



# Council Policy Manual

---

## CP14.4 EXTENDED TRADING PERMITS

---

### POLICY OBJECTIVE

To establish guidelines for the times that the Council considers appropriate to support the granting of Extended Trading Permits to Liquor Licensed premises.

---

### PREAMBLE

This policy complements the *Liquor Control Act 1988* and the Department of Racing, Gaming and Liquor's (DRGL) policies on Extended Trading Permits.

This policy relates to Extended Trading Permit applications under the DRGL'S 'Ongoing and Indefinite' permits which are used to increase the existing trading hours on the liquor licence (see clause 1.1) as well as temporary Extended Trading Permit applications under the DRGL'S "One-Off Events or Functions' and *Sunday Trading on Long Weekends For Nightclubs, Hotels, Taverns, Small Bars and Special Facility Licences* policies (see clause 1.2).

The City is providing advice to the DRGL who are the determining authority. The City's advice will be in the form of support, support with conditions or not support.

---

### DEFINITIONS

#### Extended Trading Permits

Under Section 60 (Extended Trading Permits) of the *Liquor Control Act 1988* the granting of a permit authorises the licensee of a venue to sell and supply liquor under their licence according to the tenor of the permit, upon such terms as are specified at the discretion of the Director in the permit at times, in circumstances, or in a place, to which that licence would not otherwise apply.

#### Close Proximity/Nearby Residents

Within approximately a 100 metre radius of the premise.

#### Unreasonable Impact

An impact that is considered to be unreasonable within the context of:

- Its location in a mixed use inner city precinct;
- The key functions of the city; and
- The agent of change principle that preference should be given to the land use that was present first.



# Council Policy Manual

---

## CP 14.4 Extended Trading Permits

### Special Event

International sporting event, special performances (e.g. International DJ), cultural celebration or similar

---

## POLICY STATEMENT

### 1. TAVERNS, HOTELS AND SMALL BARS

**1.1** Applications for 'Ongoing and indefinite' extended trading permits for taverns, hotels and small bars to extend their trading hours until 2.00am on Monday to Saturday will be supported, other than where premises are in close proximity to and may unreasonably impact upon nearby residents.

**1.2** Applications for extended trading permits under the DRGLs *'One-off' Events or Functions* policy beyond the hours specified in part 1.1, and beyond 12 midnight on Sundays under the DRGLs *Sunday Trading on Long Weekends for Nightclubs, Hotels, Taverns, Small Bars and Special Facility Licences* Policy will be supported only under the following circumstances:-

**1.2.1** the extended hours are required to host a special event or to provide occasional access to a facility that is unique to a particular premises;

**1.2.2** the licensee of the premises has management strategies in place to contain noise and to control patron behaviour associated with the extended trading hours, particularly as patrons disperse from the premises at the conclusion of the event;

**1.2.3** the premises has not been recently issued with a Noise Abatement Direction under Section 81 of the *Environmental Protection Act 1986* or Noise Infringement Notice under Section 99K that remain unresolved, or determination or conviction under Section 117 of the *Liquor Control Act 1988*; and

**1.2.4** the extended hours will not unreasonably impact upon nearby residents;

### 2. SPECIAL FACILITY LICENSES

Applications for extended trading permits for special facility licenses to extend their trading hours will be considered on their merits and supported only where the premises are not in close proximity to and may unreasonably impact upon nearby residents.



# Council Policy Manual

## CP 14.4 Extended Trading Permits

### 3. NORTHBRIDGE

In regard to Northbridge, applications to extend trading hours in accordance with clauses 1 and 2 above for premises located within the “entertainment preferred” area, as defined in the City Planning Scheme No.2 (bound by Roe, William, Newcastle, Palmerston, Parker and Milligan Streets), will not be considered to have any unreasonable or adverse impact upon nearby residents unless the premise has recently been issued with a Noise Abatement Direction under Section 81 of the *Environmental Protection Act 1986* or Noise Infringement Notice under Section 99k that remains unresolved.

Document Control Box							
<b>Document Responsibilities:</b>							
<b>Custodian:</b>	Manager Health and Activity Approvals			<b>Custodian Unit:</b>	Health and Activity Approvals		
<b>Decision Maker:</b>	Council						
<b>Compliance Requirements:</b>							
<b>Legislation:</b>	s 60 of the <i>Liquor Control Act 1988</i>						
<b>Industry:</b>							
<b>Organisational:</b>	Strategic Community Plan, Corporate Business Plan						
<b>Document Management:</b>							
<b>Risk Rating:</b>		<b>Review Frequency:</b>		<b>Next Due:</b>		<b>TRIM Ref:</b>	P1009054
<b>Version #</b>	<b>Decision Reference:</b>		<b>Synopsis:</b>				
1.	09/10/01		Previous Policy No. SU64				
2.	14/09/04 (641/04)						
3.	14/03/06 (160/06)						
4.	20/02/07 (99/07)						
5.	28/06/11 (307/11)						
6.	13/12/16 (482/16)		Reviewed and Amended				