria

In deciding whether to issue a licence, the licensing authority or the licensing committee concerned must have regard to the following matters:

#### (a) the object of this Act:

Primarily the Act requires that the sale of alcohol should be undertaken safely and responsibly, and that harm should be minimised.

The knowledge of the applicant and the systems that have been in place to oversee the correct running of these licensed premises is of concern. While there is no suggestion that alcohol harm has been occurring, it is likely that the sale of alcohol has not been managed appropriately and that unlawful sale has occurred.



#### (b) the suitability of the applicant: (any previous issues)

There are no known issues of suitability with this applicant (Regent Theatre Trust of Otago) however the principal employee of the Trust does not hold a Managers Certificate and during the renewal interview knowledge was demonstrated to be lacking in some areas. This lack of knowledge has led to issues over correct staffing arising, failure to maintain a managers register, adequacy of the food available and a lack of a low alcohol product.

#### (c) any relevant local alcohol policy:

Meets the requirements of the LAP

# (d) the days on which and the hours during which the applicant proposes to sell alcohol:

Monday to Sunday 10.00am -10.30pm or as required according to the nature of the event.

(f) whether the applicant is engaged in, or proposes on the premises to engage in, the sale of goods other than alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which goods:

Show merchandise.

(g) whether the applicant is engaged in, or proposes on the premises to engage in, the provision of services other than those directly related to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which services:

Theatre events.

- (j) whether the applicant has appropriate systems, staff, and training to comply with the law:
- (a) Building. A current BWOF is in place which expires 30.3.2025
- (b) Sale of food. The premises are registered with the DCC and expire 31.3.2025
- (c) Fire. No issues as at 23.08.2024
- **(d) Security.** Have trialled using external security for events that may present more risk e.g. Jimmy Barnes concert.
- **(e) Training systems.** Training is covered in the induction process. There is a training handbook alcohol is covered briefly "must follow regulations" and "ID U25". This would not be considered to be adequate training for volunteers who are involved in the sale of alcohol. Servewise was discussed with the applicant.
- (k) any matters dealt with in any report from the Police, an inspector, or a Medical Officer of Health made under section 103

No objections to this application from Police. MOoH had put interim opposition for this renewal however have not followed up with a final report within the timeline allowed.

#### Section 131 Criteria for Renewal

1(b)Whether (in its opinion) the amenity and good order of the locality would be likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence:

No issues in relation to noise or vandalism that can be connected to these premises.

Attachment M

1(c)The manner in which the applicant has sold (or, as the case may be, sold and supplied), displayed, advertised or promoted alcohol.

The menu states wine is available at a "Regular" pour or a "Large" pour. The volume of this is not specified. The applicant was initially unaware of the quantity supplied for these pours and has subsequently responded with volumes – regular 185ml and large 275ml. Industry standard pours for wine would be normally around the 150ml volume which is 1.5 standard drinks of a 12% ABV product – white wine is generally around this point. While there is no restriction on the size or number of standard drinks permitted, a large pour is a reasonable number of standard drinks - 2.75 standards for a white wine - and given that substantial food cannot be consumed within the theatre the consumption of these large pours would require careful monitoring.

The applicant received a Graduated Response Model warning from NZ Police (22.8.2024) that covered the lack of suitable managers while the sale of alcohol was occurring, and the lack of a Duty Managers register. See attached.

#### Inspector's comment

This report is prepared for the District Licensing Committee's consideration.

It is my opinion that the committee would benefit from hearing the application to ensure the issues that have been raised about the management of the premises, the range and availability of food and the way in which alcohol is sold can be discussed.

Appropriate systems have not been in place, s105(j), which raises concerns that the Object of the Act has not been met, s105(a), and the Suitability of the applicant s105(b)is in question.

For these reasons I oppose the application.

Alison Blair

**Licensing Inspector** 

(1mB)

8 October 2024



From: Alison Blair
To: Kirsten Allan

Subject: FW: Opposition ON-3317-2006 Regent Theatre
Date: Thursday, 12 September 2024 02:19:45 p.m.

Attachments: image001.png image005.png image004.png

Please replace

From: Aaron Whipp <Aaron.Whipp@southerndhb.govt.nz>

Sent: Thursday, 12 September 2024 2:17 p.m.

