

Auckland Council Local Alcohol Policy

Kaupapa Māhere ā-Takiwā mo te Waipiro

For further information, please visit:

www.aucklandcouncil.govt.nz/liquor

Or alternatively, contact:

(09) 301 0101

**Auckland
Council**

Tē Kaunihera o Tāmaki Makaurau



Contents

1. Introduction.....	3
1.1. Explanatory note on Policy Context.....	3
1.2. Explanatory note on Purpose and Scope of the Policy	3
1.3. Interpretation and definitions	4
1.4. Policy Commencement.....	5
2. Policy areas.....	6
2.1. Overview of Policy areas	6
3. Policy tools.....	7
3.1. Overview of policy tool: Temporary Freeze on the issue of off-licences	7
3.2. Overview of policy tool: Rebuttable Presumption against the issue of new off-licences....	7
3.3. Overview of policy tool: Maximum trading hours	7
3.4. Overview of policy tool: Discretionary conditions	8
4. Policies relating to off-licences	9
4.1. Location and density policies relating to off-licences	9
4.2. Applications for renewal of off-licences	10
4.3. Policies on maximum trading hours for off-licences	10
4.4. Policies on discretionary conditions to be applied to off-licences	10
4.5. Additional matters to be considered for discretionary conditions for off-licences	11
5. Policies relating to on-licences.....	13
5.1. Applications for renewal of on-licences	13
5.2. Maximum trading hours for new and existing on-licences.....	13
5.3. Discretionary conditions to be applied to on-licences	14
5.4. Discretionary conditions to be applied to on-licences on a case-by-case basis	16
5.5. Additional matters to be considered for discretionary conditions for on-licences	17
6. Policies relating to club licences	19
6.1. Maximum trading hours for new and existing club licences	19
6.2. Discretionary conditions to be applied to club licences	19
6.3. Additional matters to be considered for discretionary conditions for club licences	22
7. Policies relating to special licences	23
7.1. Maximum trading hours for special licences	23
7.2. Discretionary conditions to be considered when issuing special licences	24
Appendix 1: City Centre map	28
Appendix 2: Priority Overlay maps.....	29
Appendix 3: City Centre Fringe map	54
Appendix 4: Policy areas overview map	55

1. Introduction

1.1. Explanatory note on Policy Context

- 1.1.1. The Sale and Supply of Alcohol Act 2012 (“the Act”) established a new system of control over the sale and supply of alcohol that is reasonable and that helps to achieve the object of the Act.
- 1.1.2. The object of the Act (section 4) is that:
 - (a) the sale, supply, and consumption of alcohol should be undertaken safely and responsibly; and
 - (b) the harm caused by the excessive or inappropriate consumption of alcohol should be minimised.
- 1.1.3. One of the key policy drivers behind the new legislation was an increased focus on local decision-making. In line with this, section 75 of the Act provides local authorities with the power to develop local alcohol policies.
- 1.1.4. This document constitutes Auckland Council’s (“the council”) Local Alcohol Policy (“the Policy”).

1.2. Explanatory note on Purpose and Scope of the Policy

- 1.2.1. The purpose of the Policy is to set out the council’s policy positions on the following licensing matters for the Auckland region, pursuant to section 77(1) of the Act:
 - (a) location of licensed premises by reference to broad areas
 - (b) location of licensed premises by reference to proximity to premises or facilities of a particular kind or kinds
 - (c) whether further licences (or licences of a particular kind or kinds) should be issued for premises in the district or any stated part of the district
 - (d) maximum trading hours
 - (e) the issue of licences, subject to discretionary conditions.
- 1.2.2. The Policy does not contain policy positions on matters that are:
 - (a) not related to licensing; or
 - (b) outside the scope of section 77(1) of the Act.
- 1.2.3. In accordance with the Act, the District Licensing Committee (“DLC”) and the Alcohol Regulatory and Licensing Authority (“ARLA”) must have regard to the Policy when issuing or renewing licences in the Auckland region.

1.3. Interpretation and definitions

- 1.3.1. Table 1 defines certain terms for the purposes of the Policy.
- 1.3.2. Unless the context requires another meaning, terms and expressions used but not defined in this Policy that are defined in the Sale and Supply of Alcohol Act 2012, have the same meaning as in that Act.

Table 1. Definition of terms used in Policy

Term	Definition
Addiction treatment facilities	Means a residential facility where people are treated for addiction and mental health issues.
Business Centre Zones	Means the following Business Zones under the Proposed Auckland Unitary Plan, notified as at 30 September 2013: City Centre, Metropolitan Centres; Town Centres; Local Centres; and Neighbourhood Centres.
City Centre Fringe	Means the Business Centre Zones of Ponsonby, Newton and Parnell as shown in Appendix 3 to this Policy. The Business Centre Zones are based on the Proposed Auckland Unitary Plan, notified as at 30 September 2013.
Class 1, Class 2 and Class 3	In relation to special licences, the terms Class 1, Class 2 and Class 3 have the meanings provided under the Sale and Supply of Alcohol (Fees) Regulations 2013.
Education Facilities	<p>Has the same meaning as provided in the Community nesting table (Part 4 Definitions E) of the Proposed Auckland Unitary Plan, notified as at 30 September 2013. That is:</p> <p>Facilities used for education to secondary level. Includes:</p> <ul style="list-style-type: none"> • schools • accommodation, administrative, cultural, health, retail and communal facilities accessory to the above. <p>Excludes:</p> <ul style="list-style-type: none"> • care centres • tertiary education facilities.
Host Responsibility Policy	<p>Means a policy the licensee and/or premises manager composes, that outlines steps they will take to ensure they are acting as a responsible host. The matters to be covered are the steps that will be taken to:</p> <ul style="list-style-type: none"> (a) prevent intoxication; and (b) not serve alcohol to minors; and (c) provide and actively promote low and non-alcoholic alternatives; and (d) provide and actively promote substantial food; and (e) serve alcohol responsibly or not at all; and (f) arrange safe transport options; and (g) actively manage the premises at all times.

Term	Definition
Metropolitan Centres	Means sub-regional centres second only to the city centre in diversity, scale, form and function. For the purposes of the Policy, the Metropolitan Centres are those mapped in the Proposed Auckland Unitary Plan notified as at 30 September 2013.
Neighbourhood Centres	Means commercial centres within residential areas, limited to a range and scale that meets the local convenience needs of residents. For the purposes of the Policy, the Neighbourhood Centres are those mapped in the Proposed Auckland Unitary Plan notified as at 30 September 2013.
New Licence (or application for New Licence)	For the purposes of the Temporary Freeze and the Rebuttable Presumption, means an application for a licence for a premises that has not traded pursuant to a licence of the same kind within the previous 6 months.
Proposed site	Means the property that relates to the particular licence application.
Reporting Agencies	Means the Police, Medical Officer of Health and inspector, who are required to inquire into certain applications under the Act.
Reporting Area	Means the land area within a 500 metre radius of the property boundaries of the proposed site.
Staff	For the purposes of the provisions in this Policy that refer to host responsibility, means: <ul style="list-style-type: none"> (a) All staff interacting with patrons in the licensed area or areas, that do not already hold a valid general managers' certificate, including staff selling alcohol, bar staff, wait staff, clearing staff including "glassies". (b) All security staff, whether employed or contracted, including crowd controllers, bouncers, door security and event security that are reasonably connected with the licensed area or areas.

1.4. Policy Commencement

- 1.4.1. Subject to clause 1.4.2., the Policy comes into force on 16 September 2024 as specified in GB/2024/114 of the Auckland Council Governing Body, and as publicly notified on 3 and 5 September 2024, in accordance with section 90 of the Act.
- 1.4.2. Clauses 3.3.1, 3.3.2, 4.3.1, 5.2.1, 5.2.2, 5.2.5, 5.2.6 and 6.1.1 come into force on 9 December as specified in GB/2024/114 of the Auckland Council Governing Body, and as publicly notified on 3 and 5 September 2024 in accordance with section 90 of the Act.

2. Policy areas

2.1. Overview of Policy areas

- 2.1.1. The Policy sets out the council's general policy positions for the Auckland region but provides differently for the following areas:
- (a) the City Centre, which is the area shown on the map provided at Appendix 1; and
 - (b) the Priority Overlay, which comprises the following centres:
 - (i) Avondale; and
 - (ii) Clendon; and
 - (iii) Glen Eden; and
 - (iv) Glen Innes; and
 - (v) Helensville and Parakai; and
 - (vi) Henderson; and
 - (vii) Hunters Corner; and
 - (viii) Māngere; and
 - (ix) Māngere East; and
 - (x) Manukau; and
 - (xi) Manurewa; and
 - (xii) Mt Wellington; and
 - (xiii) Oranga; and
 - (xiv) Ōtāhuhu; and
 - (xv) Ōtara; and
 - (xvi) Panmure; and
 - (xvii) Papakura; and
 - (xviii) Papatoetoe; and
 - (xix) Point England; and
 - (xx) Pukekohe; and
 - (xxi) Takanini; and
 - (xxii) Wellsford and Te Hana; and
 - (xxiii) Wiri; and
 - (c) in some circumstances, specific zones from the Proposed Auckland Unitary Plan, notified as at 30 September 2013.
- 2.1.2. The extent of the Priority Overlay in each centre includes the area of the centre covered by the Business Centre Zones and the areas within a 200 metre radius from the boundary of the Business Centre Zones, as shown in the maps provided at Appendix 2.

3. Policy tools

3.1. Overview of policy tool: Temporary Freeze on the issue of off-licences

Effect of Temporary Freeze

- 3.1.1. The council's policy position is that:
- (a) there should be a Temporary Freeze in the areas specified at 4.1.2. and 4.1.3; and
 - (b) where the Temporary Freeze applies, the DLC and ARLA should refuse to issue any new off-licences for the first 24 months of the Policy being in force.

3.2. Overview of policy tool: Rebuttable Presumption against the issue of new off-licences

Presumption

- 3.2.1. The presumption is that applications for new off-licences should be refused in the areas specified at 4.1.1., 4.1.2, and 4.1.3.
- 3.2.2. This presumption may be rebutted by the applicant.

Deciding whether the presumption is rebutted

- 3.2.3. In deciding whether the presumption is rebutted by the applicant under clause 3.2.2, the DLC and ARLA should have regard to information provided, and representations made, by the applicant.

Explanatory Note for Reporting Agencies

- 3.2.4. The presumption against the issuing of off-licences is not intended to relieve Reporting Agencies of the obligation to inquire into an application, nor remove their right to oppose an application if they have grounds for concern based on the criteria for issuing licences under the Act.

3.3. Overview of policy tool: Maximum trading hours

No expectation to use full extent of maximum trading hours in all cases

- 3.3.1. No licences should be issued with longer trading hours than specified in the Policy.
- 3.3.2. The council's policy positions on maximum trading hours are not intended to set an expectation that the DLC and ARLA should issue every licence with the full

extent of the maximum hours; the DLC and ARLA may issue licences with more restrictive hours than the maximum trading hours specified in the Policy.

3.4. Overview of policy tool: Discretionary conditions

General policies on application of discretionary conditions

- 3.4.1. The council's general policy position is that the DLC and ARLA should apply the conditions included in clauses 4.4. 5.3, 6.2 and 7.2 broadly, and use their discretion to ensure each condition is applied in a reasonable manner.

4. Policies relating to off-licences

4.1. Location and density policies relating to off-licences

Specific policies on issuing off-licences in Neighbourhood Centres

- 4.1.1. For the issuing of off-licences in Neighbourhood Centres, the council's policy position is that there should be a presumption against the issuing of new off-licences (outlined at 3.2) in these areas from when the Policy comes into force.

Specific policies on issuing off-licences in the City Centre

- 4.1.2. For the issuing of off-licences in the City Centre, the council's policy position is that:
- (a) There should be a Temporary Freeze (outlined at 3.1.) on the issue of new off-licences in the area.
 - (b) Immediately following the expiry of the Temporary Freeze there should be a presumption against the issuing of new off-licences (outlined at 3.2.).

Specific policies on issuing off-licences in the Priority Overlay

- 4.1.3. For the issuing of off-licences in the Priority Overlay, the council's policy position is that:
- (a) There should be a Temporary Freeze (outlined at 3.1.) on the issue of new off-licences in these areas.
 - (b) Immediately following the expiry of the Temporary Freeze there should be a presumption against the issuing of new off-licences (outlined at 3.2.).

- 4.1.4. Clause 4.1.3. overrides clause 4.1.1.

Specific policies relating to remote sales, complementary sales and auctioneers

- 4.1.5. Clauses 4.1.1. to 4.1.4. do not apply to applications for off-licences for the remote sale of alcohol (licences endorsed under section 40 of the Act).
- 4.1.6. Clauses 4.1.2. to 4.1.4. do not apply to applications for off-licences for complementary sales described in section 35 of the Act or applications for off-licences for auctioneers (licences endorsed under section 39 of the Act).

4.2. Applications for renewal of off-licences

Explanatory note on effect of location and density policies on renewal of off-licences

- 4.2.1. Under section 133 of the Act, the DLC or ARLA may:
 - (a) decline to renew a licence if they consider that renewing the licence would be inconsistent with any part of the Policy relating to a matter specified in section 77(1)(a) to (d) of the Act; or
 - (b) impose conditions on a licence it renews if it considers that the renewal of the licence, or the consequences of the renewal of the licence, without those conditions would be inconsistent with this Policy.

4.3. Policies on maximum trading hours for off-licences

General policies on maximum trading hours for off-licences in the Auckland region

- 4.3.1. Pursuant to sections 77(1)(e) and 45 of the Act, the maximum trading hours for off-licences in the Auckland region are 7am to 9pm, Monday to Sunday.

4.4. Policies on discretionary conditions to be applied to off-licences

- 4.4.1. Pursuant to section 77(1)(f) of the Act, the council's policy position is that when issuing or renewing off-licences in the Auckland region, the DLC and ARLA should include the following conditions unless there is a good reason not to do so.
- 4.4.2. Clause 4.4.1. and the conditions it refers to do not apply to off-licences for remote sellers of alcohol.

Prohibited persons

- 4.4.3. The licensee must take the following steps to ensure the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
- (a) Ensure that no intoxicated persons are allowed to enter or to remain on the premises; and
 - (b) Ensure that signs are prominently displayed detailing the statutory restrictions on the sale of alcohol to minors and intoxicated persons adjacent to every point of sale.

Register of alcohol-related incidents

- 4.4.4. The licensee must maintain a register of material alcohol-related incidents, noting the date, time and details of each incident, and the steps taken by the licensee in response to the incident.

- 4.4.5. For the purposes of this condition, the term “material alcohol-related incidents” includes, but is not limited to the following situations:

- (a) a customer or staff member is injured or seriously threatened; or
- (b) fighting occurs on the premises; or
- (c) an external agency such as the Police, Māori Wardens or emergency services has been contacted; or
- (d) a customer has been forcibly evicted and/or banned from the premises; or
- (e) property is wilfully damaged by a customer;
- (f) customers are found to be involved in any illegal activities on the premises.

where the excessive or inappropriate consumption of alcohol has been a contributing factor.

- 4.4.6. The register of incidents must be available for inspection by the Police and Licensing Inspectors at any time that the premises is open to the public.
- 4.4.7. The incident should be recorded in the incident register within 12 hours of the incident occurring.

4.5. Additional matters to be considered for discretionary conditions for off-licences

- 4.5.1. In addition to the conditions specified in clauses 4.4., the council also recommends that the DLC and ARLA should consider imposing conditions relating to the following matters in accordance with the guidelines in Table 2 below.
- (a) Conditions relating to CCTV
 - (b) Conditions relating to exterior lighting.

