

# Decision Notification

## Application Details

Application no.	220404, 220405
Licence No.	57214171
Licence Class	Club
Premises Name	Sturt Lions Football Club
Premises Address	Lot 21 Shepherds Hill Road, Eden Hills Eden Hills SA 5050
Licensee	Sturt Lions Football Club Incorporated
Application Type	Application for a Liquor Licence, Application for Exemption\Responsible person

## Outcome

Decision	Granted
Effective Date	28 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
- All approvals, consents or exemptions have been obtained

## People

### Committee Members

I note the following persons are part of the committee of management of the club:

- David George Forster (76680)
- John William Vander Veecken (172219)
- Lino Fusco (176556)
- Melanie Ruseell (176557)
- Dan Donaghey (176560)
- Sean O'Toole (176562)
- Peppe Fusco (176563)

## Premises

### New Premises

The licensed area is outlined in red on the approved plan.

### Capacity

The capacity of the venue is set at 300.

## Exemptions

The following exemptions are added to the licence

- Responsible Person

## Conditions

### The following conditions are added to the licence

- The exemption from the Responsible Person requirements only applies when there are less than 50 patrons at any one time.
- A committee member must be contactable by phone at all times the exemption from the Responsible Person requirements applies.

## Authorisations

### The following authorisations/restrictions are added to the licence

- Sale of liquor for consumption on the licensed premises authorised

## Trading hours

### The following are the approved trading hours

	Consumption on premises	Consumption off premises
Monday	6:00 pm to 10:00 pm	-
Tuesday	6:00 pm to 10:00 pm	-
Wednesday	6:00 pm to 10:00 pm	-
Thursday	6:00 pm to 10:00 pm	-
Friday	6:00 pm to 11:00 pm	-
Saturday	Midday to 11:00 pm	-
Sunday	Midday to 10:00 pm	-

## Reasons for Decision

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

It is a requirement under section 97(1) of the Liquor Licensing Act 1997 (the Act) that premises must be personally supervised by a responsible person at all times that they are open to the public, however under section 97(2) of the Act the Commissioner may exempt a licensee from this requirement and approve alternative arrangements for the supervision and management of the business. An exemption can only be granted if the licensing authority is satisfied that, in view of the limited scope of a business conducted under a licence, an exemption would not compromise the principle of responsible service of alcohol and consumption of liquor.

The licensee of the Sturt Lions Football Club Incorporated has applied for an exemption from this requirement.

The applicant has submitted the following reasons why they should be granted an exemption:

*As a community sporting club it would be good to be able to sell alcohol on small attendance events like training nights or meetings and having a Responsible Person supervising in addition to a RSA person is tough for a volunteer based organisation.*

## Decision

The principle of responsible service of alcohol is an important aspect of the licensing regime and contributes to overall public safety surrounding the consumption of liquor. In deciding whether to grant an exemption from these requirements, the interest of the public should be considered against the burden of ensuring a responsible person is present at all times.

I have considered the statement provided by the licensee and find it appropriate to restrict the exemption to only apply when the capacity is below 50. If the club intends to exceed the 50 person limit, then a responsible person is to be present.

When the exemption is in force, that being the capacity being less than 50, I am satisfied that the premises can be supervised and managed by having an approved committee member contactable by phone.

I note that this exemption applies only to the requirement to have a responsible person present at all times, and that the licensee must still comply with the provisions of the General Code of Practice requiring all persons involved in the sale and supply of liquor to have completed approved responsible service of alcohol training.

## Under Delegation from the Liquor and Gambling Commissioner



Vanessa Karastamatis  
Team Leader, Liquor and Gaming  
28 Feb 2023