To: Alison Blair < Alison.Blair@dcc.govt.nz>

Subject: Opposition ON-3317-2006 Regent Theatre

# Health New Zealand Te Whatu Ora

#### 11 September 2024

Ref: ON-3317-2006 Application received: 21 August 2024

Applicant: The Regent Theatre Trust of Otago

Application type: On

Premises: Regent Theatre

Premises address: 17 The Octagon, Dunedin

The Secretary
District Licensing Agency
Dunedin City Council

Dear Sir

RE: SALE AND SUPPLY OF ALCOHOL ACT 2012 - APPLICATION FOR AN On - Regent Theatre

Please receive this interim report on the above application from **The Regent Theatre Trust of Otago.** This report advises that we have been unable to complete our enquiry as unable to meet with the applicant..

Please note that a further report will be submitted.

Please be advised also that the application is **opposed** until the above report is completed.

Yours faithfully

**Aaron Whipp** 

Delegated by the Medical Officer of Health Section 151 of the Sale and Supply of Alcohol Act 2012

Raihana waipiro | Āpiha Whakaū Kore | Kaitohutohu Hauora



From: <u>Dunedin AHPU</u>
To: <u>Dunedin Licensing Agence</u>

Cc: <u>FMCTW</u>

Subject: FW: [EXTERNAL] Renewal - ON-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 The

Octagon Dunedin

**Date:** Tuesday, 3 September 2024 05:48:06 p.m.

Attachments: 0.png

image001.png image002.png image003.png image004.png image005.png

image005.png
ON-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 The Octagon Dunedin.pdf

Kia ora,

Police have no matters in opposition to this On Licence application.

FMC, for entry and filing please.

Nga mihi,

#### **Steve Jones**

Sergeant SJCT35 Alcohol Harm Prevention Dunedin Central

P +64 3 471 4800 M +64 21 191 2755 E <u>sict35@police.govt.nz</u>



Kaua e rangiruatia te hā o te hoe; e kore tō tātou waka e ū ki uta

From: Kirsten Allan < Kirsten. Allan@dcc.govt.nz>
Sent: Wednesday, 21 August 2024 9:34 AM

To: Aaron Whipp <Aaron.Whipp@southerndhb.govt.nz>; Admin DHB (alcoholadmin@southerndhb.govt.nz) <alcoholadmin@southerndhb.govt.nz>; Alison Blair <Alison.Blair@dcc.govt.nz>; Fire <OtagoRiskReduction@fireandemergency.nz>; Kevin Mechen <Kevin.Mechen@dcc.govt.nz>; Dunedin AHPU <Dunedin.AHPU@police.govt.nz>; Tanya Morrison <Tanya.Morrison@dcc.govt.nz>

**Subject:** [EXTERNAL] Renewal - ON-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 The Octagon Dunedin

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#### **Kevin Mechen**

From: Dunedin AHPU < Dunedin.AHPU@police.govt.nz>

Sent: Thursday, 22 August 2024 2:09 pm

To: Sarah Anderson
Cc: Alison Blair

**Subject:** GRM Warning and Risk Mitigation Action Plan

Attachments: GRM warning - Regent 22.08.24.pdf; Regent RMAP 22.08.24.pdf

Kia ora Sarah,

Thank you again for meeting with myself and Alison this morning.

Please find attached the Police Graduated Response Model warning letter and Risk Mitigation Action Plan (RMAP).

Please let me know if you require any further information.

Nga mihi,

#### **Steve Jones**

Sergeant SJCT35 Alcohol Harm Prevention Dunedin Central

P +64 3 471 4800 +64 21 191 2755 E sict35@police.govt.nz









Kaua e rangiruatia te hā o te hoe; e kore tō tātou waka e ū ki uta

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22<sup>nd</sup> August 2024

Central Police Station 25 Great King street Private Bag 1924 DUNEDIN Telephone (03) 4714800 Fax (03) 479 9363

Sarah Anderson The Regent Theatre Trust of Otago Regent Theatre 17 The Octagon Dunedin 9016

Dear Ms ANDERSON,

Recently Police have been made aware that your premises has been operating contradictory to your obligations under the Sale and Supply of Alcohol Act 2012 (The Act).

- 1. The premises has been operating in the sale and supply of alcohol without a certified Duty Manager.
- 2. The premises does not maintain an up-to-date Duty Managers register.

Please accept this letter as an official warning under the graduated response model that Police are obligated to follow in such matters.

Any further offending against The Act will be proceeded by way of an application to the Alcohol Regulatory and Licensing Authority to suspend or cancel the on-licence held by The Regent Theatre Trust of Otago for Regent Theatre.