- 4.5.2. In particular, the council considers that these conditions are applicable for premises that:
- (a) have a risk profile of “High” or “Very High” under the Sale and Supply of Alcohol (Fees) Regulations 2013; and/or
 - (b) are located in the Priority Overlay.

Table 2. Additional matters to be considered for discretionary conditions for off-licences

Matters to be considered	Guidance for the DLC and ARLA
(a) Conditions relating to CCTV	<p>The council recommends that the DLC and ARLA consider imposing conditions requiring a licensee to operate CCTV on the premises.</p> <p>It may be useful for the DLC and ARLA to specify:</p> <ul style="list-style-type: none"> (a) that recordings made should be provided to a Police Officer or Inspector if requested; (b) that recordings must be of a quality that would assist in the identification of alcohol-related offending; (c) the areas that must be covered by the CCTV, such as entry and exit points, footpaths that are immediately adjacent to the premises, main areas accessed by patrons.
(b) Conditions relating to exterior lighting	<p>The council recommends that the DLC and ARLA consider imposing conditions requiring a licensee to provide additional lighting around entrances and exits to ensure the safety of patrons and passers-by.</p>

5. Policies relating to on-licences

5.1. Applications for renewal of on-licences

Explanatory note on effect of location and density policies on renewal of on-licences

5.1.1. Under section 133 of the Act, the DLC or ARLA may:

- (a) decline to renew a licence if they consider that renewing the licence would be inconsistent with any part of the Policy relating to a matter specified in section 77(1)(a) to (d) of the Act; or
- (b) impose conditions on a licence it renews if it considers that the renewal of the licence, or the consequences of the renewal of the licence, without those conditions would be inconsistent with this Policy.

5.2. Maximum trading hours for new and existing on-licences

General policies on maximum trading hours for on-licences in the Auckland region

5.2.1. Pursuant to sections 77(1)(e) and 45 of the Act, the maximum trading hours for on-licences in the Auckland region are 8am to 3am the following day, Monday to Sunday.

Specific policies on maximum trading hours for on-licences in the City Centre

5.2.2. Pursuant to sections 77(1)(e) and 45 of the Act, the maximum trading hours for on-licences in the City Centre are 8am to 4am the following day, Monday to Sunday.

5.2.3. Clause 5.2.2. overrides clause 5.2.1.

Specific policy on maximum trading hours for on-licences at hotels

5.2.4. In line with sections 47 and 255 of the Act, the council's policy position is that maximum hours for on-licences do not apply to accommodation premises when serving lodgers.

Specific policy on maximum trading hours for caterers

5.2.5. The council's policy position is that when the holder of an on-licence endorsed under section 38 (a caterer) is selling alcohol on any other premises for a social gathering, the standard maximum hours are 8am to 3am the following day, Monday to Sunday.

Specific policy on maximum trading hours for conveyances

- 5.2.6. The council's policy position is that the standard maximum hours for conveyances are 8am to 3am the following day, Monday to Sunday.

5.3. Discretionary conditions to be applied to on-licences

- 5.3.1. Pursuant to section 77(1)(f) of the Act, the council's policy position is that when issuing or renewing on-licences in the Auckland region, unless there is a good reason not to do so, the DLC and ARLA should:
- (a) Include the following conditions; or
 - (b) Give effect to following policy directions.

Prohibited persons

- 5.3.2. The licensee must take the following steps to ensure the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
- (a) Ensure that no intoxicated persons are allowed to enter or to remain on the premises; and
 - (b) Ensure that signs are prominently displayed detailing the statutory restrictions on the sale of alcohol to minors and intoxicated persons adjacent to every point of sale.

Host responsibility

- 5.3.3. The licensee must at all times have in place a Host Responsibility Policy that covers the matters specified in clause 1.3 of the Auckland Council Local Alcohol Policy.
- 5.3.4. The licensee must take reasonable steps to ensure that all staff, as defined under clause 1.3 of the Auckland Council Local Alcohol Policy:
 - (a) are aware of, and comply with, the Host Responsibility Policy; and
 - (b) have successfully completed the Health Promotion Agency's on-line training module on responsible service (or similar training at the discretion of the Chief Inspector).

Register of alcohol-related incidents

- 5.3.5. The licensee must maintain a register of material alcohol-related incidents, noting the date, time and details of each incident, and the steps taken by the licensee in response to the incident.
- 5.3.6. For the purposes of this condition, the term "material alcohol-related incidents" includes, but is not limited to the following situations:
 - (a) a patron or staff member is seriously threatened; or
 - (b) fighting occurs on the premises; or
 - (c) an external agency such as the Police, Māori Wardens or emergency services has been contacted; or
 - (d) a patron has been forcibly evicted and/or banned from the premises; or
 - (e) property is wilfully damaged by a patron;
 - (f) patrons are found to be involved in any illegal activities on the premises, including drink spikingwhere the excessive or inappropriate consumption of alcohol has been a contributing factor.
- 5.3.7. The register of incidents must be available for inspection by the Police and Licensing Inspectors at any time that the premises is open to the public
- 5.3.8. The incident should be recorded in the incident register within 12 hours of the incident occurring.

Display of information about safe transport

- 5.3.9. The licensee must display information about transport availability as follows:
- 5.3.10. An A4 poster must be clearly displayed in at least two of the following locations:
- (a) by the main counter or bar; or
 - (b) by the principal exit; or
 - (c) the bathrooms; or
 - (d) another location approved by the DLC or ARLA.
- 5.3.11. The content of the poster must include the following:
- (a) anti-drink driving messaging; and
 - (b) where applicable, taxi contact details and the location of the nearest taxi rank; and
 - (c) advice that staff are available to give further information.

Designation

- 5.3.12. Where appropriate, the premises (or at least one part of the premises) should be designated, in accordance with section 119 of the Act.

5.4. Discretionary conditions to be applied to on-licences on a case-by-case basis

- 5.4.1. The council recommends that the DLC and ARLA issue and renew all on-licences in the Auckland region subject to the following conditions, where the subject of the condition is relevant to, and appropriate in the circumstances of, the licence application in question.

Queue management

- 5.4.2. At all times when there is a queue of patrons waiting to enter the premises, the licensee must ensure that:
- (a) there is a safe, controlled and well-lit area for patrons to wait;
 - (b) where appropriate, the queuing area is clearly delineated; and
 - (c) the queue is actively managed by a designated staff member; and
 - (d) the queue does not unreasonably obstruct passers-by and public footpaths.

Duty Manager for BYO restaurant

- 5.4.3. The licensee of an on-licence endorsed as a BYO restaurant must ensure that the duty manager is present at the following times:
- (a) On Fridays and Saturdays from 6pm, and
 - (b) At any other time when over 50 patrons can be reasonably expected to be present.

Designation of taverns

- 5.4.4. All areas of a tavern style licence must be designated, except for any areas principally used for dining, which can be undesignated, in accordance with section 119 of the Act.

5.5. Additional matters to be considered for discretionary conditions for on-licences

- 5.5.1. The council's policy position is that the DLC and ARLA should consider applying conditions relating to the following matters in accordance with the guidelines in Table 3 below.
- (a) Conditions relating to CCTV
 - (b) Conditions relating to minimum numbers of qualified managers
 - (c) Conditions relating to exterior lighting
 - (d) Conditions relating to monitoring of outdoor areas for late-trading premises
 - (e) Conditions relating to signage promoting responsible drinking
- 5.5.2. In particular, these conditions are applicable for premises that are:
- (a) (or would be) rated as "High" or "Very High" risk under the Sale and Supply of Alcohol (Fees) Regulations 2013; and/or
 - (b) located in any of the Priority Overlay.

Table 3. Additional matters to be considered for discretionary conditions for on-licences

Matters to be considered	Guidance for the DLC and ARLA
(a) Conditions relating to CCTV	<p>The council recommends that the DLC and ARLA consider imposing conditions requiring a licensee to operate CCTV on the premises.</p> <p>It may be useful for the DLC and ARLA to specify:</p> <ul style="list-style-type: none"> (a) that recordings made should be provided to a Police Officer or Inspector if requested; (b) that recordings must be of a quality that would assist in the identification of alcohol-related offending; (c) the areas that must be covered by the CCTV, such as entry and exit points, footpaths that are immediately adjacent to the premises, main areas accessed by patrons (other than toilets).
(b) Conditions relating to minimum numbers of qualified managers	<p>The council recommends that the DLC and ARLA consider imposing conditions specifying a minimum number of certified managers to be present onsite, if appropriate for large capacity premises at peak times.</p> <p>The exact number of managers required will depend on the layout, use and capacity of the premises.</p>
(c) Conditions relating to exterior lighting	<p>The council recommends that the DLC and ARLA consider imposing conditions requiring a licensee to provide additional lighting around entrances and exits to ensure the safety of patrons and passers-by.</p>
(d) Conditions relating to monitoring of outdoor areas for late-trading premises	<p>The council recommends that the DLC and ARLA consider imposing conditions requiring the licensee to ensure that all outdoor areas associated with the on-licence, including smoking areas and areas with street frontage, are monitored after 2am.</p>
(e) Conditions relating to signage promoting responsible drinking	<p>The council recommends that the DLC and ARLA impose conditions requiring the licensee to clearly display signage encouraging responsible drinking by the main counter or bar.</p>

6. Policies relating to club licences

6.1. Maximum trading hours for new and existing club licences

General policies on maximum trading hours for club licences in the Auckland region

- 6.1.1. Pursuant to sections 77(1)(e) of the Act, the council's policy position is that the maximum hours for club licences within the Auckland region should be from 9am to 1am the following day, Monday to Sunday.
- 6.1.2. Subject to clause 6.1.1, the council recommends that in determining the appropriate hours for a club licence, the DLC and ARLA should have regard to:
 - (a) the days and hours of operation of the club; and
 - (b) the type of activities undertaken by the club.
- 6.1.3. The DLC or ARLA may issue Returned Service Association club premises with an exception to trade from 5am on ANZAC Day.

6.2. Discretionary conditions to be applied to club licences

- 6.2.1. Pursuant to section 77(1)(f) of the Act, the council's policy position is that when issuing or renewing club licences in the Auckland region, unless there is a good reason not to do so, the DLC and ARLA should:
 - (a) Include the following conditions; or
 - (b) Give effect to following policy directions.

Prohibited persons

- 6.2.2. The licensee must take the following steps to ensure the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
 - (a) Ensure that no intoxicated persons are allowed to enter or to remain on the premises
 - (b) Ensure that signs are prominently displayed detailing the statutory restrictions on the sale of alcohol to minors and intoxicated persons adjacent to every point of sale.

Host responsibility

- 6.2.3. The licensee must at all times have in place a Host Responsibility Policy that covers the matters specified in clause 1.3 of the Auckland Council Local Alcohol Policy.
- 6.2.4. The licensee must take reasonable steps to ensure that all staff, as defined under clause 1.3 of the Auckland Council Local Alcohol Policy:
- (a) are aware of, and comply with, the Host Responsibility Policy; and
 - (b) have successfully completed the Health Promotion Agency's on-line training module on responsible service (or similar training at the discretion of the Chief Inspector), where appropriate.

Register of alcohol-related incidents

- 6.2.5. The licensee must maintain a register of material alcohol-related incidents, noting the date, time and details of each incident, and the steps taken by the licensee in response to the incident.
- 6.2.6. For the purposes of this condition, the term "material alcohol-related incidents" includes, but is not limited to the following situations:
- (a) a patron or staff member is injured or seriously threatened; or
 - (b) fighting occurs on the premises; or
 - (c) an external agency such as the Police, Māori Wardens or emergency services has been contacted; or
 - (d) a patron has been forcibly evicted and/or banned from the premises; or
 - (e) property is wilfully damaged by a patron;
 - (f) patrons are found to be involved in any illegal activities on the premises, including drink spiking.
- where the excessive or inappropriate consumption of alcohol has been a contributing factor.
- 6.2.7. The register of incidents must be available for inspection by the Police and Licensing Inspectors at any time that the premises is open to the public.
- 6.2.8. The incident should be recorded in the incident register within 12 hours of the incident occurring.

Display of information about safe transport

- 6.2.9. The licensee must display information about transport availability as follows:
- 6.2.10. An A4 poster must be clearly displayed in at least two of the following locations:
- (a) by the main counter or bar; or
 - (b) by the principal exit; or
 - (c) the bathrooms; or
 - (d) another location approved by the DLC or ARLA.
- 6.2.11. The content of the poster must include the following:
- (a) anti-drink driving messaging; and
 - (b) where applicable, taxi contact details and where applicable the location of the nearest taxi rank; and
 - (c) that staff are available to give advice.

Duty manager to be onsite

- 6.2.12. The licensee must ensure that the duty manager is present at the following times:
- (a) On Fridays and Saturdays from 8pm (if the club is operating at that time), and
 - (b) At any other time when over 50 patrons can be reasonably expected to be present and the bar is open.

Designation

- 6.2.13. The premises (or at least one part of the premises) should be designated.

6.3. Additional matters to be considered for discretionary conditions for club licences

6.3.1. The council's policy position is that the DLC and ARLA consider applying conditions relating to the following matters in accordance with the guidelines in Table 4 below:

- (a) Conditions relating to CCTV
- (b) Conditions relating to signage promoting responsible drinking

6.3.2. In particular, these conditions are applicable for premises in the Priority Overlay.

Table 4. Additional matters to be considered for discretionary conditions for club licences

Matters to be considered	Guidance for the DLC and ARLA
(a) Conditions relating to CCTV	<p>The council recommends that the DLC and ARLA consider imposing conditions requiring a licensee to operate CCTV on the premises.</p> <p>It may be useful for the DLC and ARLA to specify:</p> <ul style="list-style-type: none"> (a) that recordings made should be provided to a Police Officer or Inspector if requested (b) that recordings must be of a quality that would assist in the identification of alcohol-related offending; (c) the areas that must be covered by the CCTV, such as entry and exit points, footpaths that are immediately adjacent to the premises, main areas accessed by patrons (other than toilets).
(b) Conditions relating to signage promoting responsible drinking	<p>The council recommends that that the DLC and ARLA impose conditions requiring the licensee to clearly display signage encouraging responsible drinking by the main counter or bar.</p>

7. Policies relating to special licences

7.1. Maximum trading hours for special licences

Hours for on-site special licences for events at unlicensed premises

- 7.1.1. Pursuant to section 77(1)(e) of the Act, the council's policy position is that in determining the maximum trading hours for an on-site special licence for an unlicensed premises, the DLC and ARLA should have regard to the following matters:
- (a) the council's policy position regarding the maximum hours for on-licences for the locality that the premises is located in; and
 - (b) the applicant's proposals for minimising alcohol-related harm at the event.
- 7.1.2. The council considers that the maximum trading hours permitted for on-site special licences for events at unlicensed premises should not exceed the standard maximum trading hours permitted for on-licences in the Policy Area that the premises is located in unless the DLC or ARLA are satisfied that that the risks of alcohol-related harm are acceptable, taking into account the applicant's proposals to minimise alcohol-related harm.

Hours for on-site special licences for events at licensed premises

- 7.1.3. Pursuant to section 77(1)(e) of the Act, the council's policy position is that in determining the maximum trading hours for an on-site special licence for a licensed premises, the DLC and ARLA should have regard to the following matters:
- (a) the maximum trading hours specified on the licence relating to the premises; and
 - (b) considering the applicant's proposals to minimise alcohol-related harm at the event; and
 - (c) where the premises is an on-licence, the council's policy position regarding the maximum hours for on-licences for the Policy Area that the premises is located in; or
 - (d) where the premises is a club licence, the council's policy position regarding the maximum hours for club licences.
- 7.1.4. The council considers that the maximum trading hours permitted for on-site special licences for events to be held at on-licensed premises, should not exceed the maximum trading hours permitted for on-licences in the Policy Area that the premises is located in unless the DLC or ARLA is satisfied that the risks of alcohol-related harm are acceptable, taking into account the applicant's proposals to minimize alcohol-related harm.

