



Sale and Supply of Alcohol Amendment Act 2013

Public Act 2013 No 131
Date of assent 4 December 2013
Commencement see section 2

Contents

		Page
1	Title	1
2	Commencement	1
3	Principal Act	2
4	Section 46 amended (No sale or supply outside permitted trading hours: all licences)	2
5	Section 350 amended (Monopoly provisions continue to apply)	2
6	Section 409 amended (Existing licences continue in force)	3

The Parliament of New Zealand enacts as follows:

- Title**
This Act is the Sale and Supply of Alcohol Amendment Act 2013.
- Commencement**
This Act comes into force on the day after the date on which it receives the Royal assent.

3 Principal Act

This Act amends the Sale and Supply of Alcohol Act 2012 (the **principal Act**).

4 Section 46 amended (No sale or supply outside permitted trading hours: all licences)

After section 46(2), insert:

- “(3) Subsection (1) does not apply where any alcohol previously placed in an area or unit (commonly known as a mini-bar) of a hotel room is, in that room, sold or supplied to—
- “(a) a person (a **guest**) who is, under an agreement, entitled to occupy that room; or
 - “(b) a person whom that guest permits, consistently with that agreement, to be in that room.”

5 Section 350 amended (Monopoly provisions continue to apply)

- (1) After section 350(b)(i), insert:
- “(ia) for premises for which a licence to which subsection (4) applies is held; or”.
- (2) In section 350, insert as subsections (2) to (4):
- “(2) Every off-licence issued under subsection (1)(b)(ia) must be issued subject to a condition that alcohol must not be sold or delivered on or from the premises for which the licence is held unless it is alcohol of a kind that, immediately before the commencement of the Sale of Liquor Act 1989, could have been sold or delivered under a wine reseller’s licence granted under the Sale of Liquor Act 1962.
- “(3) A licence must, if renewed, be renewed subject to a condition that alcohol must not be sold or delivered on or from the premises for which the licence is held unless it is alcohol of a kind that, immediately before the commencement of the Sale of Liquor Act 1989, could have been sold or delivered under a wine reseller’s licence granted under the Sale of Liquor Act 1962, if it is—
- “(a) an off-licence issued under subsection (1)(b)(ia) of this section or section 216(b)(iii) of the Sale of Liquor Act 1989; or

- “(b) a licence to which subsection (4) applies.
- “(4) This subsection applies to a licence if—
- “(a) it was granted as a wine reseller’s licence under the Sale of Liquor Act 1962; or
 - “(b) it is an off-licence granted in substitution for a wine reseller’s licence granted under the Sale of Liquor Act 1962.”

6 Section 409 amended (Existing licences continue in force)

After section 409(2), insert:

- “(2A) The trading hours permitted for premises to which an off-licence endorsed to indicate that section 51 of the Sale of Liquor Act 1989 applies to it—
- “(a) are the default maximum national trading hours stated by section 43 for an on-licence, in any case where, immediately before the commencement of this section, the same or longer trading hours were permitted for those premises; and
 - “(b) are the shorter trading hours permitted under the licence, in every other case.
- “(2B) Subsection (2A) overrides subsection (2).”

Legislative history

19 November 2013	Divided from Statutes Amendment Bill (Bill 89–2)
	by committee of the whole House, third reading
4 December 2013	Royal assent

This Act is administered by the Ministry of Justice.
