



*The Manager's
Guide
Third Edition*



**DUNEDIN CITY
COUNCIL**
Kaunihera-a-rohe o Otago



ALCOHOL ADVISORY COUNCIL OF NEW ZEALAND
Kaunihera Whakaturupato Waipiro o Aotearoa

A brief guide
to the Sale
of Liquor Act
and other
legislation

Disclaimer:

The purpose of this guide is to provide managers with the information needed to operate a premises in the manner required by the Sale of Liquor Act, as well as provide information in respect of other relevant legislation and regulations. This publication is intended to act as a guide only, providing an overview of managers' responsibilities.

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New Zealand Police

Public Health South

Hospitality Association of New Zealand.

Acknowledgement is given to the people and organisations who contributed to earlier editions of this resource including:

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Alcohol Advisory Council of New Zealand

Lion Foundation

Sporting Clubs Association of New Zealand

Hospitality Association of New Zealand

Liquor Licensing Authority

Public Health South.

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Important

At the time of printing (October 2005) the legislation in this booklet is current. As changes to legislation and regulations can occur at any time, it may be advisable to check your current obligations with the relevant statutory organisation or authority.

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Contents

1. Overview	6
<i>What is alcohol?</i>	6
<i>Factors influencing the effect of alcohol on individuals</i>	7
<i>The Sale of Liquor Act 1989</i>	9
<i>Regulatory agencies</i>	10
<i>Useful definitions</i>	10
2. Intoxication	13
<i>Legal obligations</i>	14
<i>Monitoring and enforcement</i>	15
<i>Alcohol and other drugs</i>	16
<i>Promotions encouraging excessive consumption</i>	16
3. The minimum legal purchase age	18
<i>Designations</i>	19
<i>Proof of age</i>	21
<i>Guide to checking identification</i>	22
4. The licensed premises	24
<i>Types of licence</i>	24
<i>Applying for a licence</i>	24
<i>Temporary Authority</i>	26
<i>Renewal of a licence</i>	26
<i>Special licences</i>	27
<i>Conditions of licences</i>	28
<i>Restricted trading days</i>	30
<i>Display of signage</i>	31
<i>Visits from regulatory agencies</i>	33
<i>Penalties for infringements of the Sale of Liquor Act</i>	34

5. Other relevant legislation	37
<i>The Building Act 2004</i>	39
<i>The Health and Safety in Employment Act 1992</i>	41
<i>Dangerous Goods Regulations</i>	42
<i>Fire Safety and Evacuation of Building Regulations 1992</i>	43
<i>Food Hygiene Regulations 1974</i>	46
<i>The Resource Management Act 1991</i>	47
<i>The Smoke-free Environments Act 1990</i>	48
6. The manager	49
<i>The role of the manager</i>	49
<i>Manager's Certificate applications</i>	50
<i>Manager's Certificate renewals</i>	51
<i>Acting and Temporary Managers</i>	51
<i>The Licence Controller Qualification</i>	53
7. Host Responsibility	55
<i>Preventing intoxication</i>	56
<i>Food</i>	58
<i>Service to minors</i>	59
<i>Low and non-alcoholic refreshments</i>	61
<i>Responsible service of alcohol</i>	62
<i>Safe transport</i>	63
<i>Host Responsibility policies</i>	64
8. The final chapter	66
<i>Beer and post-mix systems</i>	66
<i>Recording incidents</i>	67
<i>First aid</i>	70
<i>Glossary</i>	73

Service to minors

The minimum legal age at which people can purchase alcohol is 18. This is generally referred to as the minimum drinking age, but is in fact the minimum legal purchase age.

A minor (person under 18) cannot purchase alcohol under any circumstances, even if accompanied by a parent or legal guardian. Minors accompanied by parents or legal guardians may consume alcohol in either supervised or undesignated areas, but only if the parents or legal guardians purchase the alcohol for them.