- 7.1.5. The council considers that the maximum trading hours permitted for on-site special licences for events to be held at club licensed premises, should not exceed the maximum trading hours permitted for club licences in the Auckland region unless the DLC or ARLA is satisfied that the risks of alcohol-related harm are acceptable, taking into account the applicant's proposals to minimise alcohol-related harm.

Hours for off-site special licences

- 7.1.6. Pursuant to section 77(1)(e) of the Act, the council's policy position is that in determining the maximum trading hours for an off-site special licence, the DLC and ARLA should take into account the following matters:
- (a) the council's policy position regarding the maximum hours for off-licences; and
 - (b) the applicant's proposals for minimising alcohol-related harm at the event.

7.2. Discretionary conditions to be considered when issuing special licences

- 7.2.1. The council's policy position is that when issuing special licences in the Auckland region, the DLC and ARLA should include the following conditions unless there is a good reason not to do so.

Prohibited persons

- 7.2.2. The licensee must take the following steps to ensure the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
- (a) ensure that no intoxicated persons are allowed to enter or remain on the licensed premises; and
 - (b) ensure that signs are prominently displayed detailing the statutory restriction on the sale of alcohol to minors and intoxicated person adjacent to every point of sale.

Host responsibility

- 7.2.3. The licensee must at all times have in place a Host Responsibility Policy that covers the matters specified in clause 1.3 of the Auckland Council Local Alcohol Policy.
- 7.2.4. The licensee must take reasonable steps to ensure that all staff, as defined under section 1.3 of the Auckland Council Local Alcohol Policy:
- (a) are aware of, and comply with, the Host Responsibility Policy; and
 - (b) have successfully completed the Health Promotion Agency's on-line training module on responsible service (or similar training at the discretion of the Chief Inspector), where appropriate.

Additional matters to be considered for discretionary conditions for special licences

7.2.5. The council's policy position is that the DLC and ARLA should consider applying additional discretionary conditions in accordance with the guidelines in Table 5 when appropriate.

- (a) Conditions restricting the number of alcoholic beverages that can be sold or supplied per patron per transaction.
- (b) Conditions restricting the types of vessels that alcohol can be sold or supplied in.
- (c) Conditions relating to queue management.
- (d) Conditions relating to progressive closing times.
- (e) Conditions relating to steps to be taken by the licensee to engage with the Police, Medical Officer of Health and Licensing Inspectors before, during and after the event.
- (f) Conditions relating to minimum requirements for security staff.
- (g) Conditions relating to the provision of on-site emergency services.

Table 5. Additional matters to be considered for discretionary conditions for special licences

Matters to be considered	Recommendations to DLC and ARLA as to when required			Additional guidance for DLC and ARLA
	Class 1 Large	Class 2 Medium	Class 3 Small	
(a) Conditions restricting the number of alcoholic beverages that can be sold or supplied per patron per transaction	Yes	Yes	Yes	<ul style="list-style-type: none"> This condition could be applied for the entire duration of the event, or after a certain time, as appropriate.
(b) Conditions restricting the types of vessels that alcohol can be sold or supplied in	Yes	Yes		<ul style="list-style-type: none"> The council recommends the DLC and ARLA consider requirements such as the use of toughened glass, plastics/polycarbonates, or official glasses depending on the type of event and the design and layout of the premises, in particular, for events being held primarily outdoors.

Matters to be considered	Recommendations to DLC and ARLA as to when required			Additional guidance for DLC and ARLA
	Class 1 Large	Class 2 Medium	Class 3 Small	
(c) Conditions relating to queue management	Yes	Yes		<ul style="list-style-type: none"> The specific requirements of this condition will depend on the location, the nature of the event and the design and layout of the premises. The condition may be applied to manage queues at the entrances to the event as well as queues for bar areas.
(d) Conditions relating to progressive closing times	Yes			<ul style="list-style-type: none"> This condition may include a requirement to stagger the closing times of different bar areas at the event. This condition could also be linked with restrictions on the number of beverages allowed per transaction.
(e) Conditions relating to steps to be taken by the licensee to engage with the Police, Medical Officer of Health and Licensing Inspectors before, during and after the event	Yes			<p>This condition could include requirements to:</p> <ul style="list-style-type: none"> consult these agencies prior to the event, where requested by the agencies; and meet/debrief with these agencies after the event, where requested by the agencies, and if the licensee will be holding future events of a comparable nature.
(f) Conditions relating to minimum requirements for security staff	Yes			<ul style="list-style-type: none"> This condition could specify a minimum ratio of security staff to patrons and/or could specify a minimum number of security staff to be operating at certain areas of the event site.
(g) Conditions relating to the provision of on-site emergency services	Yes			<ul style="list-style-type: none"> The specific requirements of this condition will depend on the nature of the event.

- 7.2.6. Some of the above conditions may also be appropriate in certain circumstances for off-site special licences and these should be applied at the discretion of the DLC and ARLA.

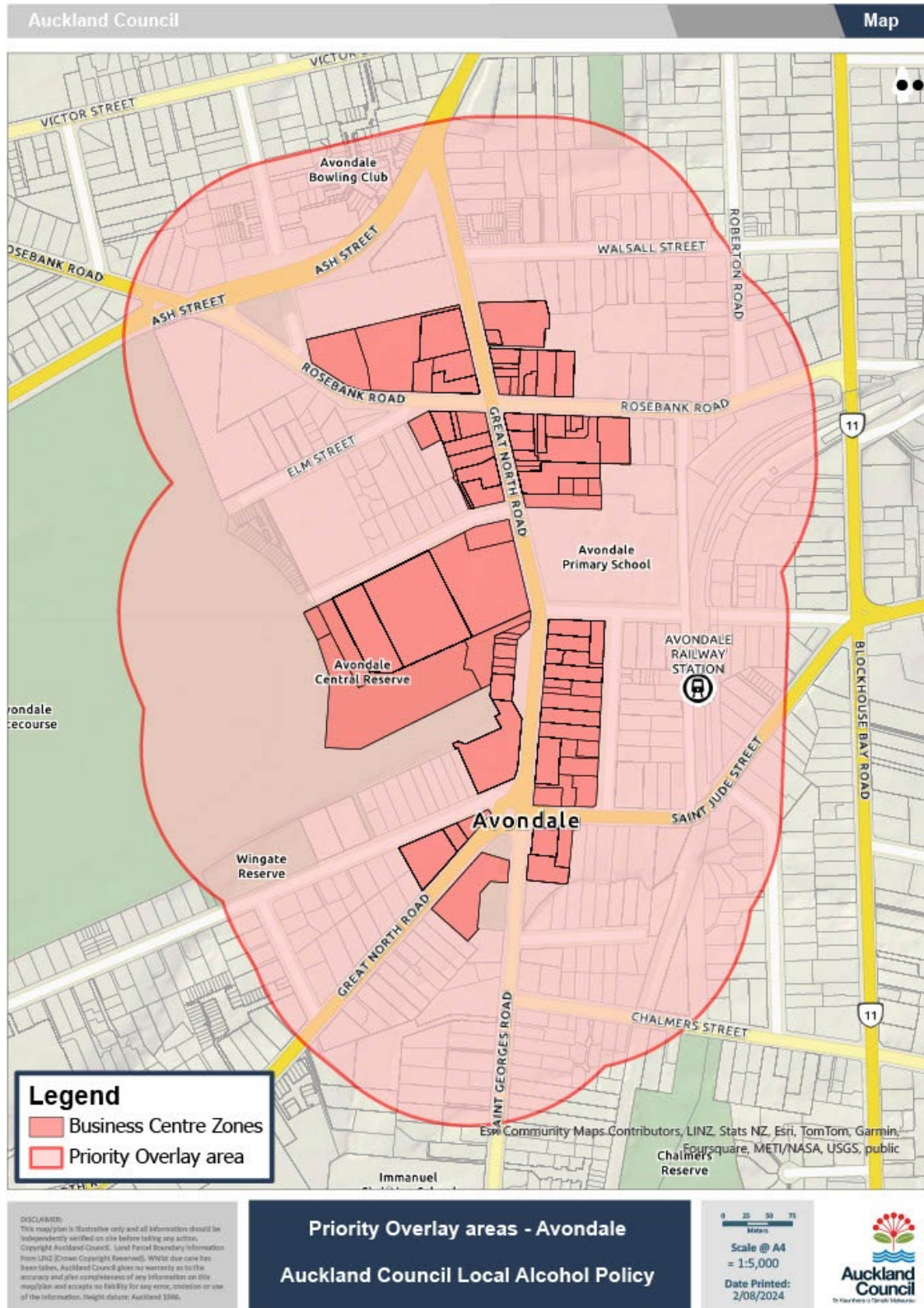
Appendix 1: City Centre map



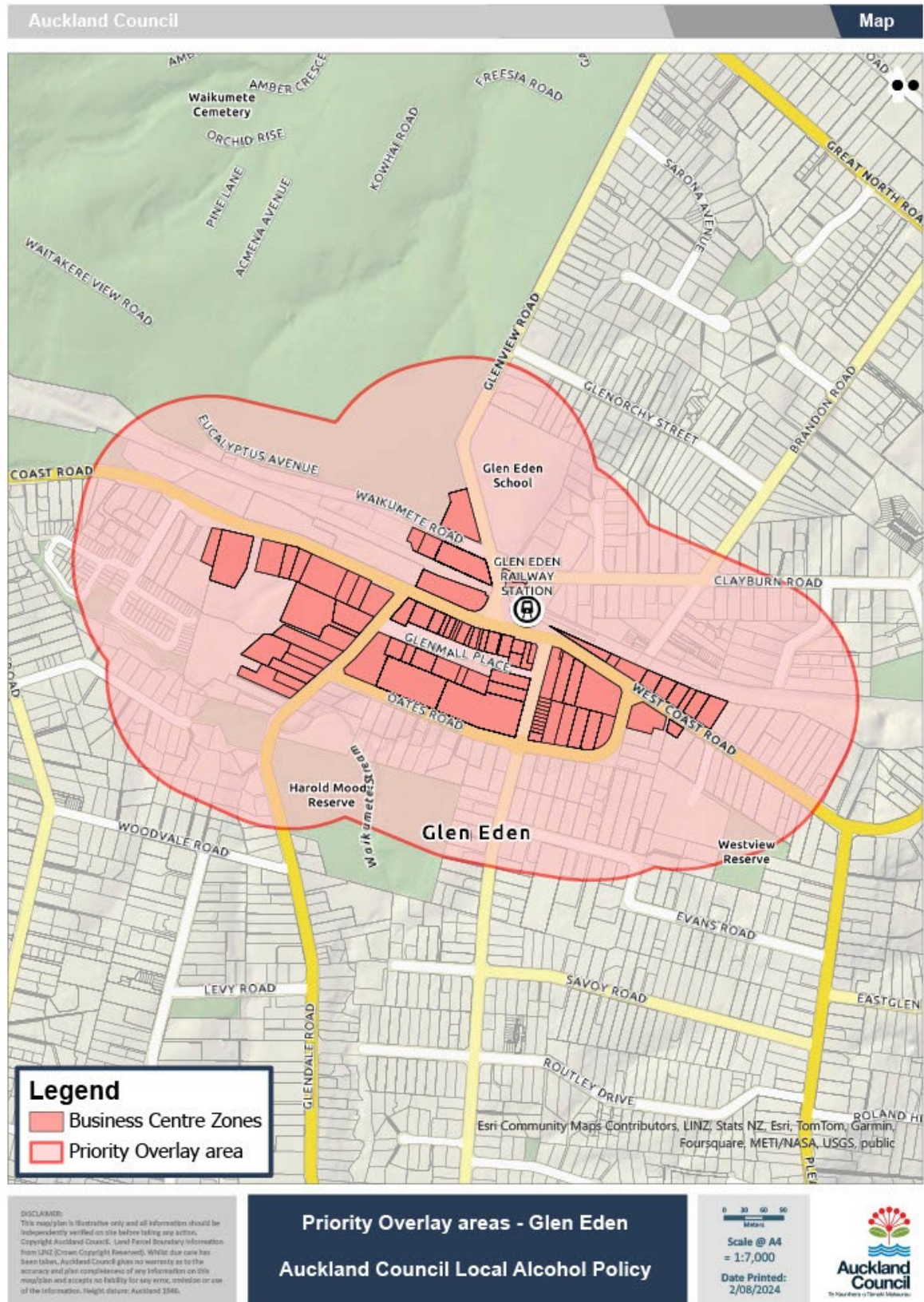
Appendix 2: Priority Overlay maps

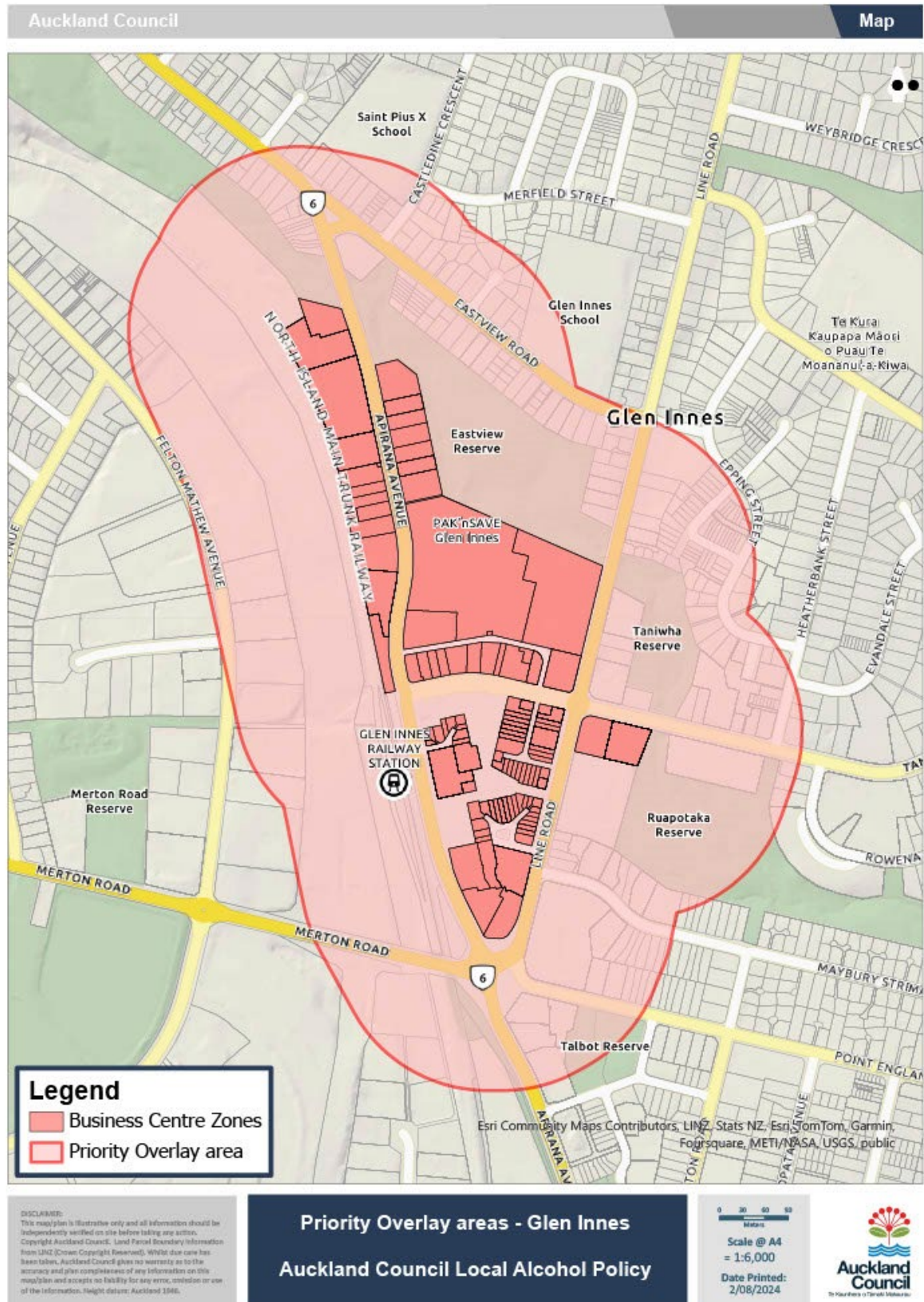
The Priority Overlay areas maps are as follows:

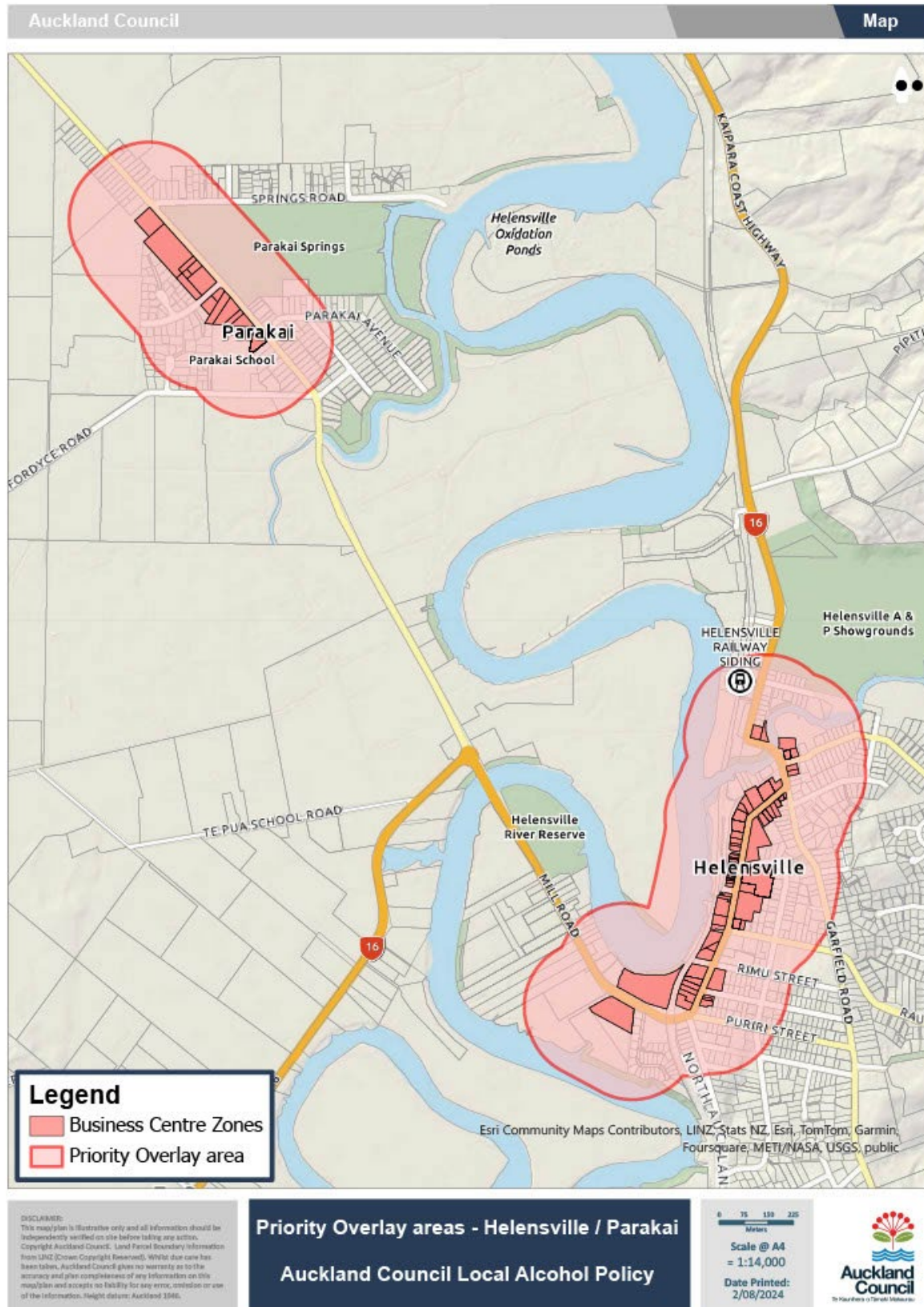
- (a) Avondale;
- (b) Clendon;
- (c) Glen Eden;
- (d) Glen Innes;
- (e) Helensville and Parakai;
- (f) Henderson;
- (g) Hunters Corner;
- (h) Māngere;
- (i) Māngere East;
- (j) Manukau;
- (k) Manurewa;
- (l) Mt Wellington;
- (m) Oranga;
- (n) Ōtāhuhu;
- (o) Ōtara;
- (p) Panmure;
- (q) Papakura;
- (r) Papatoetoe;
- (s) Point England;
- (t) Pukekohe;
- (u) Takanini;
- (v) Wellsford and Te Hana; and
- (w) Wiri.

