

SPECIAL PERMIT (issued under the *Liquor Licensing Act 1990*)

A special permit authorizes the sale of liquor:-

- a) on premises; and
- b) between times; and
- c) subject to compliance with any condition specified in the permit.

REQUIREMENTS OF PERMITS

In considering an application for a permit, the Commissioner must make a decision which, in his or her opinion, is in the best interests of the community.

An applicant for a liquor permit must therefore provide supporting information to assist the Commissioner to determine the application.

The Commissioner may seek additional information (eg plans, comment from police, council etc) in order to assess the application.

FIT AND PROPER

Under the Act a person must be fit and proper to be qualified to hold a liquor permit or to be an associate of an applicant or permit holder. If an associate is not fit and proper, then the applicant or permit holder is not considered to be qualified to hold a permit.

Matters of interest in a fit and proper assessment

- Any major convictions within a given period.
- A consistent pattern of convictions that suggest a disregard for the law.
- Any convictions against the Act.
- Failing to discharge financial obligations or debts owing to the Crown under the Act.
- Good repute, integrity and character, no history of behaviour that would cause the person to be unsuitable to hold a permit, or be an associate of a permit holder.

IMPORTANT INFORMATION

The Commissioner may grant a special permit to a person for a function held by an association, society, organisation, club or other body if satisfied that the principal purpose of the function is not the sale or consumption of liquor.

The Commissioner may grant a special permit for a public event if satisfied that the consumption of liquor is incidental to the event.

The Commissioner may, otherwise, grant a special permit if the Commissioner is satisfied that it is reasonable to do so. An application for a special permit **will not be considered** unless the application is accompanied by the prescribed fee. An application for a special permit **should be lodged at least 7 days** before the permit is to take effect.

COUNCIL APPROVAL

It is the responsibility of a permit applicant to ensure that any approval/s required from the local council in relation to the conduct of the event is/are obtained.

A liquor permit does not authorize liquor to be sold on premises if the use of those premises for that purpose is otherwise unlawful.

PERSONAL INFORMATION PROTECTION

Further information on the Department's policies in relation to the *Personal Information Protection Act 2004* can be found at <http://www.treasury.tas.gov.au/pip>.

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