

# Decision Notification

## Application Details

Application no.	209452, 209453
Licence No.	57303873
Licence Class	Restaurant & Catering
Premises Name	Cafe Lune
Proposed Premises Name	The Alchemists Kitchen
Premises Address	81 Jetty Road BRIGHTON SA 5048
Licensee	Brightlune Pty Ltd
Applicant	DND Enterprises Pty Ltd, DND Enterprises Family Trust
Application Type	Application for Transfer of Licence, Application for Extension of Trading Area (S 69)

## Outcome

Decision	Granted
Effective Date	13 Aug 2021

## 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
- All approvals, consents or exemptions have been obtained

## People

### Position of Authority

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

- Deeb Daniel Milky (147572)
- Daniel Abraham Milky (124614)

## Licensee

I note that the applicant will hold the licence as trustee for DND Enterprises Family Trust .

### Transfer

The licence is transferred to DND Enterprises PTY LTD, DND Enterprises Family Trust effective from 13 Aug 2021.

The licence is transferred, subject to settlement taking place on or before that date. If settlement does not take place on or before that date the applicant must advise this office in writing of the new settlement date.

## Premises

### Premises Name

I note that the premises name has changed to The Alchemists Kitchen.

### Licence Plan

The licensee is authorised to sell and supply liquor in an area adjacent to the premises for consumption in that area, as outlined in red on the approved plan.

## 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.

I note that the licensee currently has an exemption from this requirement.

As part of the application for the transfer of licence, I have reviewed this exemption and asked the applicant to provide a submission if they wished the for the exemption to remain on the licence.

The applicant has requested that the exemption be removed from the licence. Under section 43 of the Act, I remove the exemption from responsible person from the licence.

## Under Delegation from the Liquor and Gambling Commissioner



Jane Widdowson  
Hearings Delegate  
13 Aug 2021