

IN THE MATTER
AND

of the Sale and Supply of Alcohol Act 2012

IN THE MATTER

of an application by **Hamilton Davis Limited** for an off-licence pursuant to s.99 of the Act in respect of premises situated at **1-3 Memorial Square, Martinborough** known as **The Wine Bank**

BEFORE THE SOUTH WAIRARAPA DISTRICT LICENSING COMMITTEE

Chairperson: Julie Riddell

DECISION

This is an application by **1-3 Memorial Square, Martinborough** for an off-licence in respect of premises situated **1-3 Memorial Square, Martinborough** known as **The Wine Bank**

The application is in respect of premises in which the principal business is that of remote sales only.

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 pursuant to s.17.

REASON FOR DECISION

Having regard to the information supporting the Application and the Applicant meeting the relevant statutory criteria of the Sale & Supply of Alcohol Act 2012 for an Off Licence in relation to the Wine Bank in Martinborough, the DLC therefore grants the Licence accordingly.

CONDITIONS OF LICENCE

1. No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1pm on Anzac Day to any person who is not present on the premises to dine.
2. No alcohol is to be delivered or sold on Easter Sunday unless the alcohol is grape wine or fruit or vegetable wine made:
 - a. on the premises
 - b. from grapes or fruit harvested from land on which the premises is situated.
3. Alcohol may be sold or delivered only on the following days and during the following hours:
Monday to Sunday 8:00am to 10:00pm
4. Drinking water is to be freely available to customers, while alcohol is being supplied free as a sample on the premises.
5. 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.
6. The licences must ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed.
7. The licensee must implement and maintain the steps proposed in the application for the licence aimed at promoting the responsible consumption of alcohol.
8. The licensee must implement and maintain the steps proposed in the application for the licence in regards to the training of staff to become Duty Managers for the premises/employment of suitably qualified staff.
9. The licensee 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 the receiver) is not under the purchase age.
10. The licensee must display on their website:

- a. The licence holders name and licence number
 - b. The date on which the licence expires
 - c. A legible image of the licence or a clearly identified link to such an image
11. The licensee must display on every receipt issued for alcohol sold remotely:
- a. The licence holders name and licence number
 - b. The date on which the licence expires.

THE LICENSED PREMISES

The premises, situated at **1-3 Memorial Square, Martinborough**, are more precisely identified as outlined in a plan received by the **South Wairarapa District Licensing Committee** on **27/08/18**.

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 **1-3 Memorial Square, 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 15th day of November 2018



Julie Riddell
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 **Hamilton Davis Limited** is authorised to sell or deliver alcohol on or from the premises situated at **1-3 Memorial Square, Martinborough**, and known as **The Wine Bank**, 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

1. No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1pm on Anzac Day to any person who is not present on the premises to dine.
2. No alcohol is to be delivered or sold on Easter Sunday unless the alcohol is grape wine or fruit or vegetable wine made:
 - a. on the premises
 - b. from grapes or fruit harvested from land on which the premises is situated.
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 - c. At every point of sale for alcohol, signs detailing restrictions on the sale and supply of alcohol to minors and intoxicated persons.
6. The licences must ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed.
7. The licensee must implement and maintain the steps proposed in the application for the licence aimed at promoting the responsible consumption of alcohol.
8. The licensee must implement and maintain the steps proposed in the application for the licence in regards to the training of staff to become Duty Managers for the premises/employment of suitably qualified staff.
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 - b. The date on which the licence expires
 - c. A legible image of the licence or a clearly identified link to such an image
11. The licensee must display on every receipt issued for alcohol sold remotely:
 - a. The licence holders name and licence number
 - b. The date on which the licence expires.

THE LICENSED PREMISES

The premises, situated at **1-3 Memorial Square, Martinborough** are more precisely identified as outlined in a plan date received by the **South Wairarapa District Licensing Committee** on the **27/08/18**.

DISPLAY OF LICENCE AND PRINCIPAL ENTRANCE/S

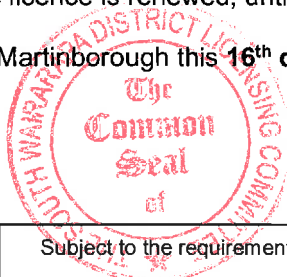
A copy of this licence must be displayed at the principal entrance to the premises. The entrance from **1-3 Memorial Square, Martinborough** is designated as the principal entrance.


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 **16th day of November 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:

16 November 2020