

Decision Notification

Application Details

Application no.	218241
Licence No.	57214147
Licence Class	Club
Premises Name	Six Brothers Social Motorcycle Club
Premises Address	65 Sellicks Beach Road SELLICKS BEACH SA 5174
Applicant	Six Brothers Social Motorcycle Club Incorporated
Application Type	Application for a Liquor Licence

Outcome

Decision	Granted
Effective Date	22 Nov 2022

Requirements

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

Landlord's consent as the applicant owns the premises

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

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:

- Julie Annette Ophof (173471)
- Clayton Paul Ware (173472)
- Ben Alfred Mastrogiacomo (173473)
- David John Radley (173474)
- Peter George Dawson (173475)

Premises

New Premises

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

Capacity

The capacity of the venue is set at 20.

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	-	-
Tuesday	-	-
Wednesday	-	-
Thursday	-	-
Friday	5:00 pm to Midnight	-
Saturday	-	-
Sunday	-	-

Reasons for Decision

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

Six Brothers Social Motorcycle Club Incorporated (**the Applicant**) has applied for a Club Liquor Licence in respect of a premises situated at 65 Sellicks Beach Road, Sellicks Beach, SA 5174, to be known as Six Brothers SMC Incorporated (**the Premises**). The proposed trading hours for the premises are from 5:00pm until 10:00pm on Friday nights only. The proposed licensed area is 30 square metres with a proposed capacity of 20 persons.

The Applicant is an incorporated association under the *Associations Incorporation Act 1985*. The objects of the association include fundraising and raising awareness for suicide prevention, operating with a goal of helping men and women to access help that they require, with the Association working with police and ambulance services and councillors as required.

The Applicant has provided information that the Premises will operate most Friday nights from 5pm to 10pm for members only, and they do not have members of the public unless they are a prospective new member to 'meet and see what the club is about'. The Applicant has further provided that they have strict alcohol policies, a matter the Applicant considers to be of particular necessity for their club given that a large proportion of members are recovering from mental health issues and many are on consistent medication for such.

The City of Onkaparinga Council have provided support for the application, provided that it operates within the parameters of a 'home activity', as defined in regulation 3 of the *Planning, Development and Infrastructure (General) Regulations 2017* in that it does not exceed a floor area of 30m². South Australia Police (**SAPOL**) have not objected to the application, nor have any other parties. The Applicant has further provided evidence of consultation with neighbours, and two letters of support from neighbours have been provided.

Ordinarily, the Licensing Authority would be hesitant to grant such an application given that the proposed premises is residential in nature, and the Licensing Authority is cautious of setting an undesirable precedent with respect to licensing residential properties in residential areas. Further, an application in this nature would typically be expected to receive submissions objecting to the application by neighbours not wanting to be disrupted by noise. However, I consider this application to be quite unique, insofar as the neighbours and the City of Onkaparinga Council are in support of the application, the Applicant is an association which operates for a purpose that I consider to be in the public interest, and that the association works regularly alongside SAPOL, SA Ambulance, and other help services, in addition to the information provided by the Applicant relating to the manner of the proposed operation of the premises. I am therefore satisfied that the grant of this application is in the public interest and consistent with the objects of the *Liquor Licensing Act 1997*.

Accordingly, the application for a Club Liquor Licence is granted.

Under Delegation from the Liquor and Gambling Commissioner



Zoe Thomas
Assistant Director, Licensing
22 Nov 2022