#### **LIQUOR ACT**

#### NOTICE OF APPLICATION FOR GRANT OF LIQUOR LICENCE AUTHORITY

Mt Bundy Station Pty Ltd Pty Ltd, hereby gives notice it has applied to the Director of Liquor Licensing to vary current Liquor Licence 80819233. The application is for a Restaurant Bar authority for their premises known as Mount Bundy Station located at 315 Haynes Road ADELAIDE RIVER NT 0846.

#### LIQUOR LICENCE AUTHORITY APPLICATION

We are applying for a restaurant bar Authority to allow the provision of alcohol to patrons within the licenced premises of Mt Bundy station. The proposed business will operate within the stations hospitality service, offering a selectin of alcoholic beverages to both guests and visitors. The service will be conducted in accordance with responsible service of alcohol principles.

#### PROPOSED TRADING HOURS

Monday to Sunday: 10:00 - 23:59 hours

Good Friday and Christmas Day liquor trading hours - 11:00 - 21:00 hours

Hours of operation for extended to 01:00 hours for Special Events

#### Objections to the liquor licence application

An objection may only be made on the following grounds:

- a) that issuing the licence or authority, varying the conditions, substituting other premises or making the material alteration would adversely affect:
  - i. the amenity of the neighbourhood of the licensed premises or proposed licensed premises; or
  - ii. the health, education, public safety or social conditions in the community of the licensed premises or proposed licensed premises;
- b) that the applicant is not a fit an proper person.

Only the following may make an objection:

- a) a person residing or working in the neighbourhood of the licensed premises or proposed licensed premises;
- b) the owner or occupier of land in the neighbourhood of the licensed premises or proposed licensed premises;
- c) a local council of the local government area where the licensed premises or proposed licensed premises are located;
- d) a Member of the Legislative Assembly;
- e) a police officer or employee of the Police Force, acting in that capacity;
- f) a member or employee of the Northern Territory Fire and Rescue Service, established under the Fire and Emergency Act 1996, acting in that capacity;
- g) an Agency or public authority that performs functions relating to public amenities, including health, education and public safety;
- h) a charity or a community-based organisation or body.

The objection must be lodged with the Director within 14 days of the publication of the notice and:

- a) be in writing or in a form approved by the Director that is suitable for someone unable to effectively communicate in writing; and
- b) be signed by or on behalf of the person or body making the objection; and
- c) set out the grounds of the objection and the facts relied on to support those grounds.

#### Applicant's right to respond to objection

The Director must provide the applicant with any objections lodged and notice of their right to respond to the objection.

The *Liquor* Act 2019 requires a notice to be published of the application along with a detailed description of the business proposed to be conducted, how to obtain a copy of the Community Impact Assessment and how to lodge an objection to the liquor licence, which may be found at the following address:

https://dth.nt.gov.au/publications/racing-gaming-and-licensing/advertised-liquor-licence-applications or by email DirectorLiquorLicensing.DTH@nt.gov.au

Dated 11 January 2025

# Application for a new liquor licence

# Approved form under section 52 of the Liquor Act 2019

- Type your answers or use clear, printed writing.
- Attach extra documents if your answer/s don't fit into the space provided.
- If you need help with your application, call Licensing NT on 08 8999 1800 or email <a href="mailto:LiquorLicensing.DITT@nt.gov.au">LiquorLicensing.DITT@nt.gov.au</a>.

# Before you apply

You must also attach supporting documents - see section 7 of this application.

You can't use this form to apply for a special or major event liquor licence. For more information, go to the NT Government website<sup>1</sup>.

Fields marked with asterisk (\*) are mandatory. Section 1 - Applicant details Given name\* Timothy Haywood Surname \* Carter Date of birth\* 17 October 1958 Residential address\* 16 Stuart Street, Daly Waters NT 0852 Postal address If different from residential address Phone\* Email address\* Yes / No Are you an Australian If no, how long have you been in citizen?\* Australia? Have you ever been arrested, charged, convicted or summoned for an offence (excluding Yes / No spent convictions)?\* Have you ever been a defendant in a civil lawsuit for breach of duty of care?\* Yes / No Have you ever been the subject of any action pursuant to the provisions of bankruptcy Yes / No legislation?\* Are you associated with any other liquor licences?\* Yes / No For example, as a silent partner or event manager If yes, provide these 80819233/FLL licence numbers



