

IN THE MATTER

of the Sale and Supply of Alcohol  
Act 2012

AND

IN THE MATTER

of an application by **MUSKOKA  
NEW ZEALAND LIMITED**  
pursuant to s.127 of the Act for  
renewal of an Off Licence in  
respect of premises situated at 86-  
86A Puruatanga Road,  
Martinborough known as  
"Tirohana Country Estate"

BEFORE THE SOUTH WAIRARAPA DISTRICT LICENSING COMMITTEE

Chairperson: Vivien Napier

DECISION

This is an application by MUSKOKA NEW ZEALAND LIMITED for renewal of an Off Licence in respect of premises situated at 86-86A Puruatanga Road, Martinborough, known as "Tirohana Country Estate".

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. We renew the licence on the existing terms and conditions, with a variation to the licenced hours, until 17 December 2017, that being the anniversary date of the licence and three years from the most recent date of expiry and authorise the issue of a notice of renewal.

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 1 pm 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—
  - (i) on the premises; or
  - (ii) 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 9.00 am to 10.00 pm**
4. Drinking water is to be freely available to customers while alcohol is being supplied free as a sample.
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, or Christmas Day, or before 1.00 pm on Anzac Day.
4. No alcohol is to be delivered from the premises at any time on Easter Sunday unless it is grape wine or fruit or vegetable wine made –
  - (i) On the premises; or
  - (ii) From produce harvested from land on which the premises are situated.
5. 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.**

**DATED** at Martinborough this 2nd day of March 2015

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





44/OFF/004/2015

FORM 16  
(REG. 18(1))

**NOTICE OF RENEWAL OF Off Licence LICENCE**

**Section 67, Sale of Liquor Act 1989**

## **Tirohana Country Estate Limited**

The Off Licence licence in respect of the premises situated at 86-86A Puruatanga Road, Martinborough and known as "Tirohana Country Estate" is renewed on the terms and conditions are set out in replacement licences number 44/OFF/004/2015.


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 –

- Until the close of the period for which it is renewed: or
- If an application for the renewal of the licence is duly made before it would otherwise expire, until the close of the period of three years after the period for which it is renewed.

This licence expires on **17th day of December 2017.**

**DATED** at Martinborough this 2nd day of March 2015



  
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Paul Crimp  
Secretary  
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 **Muskoka New Zealand Limited** is authorised to sell or deliver liquor on or from the premises situated at **86-86A Puruatanga Road, Martinborough**, and known as **Tirohana Country Estate**, 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 1 pm 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—
  - (i) on the premises; or
  - (ii) 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 9.00 am to 10.00 pm**
4. Drinking water is to be freely available to customers while alcohol is being supplied free as a sample.
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, or Christmas Day, or before 1.00 pm on Anzac Day.
4. No alcohol is to be delivered from the premises at any time on Easter Sunday unless it is grape wine or fruit or vegetable wine made –
  - (i) On the premises; or
  - (ii) From produce harvested from land on which the premises are situated.
5. 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 **86-86A Puruatanga Road, Martinborough**, are more precisely identified as outlined in a plan date stamped as received by the **South Wairarapa District Licensing Committee** on **11<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 **86-86A Puruatanga 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 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 **2<sup>nd</sup>** day of **March 2015**



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:

**17<sup>th</sup> December 2017**