



IN THE MATTER

of the Sale and Supply of Alcohol Act  
2012

AND

IN THE MATTER

of applications by MARK METCALFE HAYTHORNTHWAITE pursuant to s.127 of the Act for renewal of on and off-licences in respect of premises situated at 45-53 Omarere Road, Martinborough known as "Haythornthwaite Wines"

BEFORE THE SOUTH WAIRARAPA DISTRICT LICENSING COMMITTEE

DECISION

These are applications by MARK METCALFE HAYTHORNTHWAITE for renewal of on and off-licences in respect of premises situated at 45-53 Omarere Road, Martinborough, known as "Haythornthwaite Wines".

The applications were duly advertised and no objection or notice of desire to be heard has been received. Accordingly we deal with the matters 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. We renew the licences on the existing terms and conditions until 4 December 2017, that being three years from the first anniversary of the licences / the anniversary dates of the licences and three years from the most recent date of expiry and authorise the issue of notices of renewal.

RECOMMENDED CONDITIONS OF LICENCE

The licence is subject to the following conditions


1. No alcohol is to be sold or delivered on Good Friday, Christmas Day, or before 1pm on Anzac Day;
2. No alcohol is to be sold or delivered on Easter Sunday unless the alcohol is grape wine or fruit or vegetable wine made-
  - a. On the premises; or
  - b. From grapes or fruit harvested from land on which the premises are situated;
3. Alcohol may be sold only on the following days and during the following hours:  
Monday to Sunday 10.00am to 10.00pm.
4. Alcohol may be sold by remote sale at any time on any day.
5. Drinking water is to be freely available to customers while alcohol is being supplied free as a sample
6. 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 liquor to minors and the complete prohibition on sales to intoxicated persons.
7. 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.
8. Remote Sales: 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

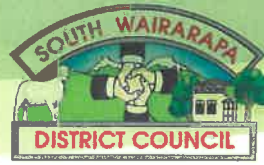
The conditions sought are consistent with the style of off-licence sought.

CONCLUSION

The application is complete and appears to meet the criteria for renewal of Off licence with the undertaking given by the applicant to meet the requirements for remote sales.

DATED at South Wairarapa District Licensing Agency this 19th day of February 2015

  
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Vivien Napier  
Chairperson  
South Wairarapa District Licensing Committee



### **OFF-LICENCE**

*Sections 17-20 and 64, Sale and Supply of Alcohol Act 2012*

PURSUANT to the Sale and Supply of Alcohol Act 2012 (The Act), **M M Haythornthwaite** is authorised to sell or deliver liquor on or from the premises situated at **45-53 Omarere Road, Martinborough** known as **Haythornthwaite Wines**, 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

The licence is subject to the following conditions

1. No alcohol is to be sold or delivered on Good Friday, Christmas Day, or before 1pm on Anzac Day;
2. No alcohol is to be sold or delivered on Easter Sunday unless the alcohol is grape wine or fruit or vegetable wine made-
  - a. On the premises; or
  - b. From grapes or fruit harvested from land on which the premises are situated;
3. Alcohol may be sold only on the following days and during the following hours:  
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6. 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 liquor to minors and the complete prohibition on sales to intoxicated persons.
7. 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.
8. Remote Sales: 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 sought.**

#### CONCLUSION

The application is complete and appears to meet the criteria for renewal of Off licence with the undertaking given by the applicant to meet the requirements for remote sales.

#### THE LICENSED PREMISES

The premises, situated at **45-53 Omarere Road, Martinborough**, are more precisely identified as outlined in a plan date stamped as received by the **South Wairarapa District Licensing Committee** on **4<sup>th</sup> December 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 **45-53 Omarere Road, Martinborough** is designated as the principal entrance.

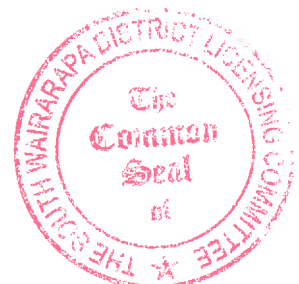
#### DURATION

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 on 19th day of February 2015

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: **4 December 2017**

Note: This licence replaces licence number 044/RN/433/2011