<sup>1</sup> https://nt.gov.au/liquor-licence

-	details (if you are applying on behalf of an organisation)		
What is the full name of the organisation?	Mt Bundy Station Pty Ltd		
What type of organisation is it? (e.g. business, company, incorporated association, body corporate or firm)	Company		
ABN or ACN	ACN: 165 156 605		
If incorporated, provide incorporation number			
Business name (if applicable)			
Head office address	Distinct Accounting 126-128 Sturt Street Adelaide SA 5000		
Phone			
Email address			
Section 3 - Nominee's det	ails		
Complete if the nominee is information on an addition	s going to be someone other than applicant. If more than one, attach their hal document.		
Given name	Declan Haywood		
Surname	Carter		
Date of birth			
Residential address			
Postal address (if different)			
Phone			
Email address			
Are you an Australian citizen?*	Yes / No If no, how long have you been in Australia?		
citizen?*			



Have you ever been a defendant in a civil lawsuit for breach of duty of care?  Yes / No		
Have you ever been the subject of any action pursuant to the provisions of bankruptcy legislation?		
Are you associated with any other liquor licences? For example, as a silent partner or event manager		Yes / No
If yes, provide these licence numbers 80819233/FLL		
Section 4 – Executive officer details		

If your business is a firm or company, anyone with more than a 15% share/voting power in the entity who is not the applicant or nominee/s. If you have more than one, attach their information on an additional document.

Given name				
Surname			Date of birth	
Job title				
Residential address				
Phone				
Email address				
Are you an Austr	ralian citize	en?		Yes / No
If no, how long h	ave you be	een in Australia?		
Have you ever be spent conviction		ed, charged, convicted or summoned	for an offence (exclud	ding Yes / No
Have you ever be	een a defe	ndant in a civil lawsuit for breach of	duty of care?	Yes / No
Have you ever be legislation?	een the su	bject of any action pursuant to the p	rovisions of bankrupto	cy Yes / No
_		y other liquor licences? tner or event manager		Yes / No
If yes, provide the licence numbers	ese			



Section 5 - Nature of the business and liquor authority needed				
Premises address*	315 Haynes Road Adelaide River NT 0846			
Describe the nature of the business you will be undertaking*	Bar, Accommodation and Events			
<b>Liquor authorities requested (select a</b> For more information about authorities)	• •	u would need to run the business as inte NT Government website <sup>2</sup> .	ended)	
Small Bar*	Yes / No	Public Bar*	Yes / No	
Restaurant Bar*	Yes / No	Lodging*	Yes / No	
Restaurant*	Yes / No	Wayside Inn*	Yes / No	
Late Night*	Yes / No	Casino*	Yes / No	
Special Venture*	Yes / No	Catering*	Yes / No	
Club*	Yes / No	Community Club*	Yes / No	
Community Event*	Yes / No	Sporting Event*	Yes / No	
Adult Entertainment*	Yes / No	Adult Entertainment (R-rated)*	Yes / No	
Adult Entertainment (explicit)*	Yes / No		•	
Do you need extra conditions that are not in the authority/ies you have requested?*  (e.g. liquor not to be sold in glass containers)				
If you need extra conditions that are not in the authority you have requested, list them here.  Attach extra documents if required.		Occasional trading up to 1 am during the dry season – refer to Cover Letter		

 $<sup>{\</sup>color{red}{}^2\underline{}} {\color{blue}{}} {\color{blue}{}}} {\color{blue}{}} {\color{blue}{}}$ 



