



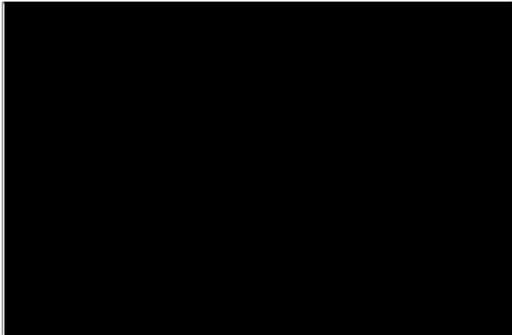
Ref: [REDACTED]

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3 December 2024



OFFICIAL INFORMATION REQUEST - DISTRICT LICENSING COMMITTEES

I refer to your e-mail request of 05 November 2024, which is reproduced here (in *italics*) with our responses below each one:

- How many off-licences were operating in your territorial authority boundaries as at 30 June 2024 (if you cannot confirm at that specific date, how many off-licences do you currently have operating in your territorial authority boundaries? Please confirm which date you have used)*

As of 30 June 2024 we had 33 Off licences operating in Nelson District.

- What are your current recruitment criteria and qualification requirements for appointing DLC Members and Chairs?*

Nelson City Council follows the requirements of the Sale and Supply of Alcohol Act 2012 Act in relation to membership, appointment etc. of members and Chairs. The table below is used as guidance during the recruitment process in relation to knowledge skills and experience of candidates Chairs (C) and members (M):

	Essential	Desirable	Explanation/Commentary
Knowledge, understanding or experience of:			
✓ <i>Te Tiriti o Waitangi/ the Treaty of Waitangi</i>	C, M		<i>While the Sale and Supply of Alcohol Act 2012 does not refer to the Treaty of Waitangi, it is good practice for all people in public office to have a knowledge and understanding of</i>

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			<i>the Treaty and its implications for their decision-making roles.</i>
<i>Law and legal processes</i>			<i>This experience could be through other roles such as an employer or a mediator.</i>
✓ <i>the law and its application (including the Act, case law and written decisions)</i>	<i>C</i>	<i>M</i>	<i>An understanding of law and how it is applied is essential for chairs. Chairs need to understand and apply the Act, case law and written decisions.</i>
✓ <i>judicial processes</i>	<i>C</i>	<i>M</i>	<i>DLCs are quasi-judicial bodies so understanding or experience of judicial processes is essential for chairs who manage hearings.</i>
✓ <i>natural justice and its application</i>	<i>C, M</i>		<i>Chairs and members must understand what natural justice is and what they need to do as decision makers to achieve it.</i>
<i>Sale and Supply of Alcohol Act 2012</i>			
✓ <i>the object of the Act</i>	<i>C, M</i>		<i>All members must be familiar with the object of the Act.</i>
✓ <i>alcohol-related harm and its impacts on communities</i>	<i>C, M</i>		<i>All members must have an understanding of the nature of alcohol-related harm – what it is, how it impacts communities (particularly vulnerable communities), and how it can be minimised.</i>
✓ <i>the Act and its application</i>	<i>C</i>	<i>M</i>	<i>Chairs must have a thorough understanding of provisions of the Act and their application.</i>

✓ alcohol licensing (including local alcohol policies if relevant)	C	M	Chairs need a thorough understanding or experience of alcohol licensing processes.
Hearings			This could be through experience in other roles such as an employer or a mediator – and as a facilitator or a participant in hearings.

3. What procedures have you implemented to give effect to the Sale and Supply of Alcohol Act (Community Participation) Bill Amendments?
4. What tikanga protocols have you implemented to give effect to the Sale and Supply of Alcohol Act (Community Participation) Bill Amendments?

Council's webpage and relevant forms have been updated to reflect the amendments. Thus far, hearings of the Nelson DLC have related to applications that fall outside the date range for implementation of the amendments.

5. Have you seen any notable changes in community participation since implementation of the Sale and Supply of Alcohol Act (Community Participation) Bill?

No.

You have the right to seek an investigation and review by the Ombudsman of this response. Information about how to make a complaint is available at www.ombudsman.parliament.nz or Freephone 0800 802 602.

If you wish to discuss this decision with us, please feel free to contact Rebecca Hardiman at Rebecca.hardiman@ncc.govt.nz

Ngā mihi



Mandy Bishop
Group Manager Environmental Management