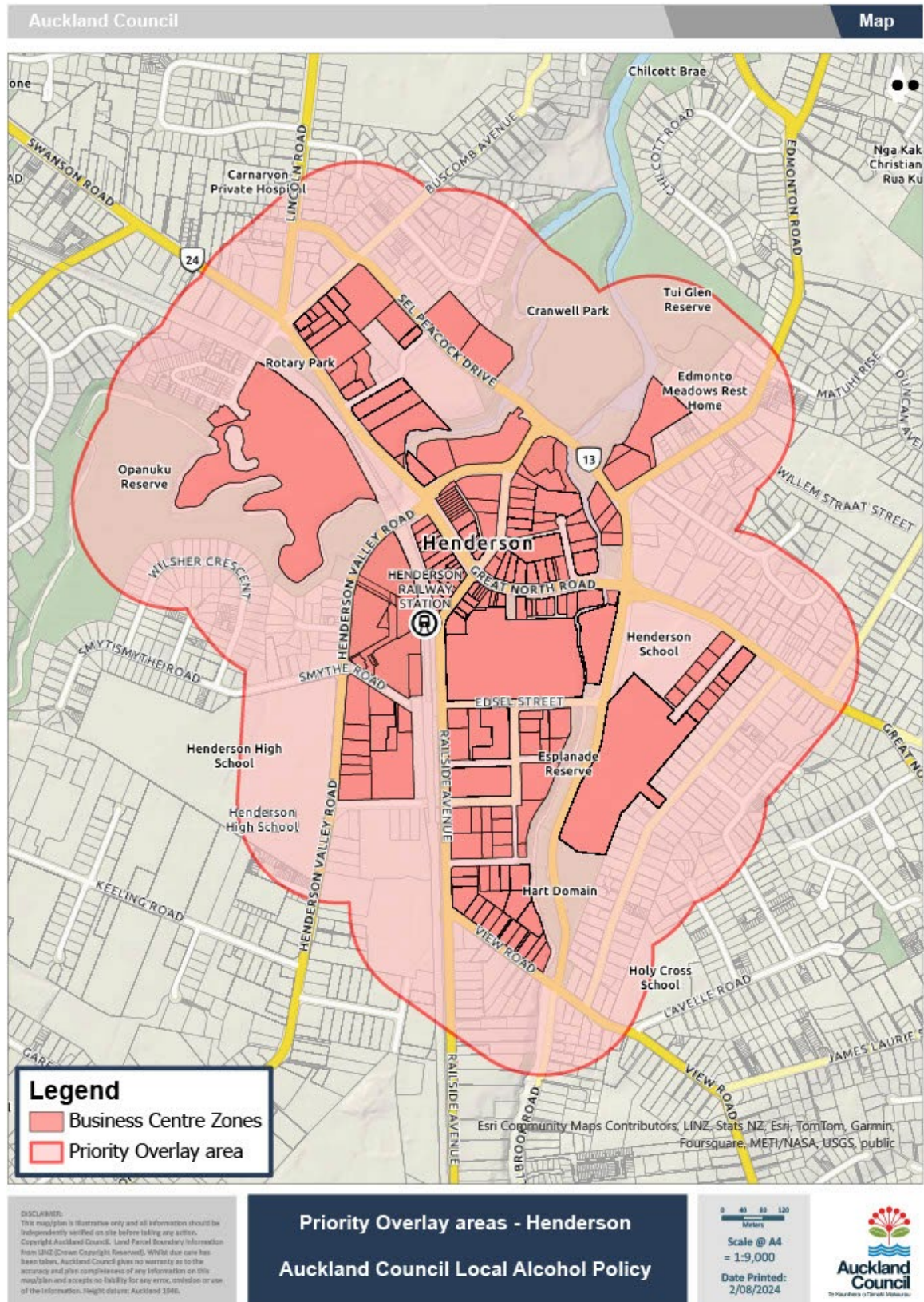


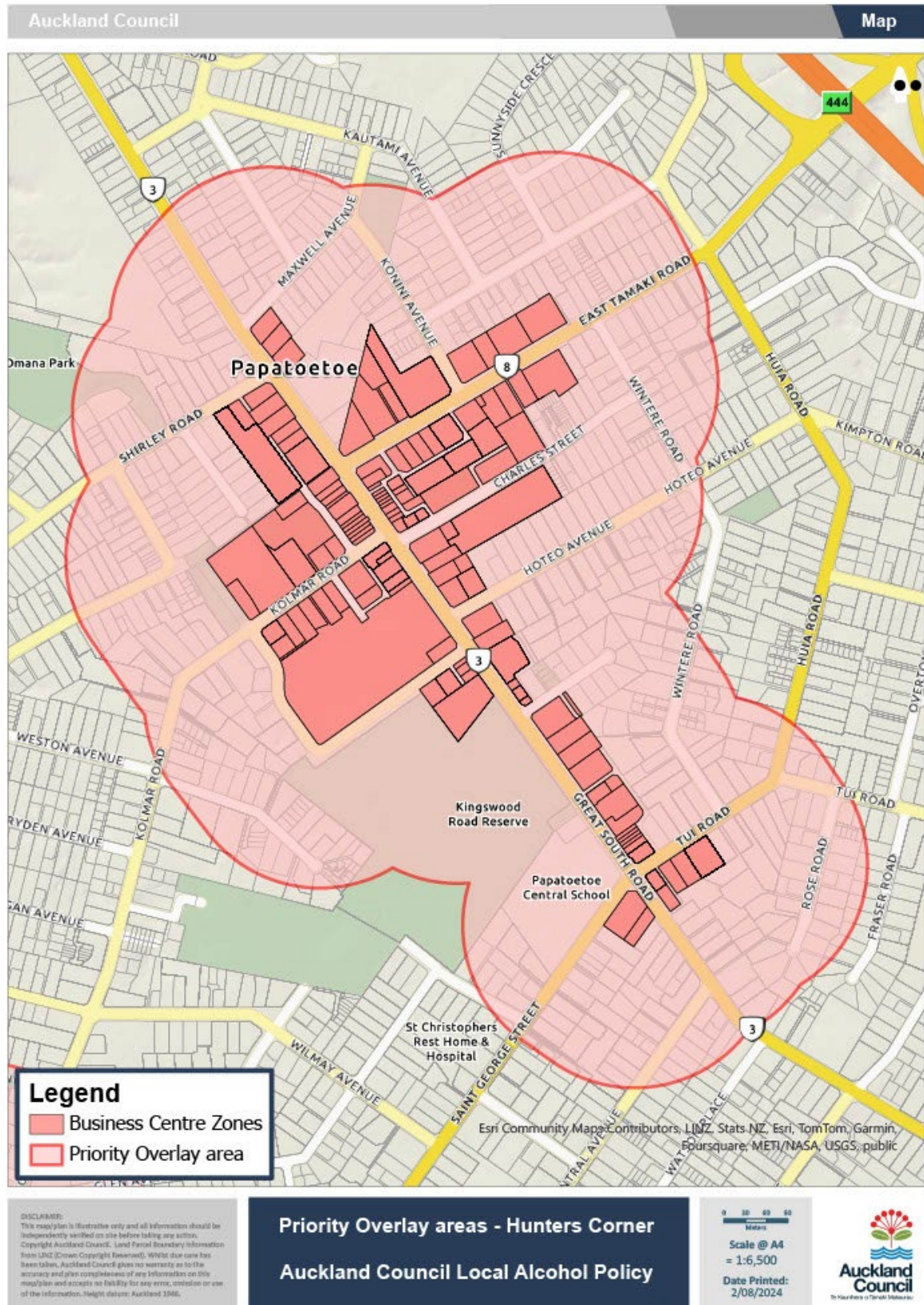


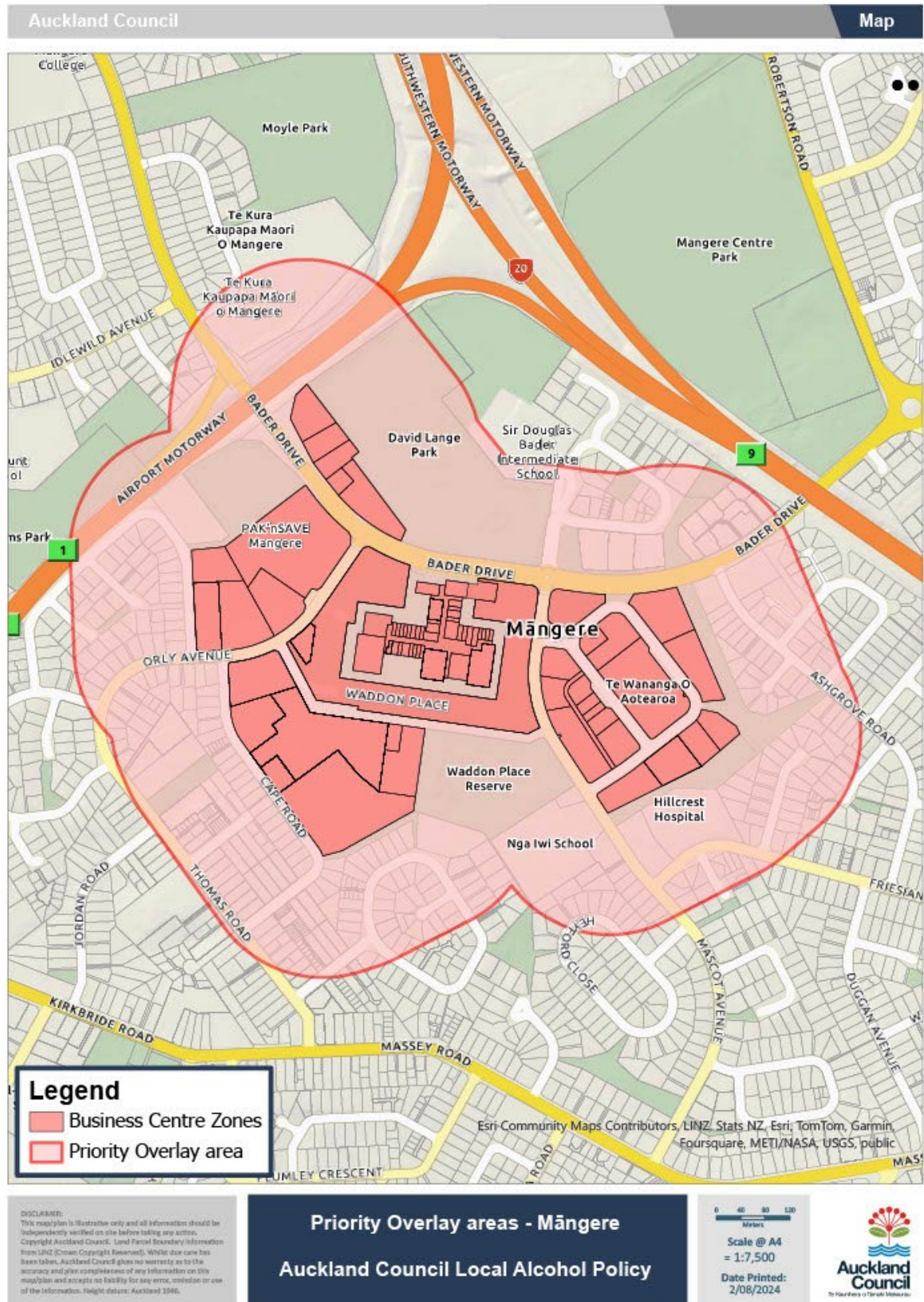


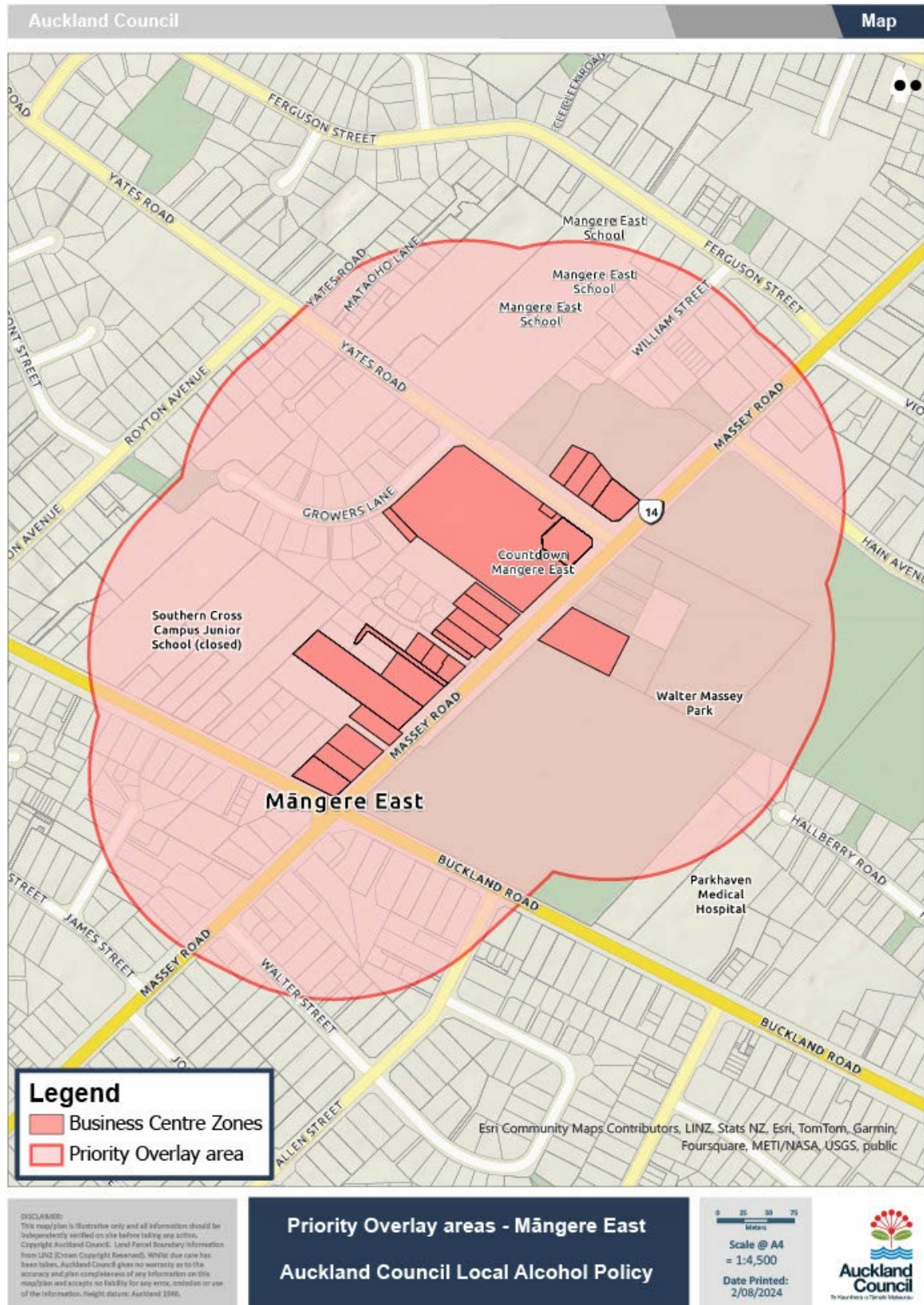




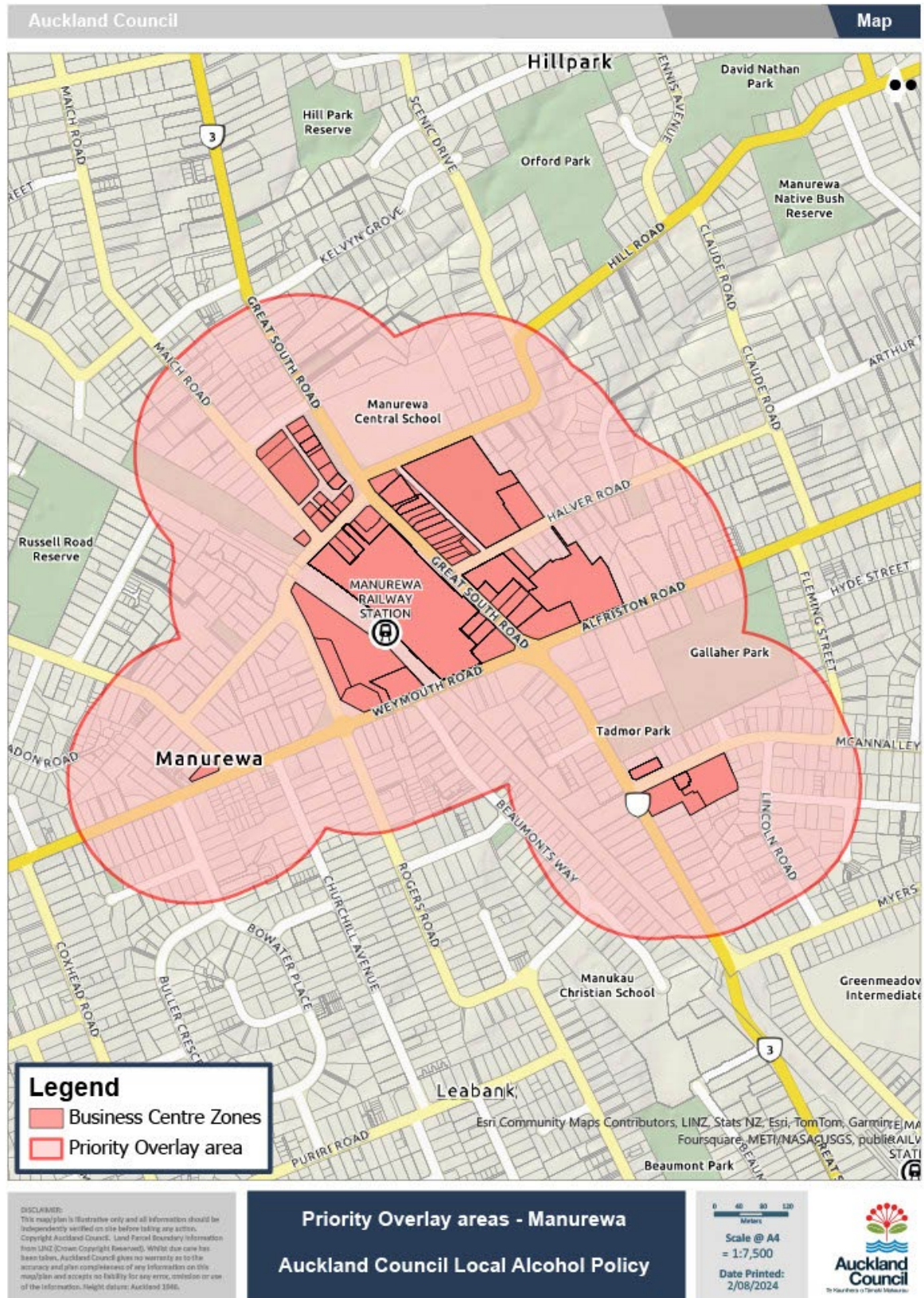