Do you want to sell cigarettes and tobacco products?*	Yes / No		
If <b>yes</b> , you <b>must</b> also apply for a tobacco licence which is a separate process. More information to apply is available from the NT Government website <sup>3</sup> .			
Will the licensed premises have a designated smoking area?*			
If <b>yes</b> , you <b>must</b> attach a smoking management plan. Read more on the NT Government web			
Will you be preparing or selling food?	Yes / No		
If <b>yes</b> , you will need to register as a food business. Read more on the NT Government websi			
Section 7 – Supporting documents			
If you don't supply the supporting documentation, Licensing NT will not accept your application.			
An affidavit made in line with section 54 of the Liquor Act 20196 ("the Act")*			
Declaration of associates required under section 55 of the Act*	Yes / No		
Enough evidence to show this licence is in the public interest and will not have a significant adverse impact on the community, pursuant to sections 49 and 51 of the Act*			
A summary of the evidence required to satisfy the onus specified in section 51 of the Act, which you consent to being published or made publicly available*			
Your certificate of registration as a food business (if applicable)*			
Noise management must be considered as part of your liquor licence application.* Please provide a detailed statement outlining your noise management plan			
Detailed site and floor plans of the proposed licensed premises, including boundaries and any outdoor areas (decking or alfresco entertainment areas)*			
See 'how to submit a venue site plan fact sheet' for more information and guidance			
<ul> <li>If you're going to have a smoking area/s:</li> <li>details of any screens to be used as a buffer between areas including the size, type and materials used, and evidence (eg. photos) showing that it is resistant to smoke</li> <li>a smoking management plan*</li> </ul>			

A receipt for the application fee8\*

Have you held a liquor licence in the previous 12 months?\*

<sup>8</sup> https://nt.gov.au/industry/hospitality/liquor-licences-and-wholesaler-registration/liquor-licence-fees



Yes / No

<mark>Yes</mark> / No

<sup>&</sup>lt;sup>3</sup> https://nt.gov.au/industry/licences/tobacco-licences

<sup>&</sup>lt;sup>4</sup> https://nt.gov.au/industry/hospitality/law-and-management/smoking-laws-and-businesses

<sup>&</sup>lt;sup>5</sup> https://nt.gov.au/industry/hospitality/accommodation-and-food-businesses/register-food-business

<sup>6</sup> https://legislation.nt.gov.au/en/Legislation/LIQUOR-ACT-2019

<sup>&</sup>lt;sup>7</sup> Documents for your liquor licence application | NT.GOV.AU

<ul> <li>b) If yes, then you may only be required to provide the following for any nominees or executive officers (contact Licensing NT):</li> <li>statutory declaration disclosing that within the last 12 months they have not had any criminal or court convictions - it must be signed, dated and include current contact details.</li> </ul>	or executive officers (contact Licensing NT):  attached/ provided?  attached/ provided?	
<ul> <li>a clear, colour copy of photo ID (driver's licence, passport, NT working with children card, Australia Post Keypass card or evidence of age card).*</li> </ul>		
Proof of title or fully executed lease or contract or other evidence of your rathe premises*	ight to occupy	Yes / No
Evidence of your financial stability eg. a letter from the relevant bank or accindividual) or assets/liabilities statement*	countant (if an	Yes/ No
If applying on behalf of a club, supply a current certificate of incorporated a	ssociation*	Yes/ No
A business name certificate of registration from the Australian Securities Investment Commission (ASIC)*		
If you're applying on behalf of a company, a full company and historic extractive business registered details about the company including the list of direct shareholders and members*  If there are any other businesses linked to the proposed licensed premises, y attach ASIC full company extracts for those as well.	tors,	Yes/ No
Privacy declaration		Value
I have read the privacy statement at the end of this form and declare that I efforts to make all third parties aware of the information in the privacy stat		onable
Signature of applicant	ate 12/11	124



# **Privacy statement**

### For the applicant

You have been asked to provide personal information as part of this application. You do not have to provide us with your personal information but if you choose not to, we might not be able to accept or process your application, or your application may be refused. As part of this application, you are also providing personal information about other persons ('third parties'). Please ensure that you let all third parties know that you are providing their information as part of your application, and ensure they are aware of the information set out below.

#### For the applicant and third parties

We collect and use your personal information to process and manage this application (and, if approved, any subsequent licence/registration) under the *Liquor Act 2019*°. Third party information is required by law to enable consideration of the applicant's suitability to hold a licence / registration. If the applicant does not provide this information, it may affect their ability to obtain and maintain a licence / registration.

We may share your information with the Liquor Commission, NT Police, Fire and Emergency Services, local council, the Department of Health and/or other authorities or people, but only if we are required or authorised by law to do so. We will also not use your personal information unless that use is required or authorised by law.

