

Fact sheet FS3050

Packaged liquor licence

Statutory conditions and requirements

The *Liquor Act 2007* and Liquor Regulation 2018 govern the conditions that each type of liquor licence must fulfil, alongside its additional ongoing requirements. This fact sheet outlines statutory conditions and requirements for packaged liquor licences.

- ▲ The first column refers to sections in the *Liquor Act 2007* (the Liquor Act) and clauses in the Liquor Regulation 2018 (the Liquor Regulation).
- ▲ C = licence condition, R = ongoing licence requirement

Kings Cross precinct additional conditions

Additional statutory conditions apply to liquor licences in the Kings Cross precinct to reduce alcohol-related violence and anti-social behaviour. An exemption from certain conditions can be sought in limited circumstances. You can find detailed information about the conditions applying in Kings Cross at liquorandgaming.nsw.gov.au.

Section or clause		Condition or requirement	
s. 11A	Special licence condition – 6-hour closure period for licensed premises	C	<p>6-hour closure period</p> <p>Liquor must not be sold by retail on the licensed premises for a continuous period of six hours during each consecutive period of 24 hours. The 6-hour closure period is 4am to 10am each day, or as determined by the Independent Liquor & Gaming Authority.</p> <p>During the 6-hour closure period:</p> <ul style="list-style-type: none"> ▲ the licensed premises are not authorised to stay open for the retail sale of liquor on the premises ▲ the licensee is not authorised to sell takeaway liquor by retail. <p>This condition only applies to:</p> <ul style="list-style-type: none"> ▲ a packaged liquor licence granted on or after 30 October 2008 ▲ a packaged liquor licence in force before 30 October 2008, but only where an extended trading authorisation was granted for the licence on or after 30 October 2008 and is in force.

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Section or clause		Condition or requirement	
s. 29	Authorisation conferred by packaged liquor licence	R	<p>Selling liquor by wholesale or to employees</p> <p>The licensee is authorised to:</p> <ul style="list-style-type: none"> ▲ sell liquor by wholesale at any time on the licensed premises to persons authorised to sell liquor (whether by wholesale or by retail) ▲ sell or supply liquor at any time on the licensed premises to the employees of the licensee or of a related corporation of the licensee.
		R	<p>Tastings</p> <p>The licensee is also authorised to sell or supply liquor on the licensed premises during the approved retail trading hours to customers and intending customers for tasting purposes.</p>
s. 30	Liquor sales area required if bottle shop is part of another business activity	R	<p>Separate liquor sales area required if primary purpose not liquor sales</p> <ul style="list-style-type: none"> ▲ If the primary purpose of the business carried out on the premises is not the takeaway sale of liquor, liquor may only be sold in an area of the licensed premises ('the liquor sales area') that is adequately separated from those parts of the premises where other activities are carried out. ▲ The principal activity carried out in the liquor sales area must be the sale or supply of takeaway liquor.
s. 55	Requirement to provide information in relation to persons interested in licensee's business	C	<p>Licensee must notify changes to business ownership</p> <p>If a person (other than the licensee or a financial institution) becomes interested in the business, or the conduct of the business, carried out on licensed premises, the licensee must provide the Independent Liquor & Gaming Authority with the following within 28 days after the other person becomes interested:</p> <ul style="list-style-type: none"> ▲ the name and date of birth of the interested person and, in the case of a proprietary company, the names of the directors and shareholders ▲ a statement, signed by the licensee, that the licensee has made all reasonable enquiries to ascertain the information referred to above. <p>A person is deemed to be interested in the business, or the conduct of the business, carried out on licensed premises if they are entitled to receive:</p> <ul style="list-style-type: none"> ▲ any income derived from the business, or any other financial benefit or financial advantage from the carrying on of the business (whether the entitlement arises at law or in equity or otherwise) ▲ any rent, profit or other income in connection with the use or occupation of the premises on which the business is to be carried on. <p>Either the licensee or the interested person can provide this information.</p> <p>Use the AM0555 'Update details or notify interest in liquor licence business' notification at liquorandgaming.nsw.gov.au.</p>

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Section or clause		Condition or requirement	
c. 56	Change of person interested in Licensee's business	C	<p>Change of persons interested in licensee's business</p> <p>If a person (other than the licensee or a financial institution) ceases to be interested in the business, or the conduct of the business, carried out on licensed premises, the Independent Liquor & Gaming Authority must, within 28 days of the person ceasing to have that interest, be notified in writing that the person is no longer an interested person.</p>
c. 44	Availability of licence and licence-related authorisations	C	<p>Licensee must make liquor licence available</p> <p>A copy of each of the following must be available at all times for the information of the members of staff of the licensed premises:</p> <ul style="list-style-type: none"> ▲ the licence ▲ any licence-related authorisation ▲ any conditions imposed on the licence or the authorisation. <p>This information must be available to any member of staff who:</p> <ul style="list-style-type: none"> ▲ sells, supplies or serves liquor on the licensed premises, or ▲ carries on any security activity (such as a crowd controller or bouncer) on or about the licensed premises, or ▲ exercises any functions under the Liquor Act or the Liquor Regulation.
s. 93	Cessation of trade	R	<p>Licensee must notify when ceasing trade</p> <p>If the licensed premises cease trading during any continuous period of more than 6 weeks, the licensee must notify the Independent Liquor & Gaming Authority in writing that the premises have ceased to trade.</p> <p>Use the AM0490 'Cease to trade' application at liquorandgaming.nsw.gov.au.</p>
c. 57	Resumption of trading – requirement to notify Authority	C	<p>Licensee must notify when resuming trade</p> <p>If the licensed premises has ceased trading for a continuous period of more than 6 weeks, the licensee must notify the Independent Liquor & Gaming Authority as soon as practicable before trading is resumed. See AM0495: Recommence trading.</p>
c. 85	Drinking water to be available free of charge where liquor served	C	<p>Free drinking water must be available</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>

For further information

To find out more about the liquor laws, contact L&GNSW:

 liquorandgaming.nsw.gov.au

 [Contact us online](#)

 1300 024 720

You can also access the *Liquor Act 2007* and the *Liquor Regulation 2018* at legislation.nsw.gov.au.