

NSW Independent Liquor & Gaming Authority

Licensee Marrickville Ritz Hotel	Executive Director Regulatory Operations & Enforcement Liquor & Gaming NSW
NSW Police	Inner West Council

15 April 2025

Dear Sir/Madam

Reference No.	DOC25/098574
Applicant	Superintendent Despa Fitzgerald
Application for	Variation and imposition of conditions
Licence Name	Marrickville Ritz Hotel
Licence Number	LIQH400102968
Premises	252-254 Illawarra Road Marrickville NSW 2204
Decision Date	19 March 2025
Legislation	Section 53 of the <i>Liquor Act 2007</i>

Decision on variation and imposition of licence conditions Marrickville Ritz Hotel (LIQH400102968)

Our decision

At a meeting held on 19 March 2025, we decided to

- **vary** the Plan of Management condition
- **impose** a condition requiring an incident register

under section 53 of the *Liquor Act 2007* (the Act), on the licence of the Marrickville Ritz Hotel, Marrickville (the venue). The conditions are set out in Schedule 1 and 2.

Background

On 31 December 2024, the Authority received an application from Superintendent Despa Fitzgerald of the Inner West Police Area Command NSW Police (Police), seeking the variation and imposition of conditions under section 53 of the Act, on the licence of the Marrickville Ritz Hotel, LIQH400102968.

Police sought the proposed conditions due to ongoing issues of poor management practices on the licensed premises, resulting in unacceptable alcohol-related risks.

Police submitted that the venue had breached several conditions of their liquor licence over time, citing incidents at/near the premises including permitting intoxication, obscene behaviour, assault by patrons, failure to quit premises, and stealing.

Consultation and submissions

On 30 January 2025, the Authority issued a notification of proposed variation and imposition of certain conditions on the venue's licence under section 53 of the Act and invited submissions in response from all relevant parties.

No submissions were received by the due date and as such, no new material that might support a different course of action was provided. It is noted that the Police previously sought submissions from the licensee, whereby they agreed on 18 December 2024 to the imposition of the proposed conditions.

All relevant parties were advised on 25 February 2025 that the matter would be progressed to the Authority for a decision.

Our findings

We considered the material in the submission from NSW Police including the signed document whereby the licensee agreed to the imposition of the proposed conditions. We determined that in accordance with the powers under section 53 of the Act, updating the current Plan of Management (**Schedule 1**) to meet the requirements of the varied condition will provide sufficient information and guidance on venue procedures when dealing with certain higher risk types of incidents. This will assist in minimising the risk of harm to patrons while on and within the vicinity of the licensed premises.

We further determined that the imposition of an incident register condition (**Schedule 2**) will assist the venue to record incidents in an appropriate and consistent manner. This will assist management to identify issues and develop appropriate strategies to reduce the risk of alcohol-related violence and anti-social behaviour occurring at the venue. A properly maintained incident register is a useful compliance tool and can form part of the venue's responsible practice.

The material we considered

In determining the section 53 application, the following material was considered:

- NSW Police application dated 31 December 2024 and supporting documents

If you have any questions

Please contact the Office of ILGA at office@ilga.nsw.gov.au if you have any questions.

Yours sincerely



Caroline Lamb

Chairperson

Independent Liquor & Gaming Authority

Schedule 1: Licence conditions to be varied - Marrickville Ritz Hotel

No.	Condition to be varied	Description
1.	Liquor plan of management	<ol style="list-style-type: none"> 1. The licensee must engage a person who holds a current class 2A security licence, or is otherwise suitably qualified, to prepare the plan of management for the licensed premises. 2. The plan should be systems based and adopt a continuing approach to address: <ol style="list-style-type: none"> a. compliance with licence conditions and liquor laws b. responsible service of alcohol c. minimising disturbance to the neighbourhood particularly addressing effective management of patrons: <ol style="list-style-type: none"> i. who are intoxicated, violent, quarrelsome and disorderly ii. queuing to gain entry to the premises iii. within and departing the premises d. effective management and deployment of venue staff particularly addressing: <ol style="list-style-type: none"> i. maintaining an incident register ii. security and patron safety iii. crime scene management procedures iv. induction and training e. appropriate responses to concerns as they arise from the Police Area Commander (or relevant Police Area Command in which the premises is situated) or residents affected by the operation of the licensed premises. 3. The plan should be updated from time to time as required, but only with the agreement of the Police Area Commander (of the relevant Police Area Command in which the premises is situated). 4. A copy of the plan must be served on the Police Area Commander (of the relevant Police Area Command in which the premises is situated) and the Director Compliance Operations, Liquor & Gaming NSW within 14 days of the implementation of, or any variation to, the plan. 5. A copy of the current plan must be maintained at the licensed premises and made available for immediate inspection by members of the NSW Police Force or inspectors from Liquor & Gaming NSW. <p>The licensee must comply with the terms and requirements as set out in the plan.</p>

Schedule 2: Licence conditions to be imposed - Marrickville Ritz Hotel

No.	Condition to be imposed	Description
1.	Incident register	<p>1. 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:</p> <ul style="list-style-type: none"> a. any incident involving violence or anti-social behaviour occurring on the premises, b. any incident of which the licensee is aware that involves violence or anti-social behaviour occurring in the immediate vicinity of the premises and that involves a person who has recently left, or been refused admission to, the premises, c. any incident that results in a person being turned out of the premises under section 77 of the Liquor Act 2007, d. any incident that results in a patron of the premises requiring medical assistance. <p>2. The licensee must, if requested to do so by a Police officer or Liquor & Gaming NSW inspector:</p> <ul style="list-style-type: none"> a. make any such incident register immediately available for inspection by a Police officer or Liquor & Gaming NSW inspector, and b. allow a Police officer or Liquor & Gaming NSW inspector to take copies of the register or to remove the register from the premises. <p>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.</p>