Regards,

S A JONES Sgt SJCT35 Alcohol Harm Prevention Officer Dunedin Police

> Sgt Steve JONES - Dunedin Police – Alcohol Harm Prevention Officer sict35@police.govt.nz DDI- 03 4714980 Cell 021 1912755



## **Dunedin Alcohol Partnership**

#### Risk Mitigation Action Plan

<u>Premises name</u> The Regent Theatre

Address. 17 The Octagon, Dunedin 9016

Licence number... ON-3317-2006

Date	22 <sup>nd</sup> August 2024	
Time	11:00 am	
Meeting Venue	The Regent Theatre	

	Attendees are
Dunedin Police Licensing Unit	<ul><li>Sergeant Steve Jones</li><li>Licensing Inspector Alison Blair</li></ul>
Premises Representatives	Sarah Anderson
General Manager/Server	•

Problems Identified	Risk Category
<ul> <li>Premises operating in the sale and supply of alcohol without a certified Duty Manager</li> <li>Premises does not have an up to date Managers register</li> </ul>	Engage: X Educate: X Enforce:

Issu	es to be addressed (but not limited to the following)
	<ol> <li>To identify what procedures, steps or training processes failed.</li> </ol>
	<ol><li>To identify what the premises will do to prevent this matter happening again.</li></ol>

Proposed Action Plan: (to be completed within 72 hours of GRM meeting)

(The section below is to be filled in by the Licensee and <u>returned</u> to the Dunedin Police Licensing Unit)

Page 1 of 2



	Signature	
	Name	
	Name	
	Date	

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Police reserve the right to provide this information to the District Licensing Committee AND/OR the Alcohol Regulatory Licensing Authority should enforcement procedures of this incident or future

If completed electronically, the signed and scanned signature copy can be emailed to:

sjct35@police.govt.nz



White, Nikki Dunedin Licensing Agency To:

Subject: FW: Renewal - ON-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 The Octagon Dunedin

Date: Friday, 23 August 2024 09:37:23 a.m.

0.png image001.png ON-3317-2006 Attachments:

ent Theatre Trust of Otago, Regent Theatre, 17 The Octagon Dunedin.pdf

Hi team

No issues with this one.

Ngā mihi / Many thanks

Nikki White

#### **Business Services Coordinator**

Otago District - Dunedin Te Kei Region **Dunedin Central Fire Station** 85 Castle Street, Dunedin 9016 PO Box 341, Dunedin 9054 Mobile: 027 559 1825

nikki.white@fireandemergency.nz www.fireandemergency.nz



From: Kirsten Allan < Kirsten. Allan@dcc.govt.nz>

Sent: Wednesday, August 21, 2024 9:34 AM

To: Aaron Whipp <Aaron.Whipp@southerndhb.govt.nz>; Admin DHB (alcoholadmin@southerndhb.govt.nz)

- <alcoholadmin@southerndhb.govt.nz>; Alison Blair < Alison.Blair@dcc.govt.nz>; Otago Risk Reduction
- <OtagoRiskReduction@fireandemergency.nz>; Kevin Mechen <Kevin.Mechen@dcc.govt.nz>; Police
- <Dunedin.AHPU@police.govt.nz>; Tanya Morrison <Tanya.Morrison@dcc.govt.nz>

Subject: Renewal - ON-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 The Octagon

Dunedin



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#### **Kevin Mechen**

From: Sarah Anderson < saraha@regenttheatre.co.nz>

**Sent:** Wednesday, 2 October 2024 2:06 pm

To: Alison Blair

Subject:Public notice declarationAttachments:Public Notice 2024.pdf

#### Hi Alison,

Thanks for your time and feedback earlier - much appreciated.

I'm attaching the Public Notice and Public Notice Declaration here for you as instructed and trust you will forward it onto the correct person if it is not you?

I've been looking through my files for the notice of management change docs as discussed, but am struggling to find anything prior to this year, which is concerning given I have been (mistakenly it is now clear) completing and forwarding them over the last few years at least. I will continue looking and will send through anything I find as and when.

Best

Sarah Anderson DIRECTOR



PHONE +64 3 477 6481 ext. 3

EMAIL saraha@regenttheatre.co.nz | WEB www.regenttheatre.co.nz







# **PUBLIC NOTICE DECLARATION**

To the Secretary, Dunedin District Licensing Committee

**Premises Name:** 

**Regent Theatre** 

Premises Address:

17 The Octagon Dunedin

Reference number:

ON-3317-2006

The Public Notice of the above application was displayed on or adjacent to the site of the premises

in accordance with the requirements of the Sale and Supply of Alcohol Act 2012

The notice was displayed (describe where):

From Date:

Saturday, 24 August 2024

To Date:

Friday, 27 September 2024

Name:

