

IN THE MATTER

of the Sale and Supply of Alcohol Act  
2012

AND  
IN THE MATTER

of an application by **M L & E K  
Anderson Partnership** for an on-licence  
pursuant to s.99 of the Act in respect of  
premises situated at **52 Kitchener  
Street, Martinborough** known as  
“**Tiwaiwaka Wines**”

BEFORE THE South Wairarapa District Licensing Committee

Chairperson: Julie Riddell

DECISION

This is an application by **M L & E K Anderson Partnership** for an on-licence in respect of premises situated at **52 Kitchener Street, Martinborough**, known as “**Tiwaiwaka Wines**”

The general nature of the business to be undertaken is that of a **winery**.

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 on-licence authorising the sale and supply of liquor for consumption on the premises, to any person who is present on the premises, subject to the following conditions:

CONDITIONS:

1. Alcohol may be sold only on the following days and during the following hours:  
Monday to Sunday 8:00 am to 1:00 am the following day.
2. No alcohol is to be sold or supplied on Good Friday, Easter Sunday or Christmas Day, or before 1:00 pm on Anzac Day.
3. Drinking water is to be freely available at all times when the premises is open for the sale, supply and consumption of alcohol.
4. At all times when the premises are open for selling, supplying or consuming alcohol, there must be a reasonable range of non-alcoholic beverages available for purchase at reasonable prices.
5. Food must be available for consumption at all times the premises are open for the sale, supply and consumption of alcohol. The range must be in accordance with the menu submitted with this application or of a similar range and standard. Food must be actively promoted and available within a reasonable time of ordering.
6. A properly appointed certified manager must be on duty at all times when the premises are open for the sale, supply and consumption of alcohol and their name must be prominently displayed.
7. Information, advice and assistance about alternative transport options must be freely given to guests on the licensed premises.
8. The responsible consumption of alcohol is to be promoted at all times by instigating and maintaining the steps outlined in the application for the licence and displaying the host responsibility policy at all times.
9. The licensee must display:
  - a. At each principal entrance to the premises, the ordinary operating hours during which the sale of alcohol is permitted.
  - b. A copy of the licence and all conditions subject to which it is issued, to the inside of the premises so to be easily read by all people entering at each principal entrance.
  - c. At every point of sale for alcohol, signs detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons.

REASON FOR DECISION:

On reading the Inspector's Report and recommendations the DLC has no reason to believe the Applicants are not suitable to hold an ON Licence and is therefore granted accordingly subject to the above Conditions 1 – 9c.



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

1. At each principal entrance to the premises a sign attached to the inside or outside of the premises, so as to be easily read by people immediately outside the entrance, stating the ordinary hours of business during which the premises will be open for the sale of alcohol; 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.

#### THE LICENSED PREMISES

The premises, situated at **73 Kitchener Street, Martinborough 5711** are more precisely identified in a plan received by the South Wairarapa District Licensing Committee on **31<sup>st</sup> July 2018**.

**DATED** at Martinborough this **12th day of October 2018**

A handwritten signature in black ink that reads 'J. E. Riddell'.

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Julie Riddell  
Chairperson  
**South Wairarapa District Licensing Committee**

**ON-LICENCE**

(for premises)

Sections 14 to 16 and 64, Sale and Supply of Alcohol Act 2012

PURSUANT to the Sale and Supply of Alcohol Act 2012 (The Act), **M L & E K Anderson Partnership** is authorised to sell and supply liquor on the premises situated at **52 Kitchener Street, Martinborough** and known as "**Tiwaiwaka Wines**", to any person for consumption on the premises and to let people consume alcohol there.

The general nature of the business conducted under the licence is a **winery**

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

**CONDITIONS**

This licence is subject to the following conditions:

1. Alcohol may be sold only on the following days and during the following hours:  
Monday to Sunday 8:00 am to 1:00 am the following day.
2. No alcohol is to be sold or supplied on Good Friday, Easter Sunday or Christmas Day, or before 1:00 pm on Anzac Day.
3. Drinking water is to be freely available at all times when the premises is open for the sale, supply and consumption of alcohol.
4. At all times when the premises are open for selling, supplying or consuming alcohol, there must be a reasonable range of non-alcoholic beverages available for purchase at reasonable prices.
5. Food must be available for consumption at all times the premises are open for the sale, supply and consumption of alcohol. The range must be in accordance with the menu submitted with this application or of a similar range and standard. Food must be actively promoted and available within a reasonable time of ordering.
6. A properly appointed certified manager must be on duty at all times when the premises are open for the sale, supply and consumption of alcohol and their name must be prominently displayed.
7. Information, advice and assistance about alternative transport options must be freely given to guests on the licensed premises.
8. The responsible consumption of alcohol is to be promoted at all times by instigating and maintaining the steps outlined in the application for the licence and displaying the host responsibility policy at all times.
9. The licensee must display:
  - a. At each principal entrance to the premises, the ordinary operating hours during which the sale of alcohol is permitted.
  - b. A copy of the licence and all conditions subject to which it is issued, to the inside of the premises so to be easily read by all people entering at each principal entrance.
  - c. At every point of sale for alcohol, signs detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons.

**THE LICENSED PREMISES**

The premises, situated at **52 Kitchener Street, Martinborough**, are more precisely identified as outlined in a plan received by the South Wairarapa District Licensing Committee on **31st July 2018**.

**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 **52 Kitchener Street, Martinborough** is designated as the principal entrance.

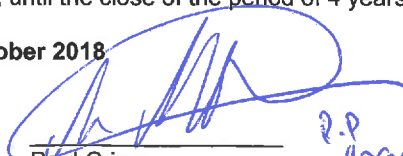
**DURATION**

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

- (a) Either –
  - i. Until the close of the period for which it was last renewed; or
  - ii. If it has never been renewed, until the close of the period of 12 months after the day it was issued; but
- (b) If an application for the renewal of the licence is duly made before the licence would otherwise expire, either –
  - i. Until the close of the period of 3 years after the period for which it was last renewed; or
  - ii. If it has never been renewed, until the close of the period of 4 years after the day it was issued.

**DATED** at Martinborough this **12th day of October 2018**



  
 Paul Crimp  
 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:

**12 October 2019**