

Public Interest Assessment

Where a Public Interest Assessment is required this form can be completed and lodged with the licensing authority. Applicants should ensure they read the Director of Liquor Licensing's policy - *Public Interest Assessment* prior to completing this form.

PART 1 - Application details

1.1 Applicant name: J.S.D. HOLDINGS (WA) PTY LTD

1.2 Application for:

<input type="checkbox"/> Hotel (inc Hotel Restricted)	<input type="checkbox"/> New licence	<input type="checkbox"/> Removal of licence
<input type="checkbox"/> Tavern (inc Tavern Restricted)	<input type="checkbox"/> New licence	<input type="checkbox"/> Removal of licence
<input type="checkbox"/> Small Bar	<input type="checkbox"/> New licence	<input type="checkbox"/> Removal of licence
<input type="checkbox"/> Liquor Store	<input type="checkbox"/> New licence	<input type="checkbox"/> Removal of licence
<input type="checkbox"/> Nightclub	<input type="checkbox"/> New licence	<input type="checkbox"/> Removal of licence
<input type="checkbox"/> Special Facility	<input type="checkbox"/> New licence	<input type="checkbox"/> Removal of licence
<input type="checkbox"/> Restaurant	<input type="checkbox"/> New licence	<input type="checkbox"/> Removal of licence
<input type="checkbox"/> Club	<input type="checkbox"/> New licence	
<input type="checkbox"/> Club Restricted	<input type="checkbox"/> New licence	
<input checked="" type="checkbox"/> Extended Trading Permit	<input checked="" type="checkbox"/> Ongoing Hours	<input type="checkbox"/> Liquor Without a Meal (more than 120 persons)
<input type="checkbox"/> Other		

1.3 Premises name: KAMBALDA HOTEL

1.4 Address of proposed premises:

20-26 BLUEBUSH ROAD

KAMBALDA WEST WA 6442

Introduction

The public interest test is based on the principle that licensed premises must operate within the interests of the local community. The Butterworth's Australian Legal Dictionary defines the term "public interest" as:

"an interest in common to the public at large or a significant portion of the public and which may, or may not involve the personal or propriety rights of individual people"

The public interest provisions enable the licensing authority to consider a broad range of issues specific to each licence or permit application, and flexibility exists to assess each individual application on its merits.

Each community is different and has individual characteristics. Similarly, each licensee's business or proposed manner of trade is unique to the particular premises. A Public Interest Assessment (PIA) outlines how the premises/proposed premises will impact the community and provide an outline of how the applicant will manage any impact.

Section 31 of the *Liquor Control Act 1988* ('the Act') provides the licensing authority with the discretion to grant licences.

Under section 33(1) *'the licensing authority has an absolute discretion to grant or refuse an application on any grounds, or for any reason, that the licensing authority considers in the public interest.'*

In considering the public interest, the licensing authority will take into account the objects of the Act as provided in section 5 and the matters set out in section 38(4).

In this regard, applicants will be required to lodge a PIA with the application.

Legislative Provisions

The primary objects of the Act as set out in section 5 are:

- a) to regulate the sale, supply and consumption of liquor;
- b) to minimise harm or ill-health caused to people, or any group of people, due to the use of liquor; and
- c) to cater for the requirements of consumers for liquor and related services, with regard to the proper development of the liquor industry, the tourism industry and other hospitality industries in the State.

The secondary objects of the Act are:

- a) to facilitate the use and development of licensed facilities, including their use and development for the performance of live original music, reflecting the diversity of the requirements of consumers in the State;
- b) to provide adequate controls over, and over the persons directly or indirectly involved in, the sale, disposal and consumption of liquor; and
- c) to provide a flexible system, with as little formality or technicality as may be practicable, for the administration of this Act.
- d) to encourage responsible attitudes and practices towards the promotion, sale, supply, service and consumption of liquor that are consistent with the interests of the community.

