

Decision Notification

Application Details

Application no.	210570
Licence No.	57619923
Licence Class	Liquor Production & Sales
Premises Name	PENFOLDS WINES AUSTRALIA PTY LTD
Premises Address	78 Penfold Road Rosslyn Park SA 5072
Applicant	PENFOLDS WINES AUSTRALIA PTY LTD
Application Type	Application for a Liquor Licence
Representative	Alexandra Douvartzidis - HWL Ebsworth Lawyers

Outcome

Decision	Granted
Effective Date	09 Sep 2021

Requirements

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

People

Position of Authority

The following persons are approved to occupy any position of authority in the entity holding the licence:

- Matthew John Young (149557)
- Timothy Monte Ford (149555)
- Stuart Boxer (168507)

Premises

New Premises

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

Conditions

The following conditions are added to the licence

- The licence authorises the sale of liquor produced by the licensee either personally or under contract. Details of all contracts entered into must be available for inspection by an authorised officer.
- 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.

Authorisations

The following authorisations/restrictions are added to the licence

- Sale of liquor by direct sales transactions and the sale of liquor for consumption off the licensed premises restricted to the licensee's product only
- Sale of liquor for consumption on the licensed premises authorised, but restricted to sampling only

Reasons for Decision

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

The application is for the grant of a liquor production and sales licence which is restricted to the sale of the licensee's product only by direct sales transactions. Consumption on the premises is authorised, but is restricted to sampling only. The applicant has addressed the objects of the *Liquor Licensing Act 1997* (the Act) in their application and I am satisfied that the sale, supply and consumption of liquor will be undertaken safely and responsibly, consistent with the principle of responsible service and consumption of liquor and the expectations and aspirations of the public.

I am satisfied that the grant of the licence would not be contrary to the public interest or inconsistent with the objects of the Act.

Pursuant to section 56 of the Act, I am satisfied that all persons who occupy a position of authority in the applicant entity are fit and proper persons to occupy such a position.

Pursuant to section 57 of the Act, I am satisfied that the premises for which the licence is sought are of a sufficient standard for the purpose of carrying on business under the licence. Further, I am satisfied that the operation of the licence would be unlikely to result in undue offence, annoyance, disturbance or inconvenience to people who reside, work or worship in the vicinity of the premises and or to prejudice the safety or welfare of children attending kindergarten, primary school or secondary school in the vicinity of the premises. I note that the City of Burnside has indicated that they have no objection to the issuing of the licence and has advised that it is comfortable that the grant of the application would be in line with the existing approved land use of the premises.

The application is granted subject to the conditions and authorisations set out in this order.

Under Delegation from the Liquor and Gambling Commissioner



Natasha Kontzionis
Manager, Liquor & Gambling
09 Sep 2021