

Decision Notification

Application Details

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| Application no. | 211922 |
| Licence No. | 57600209 |
| Licence Class | Liquor Production & Sales |
| Premises Name | Accolade Wines Australia |
| Premises Address | Reynell Road REYNELLA SA 5161 |
| Proposed Premises Address | Level 10, 10 Franklin Street ADELAIDE SA 5000 |
| Licensee | Accolade Wines Australia Limited |
| Application Type | Application for Removal of Licence |

Outcome

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|----------------|-------------|
| Decision | Granted |
| Effective Date | 28 Jan 2022 |

Requirements

The requirement to provide the following in support of the application has been waived:

The requirement to advertise the application by notice placed on the premises

The following requirements in support of the application have been satisfied:

Landlord's consent has been obtained

The application has been advertised

All approvals, consents or exemptions have been obtained

Premises

Removal

The licence is removed to:

Level 10, 10 Franklin Street, Adelaide SA 5000

The licensed area is outlined in red on the approved plan.

Conditions

The following conditions are added to the licence

- The licensee is authorised to despatch liquor from premises other than the licensed premises. Details of despatch sites must be made available for inspection by an authorised officer.

The following conditions are removed from the licence

- The sale of liquor by direct sales transactions is limited to the licensee's product only, except where the sale is by wholesale or where liquor is sold in an aggregate quantity of 4.5 litres or more.

Reasons for Decision

In reaching my determination, I have had regard to the objects of the *Liquor Licensing Act 1997*.

I note that on 25 June 2020, amendments were made to section 39 of the *Liquor Licensing Act 1997* (the Act), these

amendments included the addition of section 39(4a) and the variation of section 39(1)(d) of the Act.

The result of these amendments has meant that the following condition of the licence is otiose as the licensee is required to comply with the condition as a legislative requirement -

The sale of liquor by direct sales transactions is limited to the licensee's product only, except where the sale is by wholesale or where liquor is sold in an aggregate quantity of 4.5 litres or more.

I therefore remove the condition from the licence under section 43 of the Act.

Under Delegation from the Liquor and Gambling Commissioner



Jane Widdowson
Hearings Delegate
28 Jan 2022