Section 38(4) of the Act provides that the matters the licensing authority may have regard to in determining whether the granting of an application is in the public interest include:

- a) the harm or ill-health that might be caused to people, or any group of people, due to the use of liquor;
- b) whether the amenity, quiet or good order of the locality in which the licensed premises or proposed licensed premises are, or are to be, situated might in some manner be lessened;
- c) whether offence, annoyance, disturbance or inconvenience might be caused to people who reside or work in the vicinity of the licensed premises or proposed licensed premises;
- ca) any effect the granting of the application might have in relation to tourism, or community or cultural matters; and
- d) any other prescribed matter. (Please note: there are no prescribed requirements at this time).

The licensing authority has discretion to impose conditions on the licence or permit that has regard to the public interest, the objects of the Act and the information provided in the applicant's PIA submission. Conditions may also be imposed based on the content of the PIA submission.

In considering the public interest, applicants should demonstrate the positive aspects of their application including the social, economic and health impacts. It is not sufficient for applicants to merely demonstrate that the grant of the application will not have any negative impact.

Locality

As part of a PIA submission, applicants must provide details regarding the community in the vicinity of the licensed premises (or proposed licensed premises) and any amenity issues in the locality.

The term 'locality' in this instance refers to the area surrounding the proposed licensed premises. This locality will be the area most likely to be affected by the granting of an application in relation to amenity issues.

However, in terms of potential harm or ill-health impacts on the community an applicant may need to consider a wider geographic area depending on the intended nature of the business.

In this regard, in terms of addressing objects 5(1)(b) and 5(1)(c) of the Act, an applicant may need to consider an area which is much broader than the 'locality' used for consideration of amenity issues. For example, an application for a destination liquor store, which may draw its clientele from a large geographic area, would need to address 5(1)(b) and 5(1)(c) of the Act in a much broader context. The onus is on the applicant to satisfy the licensing authority that the grant of the application is in the public interest and provide relevant evidence and submissions to discharge this onus. An applicant should address all relevant considerations under the Act, bearing in mind all the circumstances and unique features of its particular application.

Licensing Authority's Expectations for a PIA

Completing the PIA should be part of an applicant's business planning. A PIA assists the licensing authority in assessing the impact of the application, if granted, on the community, including existing services and amenity. It is also a valuable document for informing the community about the proposed manner of trade. It is important to note that there is no requirement in the Act for PIAs to be prepared by legal counsel or industry consultants. Applicants can complete their own PIA by taking a common-sense approach after liaising with the relevant key stakeholders and interest groups in the community.

Evidence to support an application being in the public interest should include, but is not limited to petitions; survey results; and letters of support and statements of consumers having a requirement for the type of liquor to be sold and supplied under the licence sought.

It is important to note, however, that because each community is different, the level of detail required in a PIA will be different for individual applications. The required level of detail is subject to the complexity of the application and the impact the premises/proposed premises will have on the surrounding community.

The following questions have been developed to guide applicants through the PIA process and highlight the areas which should be considered.

The information provided should not be limited to the space provided on the form. If you need to attach additional information, please refer to the relevant attachment in the space provided.

PART 2 – Manner of trade

Description of the proposed business, manner of proposed trade and target client base. This information should be consistent with your business plan/model.

2.1 What facilities and services will be provided by the proposed premises?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Kambalda Hotel will continue with usual services but include the extended hours which will be important when events and private functions are held in particular.

2.2 What is the proposed manner of trade?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

All usual services will be exactly the same but with extended hours. Food will be available during ALL operating hours.

2.3 What is the target client base?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number). Include objective, accurate and relevant evidence such as a petition, customer survey results and letters of support and statements from potential/existing customers.

We experience constant requests for longer opening hours due to the clients attending the hotel. These include mining and shift workers, locals and private functions.

2.4 Will the premises be distinguished by any particular theme or decor?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Country pub with a modern twist. We do have dress standards and the decor has been upgraded to encourage dining and socialising with friends.

Part 3 – Public Interest – section 38(2)**3.1 Why is the grant of a licence in the public interest and how will it benefit the community?**

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number).

