

Mr Lindsay Cornish
Pyramid Liquor Licensing
By email: lindsay@pyramidliquor.comm.au

12 January 2024

Dear Mr Lindsay

Application No.	APP-0011923758
Applicant	MR LIQUOR HOLDINGS PTY LIMITED
Application for	New packaged liquor licence
Application date	18 August 2023
Decision date	14 December 2023
Proposed licence name	Mr Liquor Blacktown
Proposed trading hours	Monday to Saturday 09:00 AM – 09:00 PM Sunday 10:00 AM – 08:00 PM
Proposed premises	Westpoint Shopping Centre Shop 1068A, 17 Patrick Street Blacktown NSW 2148
Legislation	Sections 3, 11A, 12, 29, 40, 44, 45 and 48 of the <i>Liquor Act 2007</i>

**Decision of the Independent Liquor & Gaming Authority
Application for a new packaged liquor licence – Mr Liquor Blacktown**

We **approve** the application above under section 45 of the *Liquor Act 2007* — with the conditions set out in Schedule 1.

Trading on a Sunday that falls on 24 December

If a Sunday falls on 24 December, the 6-hour closure period overrides the statutory provision that would otherwise allow the licence to trade from 8:00 am. Due to the 6-hour closure period for this licence, the premises must not trade earlier than 9:00 am.

Approved manager or individual licensee

The licence may not be exercised until the Authority or Liquor & Gaming NSW is notified that:

- the licence is transferred to an individual licensee, or an approved manager is appointed; and
- the licensee or approved manager is a suitable and qualified person.

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 Blacktown. The broader community is the Local Government Area (LGA) of Blacktown.

Positive social impacts

The applicant seeks approval to operate a standalone packaged liquor store that will be situated on the ground floor of the Westpoint Shopping Centre in Blacktown. The proposed premises will hold limited stock with no refrigeration.

We noted the NSW Police concern about theft of liquor, however this has been addressed by the imposition of the CCTV condition on the licence.

We are satisfied that the proposal, if approved, would benefit the local and broader communities by providing increased convenience and choice.

Negative social impacts

We accept that the proposal could contribute to an increase in alcohol-related harm in the local and broader communities because of the:

- proposed premises being located in high-density hotspots for all offence categories usually considered by the Authority
- higher crime incident rates in Blacktown and the Blacktown LGA compared to NSW for malicious damage to property, alcohol-related assault and alcohol-related disorderly conduct.

However, we are satisfied that these concerns and the associated risks are somewhat reduced by the:

- lower crime rates in both Blacktown and the Blacktown LGA for alcohol-related non-domestic assault compared to NSW
- lower crime incident rates in the Blacktown LGA for alcohol-related domestic assault and alcohol-related disorderly conduct compared to NSW
- lower saturation rate of packaged liquor licences in Blacktown and the Blacktown LGA compared to NSW
- indication of an average level of relative socio-economic advantage in Blacktown and an above-average level of relative socio-economic advantage in the Blacktown LGA compared to NSW
- proposed premises being located within the Westpoint Shopping Centre which provides additional security measures that are not usually made available to standalone bottleshops
- harm-minimisation measures outlined in the plan of management and licence conditions, as set out in Schedule 1 and especially the imposition of the CCTV condition on the licence.

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
- a plan of management for the licensed business
- a development consent for the 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 to them.

We also considered [Guideline 6](#) to assess the likely social impact to the local and broader community.

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, Max Costa, at max.costa@liquorandgaming.nsw.gov.au if you have any questions.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Caroline Lamb'.

Caroline Lamb

Chairperson

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

Schedule 1 – Licence conditions to be imposed Mr Liquor Blacktown

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 03:00 AM and 09:00 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.	Retail Sales	<p>Good Friday Not permitted</p> <p>December 24th Normal trading Monday to Saturday, 8:00 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 wellbeing 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 obtaining this licence.
4.	Liquor Accord	The licensee or its representative must join and be an active participant in the local liquor accord.
5.	Plan of management	The premises is to be operated at all times in accordance with the Plan of Management dated 17 November 2023 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.
6.	CCTV	<p>1. The licensee must maintain a closed-circuit television (CCTV) system on the licensed premises ("the premises") in accordance with the following requirements:</p> <ul style="list-style-type: none"> a. the system must record continuously from opening time until one hour after the premises is required to close, b. recordings must be in digital format and at a minimum of ten (10) frames per second, c. any recorded image must specify the time and date of the recorded image, d. the system's cameras must cover the following areas: <ul style="list-style-type: none"> i) all entry and exit points on the premises, and ii) all publicly accessible areas (other than toilets) within the premises. <p>2. The licensee must also:</p> <ul style="list-style-type: none"> a. keep all recordings made by the CCTV system for at least 30 days, b. ensure that the CCTV system is accessible at all times the system is required to operate pursuant to sub-clause 1(a), by at least one person able to access and fully operate the system, including downloading and producing recordings of CCTV footage, and c. provide any recordings made by the system to a police officer or Liquor and Gaming NSW inspector within 24 hours of any request by the police officer or Liquor and Gaming NSW inspector to provide such recordings.

No.	Condition to be imposed	Description
7.	Crime scene preservation	<p>Immediately after the person in charge of the licensed premises or a staff member becomes aware of any incident involving an act of violence causing injury to a person on the premises, the person in charge of the licensed premises and/or staff member must:</p> <ol style="list-style-type: none"> 1) take all practical steps to preserve and keep intact the area where the act of violence occurred, 2) retain all material and implements associated with the act of violence in accordance with the crime scene preservation guidelines issued by NSW Police, as published from time to time on the Liquor and Gaming NSW website, 3) make direct and personal contact with NSW Police to advise it of the incident, and 4) comply with any directions given by NSW Police to preserve or keep intact the area where the violence occurred. <p>In this condition, 'staff member' means any person employed by, or acting on behalf of, the licensee of the premises, and includes any person who is employed to carry on security activities (eg. crowd controller or bouncer) on or about the premises.</p>
8.	Restricted trading on public holidays	<p>The sale and supply of liquor at the licensed premises must cease by 08:00 PM on public holidays, and customers must not be permitted to access the premises area outside those hours.</p>
9.	Anti-theft	<ol style="list-style-type: none"> 1) Visible high-value liquor products must be stored in locked cabinets with access controlled by an employee 2) The licensee must ensure, during trading hours, that: <ol style="list-style-type: none"> i. CCTV images of the entry point to the premises are displayed on a large television or projection that is clearly visible to persons entering the premises ii. Theft deterrent signage is clearly displayed (whether provided by NSW Police or otherwise).