RESPONSE TO DEPARTMENT OF TREASURY – OFFICE OF LIQUOR GAMING & RACING – APPLICATION FOR COMMERCIAL OTHER (PRODUCER/WHOLESALER) LICENCE FOR U-BREW IT, CAIRNS DIVISION 5.

Kelly Barnes: 8/20/6-08: #2364652

RECOMMENDATION:

That the applicant and the Department of Treasury, Office of Liquor Gaming & Racing, be advised that Council does not object to the application for a Commercial Other (Producer/Wholesaler) Licence for U-Brew It, located at unit 2, 5 Bramp Close, Portsmith for the sale of liquor produced on the premise. Council does not support the sale of liquor from the site not produced on the premise in a wholesale manner.

INTRODUCTION:

U-Brew It - Commercial Other Licence

An application for a Commercial Other (Producer/Wholesaler) Licence has been lodged for U-Brew It, located at Unit 2, 5 Bramp Close, Portsmith. The Notice of Application is attached as Appendix 1.

Should this licence be granted it would enable the holder thereof to sell liquor produced on the licensed premise for consumption on or off the licensed premises. (Please be aware that on premises consumption is allowed if the premise holds a Commonwealth Brewery Licence).

Trading Hours: 10am to 12midnight – Monday to Sunday

The application is included within Industry Planning Area. There are no planning objections to the proposed Liquor Licence for the sale of liquor produced on the site. Council does not support the sale of liquor from the site not produced on the site in a wholesale manner.

The intent of the U-Brew It (Brewery) is to produce and sell liquor products associated with the business. It is not intended as a retail centre or shop for the sale of products not produced on the site.

General Policy – Liquor Licensing

The proposal is consistent with Council’s General Policy – Liquor Licensing No.1:04:14.
Discussion/Comments

Comments in relation to the proposed Liquor Licence were received from the Divisional Councillor, Council’s Safe Communities’ Coordinator and Environmental Health Officer.

Divisional Councillor

The Divisional Councillor was forwarded the request and advised that he supports the proposal for a Commercial Other (Producer/Wholesaler) licence.

Council’s Safe Communities’ Coordinator

The request for comment was forwarded to the Safe Communities’ Coordinator to provide comments on behalf of Community & Cultural Development.

"The Community Safety Officer supports the application provided that Responsible Service of Alcohol & Responsible Promotion of Alcohol standards are met."

Environmental Health Officer

The Public Health Unit has assessed this application and offers no objection or concerns with the proposal.

ATTACHMENTS:


Kelly Barnes  
Planning Officer

Neil Beck  
Acting Manager Development Assessment
APPENDIX 1

Dear Sir/Madam

U-BREW IT CAIRNS, PORTSMITH
APPLICATION FOR COMMERCIAL OTHER (PRODUCER/WHOLESALER) LICENCE
REAL PROPERTY DESCRIPTION: LOT 2 ON SP 182455, COUNTY OF NARES, PARISH
OF CAIRNS
APPLICANT'S CONTACT DETAILS: Ms Sandra Boag, Phone: (07) 4035 6390 or email
u-brewit.cairns@bigpond.com

An application for a liquor licence within your area of authority has been received at this office. Details of the application are as follows:

Applicant: BBA Pty Ltd ATF BBA Trust T/A U-Brew It Cairns
Name of Premises: U-Brew It Cairns
Street Address: Unit 2, 5 Bramp Close, Portsmith
Real Property Description: Lot 2 on SP 182455, County of Nares, Parish of Cairns
Proposed Trading Hours: 10:00 am to 12 midnight - Monday to Sunday
(In accordance with the Trading (Allowable Hours) Act 1990)
Type of Licence: Commercial Other (Producer/Wholesaler) Licence - Producer and wholesaler of liquor

Should this licence be granted it would enable the holder thereof to sell liquor produced on the licensed premises for consumption on or off the licensed premises and for other liquor for consumption off the licensed premises only. (Please be aware that on premises consumption is allowed if the premises holds a Commonwealth Brewery Licence.)

By law, the relevant Local Government Authority for the locality must be informed of the application and afforded the opportunity to:

1. comment on the reasonable requirements of the public in the locality; or
2. object to the grant of the application on the grounds that the amenity, quiet or good order of the locality would be lessened.

Level 4
33 Charlotte Street
Brisbane QLD 4000
Locked Bag 180 CITY EAST QLD 4002
If you do not support the application, your comments or objection should include full particulars of:

- the grounds upon which the objection is made; and
- the facts, evidence or reasons upon which it is based.

The Chief Executive cannot rely on statements that merely indicate the Council does not support, or objects to the application.

Please note that any comments or objection provided may be referred to the applicant.

It is also requested that you please confirm compliance with local Town Planning requirements for this application.

Please advise whether you have any comments on, or objections to, the grant of the application. Section 117(3) of the Liquor Act 1992 provides that your comments or objection should be received by 27 October 2009.

If you require clarification on any of these matters, please do not hesitate to contact the Customer Support Team on the telephone number noted above.

Yours sincerely

Cindy Liao
Licensing Officer
Office of Liquor and Gaming Regulation