



New South Wales

Liquor Amendment (Airports) Bill 2025

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I certify that this PUBLIC BILL, which originated in the LEGISLATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

Legislative Council
2025

Clerk of the Parliaments



New South Wales

Liquor Amendment (Airports) Bill 2025

Act No _____, 2025

An Act to amend the *Liquor Act 2007* in relation to liquor licensing at airports and related places.

The Legislature of New South Wales enacts—

1 Name of Act

This Act is the *Liquor Amendment (Airports) Act 2025*.

2 Commencement

This Act commences on a day or days to be appointed by proclamation.

Schedule 1 Amendment of Liquor Act 2007 No 90

[1] Section 4 Definitions

Omit “established and maintained by a local council” from section 4(1), definition of *airport*.

[2] Section 4(1)

Insert in alphabetical order—

food court, for Part 7A—see section 130A.

passenger terminal, for Part 7A—see section 130A.

[3] Part 7A

Insert after Part 7—

Part 7A Airports—special provisions

130A Definitions

In this part—

food court, for a passenger terminal, means a part of the passenger terminal that—

- (a) is not part of licensed premises, and
- (b) is set up as—
 - (i) a food court, or
 - (ii) an area for the consumption of food and drinks, other than an area associated with a single vendor for the consumption of food and drinks from that vendor.

passenger terminal, at an airport, means the parts of the buildings at an airport used for the following—

- (a) check-in areas,
- (b) arrival or departure areas,
- (c) areas where passengers wait after security screening and before boarding a flight.

130B Licensed premises in passenger terminals

- (1) This section applies to licensed premises in a passenger terminal at an airport.
- (2) Despite the provisions of Part 3—
 - (a) the trading hours of the licensed premises are the lesser of—
 - (i) the operating hours of the airport, or
 - (ii) if the regulations prescribe reduced trading hours—the reduced trading hours, or
 - (iii) if the Secretary, on the application of the licensee, approves reduced trading hours—the reduced trading hours, and

Note— The Secretary may also reduce trading hours under section 130D for contraventions of this Act or the regulations.
 - (b) there are no restricted trading days for the licensed premises, and
 - (c) section 11A does not apply to the licensed premises, and

- (d) a requirement that the licensed premises must be open to the general public does not apply, and
 - (e) a licence that authorises the sale of liquor for consumption on the licensed premises is taken to also authorise the sale of liquor for consumption—
 - (i) in a food court in the passenger terminal, or
 - (ii) in a seating area associated with the licensed premises, whether inside the passenger terminal or outside.
 - (3) For section 73 or 117, the food court or seating area must be treated as a part of the licensed premises in relation to liquor sold or supplied under the licence.
 - (4) A licensee who relies on subsection (2)(e) to sell liquor for consumption in a food court or seating area must ensure that a notice is displayed on the licensed premises—
 - (a) in a position that is readily able to be read by persons purchasing the liquor, and
 - (b) that specifies where the liquor may be consumed.
- Maximum penalty for subsection (4)—20 penalty units.

130C Duty free and other take-away liquor sales

- (1) This section applies to licensed premises in a passenger terminal at an airport that has—
 - (a) an area related to a packaged liquor licence, or
 - (b) an area dedicated to the sale of liquor by retail in sealed containers on the licensed premises for consumption away from the licensed premises.
- (2) Sections 30, 123(1)(d) and 124(1)(d) do not apply to the licensed premises.

130D Contraventions—powers of Secretary

- (1) The Secretary may modify the application of this part to licensed premises in a passenger terminal at an airport to do one or more of the following—
 - (a) reduce the trading hours for the licensed premises,
 - (b) remove or reduce exemptions in this part that relate to minors being permitted to enter licensed premises,
 - (c) remove or reduce the ability to sell liquor for consumption in a food court or seating area.
- (2) The modification may occur if the Secretary is satisfied—
 - (a) there has been a contravention of this Act or the regulations in relation to the licensed premises, and
 - (b) the modification is a reasonable response to the contravention.
- (3) The Secretary must not make the modification unless the licensee has been given—
 - (a) written notice of the proposed modification, and
 - (b) a reasonable opportunity to make submissions to the Secretary about the proposed modification.
- (4) A modification is made when the Secretary gives written notice of the modification to the licensee.

- (5) The modification commences—
 - (a) when the notice is given to the licensee, or
 - (b) if a later date for commencement is specified in the notice—on the later date.
- (6) It is a condition of the licence that the licensee comply with this part as modified by the Secretary.

130E Powers of Secretary—Aerotropolis

- (1) This section applies to licensed premises on land surrounding Western Sydney Airport if the land is prescribed by the regulations.
- (2) The Secretary may decide the following despite another provision of this Act—
 - (a) the trading hours for the licensed premises,
 - (b) the restricted trading days, if any, for the licensed premises,
 - (c) whether section 11A applies to the licensed premises.

Note— This section does not affect gaming machine shutdowns under the *Gaming Machines Act 2001*.

- (3) The Authority must give effect to a decision of the Secretary as soon as practicable after being notified of the decision.
- (4) A decision of the Secretary may apply to—
 - (a) particular licensed premises, or
 - (b) to all or a class of licensed premises.
- (5) In this section—

Western Sydney Airport means the land comprising the Sydney West Airport as determined in accordance with the *Airports Act 1996* of the Commonwealth and the regulations under that Act.