



UNDERTAKING

Liquor Licensing Act 1997

Undertaking given to the Liquor and Gambling Commissioner for the purposes of Section 119A(1) of the *Liquor Licensing Act 1997* by:

Jeff Denton Nominees Pty Ltd **and** Mr Jeffrey Leon Denton

Persons Giving this Undertaking

1. This undertaking is given to the Liquor and Gambling Commissioner (**the Commissioner**) by Jeff Denton Nominees Pty Ltd and Mr Jeffrey Leon Denton in relation to the business conducted under General & Hotel Licence, number 57004089, for the purposes of Section 119A(1) of the *Liquor Licensing Act 1997* (**the Act**)

Background

2. Jeff Denton Nominees Pty Ltd (**the licensee**) has held a General & Hotel Licence, number 57004089, pertaining to the premises known as Thevenard Hotel (**the Premises**), located at 115 Thevenard Road, Thevenard, South Australia, pursuant to Section 32 of the Act since 28 January 2020.
3. Mr Jeffrey Leon Denton is the sole director of the licensee.

Conduct of Concern

4. On 14 October 2020, staff working at the Premises failed to request or require a patron to produce identification, when a purchase of liquor for consumption off the licensed premises was made, contrary to the requirements of the third Attachment A condition of the General & Hotel Licence, which states: '**Any person purchasing liquor for consumption off must produce photographic identification**'.

Contraventions

5. Section 45(1) of the Act relevantly provides:
(1) If a condition of a licence is not complied with—
(a) the licensee is guilty of an offence;
6. The Commissioner considers, and the licensee acknowledges, that:
 - 6.1. by permitting the conduct described in paragraph 4, the licensee has contravened section 45(1) of the Act; and
 - 6.2. there are proper grounds for disciplinary action pursuant to section 119(1)(b)(ii) of the Act.

Undertaking

7. The licensee undertakes to the Commissioner that it will ensure that any person purchasing liquor for consumption off will be required to produce photographic identification, in accordance with the third Attachment A condition of the General & Hotel Licence.

Commencement of Undertaking


- 8. This undertaking comes into effect when:
 - 8.1. The undertaking is executed by the licensee; and
 - 8.2. The Commissioner accepts the undertaking so executed.

Acknowledgments

- 9. The licensee acknowledges that:
 - 9.1. Consumer and Business Services (CBS) will make this undertaking publicly available including by publishing it on CBS' public register of undertakings on its website; and
 - 9.2. CBS may, from time to time, make public reference to the undertaking including in news media statements and in CBS publications; and
 - 9.3. This undertaking in no way derogates from the rights and remedies available to any other person arising from the alleged conduct.

Executed as an Undertaking

Executed by Mr Jeffrey Denton as sole Director of Jeff Denton Nominees Pty Ltd on behalf of the licensee:


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Signature

Jeffrey Denton

Date: 10th May 2021


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Signature of Witness

Name of Witness: KADE HALBERT

Date: 10/05/21

Accepted by the Liquor and Gambling Commissioner pursuant to Section 119A(1) of the *Liquor Licensing Act 1997*.


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Liquor and Gambling Commissioner

Date: 21/5/21