

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 **DV and Company Limited** is authorised to sell or deliver alcohol on or from the premises situated at **210 Regent Street, Martinborough**, and known as **Devotus Vineyard**, to any person for consumption off the premises and to supply complimentary samples of alcohol 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 OF LICENCE

The following conditions are consistent with the style of off-licence sought:

It is recommended that the licence be issued subject to following conditions:

ENDORSEMENT: Section 40 of the Sale and Supply of Alcohol Act 2012 applies to this licence. The licensee is authorised to sell alcohol from (but not on) the premises somewhere else for consumption off the premises;

- (a) Alcohol may be sold from the premises at any time on any day and be delivered somewhere else for consumption off the premises.
- (b) 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.
- (c) No alcohol is to be sold or delivered on Easter Sunday unless the alcohol is grape wine, or fruit, or vegetable wine made:
 - i. on the premises; or
 - ii. from grapes or fruit harvested from land on which the premises are situated.
- (d) No alcohol is to be delivered to the buyer (or to any other person on the buyer's behalf) at any time after 11:00 pm on any day and before 6:00 am on the next day.
- (e) The licensee must follow the procedures set out in Regulations 14 of the Sale and Supply of Alcohol Regulation 2013 to ensure that neither the purchaser nor the person to whom alcohol is delivered is a minor.
- (f) A certified manager must be appointed to the business, however, that manager does not need to be on duty when alcohol is sold remotely.
- (g) The licensee must display on its website a legible image of the licence or clearly identified link to such as image.
- (h) The licensee must display on its website and/or catalogue they display
 - i. The licence holder's name and licence number;
 - ii. The date on which the licence expires.
- (i) The licensee must ensure that printed on every receipt issued for alcohol sold remotely;
 - i. The licence holder's name and licence number;
 - ii. The date on which the licence expires.

THE LICENSED PREMISES

The premises, situated at **210 Regent Street, Martinborough** are more precisely identified as outlined in a plan date received by the **South Wairarapa District Licensing Committee** on the **2/05/19**.

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 **210 Regent 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 3 years 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 **7 November 2019**.



Harry Wilson
Secretary
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:

5 May 2022



IN THE MATTER

of the Sale and Supply of Alcohol Act
2012

AND

IN THE MATTER

of an application by **DV and Company Limited** for a renewal off-licence pursuant to s.127 of the Act in respect of premises situated at **210 Regent Street, Martinborough** known as **Devotus Vineyard**.

BEFORE THE SOUTH WAIRARAPA DISTRICT LICENSING COMMITTEE

Chairperson: Julie Riddell

DECISION

This is an application **DV and Company Limited** for a renewal off-licence in respect of premises situated at **210 Regent Street, Martinborough**, known as **Devotus Vineyard**.

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.131 of the Act and we grant the applicant a renewal off-licence authorising the sale and supply of liquor for consumption off the premises.

CONDITIONS

It is recommended that the licence be issued subject to following conditions:

ENDORSEMENT: Section 40 of the Sale and Supply of Alcohol Act 2012 applies to this licence. The licensee is authorised to sell alcohol from (but not on) the premises somewhere else for consumption off the premises;

- (a) Alcohol may be sold from the premises at any time on any day and be delivered somewhere else for consumption off the premises.
- (b) 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.
- (c) No alcohol is to be sold or delivered on Easter Sunday unless the alcohol is grape wine, or fruit, or vegetable wine made:
 - i. on the premises; or
 - ii. from grapes or fruit harvested from land on which the premises are situated.
- (d) No alcohol is to be delivered to the buyer (or to any other person on the buyer's behalf) at any time after 11:00 pm on any day and before 6:00 am on the next day.

- (e) The licensee must follow the procedures set out in Regulations 14 of the Sale and Supply of Alcohol Regulation 2013 to ensure that neither the purchaser nor the person to whom alcohol is delivered is a minor.
- (f) A certified manager must be appointed to the business, however, that manager does not need to be on duty when alcohol is sold remotely.
- (g) The licensee must display on its website a legible image of the licence or clearly identified link to such as image.
- (h) The licensee must display on its website and/or catalogue they display
 - i. The licence holder's name and licence number;
 - ii. The date on which the licence expires.
- (i) The licensee must ensure that printed on every receipt issued for alcohol sold remotely;
 - i. The licence holder's name and licence number;
 - ii. The date on which the licence expires.

REASON FOR DECISION:

I have considered this application on the basis of the reports received from the Chief Licensing Inspector, the Police and the Medical Officer of Health, who do not oppose the issue of the licence. In addition no public objections have been raised.

The South Wairarapa District Licensing Committee Chair, acting pursuant to s.127 of the Act, therefore accordingly grants the OF Licence renewal to DV & Company Limited subject to the above Conditions (a) – (i).

DATED at Martinborough this 7th day of November 2019. 7th day of November 2019



Julie Riddell
Chairperson
South Wairarapa District Licensing Committee