

Objections to On, Off and Club Licence: New Applications & Renewals

(All on, off and club licenses are required to be renewed after an initial 12 month period and then every three years thereafter.)

Who may Object

Any person who has a greater interest in the application than the public generally may object to the grant or renewal of a liquor licence.

Status of Objectors: what is a “Greater Interest”?

A person with a ‘greater interest’ could be a resident living in the same street as the proposed premises.

A member of the public residing 10 kilometres away and who is concerned about the effects of alcohol on the community does not meet the criteria for ‘greater interest’.

Objections from other licensed or similar types of premises in the area will be deemed as ‘trade related’ and will not be deemed valid.

The Liquor Licensing Authority may give less weight to objections from persons who will not be directly affected by the proposed licensed premises.

Grounds for Objection

The Sale of Liquor Act identifies the following as valid grounds for objection to a liquor licence:

On and Off Licenses:

- Suitability of the Applicant.
- Days and hours when liquor will be sold.
- Designation of the whole or part of proposed premises as a restricted or supervised area.
- Steps taken to ensure prohibited persons are not served.
- Supply of food, non-alcoholic and low-alcohol refreshments (does not apply to Off Licenses.)
- Whether the applicant intends the sale or supply of any other goods besides liquor and food, or any services other than those directly related to the sale or supply of liquor and food.

Club Licenses:

- Suitability of the Applicant.
- Days and hours liquor will be sold.
- Days and hours club premises will be used for club activities.
- Supply of food, non-alcoholic and low-alcoholic refreshments.
- Steps taken to ensure prohibited persons are not served.
- Proportion of club membership who are prohibited persons.

Making an Objection

If you decide to object to a new liquor licence or renewal you need to write a letter stating you wish to object and outline the reasons why. You must address the criteria set out, and the objection must be filed with the DLA within 10 working days from the date the first public notice appeared in the newspaper.

When the DLA receives an objection, the objector is sent an acknowledgement letter, and a copy of the objection is sent to the applicant. Should the DLA deem the objection to be valid the complete application is then sent to the Liquor Licensing Authority (LLA), along with all objections.

If the LLA believes there is enough valid information available, it will hold a public hearing with all parties. The LLA will write and notify all those involved of the hearing date and time. However, if the LLA decides the objection does not have sufficient grounds, it may determine the application from the information provided, rather than hold a hearing.

Objection Formats

Some residents circulate petitions to inform neighbours about an application and gain support to oppose a new licensed premise. These petitions are then filed with the DLA.

Although this is an effective way to boost numbers of objectors, duplicate signatures are frequent, and names and addresses are often unreadable, making acknowledgement difficult.

For this reason it is helpful to appoint a spokesperson on behalf of the group. The DLA acknowledges all objections, providing an objector's name and address is legible.

Public Notices – What to Look for

(example only)

Reg 4 Public Notice
Sale of Liquor Act 1989

Bill Smith has made application to the District Licensing Agency at Kapiti Coast for the grant/renewal of an *On/Off/Club* Licence in respect of premises situated at Main Street, Paekakariki, and known as the Parrot Restaurant.

The general nature of the business conducted (or to be conducted) under the licence is a restaurant.

The days on which and the hours during which liquor is (or is intended to be) sold under the licence are:
Monday to Sunday 2.00pm to 1.00am the following day.

The application may be inspected during ordinary office hours at the offices of the Kapiti coast District Licensing Agency, 175 Rimu Street, Paraparaumu.

Any person who is entitled to object and who wishes to object to the grant of the application may, not later than 10 working days from the date of the first publication of this notice, file a notice in writing of the objection with the Secretary of the District Licensing Agency Private Bag 60601, Paraparaumu.

This is the first/second publication of this notice.

CONTACT DETAILS

Telephone:

Kāpiti Coast District Council
(04) 296 4700

Visit us at:

Kāpiti Coast District Council
Kāpiti Coast District Licensing Agency
175 Rimu Road
PARAPARAUMU

Write to:

Kapiti Coast District Licensing Agency
Kapiti Coast District Council
Private Bag 60601
PARAPARAUMU 5254

