

Ms Fiona Myatt
AMW Lawyers

By email to: fmyatt@amwlawyers.com.au

16 January 2024

Dear Ms Myatt

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|--|---|
| Application No. | 1-8858395794 |
| Applicant | Jared Evan Dillon |
| Application for | Removal – hotel (full) licence |
| Application date | 11 October 2023 |
| Decision date | 14 December 2023 |
| Licence name | Great Western Hotel |
| Proposed trading hours | Consumption on premises & Takeaway Monday to Saturday 10:00 AM – 12:00 midnight Sunday 10:00 AM – 10:00 PM |
| Current trading hours | Consumption on premises & Takeaway Monday to Saturday 5:00 AM – 12:00 midnight Sunday 10:00 AM – 10:00 PM |
| Proposed premises | 69 Byng Street Orange NSW 2800 |
| Current premises (Removals) | 145-147 Peisley Street Orange NSW 2800 |
| Legislation | Sections 3, 11A, 12, 14, 15, 40, 44, 45 and 48 of the <i>Liquor Act 2007</i> |

**Decision of the Independent Liquor & Gaming Authority
Application for a removal – hotel (full) licence – Great Western Hotel**

We **approve** the application above under section 59 of the *Liquor Act 2007* — with the conditions set out in Schedule 1.

Statement of reasons

Overall, we are satisfied that the social impact of approving the application will not be harmful to the well-being of the local or broader community.

The decision achieves the aim of the Act to regulate the liquor industry to meet the community's expectations, needs, and aspirations, while also promoting a balanced and responsible development of the industry.

Our main findings

The local community for the purposes of this decision is Orange. The broader community is the Local Government Area (LGA) of Orange.

Positive social impacts

The applicant seeks to remove the existing hotel (full) licence into a small unlicensed area of another hotel, the Gladstone Hotel (LIQH400118422) where it will remain in a dormant capacity,

and may not be exercised until an appropriate site is found in the future.

Negative social impacts

The licence may not be exercised at the proposed address. Accordingly no negative social impacts are associated with the removal. The licence remains subject to the conditions set out in Schedule 1.

The material we considered

We considered the following material when making our decision:

- the application material — including evidence that stakeholders and the community were notified about the application
- a community impact statement (CIS)
- the plan of the licensed premises and any authorisations for the proposed premises
- statistics from Liquor & Gaming NSW, Bureau of Crime Statistics and Research, NSW Health and Australian Bureau of Statistics on the socio-economic status, liquor licence density, alcohol-related crimes rates and health issues in the local and broader communities
- stakeholder submissions and the applicant's response them.

This decision will be published on the [Liquor & Gaming NSW website](#) in accordance with section 36C of the *Gaming and Liquor Administration Act 2007*.

If you have any questions

Please contact the case manager, Glenn Barry, at glenn.barry@liquorandgaming.nsw.gov.au if you have any questions.

Yours sincerely



Caroline Lamb

Chairperson

For and on behalf of the **Independent Liquor & Gaming Authority**

**Schedule 1 – Licence conditions to be imposed
Great Western Hotel**

| No. | Condition to be imposed | Description |
|-----|-------------------------------------|---|
| 1. | 6-hour closure | Section 11A of the <i>Liquor Act 2007</i> applies to this licence. Liquor must not be sold by retail on the licensed premises for a continuous period of six (6) hours between 04:00 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. | Take away sales | <p>Good Friday Not permitted</p> <p>December 24th Normal trading Monday to Saturday, 10:00 AM to 12:00 midnight Sunday</p> <p>Christmas Day Not permitted</p> <p>December 31st Normal trading Monday to Saturday 10:00 AM to 12:00 midnight Sunday</p> |
| 3. | Social impact | The business authorised by this licence must not operate with a greater overall level of social impact on the well-being of the local and broader community than what could reasonably be expected from the information contained in the Community Impact Statement, application and other information submitted in the process of removing this licence to the premises at Part of 69 Byng Street, ORANGE, NSW 2800 |
| 4. | Licence can not be exercised | The licence must not be exercised as Part of 69 Byng Street, Orange, NSW 2800 |
| 5. | No gaming activities | No gaming machines may be operated on the licensed premises of Part of 69 Byng Street, Orange, NSW 2800 |