



Customer  
Service

## Liquor, Gaming & Racing

**APPLICATION NO:** 1-8198572909

**APPLICATION FOR:** Extended trading authorisation

**CURRENT TRADING HOURS:** Consumption on premises  
Monday to Saturday: 10:00AM to 12:00AM  
Sunday: 10.00AM to 10:00PM

**NEW TRADING HOURS:** Consumption on premises  
Monday to Saturday: 10:00am to 01:30AM  
Sunday: 10.00AM to 12:00AM

**APPLICANT:**

**LICENCE NAME:** Everyday Sopoong

**LICENCE NUMBER:** LIQO660035508

**PREMISES ADDRESS:** Shop 1, 376 Pitt St, SYDNEY, NSW 2000

**ISSUE:** Whether a delegated Liquor Gaming & Racing employee on behalf of the Independent Liquor Gaming & Racing Authority (ILGA) should grant or refuse an application for an extended trading authorisation for an on-premises licence.

**LEGISLATION** Sections 3, 48, 49 and 51 of the *Liquor Act 2007*

### ILGA DELEGATED DECISION

#### Application for an extended trading authorisation

Under delegation issued by the Independent Liquor and Gaming Authority under section 13 of the Gaming and Liquor Administration Act 2007, a designated Public Service employee or other Public Service employee of Liquor Gaming & Racing in the Department of Customer Services, has decided to grant the application for variation to an extended trading authorisation.

## STATEMENT OF REASONS

### 1. Material considered by the ILGA delegate (DF22/001650)

The decision made by the delegate had the application, the accompanying community impact statement (Category B) and other relevant material:

- (1) Application form dated 3 February 2022
- (2) Category B Community Impact Statement ("CIS")
- (3) Floor plan for the premises setting out the licensed area and the proposed area to which the Authorisation is to apply.
- (4) Development Approval from the City of Sydney Council

### 2. Legislative framework, statutory objects and considerations

In determining the application, the delegate has considered the relevant provisions under the Act including:

- a) Section 3: Statutory objects of the Act and relevant considerations.
- b) Section 48: Requirements in respect of a CIS.
- c) Section 49: General provisions in respect of an Authorisation.
- d) Section 51: General provisions relating to licence-related Authorisations.

### 3. Development consent

- (1) The requisite development consent is in force to allow the premises to trade the proposed hours, based on advice from City of Sydney Council.

### 4. Community impact statement

- (1) Pursuant to section 48 of the Act, the delegate finds that the Category B CIS submitted with the Application was prepared in accordance with the relevant requirements. The delegate has taken into consideration the CIS and other available information in making the findings below about the social impact of the premises on the local and broader communities

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- (2) Local and broader community - for the purposes of this decision, the delegate is satisfied that the relevant “local community” is the community within the suburb of Sydney, and the “broader community is Sydney LGA”

### 5. Analysis of Submissions and other Materials

- (1) Having reviewed all the material, I am satisfied that this application variation to an Extended Trading Authorisation is unlikely to result in any significant increase in alcohol related harm in the local community.
- (2) No submissions have been received.
- (3) Council approval is in place.
- (4) I am satisfied that the statutory advertising requirements have been met

### 6. Overall social impact

#### (1) Positive benefits

The granting of the Authorisation will complement and enhance the services already offered by the business.

#### (2) Negative impacts

The nature of the licence means that there are unlikely to be any amenity impacts on the local community.

### 7. Conclusion

- (1) I am satisfied that procedural fairness was afforded to the applicant and interested parties regarding the decision whether to approve the application, as all of those required to be notified of the application were provided with the opportunity to make written submissions and all submissions received were considered and helped inform this decision.
- (2) Having considered the positive and negative impacts that are likely to flow from approving the Application, I am satisfied that the overall social impact of approving the Authorisation would not be detrimental to the well-being of the local and broader communities.
- (3) I am satisfied that the other legislative criteria for the granting of the Authorisation have been met.
- (4) In making this decision under delegation from the Authority, I have decided to approve the variation to the Authorisation under section 49 of the Act.



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## Liquor, Gaming & Racing

Decision Date: 10 March 2022

A handwritten signature in black ink that reads 'P Wicks'.

**Peter Wicks**

**Liquor, Gaming and Racing**

**Delegate of the Independent Liquor & Gaming Authority**

### **Important Information:**

In accordance with Clause 5 of the Gaming and Liquor Administration Regulation 2008, this decision is reviewable by ILGA.

The licence applicant and persons who were required to be notified of the application and who made a submission can apply for an application for review. An application for a review must be lodged with ILGA within 28 days of the date of the publication of this decision. An application fee applies. For original applicants, the review application fee is the same as the initial application fee. For non-original applicants, the application fee is \$100.

For ILGA reviews of delegated decisions, make an application for review via the Liquor and Gaming Application Noticeboard at: <https://www.liquorandgaming.nsw.gov.au/Pages/public-consultation/online-application-noticeboard/online-application-noticeboard.aspx>. The Review Application form can be accessed on line via the Application Number hyperlink.

Further information can be obtained from the Reviews page on the Liquor & Gaming website at: <https://www.liquorandgaming.nsw.gov.au/Pages/ilga/decisions-of-interest/reviews-of-decisions/reviews-of-liquor-and-gaming-decisions.aspx>