You have a right to access the information we hold about you. To learn more about this, or if you would like to access or correct the information we hold about you or make a privacy complaint about us, go to the Department of Industry, Tourism and Trade website<sup>10</sup>. To specifically discuss how your information is used and shared by Licensing NT, you can call us on 08 8999 1800 or email us at LiquorLicensing.DITT@nt.gov.au

# Pay application fee and submit application

You can pay the application fee at your nearest Territory Business Centre (TBC) using credit or debit card, cash or cheque. You can submit your application by mail, email or in person. For more information, call 1800 193 111 or email territory business centre@nt.gov.au.

## By mail or email

Licensing NT, Department of Industry, Tourism and Trade GPO Box 1154, Darwin NT 0801 LiquorLicensing.DITT@nt.gov.au

## In person at your nearest TBC

Building 3, Darwin Corporate Park 631 Stuart Highway Berrimah NT 0828

Shop 2, Barkly House Corner of Davidson and Paterson Streets Tennant Creek NT 0860 Building 3, Darwin Corporate Park 631 Stuart Highway Berrimah NT 0828

Ground Floor, The Green Well Building 50 Bath Street Alice Springs NT 0870



<sup>9</sup> https://legislation.nt.gov.au/en/Legislation/LIQUOR-ACT-2019

<sup>&</sup>lt;sup>10</sup> https://industry.nt.gov.au/publications/corporate/privacy-policy

# Public interest and community impact assessment summary

Approved form under sections 49 to 52 of the *Liquor Act* 2019

## Before you fill in the form

This form has been approved by the Director of Liquor Licensing under section 317 of the Act.

Type your answers or use clear, printed writing. We may make this information available to the public, so you should not include people's sensitive or personal information in the form.

Attach extra pages if your answer/s don't fit into the space provided.

If you need help with this form, call Licensing NT on 08 8999 1800 or email LiquorLicensing.DITT@nt.gov.au.

Fields marked with asterisk (\*) are mandatory. Information about your application Applicant name\* Mt Bundy Station Pty Ltd (ACN: 165 156 605) We are applying for a Restaurant Bar Authority to allow the provision of alcohol to patrons within the licenced premises of Mt Bundy Station. The proposed Brief description of the business will operate within the station's hospitality services, offering a selection application, including of alcoholic beverages to both guests and visitors. The service will be conducted the proposed nature of in accordance with responsible service of alcohol principles. the business and authorities sought\* No takeaway alcohol service is sought as part of this application. 315 Haynes Rd, Adelaide River NT 0846 Address of premises\*

Information about how your liquor application might affect the community, and who you have consulted about your application



If no, what measures will be / have been implemented or maintained to address the potential for undue offence, annoyance, disturbance, or inconvenience to people who live or work in the vicinity of the proposed licensed premises or who are using, or travelling to or from, a place of public worship, a hospital or a school?

The concerns raised by the Coomalie Council and Adelaide River Police have been acknowledged and will be fully addressed as part of our compliance with their conditions. All staff will hold RSA's and RSA principles will be strictly adhered to in accordance with contemporary practices, and alcohol will only be served for consumption within the premises, with no takeaway sales permitted, thereby mitigating any potential impact on surrounding communities.

The remote location of Mt Bundy Station further reduces the potential for any such issues to arise. Given the station's considerable distance from the nearest place of worship, health centre, school, and the township of Adelaide River, the likelihood of causing any undue offence, annoyance, disturbance, or inconvenience to individuals living, working, or traveling in the vicinity is extremely low.

# Is there any other information that you think the Commission should know about your application?

Yes / No

All staff members will undertake RSA training with a reputable provider before they begin working at the premises. This will ensure they can serve alcohol to the community in a responsible and safe manner. Generally, all staff members will:

- 1. sight the ID of any individuals who look to be under the age of 25 to ensure that no minors are served alcohol;
- 2. look for signs that a community member is intoxicated and refuse the service of alcohol to any such community member; and
- 3. utilise harm minimisation strategies when serving or denying service of alcohol.

If yes, please share it here

There will be a clear procedure for reporting incidents, for example, where someone was denied service of alcohol. These reports will be reviewed regularly to consider how procedures can be improved. Staff will offer non-alcoholic beverages for patrons and will actively monitor patrons' behaviour to identify signs of intoxication.

Where a patron repeatedly breaches local laws and Mt Bundy Station policies, an application may be made to bar the patron from the licensed premises. Staff will work with local law enforcement and community members to stay informed about community needs and address any alcohol related issues collaboratively.