Signature

- Within 10 working days after filing the application with the District Licensing Committee the applicant must ensure that notice of the
  application in accordance with form 1A is attached in a conspicuous place on or adjacent to the site to which the application relates.
- The notice shall be displayed until the close of the public objection period. (The public objection period is 25 working days from the first public notice being advertised in the newspaper).
- This declaration shall be forwarded to the Secretary of the District Licensing Committee via email <u>dla@dcc.govt.nz</u>, posted to: Alcohol Licensing, Dunedin City Council, P.O Box 5045, Dunedin

# DUNEDIN | kaunihera a-rohe o CITY COUNCIL | Otepoti

#### Alcohol Licence Application for DCC Noticeboard

First notice Saturday, 24 August 2024

#### LIQUOR LICENCE APPLICATIONS

On-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 the Octagon, Dunedin. First notice. Closes Friday, 27 September.

On-19-2017 - Wilmac Limited, The Bog Irish Bar, 387 George Street, Dunedin. First notice. Closes Friday, 27

On-23-2011 - Indian Spice (South Dunedin) Limited, Indian Spice Restaurant, 133 King Edward Street, Dunedin. Second notice. Closes Friday, 20 September On-11-2024 - Monarch Wildlife Limited, Monarch Wildlife Cruises & Tours, 20 Fryatt Street, Dunedin. Second notice. Closes Friday, 20 September.

Off-5-2024 - J and C Vaudrey Limited, Pak 'N' Save Dunedin, 86 Hillside Road, Dunedin. First notice. Closes Friday, 27 September.

Clu-2843-2006 - Island Park Golf Club Incorporated, Island Park Golf Club, 336 Brighton Road, Green Island. Second notice. Closes Friday, 20 September.

Clu-2962-2006 - Port Chalmers Bowling Club Incorporated, Port Chalmers Bowling Club, 36A Albertson Avenue, Port Chalmers. Second notice. Closes Friday, 20 September.

Second notice Saturday, 31 August 2024

#### **LIQUOR LICENCE APPLICATIONS**

On-19-2017 - Wilmac Limited, The Bog Irish Bar, 387 George Street, Dunedin. Second notice. Closes Friday, 27 September.

On-3317-2006 - The Regent Theatre Trust of Otago, Regent Theatre, 17 the Octagon, Dunedin. Second notice. Closes Friday, 27 September.

On-12-2024 - Augustines of Central Limited, Augustines of Portobello, 33 Hereweka Street, Portobello. First notice. Closes Friday, 4 October.

On-9-2017 - DWB Octagon Limited, Brew Bar, 12 the Octagon, Dunedin. First notice. Closes Friday, 4 October.

Off-5-2024 - J and C Vaudrey Limited, Pak 'N' Save Dunedin, 86 Hillside Road, Dunedin, Second notice. Closes Friday, 27 September.

Clu-2672-2006 - Brighton Bowling Club Incorporated, Brighton Bowling Club, 1066 Brighton Road, Brighton. First notice. Closes Friday, 4 October.

Visit www.dunedin.govt.nz/alcohol-applications for full details of the applications.

Closes Friday, 27 September 2024





# **PUBLIC NOTICE**

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

The Regent Theatre Trust of Otago has made application to the District Licensing Committee at Dunedin for the renewal of an on licence number ON-3317-2006 in respect of the premises situated at 17 The Octagon Dunedin and known as Regent Theatre

The general nature of the business conducted under the licence is Entertainment Venue.

The applicant seeks the licence on the following hours:

On such days and during such hours as the premises are being operated as an entertainment venue (whether live or not) but not other than on the following days and hours:

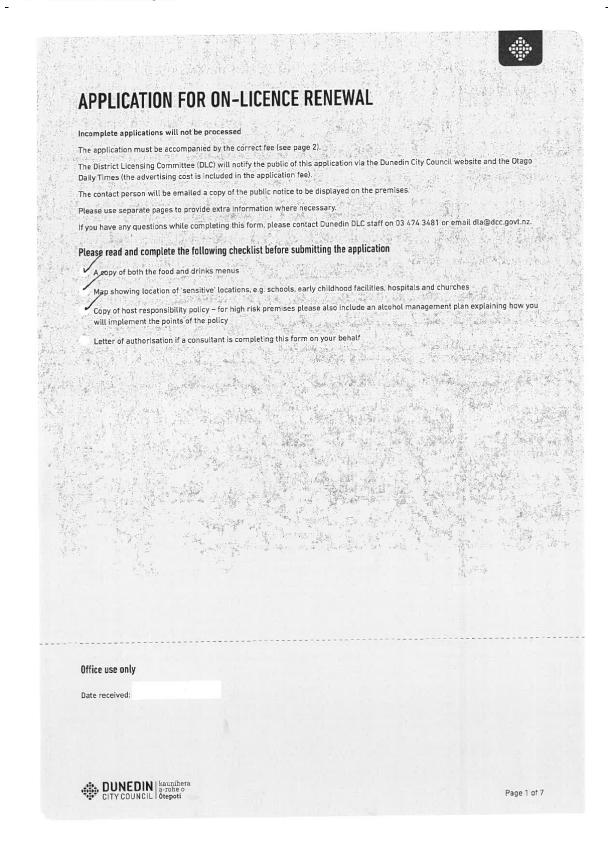
Monday to Saturday 8.00 am to 2.00 am the following day: EXCEPT THAT on the Thursday before
Good Friday, and on Easter Saturday, and on Christmas Eve and on the day before Anzac Day,
alcohol may only be sold between 8.00 am and 12.00 midnight.

