

NSW Independent Liquor & Gaming Authority

Our ref: DF24/024294

Mr David Rippingill
Design Collaborative

8 November 2024

Dear Mr Rippingill

Application No.	APP-0013290377
Applicant	CLUB AMICI LIMITED
Application for	New club licence with club functions authorisation & non-restricted area authorisation
Application date	1 July 2024
Decision date	16 October 2024
Proposed licence name	Amici Club
Proposed trading hours	<u>Consumption on premises</u> Monday to Saturday 6:30 PM – 12:00 AM Sunday 05:00 PM – 10:00 PM <u>Takeaway sales</u> Monday to Saturday 6:30 PM – 12:00 AM Sunday 05:00 PM – 10:00 PM
Proposed premises	Unit 2, 27 Victoria Avenue Castle Hill NSW 2154
Legislation	Sections 3, 11A, 12, 18,19, 20, 40, 44, 45, 48, 53 and 66 of the <i>Liquor Act 2007</i> Sections 10, 22 and 23 of the <i>Registered Clubs Act 1976</i>

Decision of the Independent Liquor & Gaming Authority Application for a new club licence with club functions authorisation & non-restricted area authorisation – Amici Club

We **approve** the application above under section 45 of the *Liquor Act 2007* – with the conditions set out in Schedule 1. The 6-hour closure period overrides any condition of the licence.

Statement of reasons

We are satisfied that the overall impact of approving the application will not be detrimental to the well-being of the local or broader community, while also promoting a balanced and responsible development of the industry.

Our main findings

The local community for the purposes of this decision is Castle Hill. The broader community is the Local Government Area (LGA) of The Hills.

Positive social impacts

The application is for a new club licence with club functions authorisation and non-restricted area authorisation. The proposed premises will be single storey, with reduced trading hours and will not operate gaming machines.

We are satisfied that the proposal would benefit the local and broader communities by providing increased convenience and choice.

Negative social impacts

We noted two objections from members of the public and accept that the proposal could contribute to an increase in alcohol-related harm in the local and broader communities.

However, we noted there were no agency objections and one submission in support from a member of the public and we are satisfied that any risks are reduced by the:

- proposed premises not being located in any crime-density hotspots in any categories we considered
- lower saturation rate of club licences in both the suburb and LGA than in NSW
- lower crime rates in the suburb and LGA than in NSW, for all categories we considered
- lower rate of alcohol-attributable deaths and hospitalisations in the LGA than in NSW
- SEIFA data indicating an above average level of relative socio-economic advantage and disadvantage in the suburb and LGA compared to other communities in NSW
- lower indigenous population in the suburb and LGA compared to the NSW average
- low patron capacity and relatively small sized venue
- harm-minimisation measures outlined in the plan of management and licence conditions, as set out in Schedule 1.

The material we considered

We considered the following material when making our decision:

- the application material — including evidence that stakeholders and the community were notified about the application
- a community impact statement (CIS)
- the plan of the licensed premises and any authorisations
- a plan of management for the licensed business
- a development consent for the premises
- statistics from Liquor & Gaming NSW, Bureau of Crime Statistics and Research, NSW Health and Australian Bureau of Statistics on the socio-economic status,

liquor licence density, alcohol-related crimes rates and health issues in the local and broader communities

- stakeholder submissions and the applicant's response to them.

We also considered [Guideline 6](#) to assess the likely social impact to the local and broader community.

This decision will be published on the Liquor & Gaming NSW website in accordance with section 36C of the *Gaming and Liquor Administration Act 2007*.

Opportunity for review

The applicant and anyone who was notified of the application and made a submission, may apply to [NCAT](#) for a review of the decision.

An application for review must be made no later 28 days after the decision is published on the website. There is a fee to lodge the application.

For more information, please contact the NCAT Registry at Level 10 John Maddison Tower, 86-90 Goulburn Street Sydney or visit the NCAT website.

If you have any questions

Please contact the case manager, Leonie Jennings, at Liquor & Gaming NSW if you have any questions.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Chris Honey', is displayed within a light blue rectangular box.

