

Delegate of the Director of Liquor Licensing

Decision Notice

MATTER:	Complaint pursuant to section 160 of the <i>Liquor Act 2019</i>
LICENSEE:	Alice Choice Caterers Pty Ltd - FLL1018
PREMISES:	Jump Inn – Alice Springs
LEGISLATION:	Part 7, Division 3 of the <i>Liquor Act 2019</i>
DECISION OF:	Delegate of the Director of Liquor Licensing
DATE OF DECISION:	21 August 2026

DECISION

1. For the reasons set out below as a delegate of the Director of Liquor Licensing (the Director), I upheld a complaint against the licensee, Alice Choice Caterers Pty Ltd for having breached the *Liquor Act 2019* (the Act) on 19 and 20 June 2026 by:
 - a. Contrary to section 109(1) of the Act, failing to produce to an inspector a record required to be kept by the licensee, or related to the sale, supply or service of liquor in the course of the licensee's business, being particulars of the purported licensed crowd controllers within invoice number 1002 issued by the licensee's security firm by 19 June 2026; and
 - b. Contrary to section 293(1) of the Act, not having a noise limiting device as required by the Northern Territory Liquor Commission (the Commission) Decision LC2024-018, LC2024-026, and LC2024-003 dated 06 September 2024.
2. Pursuant to section 163(1) of the Act, on completion of the investigation I am satisfied on the balance of probabilities, that the licensee or their employees have acted contrary to section 109 of the Act on 19 June 2026, and section 293 of the Act on 20 June 2026.
 - a. I take into account the licensee's response and also their overall compliance history. It is on the basis of all the materials that it is my decision to issue an infringement notice for the breaches pursuant to section 163(1)(d) of the Act and with reference to Schedule 6 of the *Liquor Regulations 2026* being:
 - a) section 109(1) of the Act – 1 penalty unit – (\$189.00); and
 - b) section 293(1) of the Act – 5 penalty units (\$945.00);
 - c) in total - \$1,134.00.

REASONS

Background

3. On 6 September 2024, the Commission upheld a series of complaints against the former licensee of these premises, imposing *inter alia*, the following conditions on the licence:

Noise

1 Introduction and Interpretation

- 1.2.3 “the approved maximum sound pressure level” means the maximum sound pressure level approved by the Director

...

2 Arrangements for noise management

- 2.1 The licensee must install a noise limiting device to prevent noise being emitted in excess of the approved maximum sound pressure level measured at front of house (4 metres from the stage), even if the volume is turned up by the sound system operator.
- 2.2 The licensee shall only cause or permit music to be played at events or functions with the noise limiting device engaged.¹

4. Following on from those decisions Schedule A attached to the licence for the premises at [4] requires the licensee to keep a register of sound level measurements and produce the register to an inspector upon request.
5. On 11 March 2026, the licence was transferred from 2SCCP Pty Ltd to Alice Choice Caterers Pty Ltd, with Mr Digvijay Singh as nominee. No changes to the conditions of the licence were made or sought, with this licensee still held to those conditions imposed by the Commission against the former licensee.
6. On 11 April 2026, inspectors attended the premises to conduct compliance inspections and inquired as to whether the licensee had the requisite noise limiting device, which the licensee confirmed they did not have.
7. The inspectors then requested the licensee present their sound check register and also a copy of their security register.
8. The register had entries indicating they had a crowd controller on duty on 17, 20, 21, 24, 27, 28, 31 March and 3, 4, 7 and 10 April 2026.
9. Inquiries were subsequently made as to whether those persons listed on the register held licences under the *Private Security Act 1995*.
10. On or about 14 April 2026, after making those inquiries, an inspector confirmed none of the persons listed on the register held licences under the *Private Security Act 1995*.
11. From these inquiries the inspector lodged a complaint against the licensee for a breach of the conditions of the licence.
12. On 13 July 2026, that complaint was upheld with a delegate of the Director issuing the licensee with an infringement notice for the failure to have licensed crowd controllers.
13. Although arising from that matter, this issue relates to the investigation undertaken for that matter and the licensee’s failure to produce documents as required.

¹ Northern Territory Liquor Commission, *Decision Notice – Complaints Against 2SCCP Pty Ltd T/A Jump Inn [2024] NTLiqComm 36, 6 September 2024 at [5.1, 5.2]*.

