

**IN THE MATTER**

of the Sale and Supply of Alcohol Act 2012

**AND**

**IN THE MATTER**

of an application by **Martinborough Brewery Limited** for a new off-licence pursuant to s.127 of the Act in respect of premises situated at **10 Ohio Street, Martinborough** known as "**Martinborough Brewery**"

**BEFORE THE SOUTH WAIRARAPA DISTRICT LICENSING COMMITTEE**

Chairperson: Vivien Napier

**DECISION**

This is an application **Martinborough Brewery Limited** for a new off-licence in respect of premises situated at **10 Ohio Street, Martinborough**, known as "**Martinborough Brewery**".

The application was duly advertised and no objection or notice of desire to be heard has been received. Accordingly we deal with the matter on the papers.

We are satisfied as to the matters to which we must have regard as set out in s.105 of the Act and we grant the applicant an off-licence.

**This licence is subject to the following conditions:**

1. No alcohol is to be sold or delivered on Good Friday, Christmas Day, or before 1 pm on Anzac Day:
2. Alcohol may be sold only on the following days and during the following hours:  
**Monday to Sunday 8.00 am to 10.00 pm**
3. Drinking water is to be freely available to customers while alcohol is being supplied free as a sample:
4. Each of the following parts of the premises is designated as SUPERVISED: Every bar
5. The licensee must ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.

**Remote Sales:**

1. A remote sale of alcohol may be made at anytime on any day
2. The holder of this licence must ensure that any alcohol sold by remote sale is not delivered to the buyer (or to any other person on the buyer's behalf) at any time after 11.00pm on any day or before 6.00am on the next day.
3. No alcohol is to be delivered from the premises on Good Friday, Easter Sunday or Christmas Day, or before 1.00pm on Anzac Day.
4. The holder of this licence must take reasonable steps to verify that the buyer of any alcohol that the holder sells by remote sale (and if a person other than the buyer is to receive it, to verify that the receiver) is not under the purchase age.

**The conditions sought are consistent with the style of Off licence.**

The licence may issue immediately.

The applicant's attention is drawn to ss.55, 56, 57 and 214 (3) of the Act obliging the holder of an off-licence to display:-

1. A sign attached to the exterior of the premises, so as to be readily read by persons outside each principal entrance, stating the ordinary hours of business during which the premises will be open for the sale of liquor; **AND**

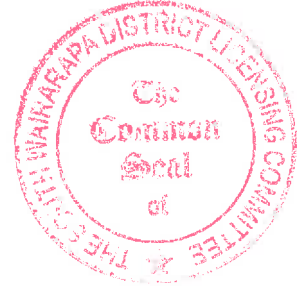
2. A copy of the licence, and of the conditions of the licence, attached to the interior of the premises so as to be easily read by persons entering through each principal entrance; AND
3. A sign prominently displayed inside the premises, which identifies by name the manager for the time being on duty.

**DATED** at Martinborough this 8<sup>th</sup> day of January 2015.



---

Vivein Napier  
Chairperson  
**South Wairarapa District Licensing Committee**



**OFF-LICENCE**

Sections 17 to 20 and Section 64, Sale and Supply of Alcohol Act 2012

PURSUANT to the Sale and Supply of Alcohol Act 2012, **Martinborough Brewery Limited** is authorised to sell or deliver liquor on or from the premises situated at **10 Ohio Street, Martinborough**, and known as **Martinborough Brewery**, to any person for consumption off the premises and to supply complimentary samples of liquor on the premises.

The authority conferred by this licence must be exercised through a manager or managers appointed by the licensee in accordance with subpart 7 of Part 2 of the Act.

**CONDITIONS**

This licence is subject to the following conditions:

The licence is subject to the following conditions

1. No alcohol is to be sold or delivered on Good Friday, Christmas Day, or before 1 pm on Anzac Day;
2. Alcohol may be sold only on the following days and during the following hours:  
**Monday to Sunday 8.00 am to 10.00 pm**
3. Drinking water is to be freely available to customers while alcohol is being supplied free as a sample;
4. Each of the following parts of the premises is designated as SUPERVISED: Every bar
5. The licensee must ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed and must display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.

**Remote sales**

1. A remote sale of alcohol may be made at any time on any day.
2. The holder of this licence must ensure that any alcohol sold by remote sale is not delivered to the buyer (or to any other person on the buyer's behalf) at any time after 11.00 pm on any day or before 6.00 am on the next day.
3. No alcohol is to be delivered from the premises on Good Friday, Easter Sunday or Christmas Day, or before 1.00 pm on Anzac Day.
4. The holder of this licence must take reasonable steps to verify that the buyer of any alcohol that the holder sells by remote sale (and, if a person other than the buyer is to receive it, to verify that the receiver) is not under the purchase age.

The conditions sought are consistent with the style of Off licence.

**THE LICENSED PREMISES**

The premises, situated at **10 Ohio Street, Martinborough**, are more precisely identified as outlined in a plan date stamped as received by the **South Wairarapa District Licensing Committee** on **18<sup>th</sup> July 2014**

**DISPLAY OF LICENCE AND PRINCIPAL ENTRANCE/S**

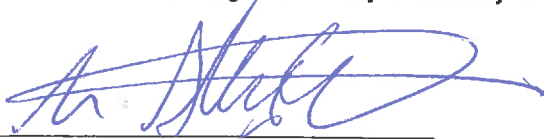
A copy of this licence must be displayed at the principal entrance to the premises. The entrance from **10 Ohio Street, Martinborough** is designated as the principal entrance.

**DURATION**

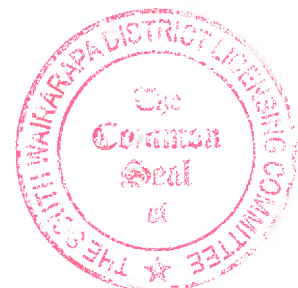
Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, this licence continues in force -

- (a) Until the close of the period of 1 year commencing with the date of its issue; or
- (b) If an application for the renewal of the licence is duly made, until the application is determined; or
- (c) If the licence is renewed, until the close of the period for which it is renewed.

**DATED** at Martinborough this **8<sup>th</sup> day of January 2015**



Mark Allingham  
Under delegation by  
Secretary Paul Crimp  
South Wairarapa District Licensing Committee



Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, the licence expires on:

**8<sup>th</sup> January 2016**