The community have nowhere else to socialise at present, in a public setting. We hold alot of private events also, so extending licenced hours would allow more time for locals at events etc.

PART 4 - Harm or Ill Health - section 38(4)(a)

Risk assessment with respect to the harm or ill health that might be caused to people, or groups of people within the locality, due to the use of liquor.

4.1 List any 'at risk' groups or sub-communities within the locality, travelling through the locality or resorting to the locality?¹

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

We don't have any at risk groups. We abide totally to Licencing Rules and all Staff are trained in RSA principles. We have a strict no tolerance of misbehaviour and conduct intox Sweeps constantly.

4.2 What are the social health indicators for the locality?²

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

I am not aware of outstanding health indicators. Our community is highly sport oriented and we have a high demographic of families.

4.3 What are the proposed strategies the applicant will implement to minimise harm or ill health?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Intox Sweeps conducted consistently, toilet inspections, offering water and having water readily available, having food available during all opening hours.

¹ In regard to 'at risk' groups and sub-communities, these have been identified under the *Drug and Alcohol Interagency Framework for Western Australia 2011-2015* and may include: children and young people; aboriginal people and communities; people from regional, rural and remote communities; families; migrant groups from non-English speaking countries; people in low socio-economic areas; mining communities or communities with a high number of itinerant workers; and/or communities that experience high tourist numbers.

² In regard to social health indicators, these may include (but are not limited to) the:

- incidence of alcohol related crime in the area. (Data may be reported by local Police, the Australian Institute of Criminology or may be provided by the Office of Crime Prevention); and
- rates of, and trends in, alcohol related hospital presentations/admissions. (Data may be available from country local area health services; the metropolitan health service and the Drug & Alcohol Office).

In addressing social health indicators, applicants should also consider the proximity of the premises to bordering suburbs.

In terms of addressing objects 5(1)(b) and 5(1)(c) of the Act, an applicant may need to consider an area which is much broader than the 'locality' used for consideration of amenity issues.

Part 5 - Impact on Amenity - section 38(4)(b)

Descriptive report on the impact on the amenity of the locality of the proposed premises to people who reside or work in the vicinity of the proposed licensed premises.

The key consideration for the licensing authority is the impact of the facilities and services of the proposed premises on the nature and character of the local communities.

When designing licensed premises, consideration should be given to the principles of *Crime Prevention through Environmental Design* (CPTED). Information on CPTED can be obtained from the WA Planning Commission, The WA Office of Crime Prevention, and the Australian Institute of Criminology.

When considering the nature and character of a community, applicants need to address the community's social profile in terms of:

- its identity;
- the quality of life;
- the type of people who live and work in the community;
- the average age, income, and employment status of people living in the community;
- the total population numbers and population projections; and
- whether there are any plans for community change/development (information may be obtained from the Australian Bureau of Statistics (ABS) and the relevant local government authority).

In addition to answering the questions below, applicants will also need to provide:

- a map depicting the locality of the proposed premises; and
- a floor plan which highlights the unique aspects of the proposed facility.

5.1 What is the nature and character of the local community?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

See attached Sheet 5.1

5.2 How will the proposed premises integrate with the amenity of the locality (both positively and negatively)?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

The amenity of the building will not change.

5.3 What will be the positive recreational, cultural, employment or tourism benefits for the community?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Extended hours will create more employment opportunity, offer recreational opportunity for locals where there is no other venue available for leisure and private functions.

5.4 What consultation with local government regarding the proposed premises has been taken into account in establishing a business plan?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

We have spoken to local government representatives informally with no objections to our proposal. Again this was informal.

Existing licensed premises within the locality of the premises, including the diversity of the current services.

5.5 If you intend to sell packaged liquor, provide the name and address of all existing licensed premises within the locality?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

We will, if approved sell packed liquor, however this is not imperative to the extended hours request. This offering would only assist shift workers.

