

Decision Notification

Application Details

Application no.	209275
Licence No.	57104520
Licence Class	On Premises
Premises Name	Studio Vino Glenelg
Premises Address	8/59 Nile St Glenelg SA 5045
Applicant	PINTARLO PTY LTD
Application Type	Application for a Liquor Licence

Outcome

Decision	Granted
Effective Date	30 Jul 2021

Requirements

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

The requirement to provide a community impact submission in support of the application

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:

- Jennifer Leigh Halman (136936)

Conditions

The following conditions are added to the licence

- Liquor shall only be sold or supplied to persons attending a ticketed art course event for the duration of, and up to 30 minutes after, the scheduled event.

Premises

New Premises

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

Capacity

The capacity of the venue is set at 35.

Trading hours

The following are the approved trading hours

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

Reasons for Decision

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

The application is for the grant of an on premises licence. The trade proposed by the applicant is very restricted, being a paint and sip art studio where the applicant intends to run two to three hour painting events with pre-registered guests.

In the circumstances, I have waived the requirement for the applicant to complete a community impact submission on the basis that the trade proposed under the new licence is restricted.

Applications for the grant of on premises licences are designated applications for the purposes of the *Liquor Licensing Act 1997* (the Act). The application can only be granted if it is in the community interest. In determining whether or not a designated application is in the community interest, the licensing authority must have regard to the matters set out at section 53A(2) of the Act.

I have had regard to each of the considerations, and am satisfied that the grant of the application is in the community interest. In particular, I will address the harm and cultural, recreational and employment benefits of the grant of this licence.

With respect to harm that might be caused due to the excessive or inappropriate consumption of liquor, the amount of liquor being provided is minimal and is secondary to the provision of art lessons. I am satisfied that the grant of the licence would be unlikely to cause harm due to the excessive or inappropriate consumption of liquor.

With respect to the cultural, recreational, employment or tourism impacts that the grant of the licence will have on the locality, I am satisfied that there is a cultural, recreational and employment benefit, being the provision of art classes and the sale and supply of liquor in a new setting. I am satisfied that the grant of this application would have a positive cultural, recreational and employment benefit to the locality.

For the reasons set out above, I am satisfied that the grant of the application is in the community interest.

I note that the licensing authority has not received any submissions opposing the application.

I do not consider that there is any other reason why I should refuse the application under the broad discretion available in section 53 of the Act.

On the material before me there is no reason to refuse the application pursuant to either section 53(1a) or section

53(1b) of the Act.

I am of the view that granting the application is in the community interest, the public interest, and is consistent with the objects of the Act.

Pursuant to section 57 of the Act, I am satisfied that the premises for which the licence is sought are of a sufficient standard for the purpose of carrying on business under the licence. By email of 30 June 2021, the City of Holdfast Bay confirmed that the trade proposed did not require further planning consent. Further, I am satisfied that the operation of the licence would be unlikely to result in undue offence, annoyance, disturbance or inconvenience to people who reside, work or worship in the vicinity of the premises and or to prejudice the safety or welfare of children attending kindergarten, primary school or secondary school in the vicinity of the premises.

Accordingly, the application for an on premises licence is granted subject to the condition that liquor shall only be sold or supplied to persons attending a ticketed art course event for the duration of, and up to 30 minutes after, the scheduled event.

Under Delegation from the Liquor and Gambling Commissioner



Natasha Kontzionis
Manager, Liquor & Gambling
30 Jul 2021