NSW Independent Liquor & Gaming Authority

Our ref: DF25/030576 Mr Justin Sammut LAS Lawyers 15 May 2025 Dear Mr Sammut Application No. APP-0014134707 Applicant WEDGE HOUSE PTY LTD Application for New hotel (full) licence with extended trading authorisation Application date 14 January 2025 **Decision date** 16 April 2025 Proposed licence name The Meadowbank Hotel Proposed trading hours Consumption on premises Monday to Saturday 10:00 AM - 02:00 AM Sunday 10:00 AM - 12:00 AM Takeaway sales Monday to Saturday 10:00 AM - 12:00 AM Sunday 10:00 AM - 11:00 PM Approved trading hours Consumption on premises Monday to Sunday 10:00 AM - 12:00 AM Takeaway sales Monday to Saturday 10:00 AM - 12:00 AM Sunday 10:00 AM - 11:00 PM **Proposed premises** 27 Railway Road Meadowbank NSW 2114 Legislation Sections 3, 11A, 12, 14, 15, 40, 44, 45, 48, 49 and 53 of the Liquor Act 2007

Decision of the Independent Liquor & Gaming Authority

Application for a new hotel (full) licence with extended trading authorisation – The Meadowbank Hotel

We **partially approve** the application above under section 45 and 49(2) of the *Liquor Act* 2007 — with the conditions set out in Schedule 1. The 6-hour closure period overrides any condition of the licence.

McKell Building, 2-24 Rawson Place Haymarket NSW 2000 | GPO Box 4012 Sydney NSW 2001 office@ilga.nsw.gov.au | ilga.nsw.gov.au | ABN 42 496 653 361 The partial approval relates to the request to trade until 02:00 AM (Monday to Saturday). We approve trading until 12:00 AM only due to the premises being a new hotel.

Approved manager or individual licensee

The licence cannot 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

We are satisfied that the overall impact of approving the application will not be detrimental to the well-being of the local or broader community.

Our main findings

The local community for the purposes of this decision is Meadowbank. The broader community is the Local Government Area (LGA) of Ryde.

Positive social impacts

The Authority noted that the applicant seeks to operate a new hotel (full) licence with extended trading authorisation.

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

Negative social impacts

We note the objection received from NSW Health and 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 a high-density crime hotspot for domestic assault and malicious damage to property, and located in a medium density hotspot for non-domestic assault
- rate of alcohol-attributable hospitalisations in the LGA being higher than in NSW.

However, we are satisfied that these risk factors are reduced by the:

- proposed premises not being located in a crime-density hotspot for alcohol-related assault
- crime rates in the suburb and LGA for all categories we considered being lower than in NSW
- proposed premises being the first hotel licence in the suburb
- hotel saturation in the LGA being lower than in NSW
- rate of alcohol-attributable deaths in the LGA being lower than in NSW
- Socio-Economic Indexes for Areas (SEIFA) data indicating an above average level of socio-economic advantage and disadvantage in the suburb and LGA compared to other communities in NSW
- harm-minimisation measures outlined in the plan of management and licence conditions, as set out in Schedule 1.

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 Statement of Risks and Potential Effects
- 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 <u>Guideline 6</u> to assess the likely social impact to the local and broader community.

This decision will be published in accordance with section 36C of the *Gaming and Liquor Administration Act* 2007.

Opportunity for review

The applicant and anyone who was notified of the application and made a submission, may apply to \underline{NCAT} for a review of the decision.

An application for review must be made no later 28 days after the decision is published on the website. There is a fee to lodge the application.

For more information, please contact the NCAT Registry at Level 10 John Maddison Tower, 86-90 Goulburn Street Sydney or visit the NCAT website.

If you have any questions

Please contact Liquor & Gaming NSW at: <u>new.applications@liquorandgaming.nsw.gov.au</u> if you have any questions.

Yours sincerely

Caroline Amb

Caroline Lamb Chairperson Independent Liquor & Gaming Authority

Schedule 1: Licence conditions to be imposed - The Meadowbank Hotel

No.	Condition to be imposed	Description
1.	6-hour closure	Section 11A of the Liquor Act 2007 applies to this licence. Liquor must not be sold by retail on the licensed premises for a continuous period of six (6) hours between 04:00 AM and 10:00 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.	Restricted trading & NYE	Consumption on premisesGood Friday:12:00 noon – 10:00 PMChristmas Day:12:00 noon – 10:00 PM (liquor can only be served with or ancillary to a meal in a dining area)December 31st: Normal opening time until normal closing time or 2:00 AM on New Year's Day, whichever is the laterNote: Trading is also allowed after midnight into the early morning of Good Friday and Christmas Day if authorised by an extended trading authorisation. Trading must cease at the time specified under the authorisation. The latest time that can be specified is 5:00 AM.Take away sales Good FridayNot permitted December 24th Normal trading Monday to Saturday, 8:00 AM to 12:00 midnight on a Sunday
		Christmas DayNot permittedDecember 31stNormal trading Monday to Saturday, 10:00 AM to 12:00 midnight on a Sunday
3.	Liquor Plan of Management	The premises is to be operated at all times in accordance with the Plan of Management dated March 2025 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.
4.	Liquor accord	The licensee or its representative must join and be an active participant in the local liquor accord.
5.	Overall impact	The business authorised by this licence must not operate with a greater overall level of social impact on the well-being 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 the licence.
6.	ССТV	 The licensee must maintain a closed-circuit television (CCTV) system on the licensed premises ("the premises") in accordance with the following requirements: 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,

No.	Condition to be imposed	Description
		 c. any recorded image must specify the time and date of the recorded image, d. the system's cameras must cover the following areas: all entry and exit points on the premises, and all publicly accessible areas (other than toilets) within the premises. 2. The licensee must also: keep all recordings made by the CCTV system for at least 30 days, 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 provide any recordings made by the system to a police officer or Liquor and Gaming NSW inspector to provide such recordings.
7.	Crime scene preservation	 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: 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. 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.
8.	Incident register	 The licensee must maintain a register, in which the licensee is to record the details of any of the following incidents and any action taken in response to any such incident: any incident involving violence or anti-social behaviour occurring on the premises, any incident of which the licensee is aware that involves violence or anti-social behaviour occurring in the premises and that involves a person who has recently left, or been refused admission to, the premises, any incident that results in a person being turned out of the premises under section 77 of the Liquor Act 2007, any incident that results in a patron of the premises requiring medical assistance. The licensee must, if requested to do so by a police officer or Liquor & Gaming NSW inspector: make any such incident register immediately available for inspection by a police officer or Liquor & Gaming NSW inspector: make any such incident register immediately available for inspection, and

No.	Condition to be imposed	Description
		 b. allow a police officer or Liquor & Gaming NSW inspector to take copies of the register or to remove the register from the premises. 3. The licensee must ensure that the information recorded in the incident register under this condition is retained for at least 3 years from when the record was made.
9.	Complaints register	 A complaints register is to be maintained at the premises at all times which records the following: a. the name and number of the complainant b. the time and date on which the complaint was received c. the nature of the complaint, and d. the measures taken to resolve the complaint. Details of complaints received, either in person or over the phone, must be: a. recorded in the complaints register, and b. reported to the duty manager. A mobile or dedicated contact number for the duty manager is to be published on the hotel's website, and on a sign to be posted at the premises entrance. If requested, the duty manager's contact details must be provided to complainants. A messaging service must be in place if the dedicated contact number is unattended.