

Liquor & Gaming NSW

Application No.	APP-0013388485
Applicant	BESPOKE CATERING PTY. LIMITED
Application for	On-premises liquor licence – Catering Service with Sale on other premises authorisation (SOOPA)
Application date	03/03/2025
Licence name	Bespoke Catering Pty Limited
Trading hours	Monday to Sunday 10:00 AM – 12:00 AM
Premises	125 MILITARY RD, NEUTRAL BAY, NSW 2089
Legislation	Section 54A of the <i>Liquor Act</i> 2007 Section 45(1) of the <i>Liquor Act</i> 2007

Under delegation issued by the Independent Liquor and Gaming Authority under section 13 of the *Gaming and Liquor Administration Act 2007*, **an authorised person** of Liquor & Gaming NSW, has **considered** the application: **On-Premises Liquor Licence with Catering Services and Sale On Other Premises Authorisation (SOOPA) – Bespoke Catering Pty Limited**

**I have determined to approve the application under the *Liquor Act 2007* (Act)—with the conditions set out in Schedule 1.**

## Statement of reasons

Having reviewed all the material, I am satisfied under section 48(3) of the Act that the overall impact of approving the application will not be detrimental to the well-being of the local or broader community.

### Main findings

#### Impacted communities

For the purposes of this decision the local community is the suburb of NEUTRAL BAY. The broader community is the Local Government Area (LGA) of North Sydney.

#### Analysis of Submissions and statutory requirements

1. The licensed premises is an office within a commercial kitchen.
2. Council have confirmed the venue is within a zone that permits mixed use.
3. A submission from the police was received, with no objections raised. Police has recommended a plan of management condition which is already included as part of the conditions suits for this licence type.
4. No public submissions were received.
5. I am satisfied that the applicant has been provided with an opportunity to consider and comment upon the conditions contained in the licence document.
6. I am satisfied that all other statutory requirements have been met.

#### Positive social impacts

I am satisfied that the proposal would benefit the local and broader communities by providing an event management business specialising in community functions, private and public events, and corporate gatherings.

#### Negative social impacts

I accept that the proposal could contribute to an increase in alcohol-related harm in the local and broader communities.

I am satisfied that the business model, conditions imposed, and any other information contained in the application will ensure that the lawful operation of the premises will not be detrimental to the local or broader community.

In particular, the Plan of Management and licence conditions will serve to mitigate any potential negative impacts.

#### The material that was considered

I considered the following material when making a decision:

- the application material — including evidence that stakeholders and the community were notified about the application
- the plan of the licensed premises and any authorisations
- a plan of management for the licensed business

- a development consent for the premises
- stakeholder submissions and the applicant's response to them.

This decision will be published in accordance with section 36C of the *Gaming and Liquor Administration Act 2007*.

### Opportunity for review


The applicant and anyone who was notified of the application and made a submission, may apply to [ILGA](#) for a review of the decision.

An application for review must be made no later 28 days after the decision is published on the website ([ILGA](#)). There is a fee to lodge the application.

### If you have any questions

Please contact L&GNSW at: [new.applications@liquorandgaming.nsw.gov.au](mailto:new.applications@liquorandgaming.nsw.gov.au)

3 April 2025



Kieran McSherry

**Coordinator**

**Liquor & Gaming NSW**

### Schedule 1: Licence conditions - Bespoke Catering Pty Limited

No.	Condition imposed
1.	<b>6-hour closure period</b> Section 11A of the Liquor Act 2007 applies to this licence. Liquor must not be sold by retail on the licensed premises for a continuous period of 6 hours between 4:00 AM and 10:00 AM during each consecutive period of 24 hours. The licensee must comply with this 6-hour closure period along with any other limits specified in the trading hours for this licence.
2.	<b>Restricted trading &amp; NYE (airport, catering – std)</b> <b>Consumption on premises</b> Good Friday                      Normal trading Christmas Day                      Normal trading December 31 <sup>st</sup> Normal opening time until normal closing time or 2:00 AM on New Year's Day, whichever is the later.

