

Tupari Wines Sale and Supply of Alcohol Policy

Sale and Supply of Alcohol Act 2012

Section 59 - Requirements relating to remote sales by holders of off-licences

1. The holder of an off-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 pm on any day and before 6 am on the next day.
2. Subsection (1) applies whether the alcohol is delivered by the seller or by some other person.
3. The holder of an off-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.
4. The holder of an off-licence takes reasonable steps to verify that the buyer of any alcohol that the holder sells by remote sale is not under the purchase age if he or she complies with a procedure declared by regulations made under this Act to be a reasonable procedure for the purposes of complying with subsection (3).
5. The holder of an off-licence who sells alcohol by remote sale via the Internet must comply with any regulations made under this Act requiring information to be visible on the holder's website when people browse, enter, or otherwise access it.
6. The holder of an off-licence who sells alcohol by remote sale by mail order must comply with any regulations made under this Act requiring information to be published in the holder's catalogues.
7. The holder of an off-licence who sells alcohol by remote sale by telephone must comply with any regulations made under this Act requiring information to be given to callers.

Tupari Wines Policy

Sale and Supply of Alcohol Act 2012 compliance policy:

1. At all times, Tupari Wines Ltd to hold a current Off-Licence Liquor Licence pursuant to Section 46 of the Sale of Liquor Act 1989 and as issued by Marlborough District Licensing Agency.
2. At all times, Tupari Wines Ltd will comply with the requirements of the Off-Licence including:
 - a. Requirement to provide information and a copy of the licence in terms of the section of the Act (see Procedure 1 below)
 - b. Take reasonable steps to verify that people are not under the purchase age (see Procedure 2 below)
 - c. Obligations under the Sale of Liquor Act Amendment 1 April 2000, that at all times liquor is being sold to the public from a licensed premises a **manager** must be on **duty** and responsible for compliance with the Act and the conditions of the licence. The '**duty manager**' must be the holder of a current General Managers Certificate and must also have his or her name prominently displayed inside the premise at all times while on duty.
 - d. 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 pm on any day and before 6 am on the next day.

TUPARI WINES LTD

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Procedure 1 - Information to be provided by remote sellers

As a holder of an off-licence that sells alcohol by remote sale, Tupari Wines Ltd must:

1. Internet site - display in a prominent place:
 - a. the information stated in sub clause (4); and
 - b. either a legible image of the licence, or a clearly identified link to such an image.
2. Remote sale - ensure that there is printed on every receipt issued for alcohol sold remotely the information stated in sub clause (4).

Note: The information is name, licence number and the date on which the licence expires.

Procedure 2 - Reasonable steps to verify that people are not under the purchase age

1. The procedures described in sub clauses (2) to (4) are reasonable procedures for the purposes of complying with section 59(3) of the Act (which requires the holder of an off-licence to 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).
2. In the case of an order made using an internet site, the procedure is to:
 - a. ask the prospective buyer to declare, by ticking an on-screen box, that he or she is 18 years of age or over (and, where a prospective receiver is involved, that the prospective receiver is also 18 years of age or over)
 - i. once when the prospective buyer first enters the internet site; and
 - ii. again, immediately before the sale of any alcohol is completed; and
 - b. refuse to sell alcohol to the prospective buyer unless, on both occasions, he or she declares that he or she is 18 years of age or over (and, where a prospective receiver is involved, also declares that the prospective receiver is 18 years of age or over).
3. In the case of a telephone order, the procedure is to:
 - a. ask the prospective buyer to declare, orally, that he or she is 18 years of age or over (and, where a prospective receiver is involved, that the prospective receiver is also 18 years of age or over):
 - i. once when the conversation concerned begins; and
 - ii. again, immediately before the conversation is completed; and
 - b. refuse to sell alcohol to the prospective buyer unless, on both occasions, he or she declares that he or she is 18 years of age or over (and, where a prospective receiver is involved, also declares that the prospective receiver is 18 years of age or over).
4. In the case of an order made on a physical order form, the procedure is to:
 - a. ensure that the form:
 - i. requires the prospective buyer to sign the form at a place at or near its end; and
 - ii. contains 2 requests for the prospective buyer to declare, by ticking a box, that he or she is 18 years of age or over (and, where a prospective receiver is involved, that the prospective receiver is also 18 years of age or over):
 1. one at the beginning of the form; and
 2. the other, immediately before the place on the form where the prospective buyer is required to sign it; and
 - b. refuse to sell alcohol to the prospective buyer unless he or she has ticked both boxes and signed the form.

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