'Guardian' means a person who has all the duties, powers, rights and responsibilities that a parent has in bringing up their child, as detailed in the Care of Children Act 2004. (Note that this includes providing day-to-day care for the child; contributing to the child's intellectual, emotional, physical, social and cultural development; and even helping to determine questions about important matters that affect the child.) For all intents and purposes the Care of Children Act 2004 has only made small changes to the law regarding who is a 'parent' or 'legal guardian'. For the majority of minors, legal guardianship continues to be concurrent with parental status. Establishing legal guardianship still requires a formal legal process. A guardian is not just anyone involved in the day-to-day care of a child. This is something to keep in mind when interacting with younger-looking people on licensed premises.

There are three possible designations for a licensed premises – restricted, supervised and undesignated. These designations relate to whether or not someone under the legal minimum purchase age can be on the premises and under what conditions.

Restricted

No one under 18 years may be on that part of the premises.

Supervised

No one under 18 years may be on that part of the premises unless they are accompanied by their parent or legal guardian.

Undesignated

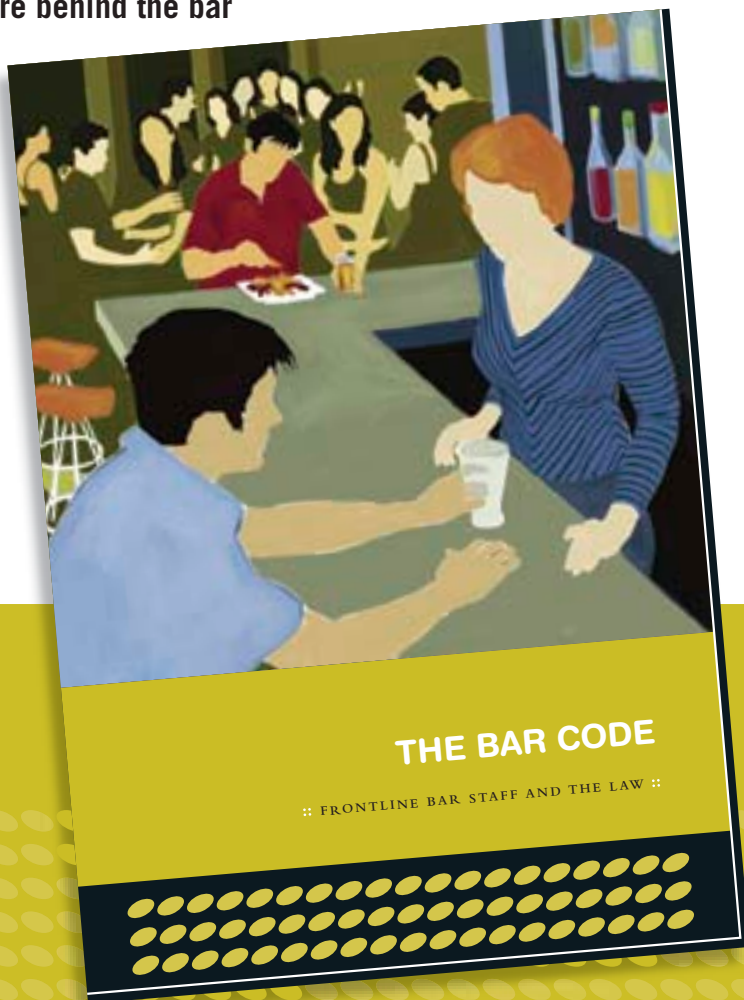
Anyone of any age can be on that part of the premises.

It is the responsibility of management to ensure that staff do not serve alcohol to minors or allow them on the premises illegally. Hefty penalties can be incurred for service to minors.

Refer to page 21 for penalties.

Keep your bar staff up with the play

Advice on how to stay inside the law
when they're behind the bar



Your copy of *THE BAR CODE* is available from the Alcohol Advisory Council of New Zealand (ALAC), PO Box 5023, Wellington. g
Freephone 0508 258 258. Or order online www.alac.org.nz