No.	Condition imposed
3.	<p><b>Liquor plan of management (&lt;300 Patrons)</b></p> <p>The premises is to be operated at all times in accordance with the Plan of Management dated March 2025 as may be varied from time to time after consultation with NSW Police. A copy of the Plan of Management is to be kept on the premises, and made available for inspection on the request of a police officer, council officer, Liquor and Gaming NSW inspector, or any other person authorised by the Independent Liquor and Gaming Authority.</p>
<b>Sale on other premises conditions</b>	
4.	<p><b>On-premises catering with a sale on other premises authorisation</b></p> <p>The licensee must not exercise the sale on other premises authorisation at locations/venues where there is already a current and valid liquor licence in force.</p>
5.	<p><b>Sale of liquor on other premises under an on-premises licence</b></p> <p>Where liquor is sold on any premises other than the actual licensed premises under a 'sale on other premises' authorisation, those other premises are taken to be part of the licensed premises.</p>
6.	<p><b>Food must be made available</b></p> <p>Food of a nature and quality consistent with the responsible sale, supply and service of alcohol must be made available whenever liquor is sold or supplied, including liquor being sold or supplied on premises other than the licenced premises.</p>
7.	<p><b>Free drinking water must be available</b></p> <p>Drinking water must be available free of charge at all times while liquor is sold or supplied for consumption on the licensed premises. The drinking water must be available to patrons at or near liquor service points, or by the same means of service that liquor is available (e.g. waiter service).</p>
8.	<p><b>Notice of functions must be provided to Liquor &amp; Gaming NSW, local police and local council</b></p> <p>The licensee must give written notice of certain proposals to provide catering services at a function to be held on premises that are not the permanent licensed premises to Liquor &amp; Gaming NSW, local police and the local council for the area in which the function is to be held.</p> <p>The notice must be given in accordance with the following:</p> <ol style="list-style-type: none"> <li>1) Functions open to the public (including ticketed and non-ticketed functions) <ol style="list-style-type: none"> <li>(a) Up to 100 people: 14 days</li> <li>(b) 101-1,999 people: 14 days</li> <li>(c) 2,000+ people: 28 days</li> </ol> </li> <li>2) Private functions (including weddings, birthdays, office functions and others not open to the public) <ol style="list-style-type: none"> <li>(a) Up to 100 people: No notice required</li> <li>(b) 101-1,999 people: 14 days</li> <li>(c) 2000+ people: 14 days</li> </ol> </li> </ol> <p>Notice is not needed for smaller, private functions for 100 or fewer people that may often be held on private residences. However, there may be times where a licensee is unclear whether liquor can be sold or supplied on certain premises under the related development consent (e.g. on a business premises). In these instances, the licensee</p>

No.	Condition imposed
	<p>should still notify the local council, or seek clarification from the council about what is permitted.</p> <p>Written notice to L&amp;GNSW should be made by email to <a href="mailto:compliance.info@liquorandgaming.nsw.gov.au">compliance.info@liquorandgaming.nsw.gov.au</a> and should include the following details:</p> <ul style="list-style-type: none"> <li>- the address of the premises on which the function is to be held</li> <li>- the name of the occupier of those premises</li> <li>- the nature of the function</li> <li>- the number of persons for whom catering services are to be provided at the function the date on which, and the hours during which, the function is to be held.</li> </ul>
9.	<p><b>Landowner consent</b></p> <p>This licence may only be exercised at events where landowner consent has been obtained.</p>
10.	<p><b>Further notification for large events</b></p> <p>For events with 5000 or more patrons, the licensee must give 6 weeks written notice of any proposed function to be held on premises that are not the permanent licensed premises of the licensee to Liquor &amp; Gaming NSW, local police and the local council for the area in which the function is to be held.</p>
11.	<p><b>Notification of Music Festivals to L&amp;GNSW</b></p> <p>The licensee must notify L&amp;GNSW at least 90 days prior to holding any event defined as a Music Festival under the <i>Music Festivals Act 2019</i>. Written notice to L&amp;GNSW should be made by email to <a href="mailto:music.festivals@liquorandgaming.nsw.gov.au">music.festivals@liquorandgaming.nsw.gov.au</a>.</p>
12.	<p><b>Security condition, (300+ patrons)</b></p> <p>The following applies to all events with a patron capacity of over 300 and 1,999 or fewer:</p> <ol style="list-style-type: none"> <li>1) The licensee must employ a fully licensed security guard at the ratio of 1:100 whenever the patron capacity of any given non-private function/event exceeds 300.</li> <li>2) A plan of management for an event may provide for alternative security arrangements if the plan has been developed in consultation with the local Police Area Command.</li> </ol> <p>If any event includes a patron capacity of 2,000 or more the following sub conditions also apply:</p> <ol style="list-style-type: none"> <li>1) The licensee and their staff must comply with any lawful direction relating to the sale and supply of liquor made by a NSW Police Officer, being the senior officer on-site, or inspector from Liquor &amp; Gaming NSW.</li> <li>2) The licensee must ensure that immediately after the licensee or a staff member becomes aware of any incident involving an act of violence causing an injury to a person on the premises, the following is adhered to: <ol style="list-style-type: none"> <li>(a) Take all practical steps to preserve and keep intact the area where the act of violence occurred, retain all material and implements associated with the act of violence;</li> <li>(b) Inform the NSW Police Force of the incident;</li> <li>(c) Comply with any directions given by a police officer to preserve or keep intact the area where the violence occurred.</li> </ol> </li> </ol>