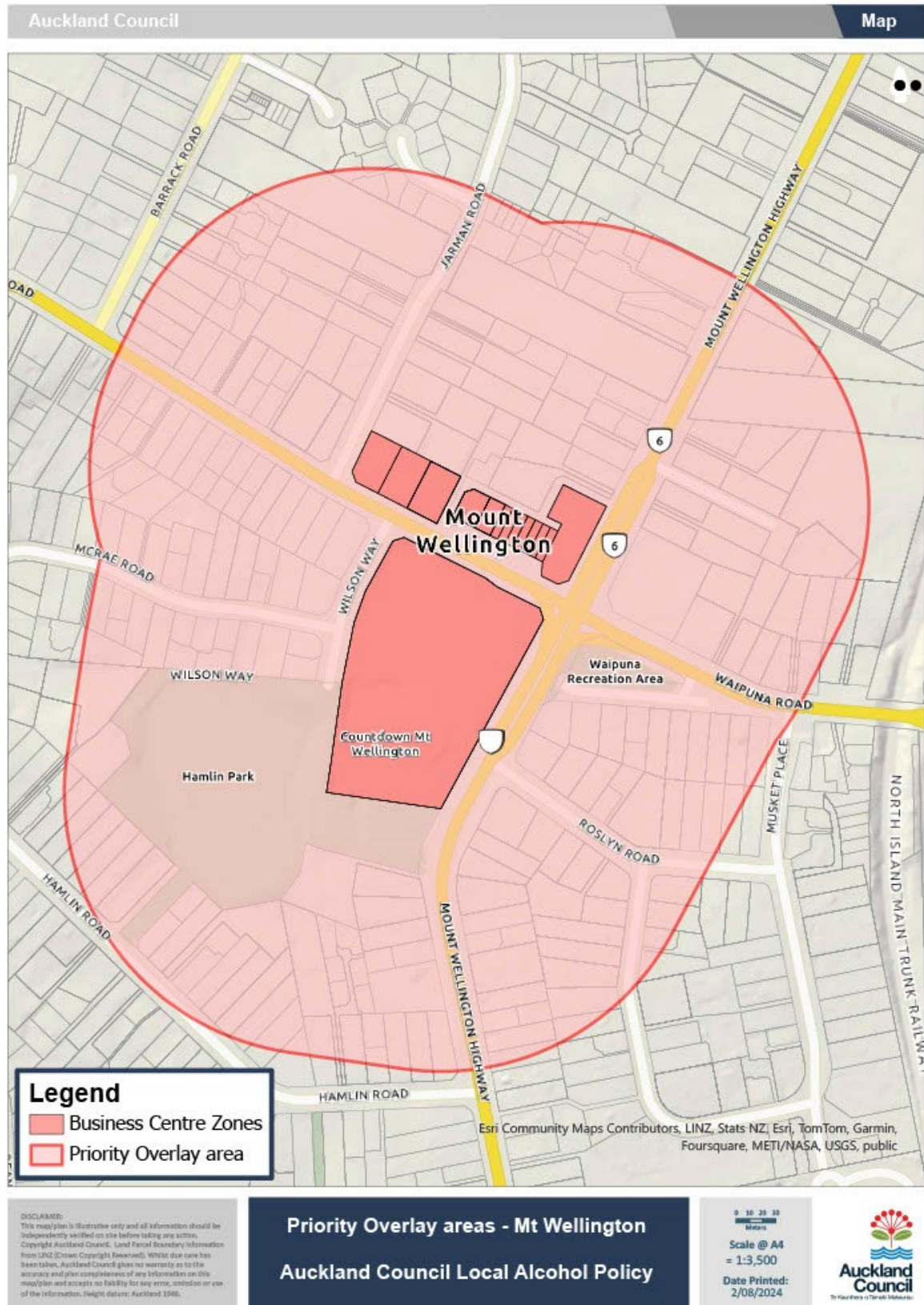


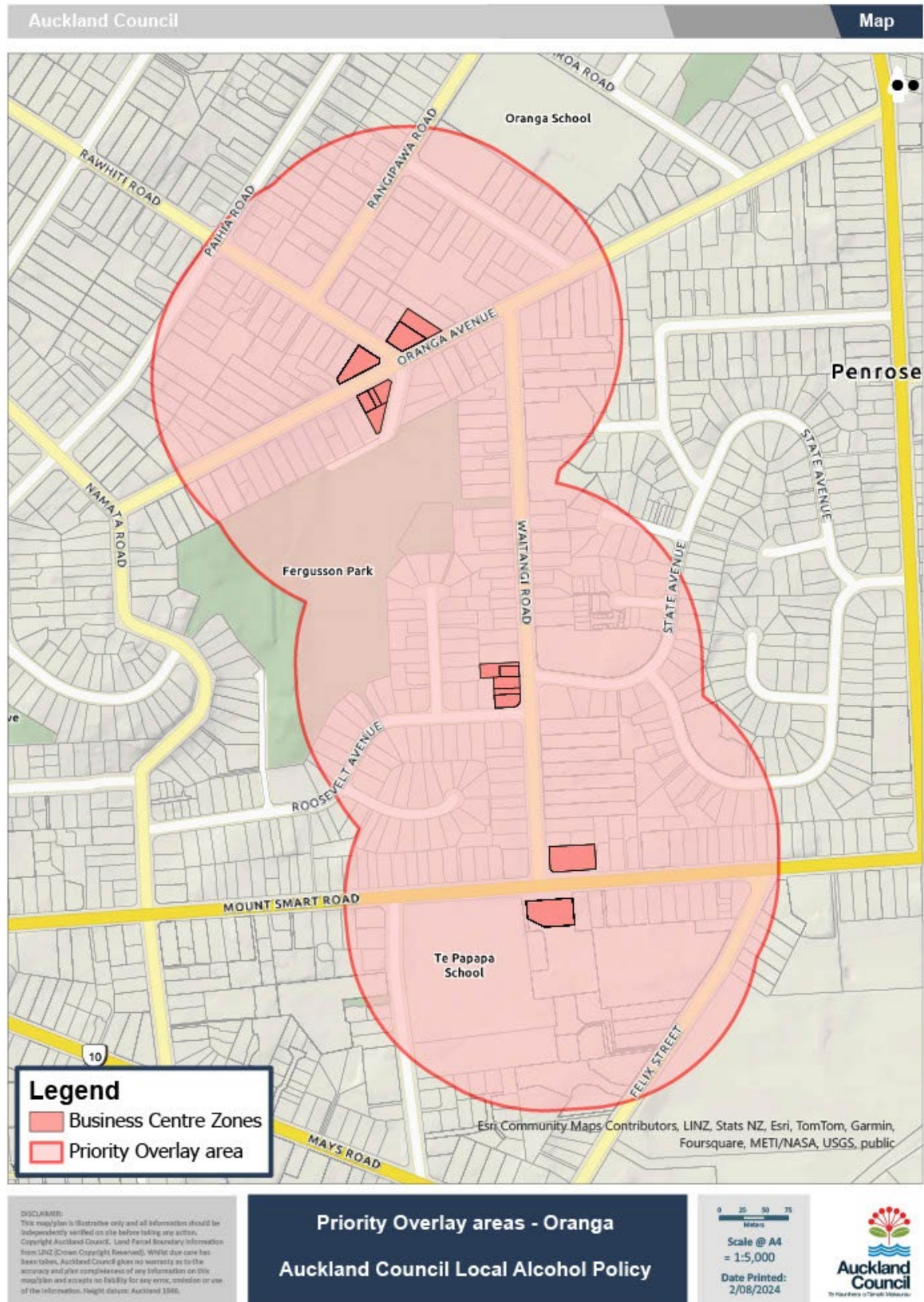


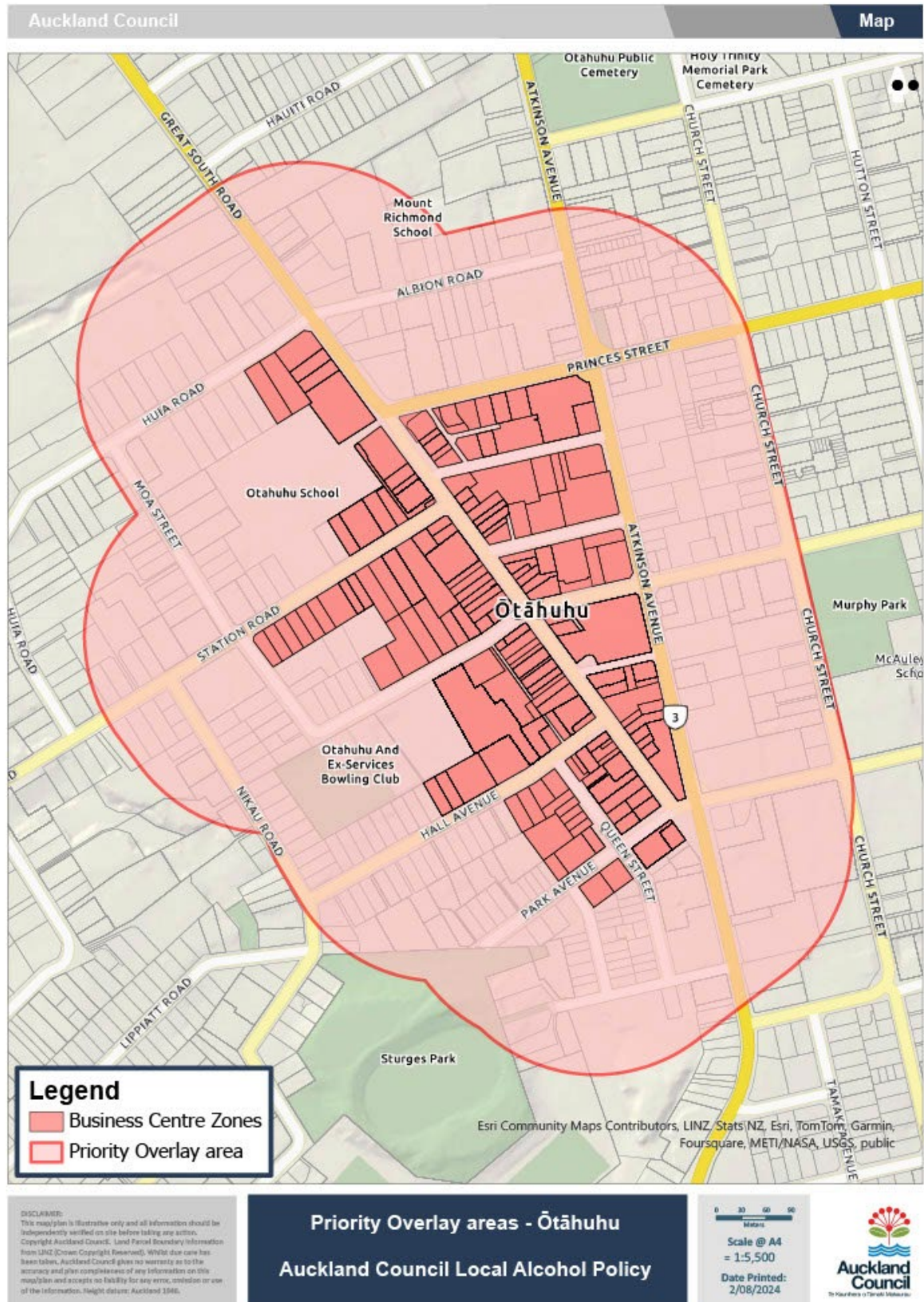


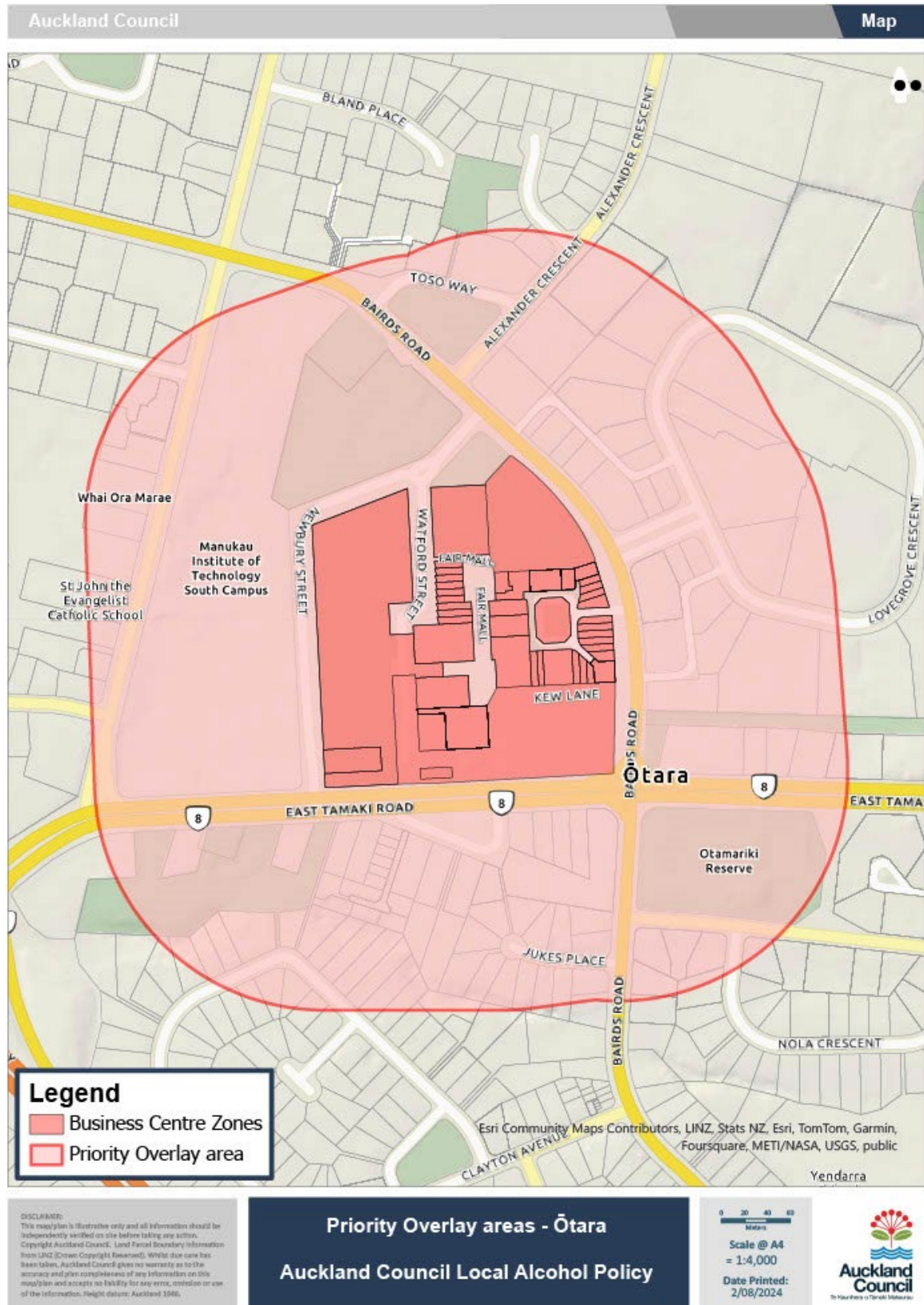


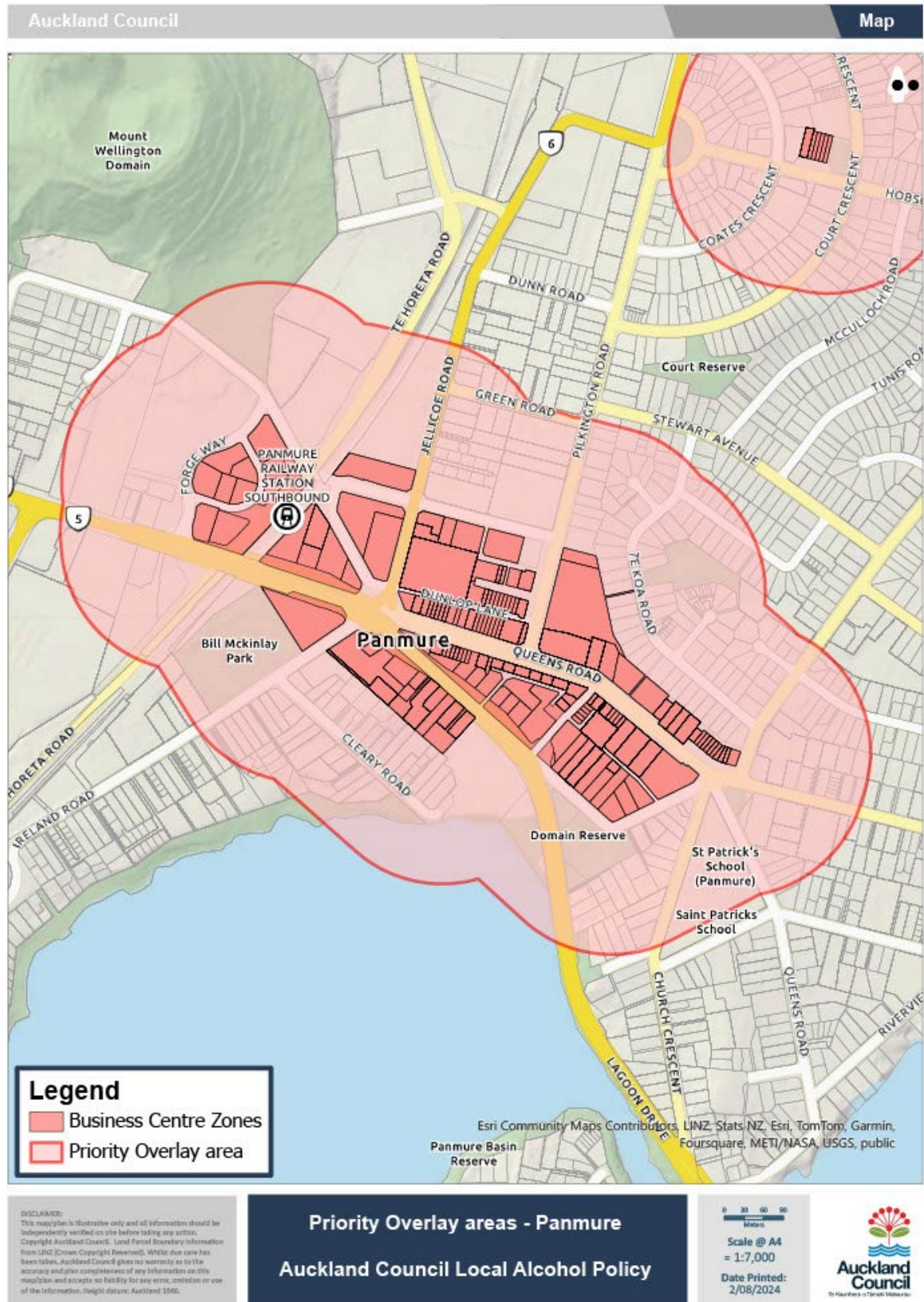