14. On 28 April 2026, the licensee provided invoice number 1002, from Alice Security Officers Pty Ltd, for licensed crowd controller services on the dates to which the previous matter relates.
15. On 17 June 2026, the inspector wrote to the licensee requesting a list be provided of the licensed crowd controllers particularised within the invoice number 1002 by close of business Friday, 19 June 2026. Shortly after sending the request, Mr Singh rang the inspector and the nature of information required was clarified.
16. No further response or materials have been provided by the licensee as required by 19 June 2026.
17. On 20 June 2026, inspectors attended the premises to conduct compliance inspections and inquired as to whether the licensee had the requisite noise limiting device, which the licensee again confirmed they did not have.
18. From these inquiries the inspector lodged a second complaint against the licensee for contravening section 109 of the Act; and a breach of licence conditions.

THE COMPLAINT

19. On 07 July 2026, a complaint was lodged with the Director pursuant to section 160 of the Act, the grounds for the complaint being pursuant to section 160(1)(a) and (b) of the Act in that:
 - a. the licensee contravened a condition of the licence or authority;
 - b. the licensee or the licensee's employee contravened another provision of this Act or the regulations, whether or not it constitutes an offence.
20. The complaint was in the approved form specifying the grounds for the complaint, was signed and lodged with the Director in compliance with the requirements of section 160(2) of the Act.
21. A delegate of the Director accepted the complaint on 09 July 2026, within the 14 day prescribed period and the licensee was given a notice of the substance of the complaint and invited to provide a response in compliance with section 162(1) of the Act.
22. The licensee contacted the Licensing NT Alice Springs office on or about 21 July and advised they required further time to respond. A delegate of the Director advised it was likely to be approved but they would need to send through a formal request in writing.
23. No written request for further time to respond was received, and no formal response was provided by the licensee.
24. It is for the above that on the balance of probabilities I uphold the complaint in that the licensee for:
 - a. failing to produce to an inspector a record required to be kept by the licensee, or related to the sale, supply or service of liquor in the course of the licensee's business, being particulars of the purported licensed crowd controllers within invoice number 1002 issued by the licensee's security firm by 19 June 2026; and
 - b. not having a noise limiting device as required by the Northern Territory Liquor Commission (the Commission) Decision LC2024-018, LC2024-026, and LC2024-003 dated 06 September 2024.
25. Despite being afforded the opportunity to provide further and better particulars in support of their claim, the licensee has failed to do so and I must therefore rely on the evidence before me.

DISCIPLINARY ACTION

26. On completion of the investigation, as a delegate of the Director I may do any of the following:
- Take no further action if satisfied that there are no grounds or evidence to justify taking further action, or the matter does not warrant taking further action;
 - Give the licensee a formal warning in relation to the complaint;
 - Mediate the complaint;
 - Issue an infringement notice in relation to the complaint;
 - Enter into an enforceable undertaking with the licensee; or
 - Refer the matter to the Commission for disciplinary action.
27. In determining an appropriate disposition in this matter, I am required to apply the principles of proportionality, parity and deterrence.
28. The disciplinary action must be proportionate to the seriousness of the contravention and the harm arising, or potential for harm as a result of these matters.
29. Having regards to previous like matters, the objective level of seriousness, the licensee's submission, along with previous penalties imposed for other matters, I have determined the appropriate action to take against the licensee is to issue an infringement notice.
30. Schedule 6 of the *Liquor Regulations 2019* the penalty units for conduct contrary to section 109(2) of the Act, being 1 penalty unit, and 293(1) of the Act, being 5 penalty units.
31. Within 14 days of making this decision the Act requires the complainant, licensee and the Commission to be given a copy of the notice.

REVIEW OF DECISION

28. Section 27 (1) of the Act provides that an affected person for a delegate decision may apply to the Director for a review of the decision.
29. Section 27(2) of the Act sets out the procedures for applying for a review of a delegate decision. Such application must be made within 28 days after written notice of the delegate decision is given to the affected person unless the Director extends the time allowed for making an application.
30. The affected persons in this matter is the licensee of Jump Inn and the relevant inspector.



Mark Wood

Delegate of the Director of Liquor Licensing
21 August 2026