No.	Condition imposed
	<p>In this sub condition, 'staff member' includes any person conducting activities as a crowd controller or bouncer at the function.</p> <p>3) The licensee must not permit any person to enter the premises, or to remain on the premises, if the person is wearing or carrying any clothing, jewellery or accessory displaying:</p> <p>(a) the name of any of the following motorcycle-related and similar organisations: Bandidos, Black Uhlans, Coffin Cheaters, Comanchero, Finks, Fourth Reich, Gladiators, Gypsy Jokers, Highway 61, Life &amp; Death, Lone Wolf, Mobshitters, Nomads, Odins Warriors, Outcasts, Outlaws, Phoenix, Rebels, Hells Angels, Scorpions, Mongols, Notorious, Muslim Brotherhood Movement; or any "declared organisation" within the meaning of the <i>Crimes (Criminal Organisation Control) Act 2009</i>.</p> <p>(b) the colours, club patch, insignia or logo of any such organisation, or</p> <p>(c) the "1%" or "1%er" symbol, or</p> <p>(d) any image, symbol, abbreviation, acronym or other form of writing that indicates membership of, or an association with, any of the organisations specified in a).</p> <p>Any incident where a person is refused entry or removed from the premises in relation to this condition must be recorded in the incident register</p>
13.	<p><b>Plan of Management (&gt;300 patrons)</b></p> <p>A plan of management is required in the following circumstances:</p> <ul style="list-style-type: none"> <li>- For events over 300 people and 1,999 or fewer people: a plan of management must be prepared by the Licensee.</li> <li>- For events with 2,000 people or more: the Licensee must prepare a separate comprehensive plan of management and security management plan for the event in consultation with the Police Area Command.</li> <li>- For events held after midnight: a plan of management must be prepared by the Licensee regardless of the number of people attending.</li> </ul> <p>For any event where a plan of management is required, the premises is to be operated at all times in accordance with the plan of management. A copy of the plan of management is to be kept on the licensed premises for the duration of the event and made available for inspection on the request of a police officer, council officer, or Liquor &amp; Gaming NSW inspector.</p>
14.	<p><b>Service of Liquor</b></p> <p>For all events held under the license the following condition applies:</p> <p>1) No more than four (4) alcoholic drinks may be sold, supplied or served to a patron per visit to the bar.</p> <p>For any event with a patron capacity of 1,999 or fewer and proposes to trade past 12 midnight, the following condition applies:</p> <p>2) The following drinks must not be sold or supplied on the Licensed Premises: Any drink (commonly referred to as a "shot" or a "shooter" (with the exception of cocktails) that contains more than 30ml of spirits or liqueur and that is designed to be consumed rapidly.</p> <p>For any event that includes a patron capacity of 2,000 or more the following sub conditions 3 – 7 shall apply unless otherwise stated in an event specific plan of management and agreed to with the Police Area Command:</p> <p>3) The following drinks must not be sold or supplied:</p>

No.	Condition imposed
	<ul style="list-style-type: none"> <li>(a) drinks commonly referred to as shots, shooters, slammers, and/or bombs;</li> <li>(b) any drink containing more than 40% spirits or liqueur;</li> <li>(c) beer / cider and pre-mixed spirit beverages of alcohol by volume of more than 4.0%; or</li> <li>(d) wine or champagne in a pour more than 150ml (ie, no more than 1.5 standard drinks) or by the bottle.</li> <li>(e) any drink prepared on the premises that contains more than 30 ml of spirits or liqueur.</li> </ul> <ul style="list-style-type: none"> <li>4) Low alcoholic (alcohol beverage which contains less than 2.7% alcohol by volume), and non-alcoholic beverages must be available and advertised for sale at each bar area.</li> <li>5) All drinks must be supplied in plastic, polycarbonate or aluminium drinking vessels.</li> <li>6) The licensee must provide at least one (1) RSA Marshall per bar service area for the duration of the function.</li> <li>7) Sale of alcohol must cease 30 minutes before the end of the function.</li> </ul>

No.	Condition not imposed
1.	N/A