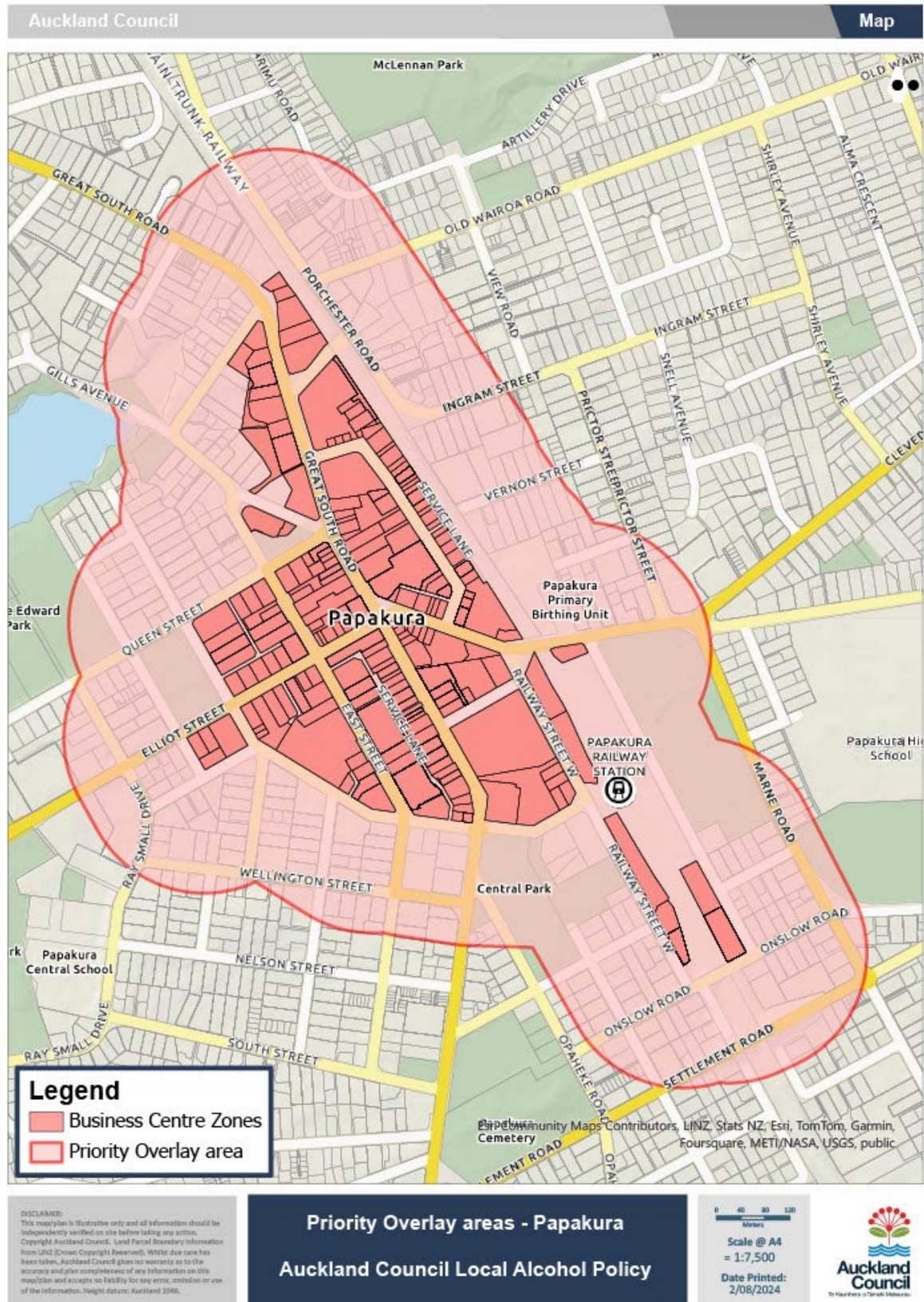


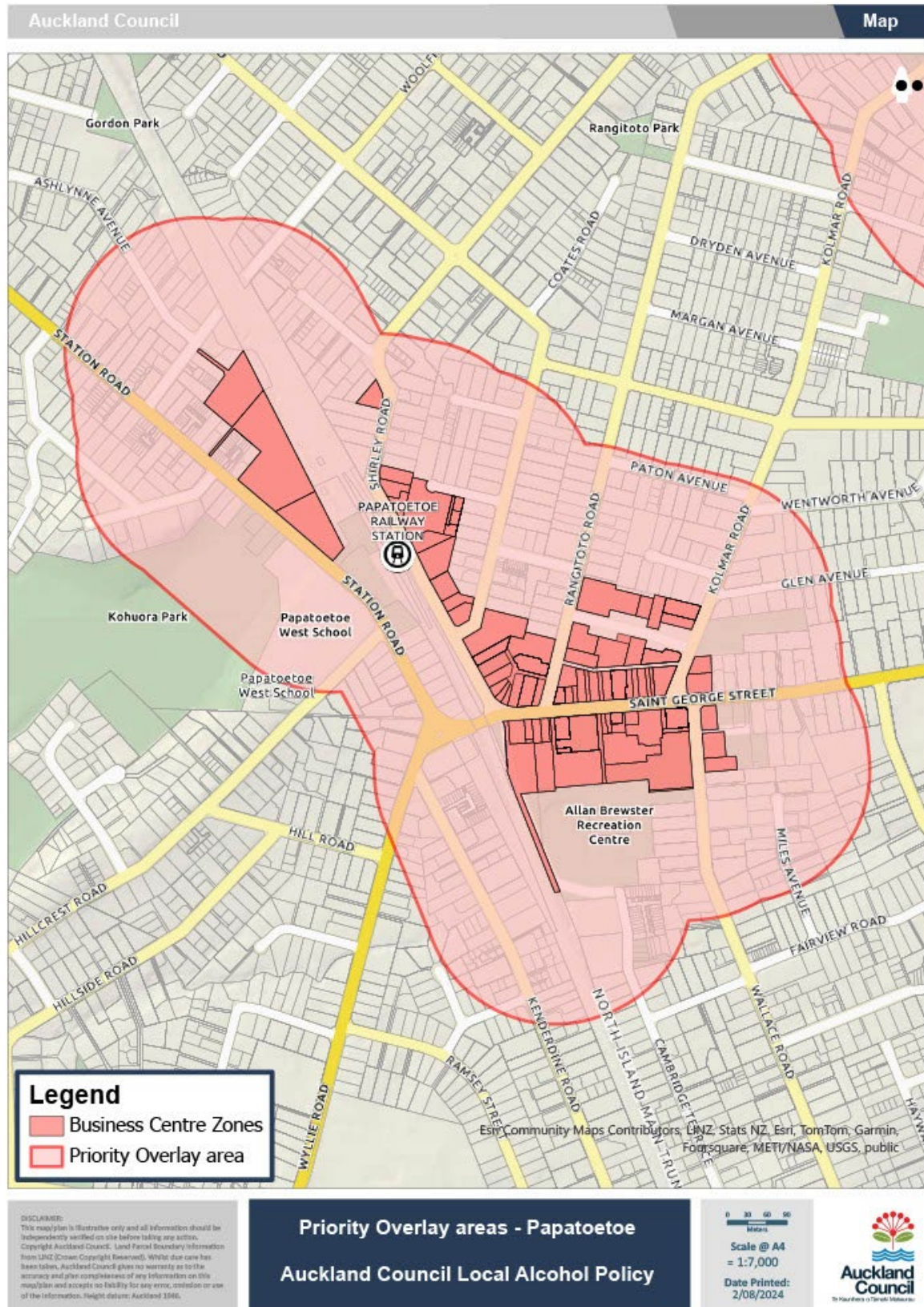


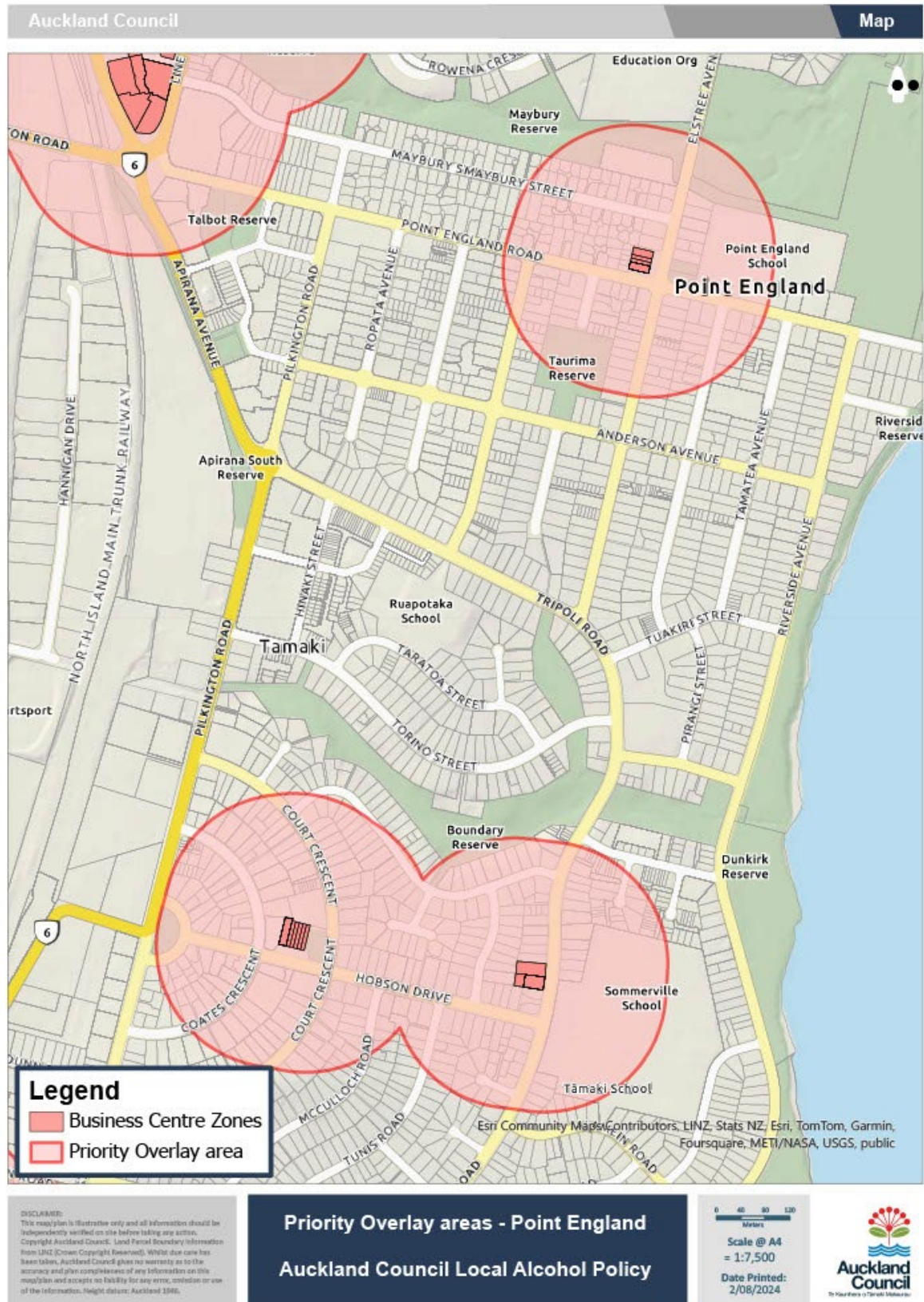


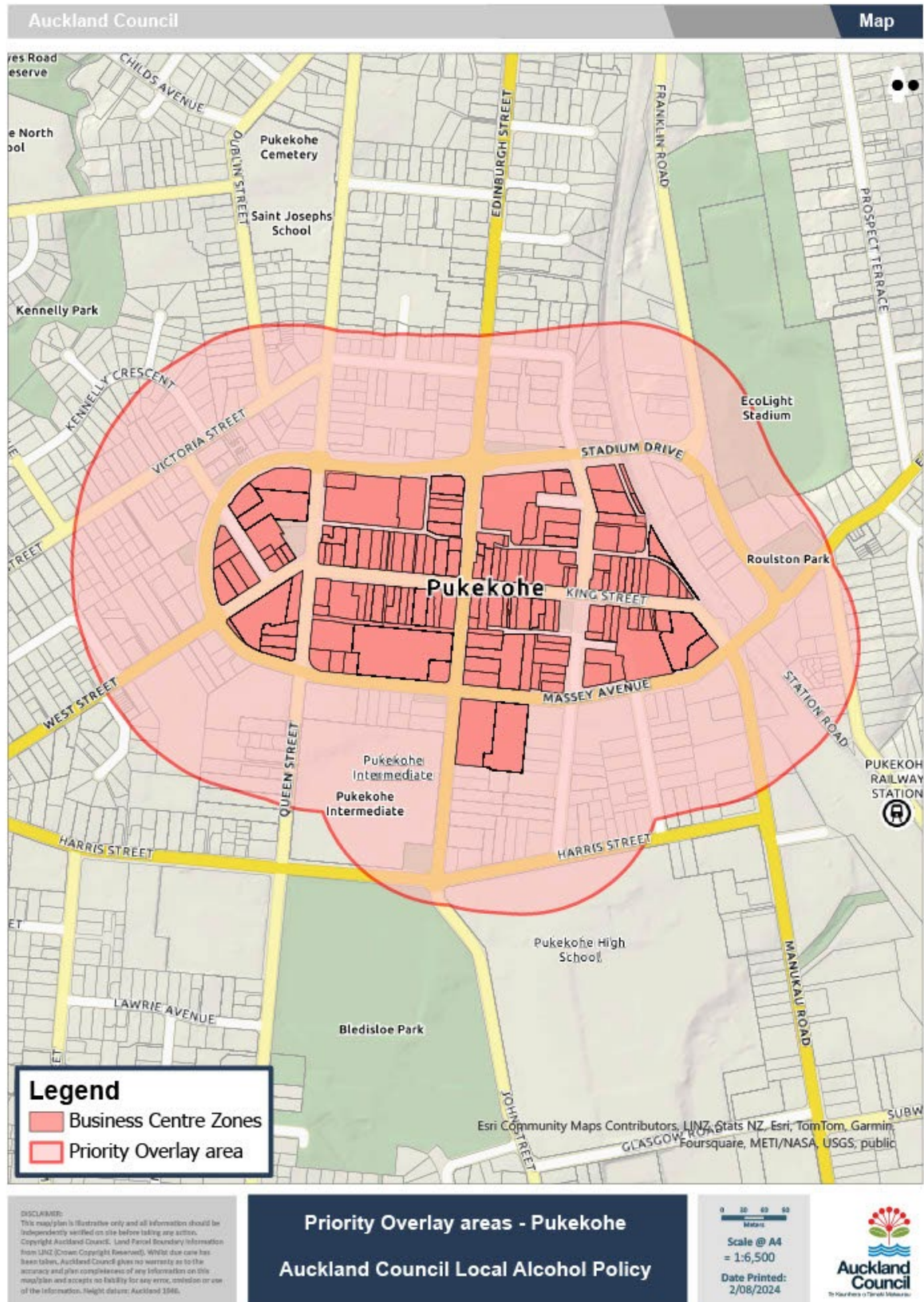


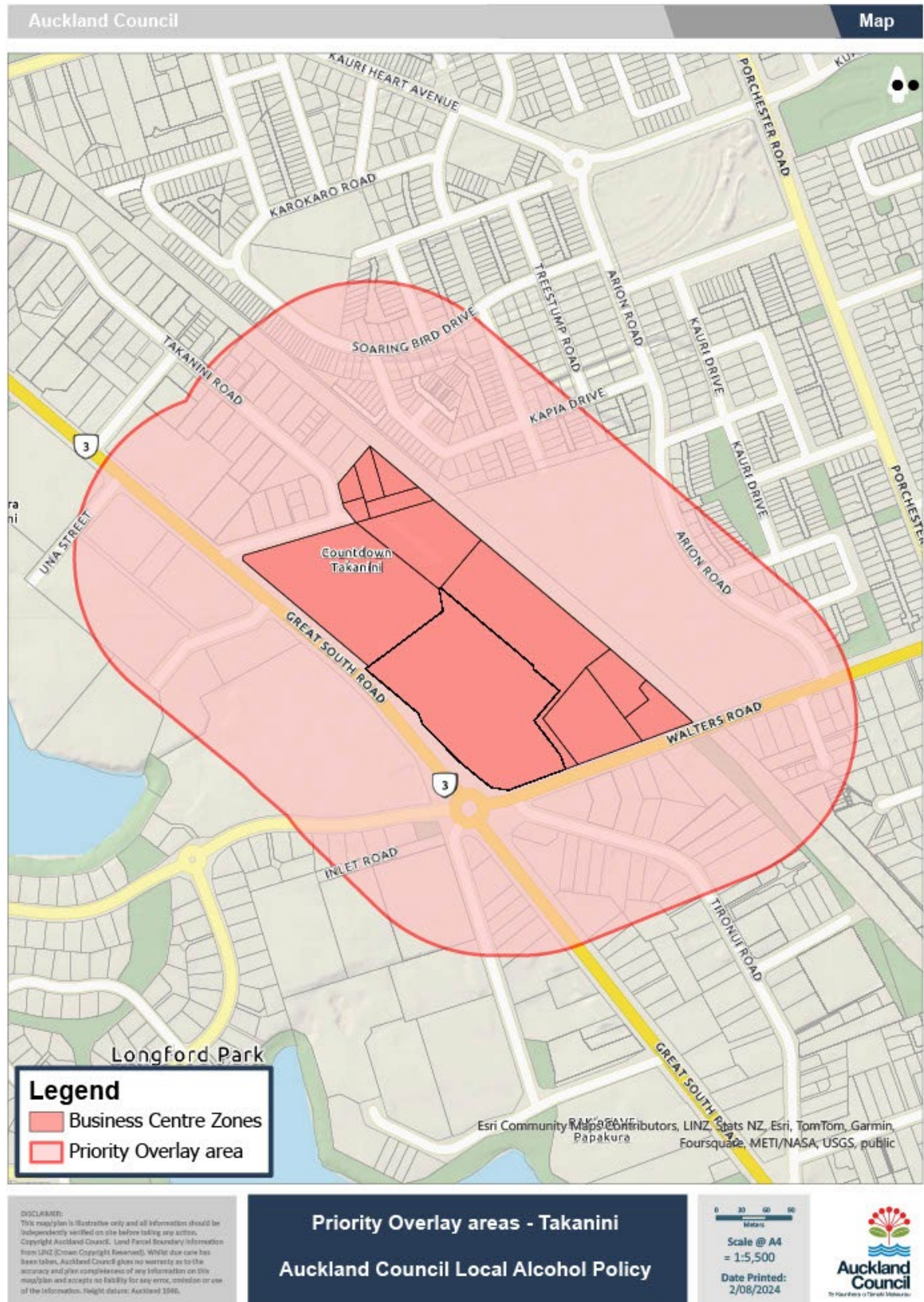


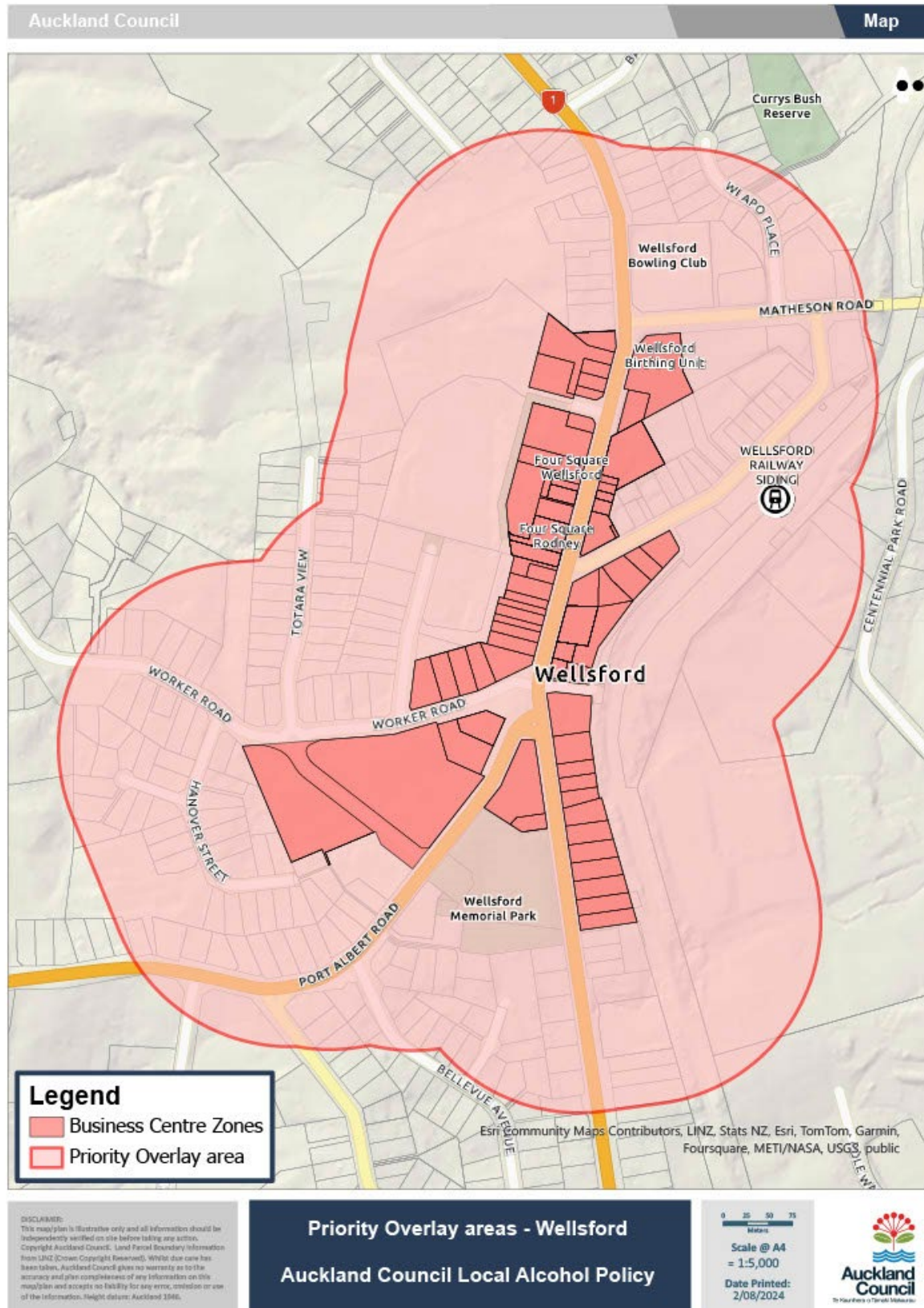


