

# Council Policy 5.1.1 – Consumption of Alcohol in/on Shire Owned Facilities and Reserves Policy

10.4.3 - attachment 3

<b>Responsible Directorate</b>	Community Services
<b>Responsible Business Unit/s</b>	Sport and Recreation
<b>Responsible Officer</b>	Manager Community Activation
<b>Affected Business Units</b>	Environmental Health Community Development Sport and Recreation Governance Community Safety

## Objectives:

The objectives of this Policy are to:

- Encourage the responsible consumption of alcohol in/on Shire owned or managed facilities and reserves, particularly at events held in/on those facilities and reserves.
- Outline the conditions for the provision of a Permit to Consume Alcohol in/on a Shire owned or managed facility or reserve.
- Outline the requirements to gain approval to sell alcohol in/on a Shire owned or managed facility or reserve.

## Scope

The Scope of this Policy is to ensure responsible consumption of alcohol in/on all Shire owned and managed facilities and reserves.

This Policy does not apply to the assessment of liquor license applications relating to non-Shire owned and/ or managed facilities and reserves.

This policy does not apply to the assessment of Development Applications for outlets providing access to liquor under the relevant legislation.

The Department of Local Government, Sport and Cultural Industries - Racing, Gaming and Liquor is responsible for the provision of a liquor license. It is the responsibility of the person hiring the Shire facility to ascertain if they require a liquor license. A Shire Permit to Consume Alcohol does not replace the requirement to obtain a liquor license where that requirement exists.

## Policy

### Introduction

The Shire recognises the social and economic cost of alcohol-related harm within the community and encourages responsible and safe consumption of alcohol. The Shire also recognises that alcohol consumption is legally acceptable for assenting adults when consumed responsibly, and may play a role in hosting celebrations, activities and events.



As these are activities Shire facilities or reserves are commonly hired or utilised for, the Shire will consider requests to consume alcohol in/on Shire owned and managed facilities and reserves for such purposes.

However, such approval does not negate an individual's or organisation's legal responsibility in the provision and consumption of alcohol.

#### Permit to Consume Alcohol

In order to supply and/or consume alcohol in/on a Shire owned or managed facility or reserve, an application to consume alcohol must be made to the Shire, including the payment of the required fee (as per Fees and Charges Schedule). A Permit to Consume Alcohol must then be issued by the Shire.

A Permit to Consume Alcohol on a Shire owned or managed facility or reserve may be issued by the Shire subject to the following conditions.

- a) The Chief Executive Officer must be satisfied that any application or request to consume alcohol will not cause undue disruption or harm to members of the community, or does not demonstrate potentially significant risk that would result in damage to a Shire owned or managed facility or reserve.
- b) Applications for a Permit to Consume Alcohol will only be considered for facilities and reserves within the following time restrictions:  
  
Sunday, Monday, Tuesday, Wednesday, Thursday from 11am to 10pm  
Friday and Saturday from 10am to 11 pm
- c) A wedding ceremony on a Shire reserve (not to exceed 2 hours) would be permitted.
- d) Compliance with all Shire of Serpentine Jarrahdale terms and conditions of hire (including private events or functions).
- e) A community or corporate event held in/on a Shire owned or managed facility or reserve, where a Liquor Licence has been successfully obtained from the Department of Local Government, Sport and Cultural Industries - Racing, Gaming and Liquor.

#### Sale of Liquor on Council Properties

Any proposal to sell alcohol in/on a Shire owned or managed facility or reserve, will require the applicant to apply to the Department of Local Government, Sport and Cultural Industries - Racing, Gaming and Liquor for a Liquor Licence, and also to the Shire of Serpentine Jarrahdale for a Permit to Consume Alcohol.

The following conditions apply to Sale of Liquor on Shire premises;

- a) The Shire may provide comment to the Department of Local Government, Sport and Cultural Industries - Racing, Gaming and Liquor regarding an Application submitted for an Occasional Liquor Licence.



The Department may be advised of the time restrictions on permission to consume alcohol on council premises as per times outlined in Permit to Consume Alcohol section (b) above.

- b) A Liquor Licence from the Department of Local Government, Sport and Cultural Industries - Racing, Gaming and Liquor must be in place and a copy supplied to the Shire a minimum of 14 days prior to the event date. A Permit to Consume Alcohol will only be issued after receipt of the liquor licence.
- c) The Chief Executive Officer must be satisfied that any application or request to sell alcohol will not cause undue disruption or harm to members of the community.

It is an offence for juveniles and drunk persons to consume, be in possession of, or be supplied alcohol at functions in public venues, as regulated by the *Liquor Control Act 1988*. Should the Shire become aware of breeches to the *Liquor Control Act 1988*, these will be reported to the Department of Local Government, Sport and Cultural Industries - Racing, Gaming and Liquor. The Shire may refuse to support any further applications (by that applicant) for a Liquor License, or refuse to provide a Permit to Consume Liquor for future hires of Shire owned or managed facilities and reserves.

## Definitions

**Permit to Consume Alcohol** – A permit issued by the Shire of Serpentine Jarrahdale to supply and/or consume alcohol in/on a Shire owned or managed facility or reserve

**Liquor Licence** – Is a licence issued by the Department of Local Government, Sport and Cultural Industries - Racing, Gaming and Liquor to sell alcohol

## Relevant Policies/Council Documents

- Council Policy 5.1.4 - Facility Hire
- Council Policy 5.1.3 - Lease and Licence Management

## Legislation/Local Law Requirements

- Local Government Act 1995
- Liquor Control Act 1998

Office Use Only				
Relevant Delegations				
Council Adoption	Date	29/09/2015	Resolution #	OCM187/09/15
Reviewed/Modified	Date	18/12/2017	Resolution #	OCM179/12/17
Reviewed/Modified	Date		Resolution #	