

IN THE MATTER of the Sale of Liquor Act 1989 —

AND

IN THE MATTER of an application by
TORLESSE WINES LIMITED
for an off-licence pursuant to
s.29 of the Act in respect of
premises situated at Loffhagen
Drive, Waipara, Hurunui
District known as "Torlesse
Wines"

BEFORE THE LIQUOR LICENSING AUTHORITY

Chairman: District Court Judge J P Gatley
Members: Mr R J S Munro
Mr J W Thompson

DECISION

This is an application by Torlesse Wines Limited for an off-licence in respect of premises situated at Loffhagen Drive, Waipara, Hurunui District, known as "Torlesse Wines". The applicant is the holder of a grape wine maker's licence number 057/GWM/598.

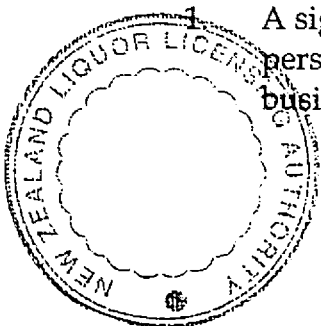
The application was duly advertised and no objection or notice of desire to be heard has been received. Accordingly, we deal with the matter on the papers.

We are satisfied as to the matters to which we must have regard as set out in s.35 of the Act and we grant the applicant an off-licence pursuant to s.29.

The licence will not issue until the Authority has received confirmation from the District Licensing Agency that all relevant clearances have been obtained. The applicant is not entitled to sell liquor until the licence issues. Unlicensed sales can result in imprisonment for up to three months or a fine of \$20,000 (ss.114(2), 151 and 152 of the Act refer).

The applicant's attention is drawn to s.48 of the Act obliging the holder of an off-licence to display:-

A sign attached to the exterior of the premises, so as to be easily 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.

The entrance into the sales area is designated as the principal entrance.

The licence will be subject to the following conditions:

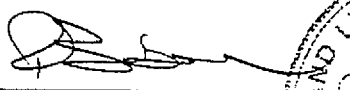
- (a) No liquor shall be sold or delivered on Good Friday or Christmas Day.
- (b) No liquor other than grape wine made on the premises pursuant to the licence under the Wine Makers Act 1981, shall be sold or delivered on any Sunday.
- (c) Liquor may be sold or delivered only on the following days and during the following hours:

Monday to Sunday 9.00 am to 6.00 pm
- (d) The licensee shall ensure that the provisions of the Act relating to the sale and supply of liquor to prohibited persons are observed and shall:
 - (i) Display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the sale and supply of liquor to minors and the complete prohibition on sales to intoxicated persons; and
 - (ii) Have available for vendor staff forms of the kind anticipated by s.172 of the Act, enabling such staff to require customers to declare in writing that they are of the required age.

THE LICENSED PREMISES

In terms of Reg. 10 of the Sale of Liquor Regulations 1990 the sale or delivery of liquor is authorised in or from the premises generally. The premises, located at Loffhagen Drive, Waipara are more precisely identified in a plan date stamped as received by the Liquor Licensing Authority on 2 August 1999.

DATED at WELLINGTON this *12th* day of *October* 1999


R Barber
Deputy Secretary

