

<h2>LIQUOR CONTROL REFERRALS</h2>	Date Adopted:	June 1996
	Adopted By:	Council
	Review Due:	July 2021
	Responsible Officer:	Manager Shire Strategy and Regulation
	Directorate:	Planning and Development
	EDRMS No:	D/19/96633

### PURPOSE

The purpose of this policy is to provide the Chief Executive Officer (or his nominee) with delegated authority to comment on routine referrals made to Council in accordance with Section 33 of the Liquor Control Reform Act 1998.

### DEFINITIONS

- Council** means Southern Grampians Shire Council
- CEO** means Chief Executive Officer

### APPLICATION AND SCOPE

Section 33 of the Liquor Control Reform Act 1998 requires the Director of the Liquor Licensing Commission to refer to the relevant municipal council for comment an application for a license for the variation of a license, or for the relocation of a license. However, the referral of an application for a limited license to Council is at the discretion of the Director of Liquor Licensing.

### GENERAL PROVISIONS

The Chief Executive Officer (or his nominee) is delegated with authority to respond on behalf of the Council in respect of the following referrals:

- applications for the transfer of an existing license or permit subject to there being no change in the hours of operation;
- applications for limited licenses for “occasional” local functions; or
- applications for limited licenses to permit a temporary extension of trading hours at existing licensed premises on specified dates, associated with local events and/or special occasions.

Any applications involving an applicant or licensed premises in respect of which formal complaints are known to have been made to Liquor Licensing Victoria, Victoria Police or the Council, or any breach of license conditions is known to have occurred during the five years immediately preceding the date of application, shall be reported to the Council for determination.

## IMPLEMENTATION

The Chief Executive Officer (or his nominee) shall make such inquiries as are considered appropriate with relevant Council staff, local police and throughout the local community prior to making any comment.

## CHARTER OF HUMAN RIGHTS COMPLIANCE

It is considered that this policy is compatible with the relevant human rights identified in the *Charter of Human Rights and Responsibilities Act 2006 (Vic)*.

## GENDER EQUALITY COMPLIANCE

It is considered that this policy is compatible with the relevant gender equality principles identified in the *Gender Equality Act 2020*.

Is a Gender Impact Assessment required?

- Yes
- No

## REVIEW

This Policy was originally adopted 12 June 1996 and the following reviews have taken place:

- February 1999
- May 2004
- April 2014

This Policy must be reviewed a minimum of every 4 years.

## AUTHORISED

This Policy was adopted at Council Meeting **{INSERT DATE}**

END