

**IN THE MATTER**

of the Sale and Supply of Alcohol Act  
2012

**AND**

**IN THE MATTER**

of an application by **Enceladus  
Distilling Company Limited** for an  
off-licence pursuant to s.99 of the Act  
in respect of premises situated at **74  
Princess Street, Martinborough**  
known as **The Winslow Distillery**

**BEFORE THE SOUTH WAIRARAPA DISTRICT LICENSING COMMITTEE**

Chairperson: Alistair Plimmer

**DECISION**

This is an application by **Enceladus Distilling Company Limited** for an off-licence in respect of premises situated at **74 Princess Street, Martinborough** known as **The Winslow Distillery**

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 with a section 40 endorsement and the following remote sale conditions 1-11.

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 of 1 year commencing with the date of its issue; or
- If an application for the renewal of the licence is duly made, until the application is determined; or
- If the licence is renewed, until the close of the period for which it is renewed.

**Endorsement**

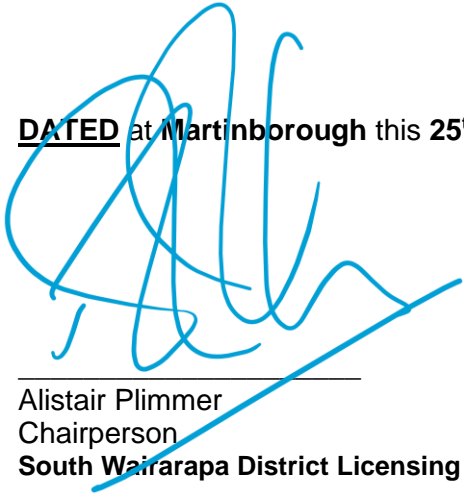
Section 40 of this Act applies to this licence; and the licensee is authorised to sell alcohol from (but not on) the premises and deliver it somewhere else.

1. A remote sale of alcohol may be made at any time on any day.
2. No alcohol is to be delivered from the premises on Good Friday, or Christmas Day or before 1:00 pm on ANZAC Day.

3. No alcohol is to be 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.
4. The licensee 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 regardless if the alcohol is delivered by the seller or by some other person.
5. The licensee must follow the procedures set out in Regulations 14 of the Sale and Supply of Alcohol Regulation 2013 to ensure that neither the purchaser nor the person to whom alcohol is delivered is a minor.
6. The licensee must take reasonable steps to verify that the buyer and the receiver of an alcohol delivery is not under 18 years of age, and that the receiver (where present) is not intoxicated.
7. All alcohol products for consumption off the premises must be sold in a sealed container.
8. Only alcohol product made by or for the licensee company may be sold on the premises for consumption off-site.
9. The licensee must take reasonable steps to verify that the buyer and the receiver of an alcohol delivery is not under 18 years of age, and that the receiver (where present), is not intoxicated. Alcohol purchases must be signed for by someone who is aged 18 years or older. In order to take the delivery, valid and current identification must be shown to the person/s delivering the goods. This identification must include the following:
  - a. Full name,
  - b. Date of birth,
  - c. Photo, and
  - d. Signature.
10. The licensee must display on its website and/or catalogues and on every receipt issued for alcohol sold remotely;
  - a. The licence holder's name and licence number,
  - b. The date on which the licence expires, and
  - c. A legible image of the licence or a clearly identified link to such an image.

11. A copy of this licence must be displayed at the principal entrance to the premises. The entrance from **74 Princess Street, Martinborough**, is designated as the principal entrance.

**DATED at Martinborough this 25<sup>th</sup> day of February 2025**

A handwritten signature in blue ink, appearing to be 'Alistair Plimmer', written over a horizontal line. The signature is stylized and somewhat cursive.

Alistair Plimmer  
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 **Enceladus Distilling Company Ltd** is authorised to sell or deliver alcohol on or from the premises situated at **Princess Street, Martinborough**, and known as **The Winslow Distillery**, 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**

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

The Licensing Inspector recommends that should the DLC decide to grant the off licence, the Inspector considers the below conditions to be appropriate:

Endorsement

Section 40 of this Act applies to this licence; and the licensee is authorised to sell alcohol from (but not on) the premises and deliver it somewhere else.

Remote Sales

- (a) A remote sale of alcohol may be made at any time on any day.
- (b) No alcohol is to be delivered from the premises on Good Friday, or Christmas Day or before 1:00 pm on ANZAC Day.
- (c) No alcohol is to be delivered on Easter Sunday unless the alcohol is grape wine or fruit, or vegetable wine made:
  - on the premises; or
  - from grapes or fruit harvested from land on which the premises are situated.
- (d) The licensee 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. Whether the alcohol is delivered by the seller or by some other person.
- (e) The licensee must follow the procedures set out in Regulations 14 of the Sale and Supply of Alcohol Regulation 2013 to ensure that neither the purchaser nor the person to whom alcohol is delivered is a minor.
- (f) The licensee must take reasonable steps to verify that the buyer and the receiver of an alcohol delivery is not under 18 years of age, and that the receiver (where present) is not intoxicated.
- (g) All alcohol products for consumption off the premises must be sold in a sealed container.
- (h) Only alcohol product made by or for the licensee company may be sold on the premises for consumption off-site.
- (i) The licensee must take reasonable steps to verify that the buyer and the receiver of an alcohol delivery is not under 18 years of age, and that the receiver (where present), is not intoxicated. Alcohol purchases must be signed for by someone who is aged 18 years or older. In order to take the delivery, valid and current identification must be shown to the person/s delivering the goods.
 

This identification must include the following:

  - Full name
  - Date of birth
  - Photo, and
  - Signature
- (j) The licensee must display on its website and/or catalogues and on every receipt issued for alcohol sold remotely;
  - i. The licence holder's name and licence number;
  - ii. The date on which the licence expires;
  - iii. A legible image of the licence or a clearly identified link to such an image.

THE LICENCED PREMISES

The premises, situated at **Princess Street, Martinborough** are more precisely identified as outlined in a plan date received by the **South Wairarapa District Licensing Committee** on the **17/07/24**.

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 **Princess 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 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 **27 February 2025**.

  
Janice Smith  
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:

**27 February 2026**