#### Privacy declaration

I have read the privacy statement at the end of this form and declare that I have made reasonable efforts to make all third parties aware of the information in the privacy statement.



Tell us about the impact you think your proposed liquor licence or licence-related authorisation will have on the local community\*

The proposed liquor licence pertains to a rural station situated in a remote and isolate location. Given its distance from the nearest local town (4.2 km from Adelaide River), the impact on the surrounding community is expected to be minimal. The location's isolation ensures that there will be negligible disturbance or inconvenience to the residents and workers in the vicinity.

The granting of this licence is anticipated to have positive effects on the local area by fostering employment and tourism opportunities. These developments will contribute to economic growth and sustainability of the region without adversely affecting the local community.

Liquor will not be permitted to be taken off the premises, ensuring it remains controlled and responsibly consumed on-site. The business is committed to maintaining a safe and ethical environment, with strict alcohol management practices in place to prevent irresponsible consumption of alcohol. We are dedicated to ensuring that alcohol consumption does not negatively impact the local community.

#### Have you consulted people who live or work in the neighbourhood?\*

Yes / No

If yes, explain who you consulted (e.g. local residents and businesses, clinics, etc.), how (e.g. in person, by phone or email) and what their feedback was

We have reached out to several businesses and individuals in the area via phone and email. Despite multiple follow up attempts, many have not responded.

We received feedback from key individuals who live or work in the vicinity of our premises, including Ms Sharon Hillen of the Coomalie Community Government Council, Officer Jack Trow of the Adelaide River Police, and Ms Felicity Keppie of the Adelaide River Community Health Centre. Ms Hillen and Officer Trow expressed support for the granting of the liquor licence, provided we comply with the licence conditions. Furthermore, Ms Keppie raised no concerns at this time, though the Health Centre may provide comments during the community consultation period.

Overall, the feedback we have received thus far from individuals in the local area has been positive. Our goal is to ensure a positive presence in the community, and if granted this licence, we are committed to engaging with the community in a safe and beneficial manner.

Have you consulted the local council?\*

Yes/ No



We contacted the Coomalie Community Government Council via email and subsequently discussed the matter with the Chief Executive Officer, Ms Sharon Hillen. Following these discussions with Ms Hillen, the Council discussed our client's liquor licence application at two separate meetings.

On 17 September 2024, the Council expressed its support for the application, subject to the following conditions:

- Mt Bundy Station must operate in full compliance with the licence conditions, adhering to contemporary responsible service of alcohol principles; and
- 2 Mt Bundy Station must not offer a takeaway alcohol service from the venue to avoid contributing to alcohol management issues in surrounding communities.

The conditions outlined by the Council are acknowledged, and we will take all steps necessary to ensure full compliance with RSA principles and the prohibition of takeaway alcohol from the premises.

Additionally, on 8 October 2024, Ms Hillen communicated that the Council had discussed the extent of the proposed application for Mt Bundy Station to apply for a liquor licence of a higher risk classification than its current licence and confirmed its support for the granting of the licence.

Have you consulted the local police officer in charge (OIC) and/or the NT Police major events office?\*

Yes/No

If yes, explain who you consulted, how and what their feedback was

If ves. explain who

you consulted, how

and what their

feedback was

On 1 October 2024, we contacted the Adelaide River Police Station via telephone and spoke with Officer Jack Trow. He confirmed his familiarity with Mt Bundy Station and expressed support for the application. His only inquiry concerned whether liquor would be sold for takeaway from the premises. We clarified that it would not, and he was satisfied with this response. No other concerns were expressed by Officer Trow or the Adelaide River Police at this time.

Have you consulted people who use, or travel to or from, places of worship in the area?\*

Yes / No

If yes, give the name of the place/s of worship and explain how you consulted people who access it and what their feedback was

The Catholic Church of the Resurrection, located at 19 Memorial Terrace, Adelaide River NT 0846, was contacted by phone for feedback regarding the potential impact of the application on those who access the church and travel to and from it. A message was left, but no response has been received within 30 days. Comments are still awaited during the community consultation period.

