

STRATFORD DISTRICT COUNCIL

SECTION: DELEGATIONS	
POLICY: <u>SALE OF LIQUOR ACT</u>	
RESPONSIBILITY: [Click here]	REVIEW DATE: April 2008
VERSION: 1	APPROVED DATE: April 2005
FILE NUMBER: 16069	
DELEGATIONS REGISTER NO: [Click here]	

DELEGATIONS

All section references are to the Sale of Liquor Act 1989 unless stated otherwise. Regulations refer to the Sale of Liquor Regulations 1990.

1. That, pursuant to Clause 32(1), Schedule 7 of the Local Government Act 2002 and Section 104(1) of the Sale of Liquor Act 1989, the Stratford District Council delegates all of its powers, duties and discretions under the Sale of Liquor Act 1989 to the Executive Committee.
2. That such powers, duties and discretions as noted in 1 above are more specifically described as the powers, duties and discretions as related to any matter which is the subject of an application for:
 - Section 9 - On Licence
 - Section 16 - variation of On Licence conditions
 - Section 18 - renewal of an On Licence
 - Section 31 - Off Licence
 - Section 39 - variation of Off Licence conditions
 - Section 41 - renewal of an Off Licence
 - Section 55 - Club Licence
 - Section 62 - variation of Club Licence conditions
 - Section 64 - renewal of a Club Licence
 - Section 24 or Section 47 - An Order authorising an applicant, or some suitable person nominated by an applicant, to carry on the sale and/or delivery of liquor under a Temporary Authority for a period not exceeding three months
 - Section 76 - Special Licence
 - Section 118 - Manager's Certificate
 - Section 123 - renewal of a Manager's Certificate
 - Section 134 - suspension of a Licence
 - Section 133 - variation, suspension or cancellation of a Special Licence pursuant to of the Act.
 - Regulation 7 – redefinition of an On Licence premises
 - Regulation 10 – redefinition of an Off Licence premises
 - Regulation 13 – redefinition of an Club Licence premises
3. Further to the delegations noted in 1 and 2 above and pursuant to Section 104(2) of the Sale of Liquor Act 1989, that Council give approval to the Executive Committee to subdelegate to the Secretary of the Stratford District Licensing Agency, being the Chief Executive Officer, or in his absence the Operations Manager, these same powers, duties and discretions as related to any matter that is the subject of an application for any of the following to which NO objections, including any from reporting bodies, have been received:

- Section 9 - On Licence
- Section 16 - variation of On Licence conditions
- Section 18 - renewal of an On Licence
- Section 31 - Off Licence
- Section 39 - variation of Off Licence conditions
- Section 41 - renewal of an Off Licence
- Section 55 - Club Licence
- Section 55 - variation of Club Licence conditions
- Section 64 - renewal of Club Licence
- Section 24 or Section 47 - Temporary Authority
- Section 76 - Special Licence
- Section 118 - Manager's Certificate
- Section 123 - renewal of a Manager's Certificate
- Section 134 - suspension of a Licence
- Section 133 - variation, suspension or cancellation of a Special Licence
- Regulation 7 – redefinition of an On Licence premises
- Regulation 10 – redefinition of an Off Licence premises
- Regulation 13 – redefinition of an Club Licence premises

4. Further to the delegations noted in 3 above and pursuant to Clause 32(1), Schedule 7 of the Local Government Act 2002, that the Chief Executive Officer subdelegates to the Planning and Regulatory Manager the following powers, duties and discretions of the Secretary as related to any matter that is the subject of an application for any of the following which are not required to be subject to public notification and to which NO objections from any reporting bodies have been received:

- Section 24 or Section 47 - Temporary Authority
- Section 76 - Special Licence
- Section 118 - Manager's Certificate
- Section 123 - renewal of a Manager's Certificate
- Section 133 - variation, suspension or cancellation of a Special Licence
- Regulation 7 – redefinition of an On Licence premises
- Regulation 10 – redefinition of an Off Licence premises
- Regulation 13 – redefinition of an Club Licence premises

5. **HEARINGS**

Pursuant to Clause 32(1), Schedule 7 of the Local Government Act 2002 and Section 104(1) of the Sale of Liquor Act 1989, the Stratford District Council delegates to the Policy and Services Committee the power to hear, pursuant to Section 106(2), any objections, including any from reporting bodies, to an application for a Special Licence.

6. **REVOCATION**

The delegations under the Sale of Liquor Act 1989 made by the Stratford District Council in August 1998 and the subsequent subdelegations approved by the Stratford District Council on 8 September 1998 are hereby revoked.