

Liquor Production and Sales Licence Information

This licence lets licensees sell liquor, by wholesale, retail and direct sales for consumption off and sometimes on the premises.

Existing licences

All existing wholesale liquor merchants licences, producer's licences and some special circumstances licences will be transitioned into the category.

Key points about liquor production and sales licences

Subject to the conditions of the licence, the category authorises the licensee to:

- > sell wholesale¹ takeaway liquor from the licensed premises at any time
- > sell retail² takeaway liquor—excluding the licensee's own product—in quantities of at least 4.5 litres
- > sell its product by retail for consumption on the premises or for takeaway
- > sell liquor at any time through direct sales transactions as long as liquor is despatched and delivered in South Australia between 8am and 9pm
- > sell or supply liquor samples—including their product or for comparison with their product—for consumption on the premises
- > sell liquor to a resident of the premises for consumption on or off the premises;

¹ Wholesale is the sale of liquor to a person who is licensed to sell liquor (other than through a limited licence).

² Retail is the sale of liquor to a person, including a limited licensee, who is not licensed to sell liquor.

- > sell liquor at any time for consumption on the premises:
 - before, during or after a meal
 - to a person attending a function where food is provided
 - to a person seated at a table

Licence types

There are three sub-categories of liquor production and sales licences:

- > liquor production and sales (restricted) (sampling only)
- > liquor production and sales (restricted)
- > liquor production and sales

Liquor production and sales (restricted) (sampling only)

Licensees in this category can only sell takeaway liquor if it is their own product.

Liquor sold or supplied for consumption on the premises can only be for the purposes of sampling.

Liquor production and sales (restricted)

Licensees in this category can only sell takeaway liquor if it is their own product.

Any liquor may be sold for consumption on the premises:

- > before, during or after a meal
- > to a person attending a function where food is provided
- > to a person seated at a table

These restrictions do not apply if the product being sold and consumed on the premises is the licensee's own product.



Liquor production and sales

Subject to the conditions of the licence, the trade authorised by this licence is unrestricted.

Licensed premises

If a licensee has production premises, it may be made up of a production, retail or wholesale outlet or a combination of these.

A production outlet must be all or part of the premises used for making liquor, or adjacent to it and approved by the licensing authority.

If a licensee does not have production premises, the licensed premises may be a retail or wholesale outlet or both.

Retail and wholesale outlets must be approved by the licensing authority.

Sharing of licensed premises

Two or more licensees may share the same premises:

- > as a retail or wholesale outlet
- > as a production outlet for one licensee and a retail or wholesale outlet, or both, by the other(s).

Licensees will not be granted a liquor production and sales licence at a shared premises if a packaged liquor sales or other licence is more suitable.

The joint part of the premises—the collective outlet—is treated as if a single liquor production and sales licence exists that is shared by the licensees.

Event endorsements

A licence may be endorsed to sell or supply liquor for consumption or takeaway at a specific place and event, unless the licensing authority considers a short term or other licence is a better alternative.

Once endorsed, the licensed premises includes any area specified for the duration of the event.

Licensees product

The licensing authority considers the following to be the product of the licensee:

- > liquor—beer, spirits and wine—made by the licensee or their body corporate
- > wine blended from Australian primary produce with a substantial proportion made by the licensee or their body corporate

In circumstances beyond the control of the licensee such as failed crop or natural disaster, the licensing authority may exempt a producer from the requirement to use a substantial amount of their own product for a specific period.

Eligible businesses

Eligible businesses for this category of licence may include wineries, cellar-doors, micro-breweries, distillers and wholesale liquor merchants.

This information should not be relied upon as a substitute for professional legal advice or reference to the actual legislation.