5.6 If you do not intend to sell packaged liquor, provide the name and address of all existing licensed premises within 500 metres of your premises?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

There is a BWS approximately 50 metres away however they would not be open during our proposed extending operating times.

Positive and negative amenity issues in respect to the locality of the premises/proposed premises

5.7 What are the public transport facilities (including taxi services) that would be available to patrons, or any other transport facilities proposed to be provided by the applicant for patrons?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

There is no public transport in the town however we offer shuttle services within the town if required.

5.8 What publicly available parking facilities exist in the locality?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

We have a large carpark both in front and behind our building.

5.9 What is the contribution of the proposed premises to the streetscape and atmosphere of the area?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

The streetscape and atmosphere will not be impacted by extended hours. There will be no change other than the closing time.

5.10 What is the potential impact of the proposed premises on the level of noise and anti-social activities in the locality, and the management strategies to minimise this impact?

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Currently we have not once had a noise complaint. We intend to reduce noise after 12 midnight to a more mellow vibe. Approved manager is responsible.

5.11 What is the potential impact of the proposed premises on vandalism, litter, criminal acts? (especially violent crimes including domestic violence). This may include improvements in the passive and active security of the area.

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

There is currently very little to no crime in the area. I do not predict a change in this as it is a small town so we have little transient

population, other than mining sector who are generally working.

Part 6 - Offence, annoyance, disturbance or inconvenience – section 38(4)(c)

When addressing the level of offence, annoyance, disturbance or inconvenience in a community, applicants need to consider the impact that may be caused to people who reside or work in the vicinity of the proposed licensed premises.

Some strategies that could be implemented to ameliorate offence, disturbance or inconvenience include:

- the use of licensed crowd controllers and installation of a CCTV camera system;
- the provision of food;
- liquor to be provided by table service only;
- limitation on the types of liquor and containers available for sale;
- restricted advertising or liquor promotions;
- installation of noise limiters on all amplification equipment;
- types of entertainment being provided;
- furniture and premises layout design;
- lighting in and around the proposed premises;
- noise attenuation of the building; and
- maximum accommodation numbers.

6.1 Identify the strategies you intend to implement to address potential offence, disturbance or inconvenience to local residents or business operators:

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

See attached part 6.1

Part 7 – Community consultation

7.1 Are any of the following community buildings or facilities located in the locality of the proposed licensed premises? (tick all boxes that apply)

Schools and Educational institutions

YES ☐ NO ☒ If YES, please provide name and address

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Hospitals, Hospices, Aged Care facilities

YES ☒ NO ☐ If YES, please provide name and address

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Medical Centre across in Gumnut Rd
which has always been there. There is
no change to current locations.

Churches/Places of worship (of any faith)

YES ☐ NO ☒ If YES, please provide name and address

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Drug and alcohol treatment centres

YES ☐ NO ☒ If YES, please provide name and address

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Short term accommodation or refuges for young people

YES ☐ NO ☒ If YES, please provide name and address

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Child Care CentresYES ☐ NO ☒ If YES, please provide name and address

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Local Government AuthorityYES ☐ NO ☒ If YES, please provide name and address

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Police stationsYES ☒ NO ☐ If YES, please provide name and address

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

We have police closeby as we allways have which is a bonus for us. No change to current locations.

Regional Office of the Department of Indigenous AffairsYES ☐ NO ☒ If YES, please provide name and address

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Who will be consulted**7.2 Identify the stakeholders who will be served with a Notice advising of the application**

(tick all boxes that apply)

☒ The occupier of neighbouring premises and businesses within 200 metres of the premises.☒ Stakeholders listed in item 5.1 within the locality of the premises. If not, please explain why:

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

Shire of Coolgardie, local businesses

- ☒ Special interest groups or individuals within the locality of the premises. These include children and young people; Aboriginal people and communities; people from regional, rural and remote communities; families; migrant groups from non-English speaking countries; people in low socio-economic areas; mining communities or communities with a high number of itinerant workers; and communities that experience high tourist numbers.

