

Northern Territory Licensing Commission

Interim Decision

Premises:	Monte's Lounge 95 Todd Street Alice Springs NT 0850
Applicant:	Monte's Bar & Bistro Pty Ltd
Nominee:	Matt Mulga
Licence Number:	80515500
Proceeding:	Application for Variation of Licence Conditions pursuant to Section 32A of the <i>Liquor Act</i>
Heard Before:	Mr Richard O'Sullivan (Chairman) Ms Helen Kilgariff Mr Paul Fitzsimon
Date of Hearing:	13 December 2011
Appearances:	Mr Alan Woodcock for the Licensee Senior Inspector Wayne Sanderson for the Director of Licensing Dr John Boffa – People's Alcohol Action Coalition Mr John Oliver, Senior Fire Safety Officer with NTFRS A / Commander Michael White – NT Police Mr Robert Cowan – Director of The Rock Bar

Background

- 1) The Licensee of Monte's Lounge has made application pursuant to Section 32A of the *Liquor Act* ("the Act") for the removal of the Restaurant Licence Condition which states:

"Patrons to be seated at a table."

- 2) Following advertising of this application a number of objections were lodged and were deemed under Section 47F of the Act to require a Hearing.

Decision

- 3) Full reasons for this Decision will be released early in the 2012 New Year, but in the interim the Commission advises as follows.
- 4) The Commission has had no compelling evidence submitted to it warranting the overturn of its Decision of 30 December 2010 wherein it refused to approve the variation of the Licence Condition by removing the requirement for patrons to be seated.
- 5) The Commission advises that in its full Reasons for Decision it will provide guidelines in interpreting and applying the *"Patrons to be seated at a table"* condition applicable in the Monte's Lounge and other Restaurant Licences and On Licence premises.

Richard O'Sullivan
Chairman

16 December 2011