

Decision Notification

Application Details

Application no.	214227, 214228
Licence No.	57304829
Licence Class	Restaurant & Catering
Premises Name	Marino Rocks Cafe Restaurant
Premises Address	1 Marine Parade MARINO SA 5049
Licensee	Sabuncu, T
Applicant	Marino Rocks Community Co-Operative Limited
Application Type	Application for Transfer of Licence, Application for the Approval of Profit Sharing Agreement
Representative	Michele Lemon-Spence - Stevens Partners

Outcome

Decision	Granted
Effective Date	16 Mar 2022

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:

- David Anthony Bagshaw (171182)
- Laura Jayne Willis (171216)
- Kayne Antony Ensten (171217)
- Allys Jane Todd (171273)
- Ariella Ester Rose Helfgott (171338)

Licensee

Transfer

The licence is transferred to Marino Rocks Community Co-Operative Limited effective from 16 Mar 2022.

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.

Profit Sharing Agreement

Noting Marino Rocks Community Co-Operative Limited is a distributing cooperative, I approve the arrangement established via the Cooperative's rules that may permit a distribution of profits from the licensed business to its current and future members.

I am satisfied the agreement is likely to assist the liquor industry and industries with which it is closely associated and is in the public interest. I am satisfied the agreement does not adversely affect the rights and reasonable expectations of persons presently in employment.

Reasons for Decision

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

Pursuant to section 63 of the Act, I am satisfied that each person who occupies a position of authority is a fit and proper person to occupy such a position in the entity to hold the licence. I note the "positions of the authority" for the licensed entity will consist of the directors of of the Cooperative's Board of Directors as constituted from time to time.

Pursuant to section 72 of the Act, I am satisfied the lessor has consented to the application.

I am satisfied the current licensee has consented to the application.

Under Delegation from the Liquor and Gambling Commissioner



Ben Johns
Manager, Liquor & Gambling
15 Mar 2022