

Decision Notification

Application Details

Application no.	220424
Licence No.	57003562
Licence Class	General & Hotel
Premises Name	Royal Arms Hotel
Premises Address	275 St Vincent Street PORT ADELAIDE SA 5015
Licensee	CHOPAN PTY LTD
Applicant	17 SECTOR GROUP PTY. LTD.
Application Type	Application for Transfer of Licence
Representative	Viviana Paradiso - Clelands Lawyers

Outcome

Decision	Granted
Effective Date	28 Feb 2023

Requirements

The requirement to provide the following in support of the application has been waived:

The requirement to advertise the application by notice placed on the premises

The following requirements in support of the application have been satisfied:

- Landlord's consent has been obtained
- The application has been advertised

People

Position of Authority

The following persons are approved to occupy any position of authority in the entity holding the licence:

- Rupinder Singh Maan (163709)
- Vikram Singh (164619)

Licensee

Transfer

The licence is transferred to 17 SECTOR GROUP PTY. LTD effective from 28 Feb 2023.

Determination Details

Submissions from the following persons or corporate entities were received and taken into consideration when determining this application: Tania Smallwood

I exercise my absolute discretion under section 81(1)(a) of the Act to determine this matter without holding a hearing.

Ms Smallwood opposes the grant of the application on the grounds that there are already several premises in the area that operate gaming machines and allowing them at this premises will negatively impact to the community. Concerns are also raised in relation to noise late at night from persons coming and going from the venue.

It is important to note that the application is for the transfer of an existing licence from one entity to another entity.

With regards to transferring a licence I am not required to consider section 57 of the Act, which is the requirement for the applicant to satisfy the authority that the operation of the venue will not result in undue offence, annoyance, disturbance or inconvenience to those who reside, work or worship in the vicinity. This is only required to be satisfied at the point the licence is initially granted, or if it is moved to a new address. As the licence in question was an existing licence the authority has already been satisfied of these requirements at some point in the past. This also applies in relation to the gaming machine licence, the licensing authority has already been satisfied that the premises is suitable to conduct gaming operations, and is not required to consider these matters for the purposes of assessing an application to transfer the licence from one entity to the other. Even if the applications to transfer the licence were refused, the licences would still exist they would just remain with the current licensee.

There does not appear to be any valid grounds to refuse these applications and accordingly the applications are granted.

Reasons for Decision

In reaching my determination, I have had regard to the objects of the *Liquor Licensing Act 1997*.

Under Delegation from the Liquor and Gambling Commissioner



Ashleigh Hughes
Manager, Liquor & Gaming
28 Feb 2023