

POLICY DOCUMENT

3.63.6

Policy Name	Liquor and Entertainment Venue Licences
Policy No.	3.63.6
Version:	1
Strategic Reference:	1.2 Investigate and implement policies to facilitate and enable diversity of economic development and investment activities.
Responsible Department:	Infrastructure & Regulatory Services
Policy Adopted:	13 December 2021
Last revised date:	06 July 2015
Minute reference:	CO 21/234
Next review date:	Council will review this policy 4 years after adopted date or following significant change to legislation or aspects included within this Policy.
Applicable Legislation:	Liquor Licensing Act 1997
Related Policies:	
Related Documents:	

1. **PURPOSE**

This policy provides the framework for Council's assessment of Liquor Licence applications pursuant to its powers under the Liquor Licensing Act 1997 (the Act), and outlines the circumstances where Council may review and respond to liquor licence applications referred to it by Consumer and Business Services (CBS).

2. **SCOPE**

The role of CBS in the regulatory assessment of liquor licences is acknowledged and accordingly the City of Port Lincoln will not form a position on liquor licence applications where Council is not an owner or adjacent land holder.

Council may intervene in the licensing process where a licence application is inconsistent with a planning approval. Any such intervention will seek to ensure alignment in authorised operations through variation to either the licence application or relevant planning approval.

3. **COUNCIL REVIEW AND COMMENT**

3.1. *Consistency with planning consents*

Council will review all liquor licence applications referred to Council by CBS to ensure the licence application is consistent with relevant planning legislation. Where it is identified that a development approval is required in respect to the consumption of liquor at the premises, the Council will inform CBS that it cannot support the liquor licence application until a relevant development approval has been sought and obtained.

3.2. *Liquor licences proposed on Council-owned or controlled land*

The Council will review all liquor licence applications proposed by a tenant or licensee of Council-owned or controlled land and will consider the impact of the application on the community. The Council may object to a licence application if it is inconsistent with the tenant or licensee's property agreement with Council, or if the sale and consumption of liquor is considered to otherwise be inappropriate or significantly impact on community amenity or wellbeing.

3.3. *Imposition of conditions*

The City of Port Lincoln will not support any applications which are likely to cause unreasonable disturbance and inconvenience to residents or other business in the vicinity of a licenced premises or licenced event. The Council may request CBS to include conditions on liquor licences in relation to:

- Noise and other potential disturbances;
- Proximity to residential properties;
- Types and impacts of entertainment provided;
- The nature of any outdoor activities;
- Proposed hours of operation;
- The location of areas where alcohol may be served;
- In relation to events on council oval, parks and reserves, restrictions on the use of glassware; and
- Any matters which are considered relevant under the *Planning, Development and Infrastructure Act 2016* and conditions of any development approval.

Council reserves the right to not to offer support for an application, which it does not believe fulfils the requirements of Council's policies and development controls.

4. RELEVANT DELEGATED POWERS AND DUTIES

Any actions or decisions made regarding this policy, will be enacted upon as per Council's current Delegations Register.