First publication date: Saturday, 24 August 2024 Second publication date: Saturday, 31 August 2024

Objections Close 5:00 pm Friday, 27 September 2024

- 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 <a href="https://www.dunedin.govt.nz/services/licensing/alcohol-licence-applications">https://www.dunedin.govt.nz/services/licensing/alcohol-licence-applications</a>
- 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 25 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







#### 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:

#### Select the latest time you intend to sell alcohol:

Latest alcohol sales time	Po	ints
2am or earlier		0
Between 2.01am and 3am		. 3
3am onwards		5

Trading hours points:

#### Select the number of enforcement findings:

Number of enforcement findings in the last 18 months		Points
None	5 F 1 . T = 6 L.	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:

Trading hours points:

Enforcement points:

Total points:

#### Hee 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 1
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

Page 2 of 7



	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
7	Name: Sovah Anderson
	Phone: 0275469799
	Email: 82 aha @regenttheatre.co.NZ
	Postal address for service: Po. Box 5036 Buned:
	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
1	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: KEGENT THEATRE TRUST OF OTAGO
7	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: 17 The Octagen Dunedin
2,6	Occupation: Live extertainment venue + cinema facilities
	Phone: 027 - 5469799
	Email: Saraha@regenttheatre.co.FZ
	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:
	s this your principal business? X Yes No
	Is this your principal business? X Yes No Please state any other businesses:



Criminal convictions	
Has the applicant or any director or shareholder been convicted of an office	ence? Yes X No
Please state all criminal convictions other than convictions for offences a contained in part 6, and convictions for offences to which the Criminal Re	cords (Clean Slate) Act 2004 applies.
Full Name Conviction	Date of Conviction
	ngennge v ri
a	
	1
Details of premises	
Trading name: The Regent Theatre	
Name of the building (if applicable): The Regent	Theatre
Address of the premises: If The Octager	- Dunedil
Ü	Postcode: 9054
Does the building have a current building warrant of fitness (BWOF)? $\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \$	<b>(</b> Yes No
What is the maximum occupancy of your premises including outside area	1111
Please describe in detail the number and nature of the toilet arrangemen	25. 사람이 보고 있는 이번도 네티워 UTL 보고 LEM 하여
urinals, unisex facilities and accessible facilities:	
Toilets in public spaces: Stalls	s - 2x accessibility unise
Circle - Man's - 7 kurinals	toilets (lift decess +
arde - Men's - 7 xuvinals 2 x toilets Womeni - 7 xtoilets	- Mens - 6x toilete
2× toilets	- 5x urinals
Ct. l'in 7 xtoilets	-Womens -12 xtoilets
Studio - 2x unisex accessibi	City trivets
Fire evacuation declaration – Fire and Emergency Act 2017	
Which of the following fire evacuation statements applies to you?  If unsure, check with Fire and Emergency New Zealand.	
	and maintains an evacuation scheme as required by
The owner of the building in which the premises is situated provides section 76 Fire and Emergency Act 2017	
The owner of the building in which the premises is situated provides section 76 Fire and Emergency Act 2017  Because of the building's current use, the owner is not required to pr	
The owner of the building in which the premises is situated provides section 76 Fire and Emergency Act 2017	
The owner of the building in which the premises is situated provides section 76 Fire and Emergency Act 2017  Because of the building's current use, the owner is not required to pr	