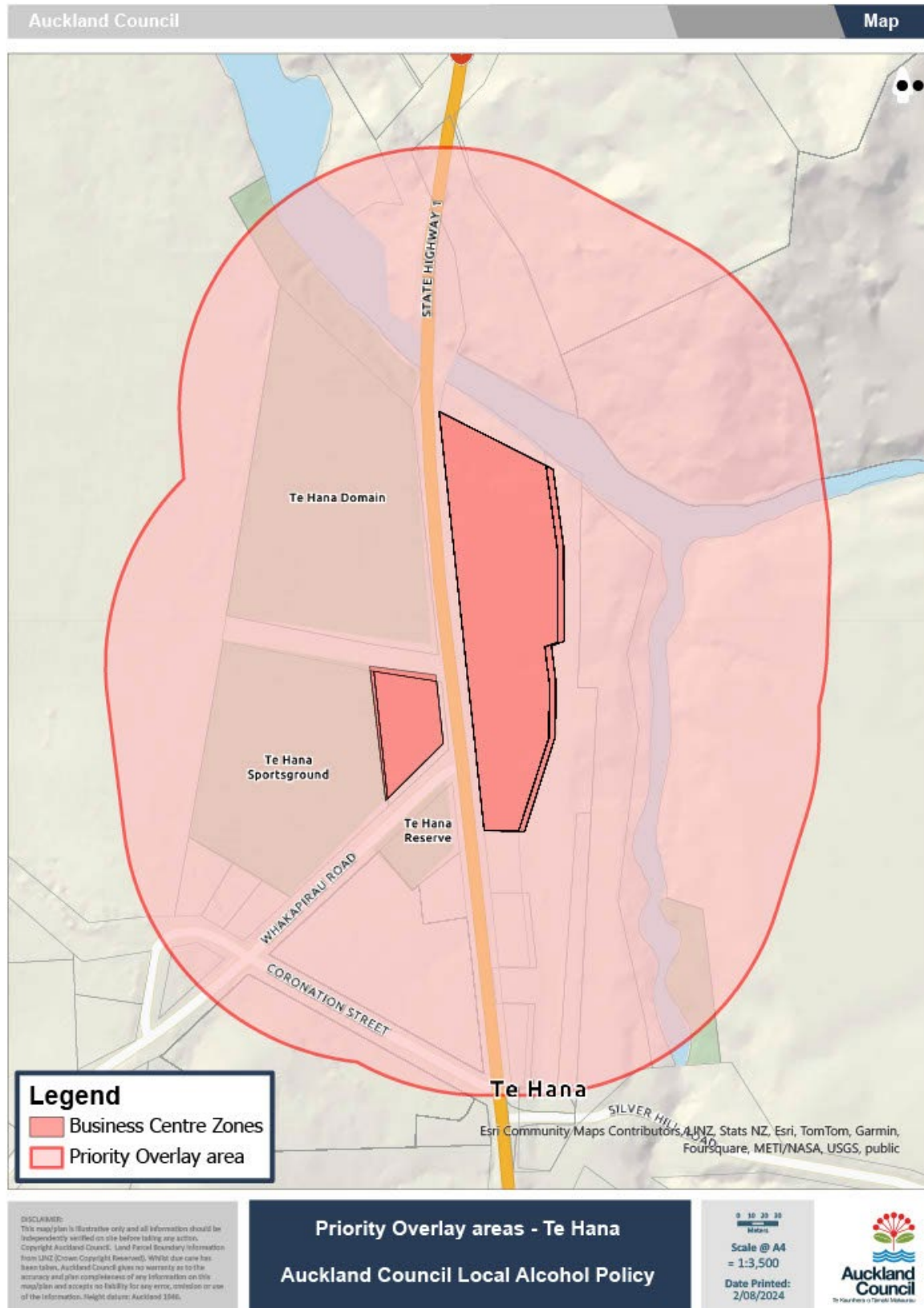


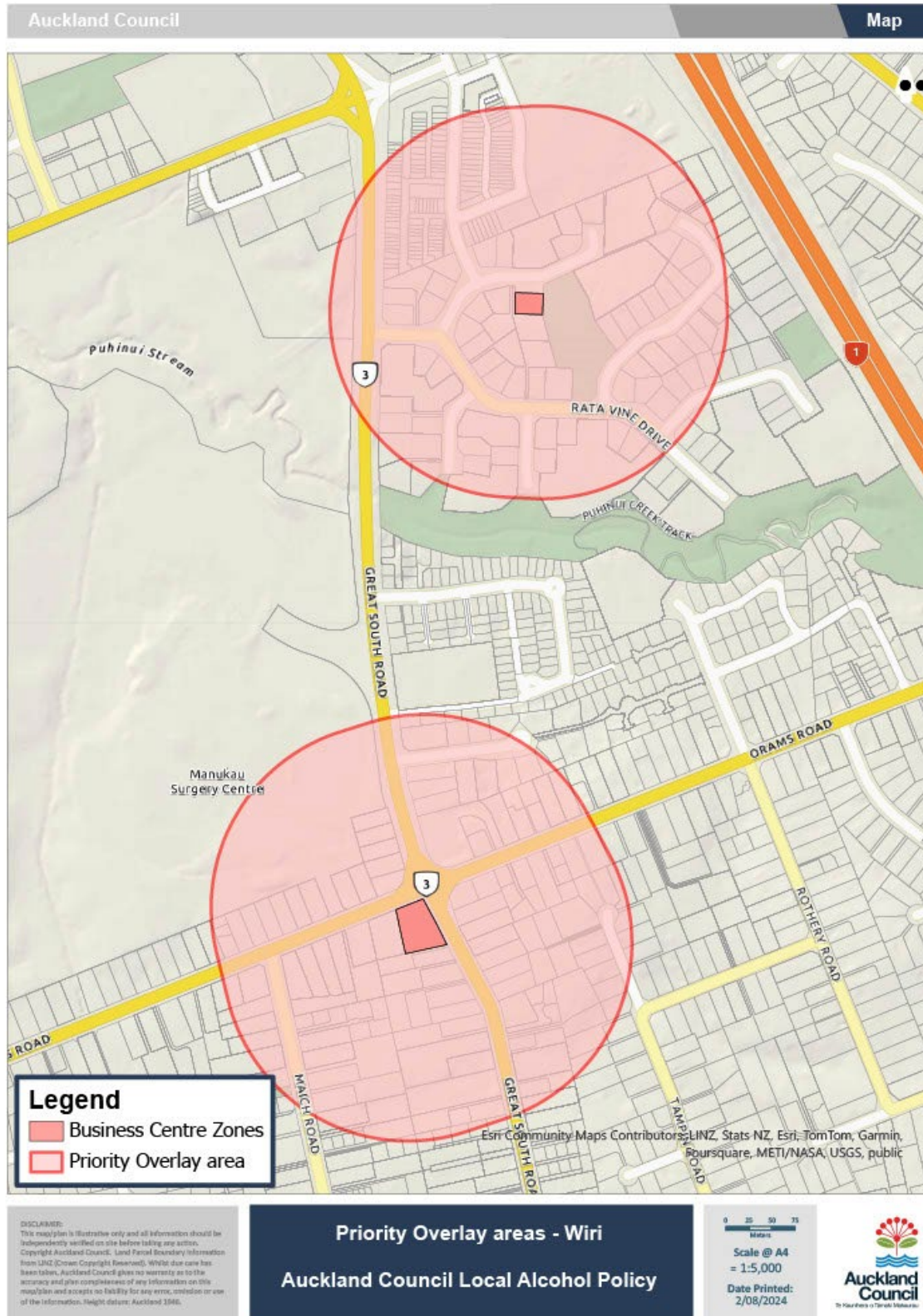




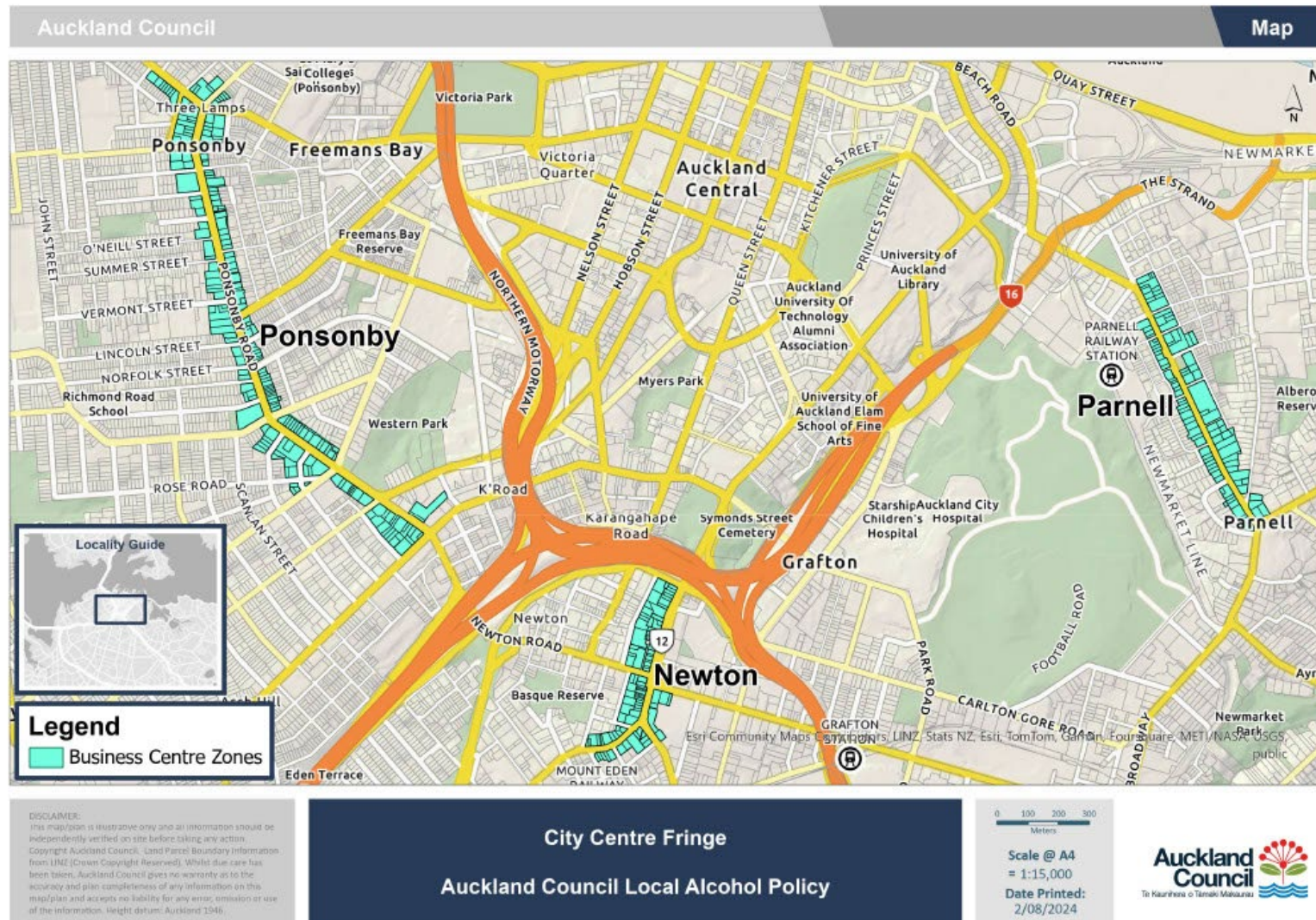








Appendix 3: City Centre Fringe map



Appendix 4: Policy areas overview map

