

Decision Notification

Application Details

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| Application no. | 210248 |
| Licence No. | 57619795 |
| Licence Class | Liquor Production & Sales |
| Premises Name | Lucid Distilling Company |
| Premises Address | 41 Radford Road Angaston SA 5353 |
| Applicant | REBEKAH JANE RICHARDSON |
| Application Type | Application for a Liquor Licence |

Outcome

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| Decision | Granted |
| Effective Date | 20 Aug 2021 |

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

Licensee

The following persons are approved to hold the licence:

- Rebekah Richardson (164615)

Determination Details

Submissions from the following persons or corporate entities were received and taken into consideration when determining this application: Commissioner of Police

Under section 76 of the *Liquor Licensing Act 1997*, (the Act) the Commissioner of Police has made written submissions against the application. The grounds for the written submissions are made under section 77(2)(a) of the Act, that to grant the application would be contrary to the Act in some other way. The Commissioner of Police in the submission has noted that as at 27 July 2021, the applicant had not satisfied the licensing authority of the requirements under section 57(2) of the Act and that to grant the application would be contrary to the Act.

In addition to this the Commissioner of Police has noted that should the applicant satisfy section 57(2) of the Act, the Licensing Authority should under section 11C of the Act take reasonable steps to avoid inconsistency with matters that are dealt with or addressed under the Planning, Development and Infrastructure Act 2016.

I note that on the 30 July 2021, the applicant provided correspondence from council that has satisfied the licensing authority of the requirements under section 57(2) of the Act.

Conditions

The following conditions are added to the licence

- The licence authorises the sale of liquor produced by the licensee either personally or under contract. Details of all contracts entered into must be available for inspection by an authorised officer.
- The licensee is authorised to despatch liquor from premises other than the licensed premises. Details of despatch sites must be made available for inspection by an authorised officer.
- The licensee shall not, as part of, or in connection with, the business authorised by this licence, invite or admit prospective purchasers of liquor to any premises or place at which liquor is displayed or stored by the licensee.

Premises

New Premises

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

Authorisations

The following authorisations/restrictions are added to the licence

- Sale of liquor restricted to the licensee's own product by direct sales transactions only

Annual Fees

Noting the restricted trade authorised by this licence, I reduce the annual fees payable under this licence, on an ongoing basis, to align with the annual fees for a category 1 liquor production and sales licence.

Reasons for Decision

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

As the applicant has confirmed there will be no access by the general public to the premises and that sales will occur on line only, I will impose the following conditions/authorisations on the licence:

- Sale of liquor restricted to licensee's own product and by direct sales transactions only
- The licensee shall not, as part of, or in connection with, the business authorised by this licence, invite or admit prospective purchasers of liquor to any premises or place at which liquor is displayed or stored by the licensee

Under Delegation from the Liquor and Gambling Commissioner



Jane Widdowson
Hearings Delegate
20 Aug 2021