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APPLICATION FOR REVIEW OF THE DECISION OF THE DIRECTOR OF LIQUOR LICENSING

LIQUOR CONTROL ACT 1988 - Section 25

TO THE EXECUTIVE OFFICER OF THE LIQUOR COMMISSION

Please print neatly in **BLOCK LETTERS** with a *black* pen only

1. APPLICANT'S DETAILS

(a) Name of Applicant

(b) Postal Address

 Postcode

ADDRESS

(c) Address for service of documents

 Postcode

(d) Address for service of documents after application is determined

 Postcode

CONTACT PERSON

(e) Contact Person

 E-mail

 Phone: Mobile

2. DIRECTOR'S DECISION

(a) Decision No.

(b) Date of Decision

(c) Premises

(d) Grounds for this application (if space is insufficient - attach on separate pages)



- (e) Section 25 (2c) states "*when conducting a review of the decision, made by the Director, the Commission may have regard only to the material that was before the Director when making the decision*".

Section 16(2)(b) provides for the Commission to "*exercise in Chambers any jurisdiction of the Commission except the hearing of application for a new licence, or for a removal, where an objection is lodged and not withdrawn*".

Whilst taking into consideration sections 25(2c) and 16(2)(b), would you prefer the Commission to consider this matter:

☐

on papers

☐

hearing

PLEASE ENSURE THAT A COPY OF THE DIRECTOR'S DECISION IS ATTACHED TO THIS APPLICATION.

3. DECLARATION

Signature of Applicant

Date

ACCOMPANYING NOTES

- (a) The application fee is payable on lodgement of this application. Upon receipt of your application, the Commission will email you a payment link for you to make an online payment.
- (b) Application is to be made within 1 month of the decision or such longer period as the Commission may allow (written submissions to be provided).
- (c) The Commission cannot review a decision in respect of or incidental to an application for or the conduct of business under an extended trading permit (except those prescribed) or an occasional licence, the imposition, variation or cancellation of a term or condition of an extended trading permit or an occasional licence, or the cancellation of or suspension of the operation of an extended trading permit or an occasional licence and the assessment of a subsidy.
- (d) The Commission will only consider submissions that are based on the documentation that was before the Director when making the determination that is the subject of this application for review. No new evidence can be presented.
- (e) The Commission can not reconsider any finding of fact by the Director as to the qualifications, reputation, character, fitness or propriety of a person in relation to an application of licence, the adequacy or suitability of a premises, accommodation or services provided, or proposed to be provided under a licence or in a relation to a club licence or an application for such a licence, the existence of the club, unless the review is sought by the person who lodged the application in respect of whom the decision was made or, where a finding referred to is made by the person in respect of whom the finding was made.
- (f) The Commission can affirm, vary or quash the decision subject to review and make a decision that should have been made in the first instance.
- (g) The Commission can give directions as to any question of law, reviewed or to the Director to which effect shall be given; and make any incidental or ancillary order.
- (h) Effect of the Director's decision is to be given until the Commission had heard the matter and unless an interim order by the Commission otherwise directs.