

Deputy Director-General of Licensing

Decision Notice

MATTER:	Material Alterations to Licensed Premises
PREMISES:	Tennant Creek Hotel
APPLICANT:	Mr Jordan Jenkins, on behalf of, J An R Jenkins Pty Ltd
OBJECTORS:	None
LEGISLATION:	Liquor Act Section 119
DECISION OF:	Deputy Director-General of Licensing
DATE OF DECISION:	07 October 2016

BACKGROUND

1. Mr Jordan Jenkins (the Applicant), acting on behalf of J An R Jenkins Pty Ltd (the Licensee), applied to the Director-General of Licensing, pursuant to section 119 of the Liquor Act ("the Act"), to make material alterations to the licensed premises that trades as the Tennant Creek Hotel, located on Paterson Street, Tennant Creek.

CURRENT SITUATION

2. The nominee made material alterations to the Tennant Creek Hotel without making a formal application to Licensing NT prior to undertaking the works. The works involved the replacement of the exterior door of the Faye Lewis Lounge Bar which leads onto Paterson Street with two fire doors. Two metres inside the entrance, two interior doors and a part wall between the doors have also been removed. The stated reason for the alterations was to improve patron safety in the event of an emergency.
3. In a letter dated 25 November 2015 the nominee was advised in writing that an application for the works was required. An application to undertake material alterations, dated 10 January 2016, was received by Licensing NT. Upon review it was noted that the Building Permit issued on 17 June 2015 was invalid. A new Building Permit was subsequently issued on 9 May 2016.
4. The Delegate of the Director-General determined the application was in the public interest requiring public notices in the Tennant and District Times to inform the general public. This occurred on the 12th and 19th of August 2016.
5. In addition, NT Police and the Department of Health were notified and asked to provide comment on the alteration. The Department of Health responded stating it had no objections to the alterations. NT Police chose not to respond.

ASSESSMENT OF MATTER

6. No objections to the alterations have been received.
7. The material alterations have improved the safety of patrons in the event of an emergency.

DECISION

8. The decision is to approve the material alterations applied for.

REVIEW OF DECISION

9. Section 8 of the *Licensing (Director-General) Act* prescribes a delegate decision is a decision, under any Act, of the Director-General that is made by a delegate of the Director-General. The Director-General delegated the determination of applications made under Section 119 of the *Liquor Act* by instrument to the person from time to time holding, acting in or performing the duties of the position in the Department of Business specified in Schedule 2 of that instrument. This decision was made by a person referred to in that schedule. Section 10 of the *Licensing (Director-General) Act* provides that an affected person for a delegate decision may apply to the Director-General for a review of the decision. This application for review must be made within 28 days after written notice of the delegate decision is given to the affected person, or within any additional time that the Director-General allows. Section 9 of the *Licensing (Director-General) Act* prescribes an affected person for a delegate decision to be the applicant for the material alteration and a person who made a submission, complaint or objection (however described) during the process that resulted in the decision being made.
10. Accordingly, the affected person in relation to this decision is J An R Jenkins Pty Ltd.



Julie Rannard
A/Deputy Director-General of Licensing

7 October 2016