

NSW Independent Liquor & Gaming Authority

Our ref: DF25/080321

Mr Grant Cusack
Hatzis Cusack Lawyers

19 December 2025

Dear Mr Cusack

Application No.	APP-0015357952
Applicant	FOREST HILL CELLARS PTY LTD
Application for	New packaged liquor licence
Application date	26 September 2025
Decision date	10 December 2025
Proposed licence name	Temora Cellars
Proposed Trading hours	Monday to Sunday 10:00 AM – 10:00 PM
Proposed premises	231 Hoskins Street Temora NSW 2666
Legislation	Sections 3, 11A, 12, 29, 40, 44, 45, 47B, 72I, 114 and 123 of the <i>Liquor Act 2007</i>

Decision of the Independent Liquor & Gaming Authority

Application for a new packaged liquor licence – Temora Cellars

We **approve** the application above under section 45 and 72I of the *Liquor Act 2007* (**the Act**) – with the conditions set out in Schedule 1. The 6-hour closure period overrides any condition of the licence.

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 be consistent with the objects of the Act and will not be detrimental to the wellbeing of the local or broader community.

Our main findings

The local community for the purposes of this decision is the suburb of Temora. The broader community is the Local Government Area (**LGA**) of Temora.

The applicant sought a licence to operate an independent packaged liquor licence with delivery service in Temora. The town serves as the service centre for the surrounding agricultural properties in the region. The town is also a popular tourist destination and home to the nationally significant Temora Aviation Museum.

We note the lack of information on the identity of the directors of the proposed corporate licensee.

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

Social impacts

We accept that the proposal could contribute to an increase in alcohol-related harm in the local and broader communities because of the:

- medium-density crime hotspot for domestic assault and a low-density crime hotspot for malicious damage to property within the suburb
- incident rates for malicious damage to property and alcohol-related disorderly conduct being higher in the suburb than in NSW and the incident rate for alcohol-related disorderly conduct being higher in the LGA than in NSW¹
- saturation rate of packaged liquor licences being higher in the suburb and LGA than in NSW¹
- Socio-Economic Index for Areas (SEIFA) data indicating a below average level of socio-economic advantage and disadvantage in the suburb compared to other communities in NSW²
- percentage of Aboriginal and/or Torres Strait Islanders (ATSI) population in the suburb and LGA being higher than in NSW³
- rate of alcohol-attributed deaths and hospitalisations in the LGA being higher than in NSW.

However, we note that the below factors weighed in favour of approval of the application, and may also partially or fully mitigate some of the risks identified above:

- there were no objections from government agencies or the community
- the incident rate for alcohol-related domestic assault and alcohol-related non-domestic assault in the suburb are aligned to NSW and the incident rate for alcohol-related

¹ Temora functions as a rural service centre for properties within the north-eastern part of the Riverina region and is also a notable tourist destination. This result is seasonally high levels of visitation from agricultural workers and other visitors increasing the population of the suburb compared to the local population. This may skew both crime and licence density statistics which are calculated using residential population figures alone.

² Research shows that the association between liquor outlet density and assaults is stronger in areas with lower socio-economic status (Association of liquor outlet density with domestic and non-domestic assault in New South Wales; Jiang, H., Riordan, B., Laslett, A-M., Livingston, M., Lee, K., James, D., Stearne, A., & Room, R. (2024)).

³ Research shows that the association between liquor outlet density and assaults is stronger in areas with higher percentages of ATSI (Association of liquor outlet density with domestic and non-domestic assault in New South Wales; Jiang, H., Riordan, B., Laslett, A-M., Livingston, M., Lee, K., James, D., Stearne, A., & Room, R. (2024)).

domestic assault, alcohol-related non-domestic assault and malicious damage to property in the LGA are either aligned or lower than NSW¹

- Temora is experiencing significant development and population growth
- the 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
- the legislation
- certificate of advertising
- 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
- L&GNSW compliance materials
- stakeholder submissions and the applicant's response to them.

We also considered Guideline 6 to assess the likely overall 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 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: new.applications@liquorandgaming.nsw.gov.au if you have any questions.

Yours sincerely



Chris Honey
Deputy Chairperson
NSW Independent Liquor & Gaming Authority

Schedule 1: Licence conditions to be imposed - Temora Cellars

No.	Condition	Description
1.	6-hour closure	Section 11A of the <i>Liquor Act 2007</i> applies to this licence. Liquor must not be sold by retail on the licensed premises for a continuous period of 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.	Retail sales	Good Friday: Not permitted December 24 th : Normal trading Monday to Saturday, 8:00 AM to 12:00 midnight Sunday Christmas Day: Not permitted December 31 st : Normal trading Monday to Saturday, 10:00 AM to 12:00 midnight Sunday.
3.	Overall impact	The business authorised by this licence must not operate with a greater overall level of overall impact on the well-being of the local and broader community than what could reasonably be expected from the information contained in the application and other information submitted in the process of obtaining the licence.
4.	Liquor plan of management	The premises is to be operated at all times in accordance with the Plan of Management dated August 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.
5.	CCTV	<ol style="list-style-type: none"> The licensee must maintain a closed-circuit television (CCTV) system on the licensed premises ("the premises") in accordance with the following requirements: <ol style="list-style-type: none"> the system must record continuously from opening time until one hour after the premises is required to close recordings must be in digital format and at a minimum of ten (10) frames per second any recorded image must specify the time and date of the recorded image the system's cameras must cover the following areas: <ol style="list-style-type: none"> all entry and exit points on the premises, and all publicly accessible areas (other than toilets) within the premises. The licensee must also: <ol style="list-style-type: none"> 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 within 24 hours of any request by the police officer or Liquor and Gaming NSW inspector to provide such recordings.

No.	Condition	Description
6.	Liquor accord	The licensee or its representative must join and be an active participant in the local liquor accord.
7.	Crime scene preservation	<p>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:</p> <ol style="list-style-type: none"> 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. <p>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 (e.g. crowd controller or bouncer) on or about the premises.</p>
8.	Incident register	<ol style="list-style-type: none"> 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: <ol 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. 2. The licensee must, if requested to do so by a police officer or Liquor & Gaming NSW inspector: <ol 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. 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.