	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 Mon Tues Wed Thurs Fri Sat Sun
	10 10 10 10 10 10
	Starttime 10am 10am 10am 10am 10am 10am 10am
	End time LO:30 pm (0:30 pm (0:30 pm LO:30 pm LO:
	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:
40.00	
	Is accommodation provided? Yes No Is the sale of alcohol the principal purpose of the business? Yes No  If no, provide details: The Regent Theatre is a perklo/wing of and and to/in
	sis also wed to seven Lilms + stage community evers.  Does the applicant supply or sell any goods other than alcohol and food?
	Yes No If yes, provide details: Show merchandise
	Does the applicant provide any services other than those related to the sale or supply of alcohol or food?  Ves No If yes, provide details: Presenting performing of shows,  Lins & other community wents:
	Page 5 of 7

**DISTRICT LICENSING COMMITTEE** 

16 December 2024

Manager details Provide the below details for each manager or proposed manager anager's certificate number Expiry date Date of birth Tessa falmer Ben Caton 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) We have three types of hot food option available-pizza, quiche or pies (please see attached menu), chips, popcon, lice-chooms, lollies + clocalate are available at alktimes. ii. non-alcoholic drinks (describe type and range) Please see attached menus forbill details. iii. low-alcohol drinks (2.5% alcohol by volume or less, describe type and range) Please see attached menus for full details. 2) To what extent, and where, will drinking water be freely available to patrons? Each bor in the verme how despenser beside it (two pumbed + two frestending) to 84 grage also. 3) If no access to mains water supply is available, how will clean drinking water be made available? NA-4) What steps are taken to provide help with, and information about, transport options from the premises?

Bor start pushers, door start, security of box office other are competent at informing provious to providing assistance in transport options as needed. Takis can be easily arranged Patrons coming to a show all recieve enails protes
outling show details + things to conside like transport,
porting t infortant show timings.

Page 6 of 7



5) What steps are taken to prevent the sale and supply of alcohol to prohibited people? (minors and intoxicated people) All bor stat are trained, mentored and rostered approli ly to sale & supply of alcohol. Strong non presided provides additional assistance of deeded it take to promote the responsible consumption of alcohol? Front of home statt monitor levels of infoxication in the assistance of whees a look state. Inchances de limited to two per costone owing him driking crouds. The water

1) How does the applicant staff the premises to ensure compliance with the Act? Please provide the number of staff and heir The Legent has approximatel, 30 gar State Volunteers who are rostered regularly - 6-8 across the three bays it all are in open from the amount of state to choose transports 8) For high risk premises, what arrangements will be made for security staff? External security start are booked and allocated throughout the bodilding depending on the sice of auddence + the type of event/show 9) How does the applicant train staff to ensure compliance with the Act? t volunteers undergo a scientation + training program when tren start. They are then mentand more experienced volunteers portate t supervised in moderkadently Signed: Privacy statement The information you provide in this application, and any supporting documents, will be used by the Dunedin City Council to process your application under the Sale and Supply of Alcohol Act 2012. The information will be shared with the Dunedin District Licensing Committee (DLC), Dunedin District Licensing Inspectors, Police and the Medical Officer of Health as part of the approval process. If required, the information may form part of a public hearing before the DLC and may be used in any subsequent decision relating to your application. The decision will be publicly available. If your application is publicly advertised, the associated information will be publicly available. The DCC is required to keep a statutory register of all alcohol licence applications and anyone can request a copy of that information under the Local Government Official Information and Meetings Act 1987. This information may also be used or shared for other purposes in line with the Privacy Act 2020. If you would like a copy of the personal information we hold about you, or to have the information corrected, please contact us at privacy@dcc.govt.nz or 03 477 4000. Page 7 of 7



NOTICE OF MANAGEMENT CHANGE Section 231, Sale and Supply of Alcohol Act 2012				
Name of Licensed Premises: The Le	gent Theatre			
Licensee: The Regart theatre of	Otago Licence Number: # 225990			
Address of Licensed Premises: 17 TM	e Octave Formach			
Contact Phone: (027) 54-69799	Contact Fax: (03) 477 4276			
What are you notifying? (Please tick and c	· ·			
☐ New Certificate Holding Manager				
Full Name:	Effective from: / / 20			
Certificate Number:	Certificate Expiry Date:			
Temporary Manager (see s.229, Sale and Supply of Alcohol Act)	Effective from://20to//20			
Full Name;	Date of Birth:			
Residential Address:				
Who they are replacing:	Certificate Number:			
Réason:	a manager's certificate within two working days of their appointment.			
Residential Address:	Effective from: 16 / 02 / 2024 to 19 / 02 / 2024  CWM Bate of Birth:  Uacc Certificate Number: 6M - 286 - 2011			
Reason: Korthleen is no long	wable to valuate e/work in this			
**************************************	) capain attreate			
☐ Termination/Cancellation of Manager Appo Full Name:				
Certificate Number:	Effective from:			
	триу Бас			
Forward a copy of this completed form, within two	o working days of the appointment (or termination), to:			
Dunedin District Licensing Committee C/o Dunedin City Council DUN P O Box 5045 DUNEDIN 9058 Fax: (03) 474 3523 Fax:	Zealand Police ate Bag 1924  EDIN 9054 ntion: Alcohol Harm Reduction Officer  (03) 479 9363 an.Paulin@police.govt.nz			
Signature of licensee:	Date 16th Feb 2024			
Name: Daw Malso	Position (director, partner etc.)			

