

THE HOSPITALITY MESSENGER

Your Western Australian liquor, hospitality, event and related industries news and information presented by Lavan Legal

April 2016 3rd edition

Anzac Day trading hours

Licensees are reminded that special trading hours apply on Anzac Day. Generally, for most, there is to be no trading before 12 noon. Some licences will differ slightly so be sure to check the conditions of your licence.

The Reveley at Elizabeth Quay has opened!



We are delighted to see The Reveley open this month and proud to have been involved with this exciting new Perth venue.

ALERT: Approved manager requirements from July 2016

Do you know when your approved manager card expires and when cards held by your staff expire?

Approved manager identification cards will start to expire from June 2016. It is imperative that approved managers complete the required renewal process and take the necessary steps to update personal details associated with the registration, prior to expiry.

Up to 90 days prior to the expiry, card holders need to access their on-line account to complete the renewal process

Card holders should receive notice of the impending card expiry, but we recommend not relying on that. It is up to approved managers to know when their cards expire and to renew them. Failure to properly renew, will mean that person cannot lawfully continue to work as an approved manager in this State.



Whilst it is the obligation of approved managers to maintain currency of their cards, it is the obligation of licensees to ensure that at least one approved manager is working at the premises during all trading hours. Therefore, licensees need to ensure that the people they employ as approved managers are in fact currently registered and compliant. A penalty of up to \$10,000 could potentially be imposed on licensees for failing to comply with the approved manager obligations.

Brag Box

100% of the occasional licences/special events we have applied for, have been approved

Fact Box

Restaurant licences are on the increase! In the last five years there has been an increase of between 5-10% per year of new restaurant licences.

There were 918 restaurant licences in WA as at 30 June 2015. More than 50 were granted in 2014/15 and 52 applications have already been lodged and advertised this financial year.

Whilst restaurant licences are generally not contentious or complicated, there is no guarantee of success. There have been four published refusals in the last three years.

Happy Hour!

Lunch time 12:00pm - 1:00 pm

After work 5:00pm - 6:30 pm

Moonlight 9:00pm - 10:00pm

Ladies enjoy first drink on arrival!

**Can you spot what is wrong with this promotion?
It contains five breaches of Director of Liquor
Licensing policy**

BE INSPECTION-READY!

Common things that licensing inspectors usually check for include the following:

- Licence on display – all pages
- Any ETPs on display
- Approved manager on duty
- Signage
- Accessibility of approved plans
- Incident registers
- Staff training registers
- Harm minimisation policy documents
- Glass washer temperature
- Noise levels
- General cleanliness
- No unauthorised alterations
- Free drinking water
- Full menu at restaurants

Northbridge licensee subject to disciplinary action...but the "Commission not satisfied that the management of the premises has fallen below a standard upon which a conclusion could be reached that the licensed premises are not properly managed in accordance with the Act".



On 29 March 2016 the Liquor Commission of WA handed down its decision in relation to complaint proceedings by Police against the licensee of An Sibin Pub following a series of incidents in a nine month period, mainly involving intoxication. Multiple conditions were imposed on the licence.

The Commission found that the evidence "establishes that those who operate the business are relatively inexperienced and have had a steep learning curve since the business commenced. It should be noted that those involved in the operation of the business have completed further courses in accordance with the interim conditions imposed by the Director, in order to overcome their inexperience and to better understand their obligations in conducting the business".

The Commission stated that "serving alcohol to an intoxicated person is a very serious matter".

Click [here](#) for the full decision.

OUR TEAM

Your business is an important contributor to the Western Australian community and to WA's growing liquor, hospitality, events, tourism and related industries.

Are you getting the most out of your business? Are you fulfilling all of your ideas and enjoying business success?

If you have an idea for a new business, we would love to help you develop it.

We encourage you to obtain modern business solutions from us and receive the benefits of a life long working relationship to help maximise your business potential. Any expenditure with us is an investment in your business and its future.

We enjoy visiting our clients' businesses and will be happy to visit yours.



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