

# NSW Independent Liquor & Gaming Authority

Our ref: DF24/028334

Mr David Trusler

The DST Enterprise PTY LTD

18 December 2024

Dear Mr Trusler

Application No.	APP-0013586159
Applicant	CANAAN GROUP PTY LTD
Application for	New packaged liquor licence
Application date	12 August 2024
Decision date	12 December 2024
Licence name	Canaan Group Pty Ltd
Trading hours	Monday to Sunday 10:00 AM – 10:00 PM
Premises	232 Beamish Street Campsie NSW 2194
Legislation	Sections 3, 11A, 12, 29, 30, 31, 40, 44, 45, 53, 48, 114 and 123 of the <i>Liquor Act 2007</i>

## Decision of the Independent Liquor & Gaming Authority Application for a new packaged liquor licence – Canaan Group Pty Ltd

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.

### Mixed-use checkouts must be closed outside licensed hours

Under section 103(2) of the Act, any counter or place used to sell or supply liquor under the licence, including any mixed-use checkouts in the liquor sales area, must be closed to the public outside the licensed trading hours.

### 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.

McKell Building, 2-24 Rawson Place Haymarket NSW 2000 | GPO Box 4012 Sydney NSW 2001  
office@ilga.nsw.gov.au | ilga.nsw.gov.au | ABN 42 496 653 361

## **Our main findings**

The local community for the purposes of this decision is Campsie. The broader community is the Local Government Area (LGA) of Canterbury-Bankstown.

### *Positive social impacts*

The application is to operate a liquor sales area within an existing Asian supermarket, selling primarily Asian liquors.

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

### *Negative social impacts*

We accept that the proposal could contribute to an increase in alcohol-related harm in the local and broader communities because of the:

- premises being located in high density crime hotspots for all offence categories we considered
- Socio-Economic Indexes for Areas (SEIFA) data indicating a below average level of socio-economic advantage and disadvantage in the suburb compared to other communities in NSW.

However, we are satisfied that these risk factors are reduced by the:

- lower crime rates in both the suburb and LGA compared to NSW for all offence categories we considered
- lower saturation rate of packaged liquor licences in both the suburb and LGA compared to NSW
- lower rate of alcohol-attributable hospitalisations and deaths in the LGA compared to NSW
- Socio-Economic Indexes for Areas (SEIFA) data indicating an above average level of socio-economic advantage and disadvantage in the LGA compared to NSW
- specialised Asian liquor products condition on the licence
- 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 Statement of Risks and Potential Effects
- 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 crime 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 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, Max Costa, at Liquor & Gaming NSW if you have any questions.

Yours sincerely



Caroline Lamb

**Chairperson**

**Independent Liquor & Gaming Authority**

## Schedule 1: Licence conditions to be imposed - Canaan Group Pty Ltd

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 <b>04:00 AM and 10:00 AM</b> 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	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Good Friday</td> <td style="width: 50%;">Not permitted</td> </tr> <tr> <td>December 24<sup>th</sup></td> <td>Normal trading Monday to Saturday, 8:00 AM to 12:00 midnight Sunday</td> </tr> <tr> <td>Christmas Day</td> <td>Not permitted</td> </tr> <tr> <td>December 31<sup>st</sup></td> <td>Normal trading Monday to Saturday 10:00 AM to 12:00 midnight Sunday</td> </tr> </table>	Good Friday	Not permitted	December 24 <sup>th</sup>	Normal trading Monday to Saturday, 8:00 AM to 12:00 midnight Sunday	Christmas Day	Not permitted	December 31 <sup>st</sup>	Normal trading Monday to Saturday 10:00 AM to 12:00 midnight Sunday
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3.	Overall impact	The business authorised by this licence must not operate with a greater overall level of overall impact on the well-being of the local and broader community than what could reasonably be expected from the information contained in the application and other information submitted in the process of obtaining the licence.								
4.	Liquor Accord	The licensee or its representative must join and be an active participant in the local liquor accord.								
5.	Plan of management	The premises is to be operated at all times in accordance with the Plan of Management dated <b>17 October 2024</b> 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.								
6.	Adequate separation	The liquor sales area must be adequately defined from the rest of the supermarket in accordance with the premises plan as approved by the Independent Liquor and Gaming Authority on <b>12 December 2024</b> or any premises plan subsequently approved by the Authority.								
7.	CCTV	<ol style="list-style-type: none"> <li>1. The licensee must maintain a closed-circuit television (CCTV) system at the supermarket/specialty store in accordance with the following requirements: <ol style="list-style-type: none"> <li>a. the system must record continuously from opening time until one hour after the supermarket/specialty store is required to close,</li> <li>b. recordings must be in digital format and at a minimum of <b>ten (10)</b> frames per second,</li> <li>c. any recorded image must specify the time and date of the recorded image,</li> <li>d. the system's cameras must cover the following areas: <ol style="list-style-type: none"> <li>i. all entry and exit points to the supermarket/specialty store, and</li> </ol> </li> </ol> </li> </ol>								

No.	Condition to be imposed	Description
		<ul style="list-style-type: none"> <li>ii. all publicly accessible areas (other than toilets) within the liquor sales area.</li> </ul> <p>2. The licensee must also:</p> <ul style="list-style-type: none"> <li>a. keep all recordings made by the CCTV system for at least 30 days,</li> <li>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</li> <li>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.</li> </ul>
8.	Specialised liquor products	<ul style="list-style-type: none"> <li>1. The licensee must ensure that only the following liquor products are sold or supplied by the licensed business ("Business"): <ul style="list-style-type: none"> <li>(a) Liquor products produced in Indonesia, Thailand, China, South Korea, and Japan.</li> </ul> </li> <li>2. Other complementary liquor products, provided that those other products do not exceed more than 10% of the total product lines or 10% of the total products stocked on the premises at any one time, are also permitted. For liquor products available for sale under this sub-clause, the licensee must maintain documentation that stock levels do not exceed either of the specified 10% thresholds.</li> <li>3. The licensee must ensure that a list of the product lines and products stocked by the Business at any one time is kept at the premises and made available for inspection on the request of a police officer, Liquor &amp; Gaming NSW inspector, or any other person authorised by the Independent Liquor and Gaming Authority.</li> </ul>