

# Decision Notification

## Application Details

|                  |   |
|------------------|---|
| Application no.  | 219679, 219680  |
| Licence No.      | 57007930  |
| Licence Class    | General & Hotel   |
| Premises Name    | National Wine Centre  |
| Premises Address | Lot 200 Hackney Road<br>ADELAIDE SA 5000  |
| Licensee         | University of Adelaide  |
| Applicant        | National Wine Centre Pty Ltd as trustee for National Wine Centre Trust                        |
| Application Type | Application for Transfer of Licence, Application for the Approval of Profit Sharing Agreement |
| Representative   | Ben Allen - Wallmans Lawyers  |

## Outcome

|                |                   |
|----------------|-------------------|
| Decision       | Conditional Grant |
| Effective Date | 01 Feb 2023       |

## Requirements

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:

- Helen Germein Edwards (10058)
- Andrew John Killey (29763)
- Leonard Alexander Gilbert (77965)
- Joshua Lawrence Fitzpatrick (135175)
- Benjamin James William Grindlay (175492)
- Simon Peter Anthony Burgess (175493)

## Licensee

### Transfer

I note that settlement will now take place on 01 Feb 2023. As such, the transfer will now become effective on this date.

The licence is transferred on the condition that the applicant advises our office once settlement has occurred. Once our office has been advised, a further order will be made and the licence updated.

This conditional approval will expire after 60 days from the date of this order.

## Profit Sharing Agreement

- Nothing in this approval or in the terms of the Agreement between the parties shall relieve the licensee of its duties or liabilities under the Act.
- The approval is for the period specified in the agreement and there shall be no changes or alterations to the agreement without the prior approval of the Licensing Authority.
- Nothing in this approval or in the terms and conditions of the agreement between the parties shall relieve the unlicensed entity of its duties and liabilities under the law of South Australia.
- It is a requirement under section 99(3) of the Act that the business conducted under the Agreement be conducted under the personal supervision and management of a natural person approved by the licensing authority.
- The licensee will maintain accounts and records in accordance with the Act and its Regulations for inspection by an authorised officer.

## Reasons for Decision

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

I have considered the terms of the profit sharing agreement provided to the Authority for approval and am satisfied that the agreement / arrangement is in the public interest. I am also satisfied that the agreement/ arrangement does not adversely affect the rights and reasonable expectations of persons presently in employment. The profit sharing agreement is approved pursuant to section 99 of the *Liquor Licensing Act 1997*.

## Under Delegation from the Liquor and Gambling Commissioner



Paul Bertram

Hearings Delegate

24 Jan 2023