



New South Wales

Liquor Amendment (Special Licence Conditions) Regulation (No 2) 2013

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*.

GEORGE SOURIS, MP
Minister for Tourism, Major Events, Hospitality and Racing

Explanatory note

The objects of this Regulation are as follows:

- (a) to change the list of licensed premises that are subject to the special licence conditions set out in Schedule 4 to the *Liquor Act 2007* (*the Act*),
- (b) to enable the Director-General of the Department of Trade and Investment, Regional Infrastructure and Services to exempt parts of licensed premises from the special licence conditions set out in Schedule 4 to the Act without imposing alternative conditions.

This Regulation is made under the Act, including sections 11 (1A) and 159 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Liquor Amendment (Special Licence Conditions) Regulation (No 2) 2013*.

2 Commencement

This Regulation commences on 1 December 2013 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 Tables 1 and 2 from clause 1. Insert instead:

Table 1—level 1 licences

Licence number	Name of licensed premises	Location
LIQH400102283	Ivy	Sydney

Table 2—level 2 licences

Licence number	Name of licensed premises	Location
LIQH400116225	Waratah Hotel	Mudgee
LIQO624009777	Cheeky Monkeys Bar & Restaurant	Byron Bay
LIQH400114605	Cocktails Bar and Niteclub	Lismore
LIQH400118260	Mean Fiddler	Rouse Hill
LIQH400104081	New Brighton Hotel	Manly
LIQH400122489	Roxy Hotel	Parramatta
LIQH400120230	Imperial Hotel	Tamworth
LIQH400102453	PJ's Irish Pub Parramatta	Parramatta
LIQH400110200	Scruffy Murphy's	Sydney
LIQH400119380	Shore Club Hotel Manly	Manly
LIQO624006134	Sphere Nightspot and Lounge Bar	Sutherland
LIQH400103255	The World Bar	Kings Cross
LIQC300241831	Penrith RSL Club Limited	Penrith
LIQH400122179	The Grand Hotel	Wollongong
LIQH424007293	The Macarthur Tavern	Campbelltown
LIQH400121024	The Groove Saint	Albury
LIQH400117698	Kent Hotel	Hamilton
LIQH400118945	Lone Pine Tavern	Rooty Hill
LIQH400118465	Occidental Hotel Orange	Orange
LIQH400122810	The Woodport Inn	Erina

[2] Schedule 4, clause 2 Special licence conditions

Omit clause 2 (2A). Insert instead:

- (2A) This Schedule does not apply in relation to a newly specified licence until 8 December 2013. For the purposes of this subclause, a *newly specified licence* is a licence that was not specified in Table 1 or Table 2 to clause 1 immediately before the substitution of those Tables by the *Liquor Amendment (Special Licence Conditions) Regulation (No 2) 2013*.

[3] Schedule 4, clause 8 Exemptions in relation to entire declared premises

Omit “the declared premises” from clause 8 (1).

Insert instead “the whole of the premises”.

[4] Schedule 4, clause 8 (1), note

Insert at the end of the subclause:

Note. Any such order may be amended or repealed by virtue of section 43 (2) of the *Interpretation Act 1987*.

[5] Schedule 4, clause 8 (2)

Insert “the whole of” before “declared premises” where firstly occurring.

[6] Schedule 4, clause 8 (5)

Omit the subclause.

[7] Schedule 4, clause 8A

Insert after clause 8:

8A Exemptions in relation to parts of declared premises

The Director-General may, by order in writing served on the licensee of declared premises, exempt part of the premises (the *exempted area*) from any specified provision of this Schedule if the Director-General is satisfied that:

- (a) the risk of alcohol-related violence is low in the exempted area, and
- (b) an exemption would not increase the risk of alcohol-related violence in the exempted area, and
- (c) adequate measures will be in place to minimise the risk of alcohol-related violence in the exempted area.

Note. Any such order may be amended or repealed by virtue of section 43 (2) of the *Interpretation Act 1987*.