

LEGISLATIVE COUNCIL

Liquor Amendment Bill 2014

First Print

Proposed amendments

No. 1 Page 6, Schedule 1 [18], proposed section 58A. Insert after line 21:

- (5) A periodic licence fee for a licence payable on a due date in accordance with the regulations made under this section must be an amount that is 5 percent of the amount received in respect of liquor sold or supplied on the licensed premises concerned during the period to which the fee payable relates unless the application of the matters referred to in subsection (3) would reduce the fee below that amount.

No. 2 Page 14, Schedule 1. Insert after line 37:

[29] Section 135A

Insert after section 135:

135A Additional parties to accord

- (1) The Director-General must, by notice in writing given to all licensees in the area to which a local liquor accord applies who are not parties to the accord, direct the licensee to become a party to the accord.
- (2) The Commissioner of Police and Director-General are to vary the accord by including the names of any licensee who becomes a party to the accord in accordance with such a direction.

No. 3 Page 14, Schedule 1. Insert after line 37:

[30] Section 136 Requirement to contribute to costs of implementing local liquor accord

Insert after section 136 (1):

- (1A) Without limiting subsection (1), any such direction must require part or all of any such contribution to be made to any local council that is a party to the local liquor accord concerned or that is the council for a local government area which comprises (in whole or in part) the area to which the accord applies.

No. 4 Page 14, Schedule 1. Insert after line 43:

[32] Section 155

Insert after section 154:

155 Regional alcohol management plans

- (1) A local council that is not within the metropolitan area of the Sydney region may prepare a draft alcohol management plan that aims to minimise or prevent alcohol-related violence or anti-social behaviour, or other alcohol related harm, in its area and submit it to the Director-General for approval.
- (2) Before submitting a draft plan for approval, the council must give public notice of the draft plan and exhibit it (together with such other information as is appropriate or necessary to enable the draft plan and its implications to be understood) at the places, on the dates and during the times set out in the notice.
- (3) The Director-General must not approve a draft plan unless satisfied that the public has been given the opportunity and been encouraged to participate in its development and that there is public support (including that of young people living in the area of the council) for its implementation.
- (4) An alcohol management plan for a local government area may:
 - (a) contain recommendations with respect to the grant of licences and authorisations with respect to premises within the area to which the plan relates and the conditions imposed on such licences and authorisations (including the number (if any) and class of licences that may be granted and conditions relating to the sale of alcohol and trading hours of licensed premises) and the contribution to be made to the council under section 136, and
 - (b) include measures to be taken by the council with respect to the following:
 - (i) transport measures that assist in the reduction of street violence,
 - (ii) community education, drug and alcohol counselling and plans for mental health services that would, in the opinion of the council, assist in reducing the incidence of alcohol-related violence,
 - (iii) the collection and the assessment of the effectiveness of the measures set out in the plan in reducing alcohol-related violence,
 - (iv) an indicative annual budget for the measures.
- (5) The Authority or Director-General must not authorise the sale, supply or consumption of liquor on any licensed premises contrary to any recommendation under subsection (4) (a) and must take any recommendation under that subsection into account in making any decision concerning the grant of any licence or authorisation for the sale or supply of liquor under this Act or the conditions to which such a licence or authorisation is subject.

No. 5 Page 23, Schedule 2 [17], line 28. Omit “That”. Insert instead “Barangaroo (within the meaning of the *Barangaroo Delivery Authority Act 2009*) and that”.

No. 6 Page 23, Schedule 2 [17], line 30. Insert “and the premises defined as a casino for the time being under section 19 of the *Casino Control Act 1992*” after “Racing,”.