

IN THE MATTER
AND
IN THE MATTER

of the Sale and Supply of Alcohol Act 2012

of an application by **Telfer Properties (Brackenridge)** for an off-licence pursuant to s.99 of the Act in respect of premises situated at **62 White Rock Road, Martinborough** known as **Brackenridge**

BEFORE THE SOUTH WAIRARAPA DISTRICT LICENSING COMMITTEE

Chairperson: Vivien Napier

DECISION

This is an application by **Telfer Properties (Brackenridge)** for an off-licence in respect of premises situated at **62 White Rock Road, Martinborough** known as **Brackenridge**

The application is in respect of premises in which the principal business is a function centre with day spa and on site accommodation cottages.

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

I am satisfied as to the matters to which I must have regard as set out in s.105 of the Act and I grant the applicant an off-licence subject to the following conditions:

1. Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 10.00am to 10.00pm
2. No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1pm on Anzac Day.
3. Drinking water is to be freely available to customers while alcohol is being supplied as a free sample
4. The licensee must ensure that the provisions of the Act relation 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.
5. A properly appointed certified manager must be on duty at all times when the premises are open for the sale and supply of alcohol and their name must be prominently displayed at the point of sale.

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

Remote sales

- a. A remote sale of alcohol may be made at any time on any day.
- b. 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.
- c. No alcohol is to be delivered from the premises on Good Friday, or Christmas Day, or before 1.00 pm on Anzac Day.
- d. 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.
- e. 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.

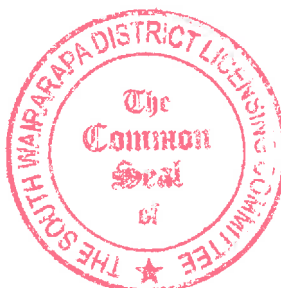
The applicant's attention is drawn to ss.55, 56, 57 and 214 (3) of the Act obliging the holder of an off-licence to display:-

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 9th day of September 2016



Vivien 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 **Telfer Properties (Brackenridge)** is authorised to sell or deliver alcohol on or from the premises situated at **62 White Rock Road, Martinborough** and known as "**Brackenridge**" to any person for consumption off the premises and to supply complimentary samples of alcohol on the premises. The remote sales endorsement is pursuant to s.40 of the Act and applies to this licence; and the licensee is authorised to sell alcohol from (but not on) the premises and deliver it somewhere else.

CONDITIONS OF LICENCE

The licence is subject to the following conditions:

1. Alcohol may be sold on the following days and during the following hours:
Monday to Sunday 10.00am to 10.00pm
2. No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1pm on Anzac Day.
3. Drinking water is to be freely available to customers while alcohol is being supplied as a free sample
4. The licensee must ensure that the provisions of the Act relation 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.
5. A properly appointed certified manager must be on duty at all times when the premises are open for the sale and supply of alcohol and their name must be prominently displayed at the point of sale.

THE LICENSED PREMISES

The premises, situated at **62 White Rock Road, Martinborough** are more precisely identified as outlined in a plan date stamped as received by the **South Wairarapa District Licensing Committee** on the **17th June 2016**.

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 **62 White Rock Road, Martinborough**, is designated as the principal entrance.

DURATION

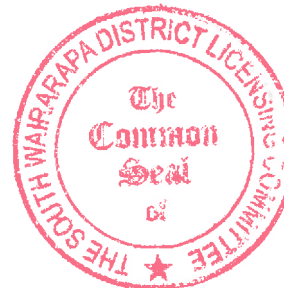
Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, this licence continues in force -

- (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 this **9th day of September 2016**.



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:

The 9th September 2017