

Application Details

Licence No.	57617573
Licence Class	Liquor Production & Sales
Application no.	199894
Premises Name	Witholi Wines
Premises Address	38 Cumberland Avenue Cumberland Park SA 5041
Applicant	Witholi Wines Pty Ltd
Application Type	Application for a Liquor Licence

Outcome

Decision	Granted
Effective Date	31 Mar 2020

Procedural

I grant permission for Andrew Wong to represent the applicant in this matter.

Requirements

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

- Landlord's consent has been obtained
- The application has been advertised

People

Licensee

The following persons are approved to hold the licence and receive proceeds of the business conducted under the licence:

- Glenn Michael Barry (133643)

Determination Details

Submissions from the following persons or corporate entities were received and taken into consideration when determining this application: Janis Andrew Klavins, Paul Weiss and Warren Fairlie.

The submissions raised concerns in respect of storage and distribution of liquor from residential premises, traffic and parking implications, noise, safety, risk of damage to vehicles, lighting and advertising.

I note this is an application for a Liquor Production and Sales licence restricted to direct sales transactions.

Premises

New Premises

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

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

I determine this matter without holding a hearing under section 81(1(a) of the Act.

I have considered the submissions made by local residents and the information provided by the applicant in support of the application. I note there was some correspondence from the City of Mitcham in respect of the approved land use of the premises, however no formal submission pursuant to section 77(1) of the Act was made.

The licence is restricted to direct sales transactions, therefore members of the public cannot attend the premises to purchase liquor, also liquor will be predominantly bottled and stored off site, and the business conducted at the premises must fall within "home activity" as defined by the Development Regulations.

On that basis I am satisfied that the grant of this licence would not cause undue noise, offence or disturbance to those who reside in the vicinity of the premises, the welfare of children attending school or kindergarten in the vicinity of the premises would not be at risk, nor would the amenity of the locality be adversely affected.

I grant this application.

Under Delegation from the Liquor and Gambling Commissioner



Vicki Brunello
Hearings Delegate
31 Mar 2020