

(Series 1960)
Bulletin #237 (Amended)
March 16, 1960

STATE OF NEW YORK

LIQUOR AUTHORITY

TO: ALL WINERIES AND LIQUOR AND/OR WINE WHOLESALERS

SUBJECT: SALE OF WINE AT RETAIL BY
WINERIES AND WHOLESALERS

The Alcoholic Beverage Control Law provides that the State Liquor Authority may issue to licensed wineries and wine wholesalers a certificate authorizing the sale of wine at retail in sealed containers to regularly organized churches, synagogues or religious organizations for sacramental purposes. The certificate also authorizes wineries to sell wine to a householder for consumption in his home in quantities aggregating not more than 15 gallons.

It has come to the attention of the Authority that wineries and wine wholesalers holding such certificates have been selling wine to non-licensed persons other than those specified in the law and for purposes other than those restricted by the law. The Authority has consulted with industry leaders who agree that the best method of handling this situation is through an educational program by the industry directed to those licensees who have certificates.

The attention of all wineries and wine and liquor wholesalers is directed to the fact that the certificate restricts the sale of wine thereunder to regularly organized churches, synagogues or religious organizations for sacramental purposes of such institutions. Attention is further directed to the limitation contained in the law which, in the case of licensed wineries, also permits the sale of wine to a householder for consumption in his home.

The sale of wine for sacramental purposes by wineries and wine or liquor wholesalers must comply in all respects with the expressed provisions of the law. The sale of wine by a winery to a householder must likewise conform with the law. The sale of wine by wineries or wholesale wine or liquor licensees to non-licensed persons under circumstances sufficient to constitute either actual or constructive knowledge that the wine will be resold, or a failure to comply with the provisions of the law is grounds for the institution of disciplinary proceedings to revoke the license and certificate of any such licensee.

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Note: In such instances where the quantity might indicate other possible disposition, it is the responsibility of the licensee to obtain from the religious organization a letter on its official stationery signed by a religious official stating that the wines to be purchased are for the sacramental use of its organization and not for resale.

STATE LIQUOR AUTHORITY



THOMAS E. ROHAN
Chairman