

Decision Notification

Application Details

Application no.	215349
Licence No.	57104871
Licence Class	On Premises
Premises Name	Silver Sands Beach Club
Premises Address	Norman Road Aldinga Beach SA 5173
Applicant	Silver Sands Beach Club Pty Ltd
Application Type	Application for a Liquor Licence
Representative	Harry Patsouris - Patsouris & Associates Barristers & Solicitors

Outcome

Decision	Granted
Effective Date	11 May 2022

Procedural

I allow the applicant to vary their application as follows:

- amend category of licence from a General and Hotel to an On Premises licence

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

Position of Authority

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

- Nicholas James Stock (57518)
- Mark Anthony Kamleh (125802)

Premises

New Premises

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

Capacity

The capacity of the venue is set at 160.

Determination Details

Submissions from the following persons or corporate entities were received and taken into consideration when determining this application: Ross Stanley, Aldinga SLSC, Milton Wordley, Matthew Johnston, Gill Gordon-Smith, Brenton Schoemaker, Aldinga Hotel & AHA (SA)

A hearing was held on 21 February 2022 and 3 March 2022.

Community Impact Assessment

The application is a designated application for the purposes of section 53A of the Act.

I am satisfied that the granting of this application is in the community interest.

Trading hours

The following are the approved trading hours

	Consumption on premises	Consumption off premises
Monday	7:00 am to Midnight	-
Tuesday	7:00 am to Midnight	-
Wednesday	7:00 am to Midnight	-
Thursday	7:00 am to Midnight	-
Friday	7:00 am to Midnight	-
Saturday	7:00 am to Midnight	-
Sunday	7:00 am to Midnight	-

Reasons for Decision

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

I refer to my Decision dated 11 April 2022 (attached as a PDF), and note the following matters in addition:

- 1) The Applicant has confirmed that it consents to the grant of an 'On Premises' Licence instead of the General and Hotel Licence that it initially applied for;
- 2) The Authority provided the agreement between the Aldinga Bay Surf Life Saving Club Inc and the Silver Sands beach Club Pty Ltd ('the licence agreement') to the Department for Environment and Water to review;
- 3) The Department for Environment and Water has considered the agreement, and has advised the Authority that it is of the view that the agreement is properly characterised as a licence, rather than a lease, and has confirmed that while Ministerial consent is required (subject to exceptions) under the Crown Land Management Act 2009 for a lease, Ministerial consent is not required for a licence issued in relation to dedicated Crown land;

Consistent with my Decision dated 11 April 2022, and pursuant to s 53(3) of the Act, I hereby waive the requirement for Applicant to file a fresh application for an 'On Premises' Licence.

I grant an 'On Premises' Licence to the Silver Sands Beach Club Pty Ltd.

I approve Mr Nicholas James Stock and Mr Mark Anthony Kamleh to occupy any position of authority in the entity holding the licence.

Under Delegation from the Liquor and Gambling Commissioner



Dini Soulio
Liquor and Gambling Commissioner
11 May 2022