Chris Honey

Deputy Chairperson

Independent Liquor & Gaming Authority

Schedule 1: Licence conditions to be imposed - Amici Club

No.	Condition to be imposed	Description
1.	6-hour closure	Section 11A of the Liquor Act 2007 applies to this licence. Liquor must not be sold by retail on the licensed premises for a continuous period of six (6) hours between 04:00 AM and 10:00 AM during each consecutive period of 24 hours. The licensee must comply with this 6-hour closure period along with any other limits specified in the trading hours for this licence
2.	Restricted trading & NYE	Consumption on premises Good Friday 12:00 noon – 10:00 PM Christmas Day 12:00 noon – 10:00 PM (liquor can only be served with or ancillary to a meal in a dining area) December 31st Normal opening time until normal closing time or 2:00 AM on New Year's Day, whichever is the later.
3.	Take away sales	Good Friday Not permitted Christmas Day Not permitted December 31st Normal trading Monday to Saturday, 10:00 AM to 12:00 midnight on Sunday
4.	Social impact	The business authorised by this licence must not operate with a greater overall level of social impact on the wellbeing of the local and broader community than what could reasonably be expected from the information contained in the Community Impact Statement, application and other information submitted in the process of obtaining this licence on 16 October 2024 .
5.	Liquor Accord	The licensee or its representative must join and be an active participant in the local liquor accord.
6.	Plan of management	The premises is to be operated at all times in accordance with the Plan of Management dated 4 April 2023 as may be varied from time to time after consultation with NSW Police. A copy of the Plan of Management is to be kept on the premises and made available for inspection on the request of a police officer, council officer, Liquor and Gaming NSW inspector, or any other person authorised by the Independent Liquor and Gaming Authority.
7.	CCTV	1. The licensee must maintain a closed-circuit television (CCTV) system on the premises in accordance with the following requirements: a. the system must record continuously from opening time until one hour after the premises is required to close (or, in the case of a premises that is not required to cease trading, continuously at all times), b. recordings must be in digital format and at a minimum of ten (10) frames per second,

No.	Condition to be imposed	Description
		<ul style="list-style-type: none"> c. any recorded image must specify the time and date of the recorded image, d. the system's cameras must cover the following areas: <ul style="list-style-type: none"> i. all entry and exit points on the premises, ii. the footpath immediately adjacent to the premises, and iii. all publicly accessible areas (other than toilets) within the premises. <p>2. The licensee must also:</p> <ul style="list-style-type: none"> a. keep all recordings made by the CCTV system for at least 30 days, b. ensure that the CCTV system is accessible at all times the system is required to operate pursuant to clause 1(a), by at least one person able to access and fully operate the system, including downloading and producing recordings of CCTV footage, and c. provide any recordings made by the system to a police officer or Liquor and Gaming NSW inspector within 24 hours of any request by the police officer or Liquor and Gaming NSW inspector to provide such recordings.
8.	Restricted trading on public holidays	The licensed premises must cease to trade by 10:00 PM on public holidays.
9.	No gaming activities	No gaming machines may be operated on the licensed premises.
10.	Non-restricted area authorisation	Whole of the licensed premises.
11.	Club functions authorisation	Whole of the licensed premises
12.	Crime scene preservation	<p>Immediately after the person in charge of the licensed premises or a staff member becomes aware of any incident involving an act of violence causing injury to a person on the premises, the person in charge of the licensed premises and/or staff member must:</p> <ul style="list-style-type: none"> 1. take all practical steps to preserve and keep intact the area where the act of violence occurred, and retain all material and implements associated with the act of violence in accordance with the crime scene preservation guidelines issued by NSW Police 2. make direct and personal contact with the Local Area Commander or his/her delegate and advise the Commander or delegate of the incident, and 3. comply with any directions given by the Commander or delegate to preserve or keep intact the area where the violence occurred. <p>In this condition, 'staff member' means any person employed by, or acting on behalf of, the licensee of the premises, and includes any person who is employed to</p>

No.	Condition to be imposed	Description
		carry on security activities (eg. crowd controller or bouncer) on or about the premises.
13.	Complaints register	<ol style="list-style-type: none"> 1. A complaints register is to be maintained at the premises at all times which records the following: <ol style="list-style-type: none"> a. the name and number of the complainant b. the time and date on which the complaint was received c. the nature of the complaint, and d. the measures taken to resolve the complaint. 2. Details of complaints received, either in person or over the phone, must be: <ol style="list-style-type: none"> a. recorded in the complaints register, and b. reported to the duty manager. 3. A mobile or dedicated contact number for the duty manager is to be published on the hotel's website, and on a sign to be posted at the premises entrance. If requested, the duty manager's contact details