_	DUNEDIN CITY COUNCIL	kaunihera a-rohe o <b>Ōtepoti</b>

Name of Licensed Premises: The Regent Theatre  Licensee: The Regent Theatre Trust Licence Number: # 225990  Address of Licensed Premises: 17 The 90 dates - Inneath
Address of Licensed Premises:   The Octage - Octage   Contact Phone: (027) 5469799   Contact Fax: ()   Mat are you notifying? (Please tick and complete the applicable box below)
New Certificate Holding Manager   Full Name:
Temporary Manager (see s.229, Sale and Supply of Alcohol Act)  Effective from: /_ / 2 0 to /_ / 2 0_  Full Name: Date of Birth:
Residential Address:  Who they are replacing:  Certificate Number:  Resson:  Note that a temporary manager must apply for a manager's certificate within two working days of their appointm
Full Name: Ben Caton files a fall bate of Birth:  Residential Address:  Who they are replacing: Kathlen is no longer able to Johnstee fundle of this cape.
The theatre.
Termination/Cancellation of Manager Appointment  Pull Name:
Forward a copy of this completed form, within two working days of the appointment (or termination), to:  The Secretary Dunedin District Licensing Committee c/o Dunedin City Council DUNEDIN 9054 P O Box 5045 DUNEDIN 9058  Fax: (03) 474 3523 Email: dla@dcc.govt.nz  Permain two working days of the appointment (or termination), to:  New Zealand Police DUNEDIN 9054 Private Bag 1924 DUNEDIN 9054 Attention: Alcohol Harm Reduction Officer  Fax: (03) 474 3523 Email: dla@dcc.govt.nz
Signature of licensee: Date:  Name: Position (director, partner etc):



NOTICE OF MANAGEMENT CHANGE Section 231, Sale and Supply of Alcohol Act 2012				
Name of Licensed Premises: The Regent Thertre				
Licensee Regent Theatre Trustof O	Hap Licence Number: # 225990			
Address of Licensed Premises: 17 The	Octogran - Duredin			
Contact Phone: (627)5469749	Contact Fax: () N/A			
What are you notifying? (Please tick and comple				
☐ New Certificate Holding Manager  Full Name:				
Certificate Number:	Effective from: /20			
Talled Tuling.	Certificate Expiry Dafe:			
Temporary Manager				
(see s.229, Sale and Supply of Alcohol Act)	Effective from:// 2.0to// 2.0			
Full Name:	Date of Birth:			
Residential Address:	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1			
Who they are replacing:	Certificate Number:			
Reason:				
Note that a temporary manager must apply for a man	ager's certificate within two working days of their appointment.			
Acting Manager				
(see s. 230, Sale and Supply of Alcohol Act)	Effective from: 29/07/2024 to 12/08/2024			
Full Name: Tessa Palner	Date of Birth:			
Residential Address:				
Who they are replacing Lathleen Woulder	Sertificate Number: (2M-286-201)			
Reason: Talkier & no longe / able to	volunteer (work in this capacity the theothe			
Termination/Cuncellation of Manager Appointmen	1			
Pull Name:	Bifective from: / /20			
Certificate Number:	Certificate Expiry Date:			
Forward a copy of this completed form, within two works	ing days of the appointment (or termination), to:			
The Secretary New Zeoles	nd Police			
Dunedin District Licensing Committee c/o Dunedin City Council P O Box 5045	9054			
DUNEDIN 9058	Alcohol Harm Reduction Officer			
Fax: (03) 474 3523 Email: dla@dec.govt.nz	79 9363			
Email: lan.	Paulin@police.govt.nz			
Signature of licensee:	Date: 29/07/2024			
Name Sach Anderso	Position (director, partner etc): (1) recto			





