



New South Wales

Liquor Amendment (Special Licence Conditions) Regulation (No 2) 2009

under the

Liquor Act 2007

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Liquor Act 2007*.

KEVIN GREENE, MP
Minister for Gaming and Racing

Explanatory note

This Regulation amends Schedule 4 to the *Liquor Act 2007* (which contains special licence conditions applying to specified licensed premises) as follows:

- (a) licensed premises that are categorised in Schedule 4 as “level 1” will be required to comply with all the special licence conditions, including a new requirement that the licensee implement at least one additional security measure (such as providing security staff in or about the premises) approved by the Director-General of Communities NSW,
- (b) licensed premises categorised as “level 2” will be required to comply with certain special licence conditions only, namely, no glasses to serve drinks during the late trading period, having 10-minute “time outs” (or providing free water) during each hour of the late trading period and ceasing to serve alcohol 30 minutes before closing time.

This Regulation is made under the *Liquor Act 2007*, including section 11 (1A).

2009 No 542

Clause 1 Liquor Amendment (Special Licence Conditions) Regulation (No 2) 2009

Liquor Amendment (Special Licence Conditions) Regulation (No 2) 2009

under the

Liquor Act 2007

1 Name of Regulation

This Regulation is the *Liquor Amendment (Special Licence Conditions) Regulation (No 2) 2009*.

2 Commencement

This Regulation commences on 1 December 2009 and is required to be published on the NSW legislation website.

Schedule 1 Amendment of Liquor Act 2007 No 90

[1] Schedule 4 Special licence conditions for declared premises

Omit clauses 1 and 2. Insert instead:

1 Definitions

- (1) In this Schedule:
- declared premises* means the premises to which a level 1 or level 2 licence relates.
- level 1 licence* means a licence specified in Table 1 at the end of this clause.
- level 2 licence* means a licence specified in Table 2 at the end of this clause.
- restricted service period*, in relation to declared premises, means:
- the period between midnight and such later time (if any) at which the premises are required to cease trading, or
 - in the case of declared premises that are not required to cease trading at any time after midnight—the period between midnight and 5 am.
- (2) Any change in the name (as referred to in Table 1 or Table 2) of any declared premises does not affect the application of this Schedule to the licence for those premises.

Table 1—level 1 licences

Licence number	Name of licensed premises	Location
LIQH4000118260	Mean Fiddler	Rouse Hill
LIQH4000122403	Glasshouse Tavern	Wollongong
LIQC3000241858	Penrith Rugby League Club	Penrith
LIQH4000115199	The Valley Brewery	Maitland
LIQH4000100078	Albion Hotel	Parramatta
LIQH4000103972	Miranda Hotel	Miranda
LIQH4024006252	Stonewall Hotel	Darlinghurst
LIQH4000122810	The Woodport Inn	Erina
LIQH4000109113	Coffs Harbour Hotel	Coffs Harbour
LIQH4000104448	The Colombian Hotel	Darlinghurst

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Licence number	Name of licensed premises	Location
LIQH4000117221	Warners Bay Hotel	Warners Bay
LIQO6024006202	Flamingos Nitespot	Goulburn
LIQH4000105770	Steyne Hotel	Manly
LIQH4000101449	Coogee Bay Hotel	Coogee
LIQH4000122187	Harp Hotel	Wollongong
LIQH4000122489	Roxy Hotel	Parramatta
LIQH4000119054	Embassy Hotel	Penrith
LIQH4000101635	Northies—Cronulla Hotel	Cronulla
LIQH4000101929	Taylor Square Hotel	Darlinghurst

Table 2—level 2 licences

Licence number	Name of licensed premises	Location
LIQH4000120230	Imperial Hotel	Tamworth
LIQC3000226301	Castle Hill RSL Club	Castle Hill
LIQH4000106866	Towradgi Beach Hotel	Towradgi
LIQH4000118147	Queens Wharf Brewery Hotel	Newcastle
LIQC3000236005	Central Coast Leagues Club	Gosford
LIQH4000111592	Establishment Hotel	Sydney
LIQH4000117108	Fanny's of Newcastle	Newcastle
LIQO6024006608	The Gaff Restaurant, Bar & Nightclub	Darlinghurst
LIQH4000118562	Standard Hotel	Orange
LIQH4000110014	Terrigal Hotel	Terrigal
LIQH4000118546	Royal Hotel	Orange
LIQC3000240533	Doyalson-Wyee RSL Club	Doyalson
LIQH4000121253	Victoria Hotel	Wagga Wagga
LIQO6024006473	Wollongong Castros	Wollongong
LIQH4000112785	Collaroy Beach Hotel	Collaroy

