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POSITION STATEMENT:	PSPD28
DIRECTORATE:	Planning & Development
BUSINESS UNIT:	Environmental Health Services Statutory Planning Services
SERVICE UNIT:	Environmental Health Services Statutory Planning Services
RESPONSIBLE OFFICER:	Manager, Environmental Health
FILE NO.:	086/002
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DATE LAST REVIEWED:	8 March 2018
ATTACHMENTS:	N/A
VERSION NO.	5

Dates of Amendments / Reviews:	
DAPPS Meeting:	26 July 2012 22 August 2013 26 November 2015 23 November 2017
OCM:	9 August 2012 12 September 2013 10 December 2015 14 December 2017

BACKGROUND:

Local Government has a specific role, as identified in the Liquor Control Act 1988. This role needs to be acknowledged and actioned by the City therefore there is a need for the City to establish a position in relation to Liquor Licence Applications, made under the Liquor Control Act 1998.

PURPOSE:

To provide guidance to the City when determining applications for liquor licensed premises.

POSITION:

- (1) The proponent may be required to submit some of the information contained in a Public Interest Assessment Report (PIAR) prior to determination of any planning application for licensed premises, in order for the City to assess the potential impact of the proposed licensed premises. Specifically, the information required includes:
 - How the licenced premises will operate;
 - Hours of operation;

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- Marketing and pricing of liquor;
 - External advertising and signage;
 - Information about the cumulative impact of nearby licenced premises; and
 - Information about sensitive land uses in the vicinity (e.g. schools, youth centres, health care facilities etc.).
- (2) The proponent, when submitting an application for planning approval for a bottle shop, shall be required to provide evidence that the catchment area for the proposed licensed premises is not already adequately serviced with existing bottle shops.
- (3) The City adopts the position that the community of Cockburn considers that local shopping centres are adequately serviced with a maximum of two bottle shops and any additional bottle shops should not be supported in or adjacent to local shopping centres, including South Lake and Beeliar Village.
- (4) The City shall not support applications for licensed premises located within close proximity to existing or approved educational establishments, places of public worship or community/recreational facilities (particularly youth orientated community facilities). A specific separation distance is not specified as it would be dependent upon the location/orientation of the educational establishment, place of public worship or community/recreational facility and the proposed licensed premises.
- (5) The City shall support applications for small bar licences in commercial zoned areas and will provide assistance to the applicant in establishing that the application is in the public interest, where it is supported by the Council and the local community.
- (6) In relation to each new or amended liquor licence the City shall lodge an intervention (in the form of a report) before the liquor licensing authority for the purpose of indicating the City's opinion on the application.
- (7) In relation to a liquor licence application that is not supported by the City and the community, the City will lodge an objection before the liquor licensing authority.

Delegations

- (a) Where a liquor licence application is considered to comply with the City's Town Planning requirements and is certain to be supported by Council then an appropriate submission to the Director of Racing Gaming and Liquor shall be lodged by the Director of Planning and Development.
- (b) Where a liquor licence application is advertised by the Director of Racing Gaming and Liquor and there is insufficient time to allow a report to be considered by Council, an appropriate submission to the Director of Racing

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Gaming and Liquor shall be lodged by the Director of Planning and Development.

Definitions

1. Licensed premises – all premises requiring or having a liquor licence.
2. Bottle shops – premises having a liquor licence to sell packaged liquor for consumption off the premises.
3. Small bar licence – premises having a liquor licence for the sale and supply of liquor for consumption on the premises only and with a maximum capacity of no more than 120 people at any one time.
4. Public Interest Assessment Report – as defined in the Liquor Control Act, 1988 (as amended).