		THEATRE	
STILL WINE \$1	12/\$20	SNACKS & SWEETS	\$5/\$10
\$12 REGULAR POUR \$20 LARGE POUR		SERIOUS POPCORN SEA SALT (V, GF, DF) or REAL BUTTER	t (GF) \$10
STONELEIGH LATITUDE CHARDONNAY		PROPER CRISPS (GF, V) MARLBOROUGH SEA SALT	\$5
SAUVIGNON BLANC PINOT GRIS ROSÉ		WHITTAKERS CHOCOLATE DARK GHANA OF CREAMY MILK	\$5
THE LAST SHEPHERD PINOT NO DOUBLE BARREL SHIRAZ	OIR	SKITTLES (GF, V) SOUR or FRUITS	\$5
BUBBLES	\$15	ICE CREAMS	\$5
		TRUMPETS: CHOCOLATE, BOYSENBERRY (V/GF),	MINT
BEER, CIDER & RTDs	\$12	KAPITI CUPS: VANILLA-CHOC	
EMERSON'S PILSNER			
ORANGE ROUGHY		IF YOU WOULD LIKE HOT FOOD, PLEASE ASK THE BAR STAFF FOR OPTIONS. PLEASE BE AWARE,	
HEINEKEN 0.0%		THESE MAY TAKE SOME TIME TO PI	REPARE.
MONTEITH'S APPLE CIDER JACK DANIELS & COLA SMIRNOFF ICE			
GORDONS GIN & TONIC			

SOFT BEVERAGES \$5

APPLE, ORANGE & MANGO JUICE STILL WATER ALMIGHTY SPARKLING WATER (V, SF) PASSIONFRUIT, LEMON, BLOOD ORANGE



# **HOT FOOD MENU** All items \$5.00 Mini pizzas Supreme **Meat Lovers Pies** Mince and Cheese Steak and Cheese Quiche Classic Lorraine Vegetarian Cream Cheese & Spinach Roll Menu items may take up to 10 minutes to heat -Please allow time to consume hot foods prior to entering auditorium.



Rosse Mitsoution from Regent Theather.

- The Regent Thather.
- Charches.
- School Gron Sr.



\* Neither school or the unah quate on Through everings

\* Noise will be kept to an acceptable level as part of

the verme's have agreements

! Taxo's can be easily called from the verme of accested

directly across from the familiated

Most patrons with be able to walk from their accordation

e Sciently will be pleased when appropriate.





# **Host Responsibility Policy**

- We will serve alcohol responsibly or not at all
- We will not serve intoxicated persons
- We will not serve minors
- No ID no service no exceptions
- We will not allow intoxicated persons to enter or remain on our premises
- We will provide and promote a wide range of non-alcoholic beverages
- We will provide and promote our food options
- We will provide a telephone and ensure all reasonable steps are taken to ensure safe transport options are available if required
- We will operate within the requirements of the Sale of Liquor Act.

We have the following toilet facilities Office area including Clarkson Room occupancy up to 100 people 2 accessible toilets unisex and 2 other toilets also unisex That equates to 4 pans for 100 people and are all accessible by elevator from the foyer.

entrance 2 accessible unisex toilets Stans main toilets for men consist of 6 pans and 5 urinals Female main stalls toilets consist of 12 pans The stalls area services 827 max accessible via elevator

Mezzanine men's toilet has 2 pans and 7 urinals Mezzanine female toilets 7 pans This services 790 total

Back stage has 2 accessible single pan toilets and 13 unisex single pan toilets Servicing up to 400 people and accessible via elevator.

Maximum combined occupancy including Dressing rooms and back stage is 2117





# **Ben Caton**

Has completed The Learning Place's

# **Licence Controller Qualification Course**

Date: 8 Mar 2024 Unique ID Number: 306622

Achieving the following NZQA Unit Standards:

Unit 4646 V10 Demonstrate knowledge of the Sale and Supply of

Alcohol Act 2012 and its implications for licensed

premises

Unit 16705 V6 Demonstrate knowledge of host responsibility

requirements as a duty manager of licensed

premises

# inspire • learn • grow



Piet van de Klundert

Director/Kaiarihi The Learning Place NZQA Provider 7982

0800 800 415



www.thelearningplace.co.nz

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# **Tessa Palmer**

Has completed The Learning Place's

# **Licence Controller Qualification Course**

26 Apr 2022 Unique ID Number: 195270

Achieving the following NZQA Unit Standards:

Unit 4646 V10 Demonstrate knowledge of the Sale and Supply of

Alcohol Act 2012 and its implications for licensed

premises

Unit 16705 V6 Demonstrate knowledge of host responsibility

requirements as a duty manager of licensed

# inspire • learn • grow



Piet van de Klundert

Director/Kaiarihi The Learning Place NZQA Provider 7982

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