Licence number	Name of licensed premises	Location
LIQH4000102453	PJ Gallagher's Irish Pub	Parramatta
LIQH4000106254	Unity Hall Hotel	Balmain
LIQH4024006058	First Empire Hotel	Kings Cross
LIQH4000101368	Collingwood Hotel	Liverpool
LIQH4000102283	Ivy	Sydney
LIQO6024006666	The Old Manly Boat Shed	Manly
LIQO6024006134	AKA Nightclub Bar	Sutherland
LIQH4000106068	Toongabbie Hotel	Toongabbie
LIQH4000117434	King Street Hotel	Newcastle
LIQH4000120184	Central Hotel	Tamworth
LIQH4000122268	North Wollongong Hotel	Wollongong
LIQO6024006255	Altitude Nightclub	Port Macquarie
LIQH4000108400	New England Hotel	Armidale
LIQH4000116225	Waratah Hotel	Mudgee
LIQH4000102224	Exchange Hotel	Darlinghurst
LIQH4000100809	Vegas Hotel	Kings Cross
LIQH4000108168	The Bended Elbow	Albury
LIQH4000109369	Royal Hotel Bowral	Bowral
LIQH4000105967	Tea Gardens Hotel	Bondi Junction
LIQH4000115997	Victoria Hotel	Moree
LIQH4000108346	White Bull Hotel	Armidale
LIQH4000102100	Epping Hotel	Epping
LIQO6024006198	Club 209	Campbelltown
LIQH4000114605	The Standard Hotel & Lounge Bar	Lismore
LIQO6024006734	Dragonfly	Kings Cross
LIQH4000105495	Shark Hotel	Sydney
LIQC3000245934	St Marys RSL & Ex-Servicemans Club	St Marys

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Licence number	Name of licensed premises	Location
LIQH4000102690	Grand Hotel	Bondi Junction
LIQO6024006554	Down Under	Port Macquarie
LIQH4000109946	Grand Hotel	Wyong
LIQO6000702607	Sydney Turf Club (Rosehill & Canterbury Racecourses)	Canterbury / Rosehill
LIQH4000116896	The Griffith Hotel Motel	Griffith

2 Special licence conditions

- (1) A level 1 licence is subject to each of the conditions specified in this Schedule.
- (2) A level 2 licence is subject to the conditions specified in clauses 4, 6 and 7 of this Schedule.
- (3) The conditions specified in this Schedule are in addition to any other conditions to which a level 1 or level 2 licence is subject.

[2] Schedule 4, clause 2A

Insert after clause 2:

2A Additional security measures

- (1) In this clause:
additional security measure means a security measure that comprises or relates to any of the following:
 - (a) providing security staff,
 - (b) training for security staff,
 - (c) closed-circuit television,
 - (d) digital video and audio recording devices,
 - (e) electronic ID scanning,
 - (f) systems for recording and retaining patron particulars,
 - (g) inter-venue communication network.
- (2) The licensee of any declared premises must:
 - (a) within 14 days of the commencement of this clause, or

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- (b) in the case of premises that become declared premises at any time after the commencement of this clause—within 14 days of the premises becoming declared premises, notify the Director-General, in the form approved by the Director-General, of the details of one or more additional security measures that the licensee proposes to implement in relation to the premises.
- (3) The Director-General may, after considering the notice provided by the licensee under subclause (2), decide:
- (a) to approve the additional security measure or measures as notified by the licensee without any variations, or
 - (b) to approve the additional security measure or measures as notified by the licensee with such variations as are determined by the Director-General, or
 - (c) to approve a different additional security measure in relation to the declared premises.
- (4) The Director-General is to notify the licensee in writing of the Director-General's decision and of the date on and from which the licensee is required to implement the additional security measure or measures approved by the Director-General. Any such implementation date must be at least 14 days after the date on which the Director-General is notified by the licensee under subclause (2).
- (5) The licensee must implement the approved additional security measure or measures in accordance with the Director-General's notice.