Have you consulted people who use, or travel to or from, hospitals in the area?\*

Yes/ No



If yes, give the name of the hospital and how you consulted people who access it and what their feedback was We contacted Adelaide River Community Health Centre by both email and phone. Felicity Keppie, the Primary Health Centre Manager, advised that there were no immediate concerns or feedback regarding the application. She noted that, pursuant to section 56(4)(a) of the Liquor Act 2019, the Centre will provide comments once the liquor licence application has been formally submitted.

Ms Keppie further explained that the Mental Health, Alcohol and Other Drugs (MHAOD) Branch routinely reviews such applications and may provide recommendations from a harm minimisation perspective. She clarified that NT Health, which includes the Centre, will provide a single coordinated response, and no additional input from the Centre is expected at this time.

Have you consulted people who use, or travel to or from, schools in the area?\*

Yes / No

If yes, give the name of the school and how you consulted people who access it and what their feedback was

The Adelaide River School was contacted via email and phone for feedback on how the application may impact the school and those who access it, including those who travel to and from the school. A message was left for follow-up, but no response has been received within 30 days. Comments are still awaited during the community consultation period.

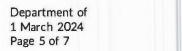
Have you consulted other stakeholders about the risk of undue offence, annoyance, disturbance or inconvenience to people who live or work in the vicinity of the proposed licensed premises or who are using or travelling to or from a place of public worship, a hospital or a school?\*

Yes / No

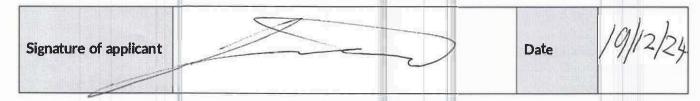


# Public interest and community impact assessment summary

If yes, explain who you have consulted and how	We were unable to reach any representatives from worship to discuss potential risks of undue offence inconvenience to the people who use these service with Ms Felicity Keppie, the Primary Health Centre River Community Health Centre, who indicated that time. She also confirmed that NT Health, which indicated a formal response during the community consultate. Furthermore, any concerns or feedback from particular worship, or other community members will be care to in order to ensure we fully support the communicated that Government Council has no concerns, provided the infull compliance with its licence conditions, adher principles, and does not offer liquor for takeaway intend to comply with these requirements to ensurannoyance, disturbance, or inconvenience to anyone.	e, annoyance, disturbance, or es. However, we did speak e Manager at the Adelaide at there are no concerns at this cludes the Centre, will provide cion period.  es such as the school, place of efully considered and adhered nity and prevent any disruption.  the Coomalie Community hat Mt Bundy Station operates res to contemporary RSA from the premises. We fully re there is no undue offence,
If no, explain why you decided not to consult with them		
Were any issues or con	cerns raised during the consultation?*	Yes/ <u>No</u>
If yes, describe what they were and whether or not they were resolved		
Were all issues and con resolved?*	cerns raised by the people and/or organisations you	u consulted Yes/ No







# **Privacy statement**

# For the applicant

You have been asked to provide personal information as part of this application. You do not have to provide us With your personal information but if you choose not to, We might not be able to accept or process your application, or your application may be refused. As part of this application, you are also providing personal information about other persons ('third parties').

Please ensure that you let all third parties know that you are providing their information as part of your application, and ensure they are aware of the information set out below.

# For the applicant and third parties

We collect and use your personal information to process and manage this application (and, if approved, any subsequent licence/registration) under the *Liquor Act 2019*<sup>1</sup>. Third party information is required by law to enable consideration of the applicant's suitability to hold a licence / registration. If the applicant does not provide this information, it may affect their ability to obtain and maintain a licence/ registration.

We may share your information with the Liquor Commission, NT Police, Fire and Emergency Services, local council, the Department of Health and/or other authorities or people, but only if we are required or authorised by law to do so. We will also not use your personal information unless that use is required or authorised by law. You have a right to access the information we hold about you. To learn more about this, or if you would like to access or correct the information we hold about you or make a privacy complaint about us, go to the Department of Industry, Tourism and Trade Website<sup>2</sup>.

To specifically discuss how your information is used and shared by Licensing NT, you can call us on 08 8999 1800 or email us at LiquorLicensing.DITT@nt.gov.au.



<sup>1</sup> https://legislation.nt.gov.au/en/Legislation/LIQUOR-ACT-2019

https://industry.nt.gov.au/publications/corporate/privacy-policy