

Fact sheet FS3158

Industry information - extended take-away and home delivery liquor sales

This fact sheet assists hotels, clubs, bottle shops and licensed producers to determine whether extended take-away liquor trading times will apply to their business.

Background

On 28 November 2019 the NSW Government announced it will implement certain key recommendations from the Joint Select Committee's report on Sydney's night time economy, including an extension of take-away liquor trading hours.

When will the changes come into effect?

The extensions will commence on Tuesday, 14 January 2020.

What has changed?

For most hotels, clubs, bottle shops and licensed producers, standard trading times for take-away liquor sales on:

- Monday to Saturday have now been extended to 12am (midnight).
- Sunday have been extended to 11pm.

Who can take advantage of the extensions?

Monday to Saturday Extension

If you were able to sell take-away liquor until 11pm from Monday to Saturday prior to 14 January 2020, you can now trade until 12am (midnight) on these days.

You will be able to trade until 12am (midnight) from Monday to Saturday if:

- your licence was issued prior to 24 February 2014 and you are authorised to trade **past** 10pm from Monday to Saturday; or
- your licence was issued on or after 24 February 2014 and you are authorised to trade **until** 10pm from Monday to Saturday.

Sunday Extension

If you were able to trade until 11pm from Monday to Saturday and until 10pm on Sunday prior to 14 January 2020, you can trade until 11pm on Sundays.

You will be able to trade until 11pm on Sunday if:

- you are able to take advantage of the Monday to Saturday Extension; and
- you are authorised to trade until 10pm on a Sunday as at 13 January 2020.

Note: If your development consent does not permit you to trade until 12am (midnight) from Monday to Saturday and 11pm on Sunday, then you cannot take advantage of the extensions. You need to contact your local council for details on how to apply to change your development consent.

Who is unable to take advantage of the extensions?

Monday to Saturday Extension

If you were not able to sell take-away liquor until 11pm from Monday to Saturday prior to 14 January 2020, you can't trade until 12am (midnight) on these days.

You will not be able to trade until 12am (midnight) from Monday to Saturday if:

- your licence was issued prior to 24 February 2014 and you can only trade until 10pm or earlier on Monday to Saturday.
- your licence was issued on or after 24 February 2014 and you are required to cease trading before 10pm on Monday to Saturday.

Sunday Extension

If you were not able to trade until 11pm from Monday to Saturday and until 10pm on Sunday prior to 14 January 2020, you can't trade until 11pm on Sundays.

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You will not be able to trade until 11pm on Sunday if:

- ▶ you are not able to take advantage of the Monday to Saturday Extension; or
- ▶ you are not authorised to trade until 10pm on a Sunday as at 13 January 2020.

How to take advantage of the extensions

If you are able to take advantage of the extensions, you do not need to apply to vary anything on your liquor licence to trade later. However, you should check your development consent to ensure it allows you to trade until 12am (midnight) from Monday to Saturday and 11pm on Sunday.

If you are not able to take advantage of the extensions, it is likely your closing times were imposed on your licence for another reason. You will need to apply to vary your licence. Information on how to apply to

change trading hours and conditions can be found at liquorandgaming.nsw.gov.au.

How to check when your licence was issued or conditions imposed

Your Liquor Licence document displays the licence issue date on the first page. You will find the issue date under the heading 'Licence start date'.

Note: You may have had conditions imposed after your licence was issued. The date that a condition was imposed on your licence can be found on your licence document as the 'start date' shown next to that condition. As trading hours are also considered conditions on your licence, you will also need to check the 'Trading Hours' section of your licence document. Look for the trading hours under the heading 'Retail sales'.

Extension of take-away liquor sales

New trading hours	From 14 January 2020 take-away alcohol sales for certain licensed premises will be permitted until 12am (midnight) Monday to Saturday, and until 11pm on Sunday.
Who is covered	Applies to hotels, clubs, bottle shops, producers and home deliveries
You can trade until 12am (midnight) Monday to Saturday if...	<ul style="list-style-type: none">▶ Your licence was granted before 24 February 2014 and you can trade past 10pm; or▶ Your licence was granted on or after 24 February 2014 and you can trade until 10pm
Extension to 12am (midnight) Monday to Saturday does not apply if...	<ul style="list-style-type: none">▶ Your licence was granted before 24 February 2014 and you can't trade past 10pm; or▶ You're required to cease trading before 10pm (e.g. 9.59pm)
You can trade until 11pm on Sunday if...	<ul style="list-style-type: none">▶ You can trade until 12am (midnight) on Monday to Saturday; and▶ You can trade until 10pm on Sunday (as at 13 January 2020)
Extension to 11pm on Sunday does not apply if...	<ul style="list-style-type: none">▶ You cannot trade until 12am (midnight) from Monday to Saturday; or▶ You cannot trade until 10pm on a Sunday (e.g. you are required to cease trade at 9.59pm)

Need more information?

Further information about the changes to the take-away and home delivery liquor sales can be found on the Liquor & Gaming NSW website:

 liquorandgaming.nsw.gov.au