Write the name of the relevant groups below:

Please provide sufficient information to answer this question by attaching additional information and referencing (by question number)

I believe we have all of the above as stakeholders to a degree, which we do allways control and monitor. We adhere to all RSA principles and instill this in all staff. We have strict policies and procedures for all staff to follow.

PART 8 - Declaration

I declare that the contents of this document and attachments are true, correct and complete and that I have made all reasonable inquiries to obtain the information required.

I acknowledge that under section 159 of the *Liquor Control Act 1988* and it is an offence to provide false, misleading or incomplete information in this document.

GA Ue

Signature of applicant/s

25-5-2023

Date

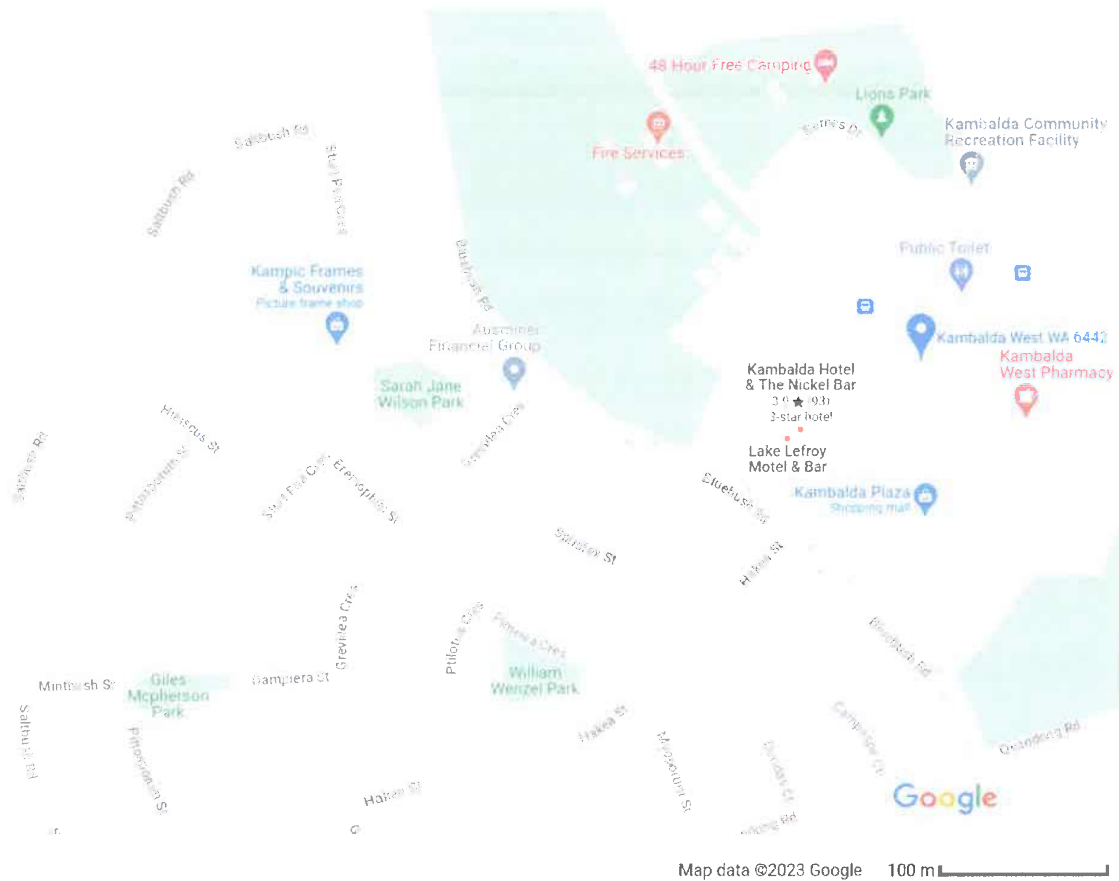
Signature of applicant/s

Date

Signature of applicant/s

Date

Google Maps Hotels



Sort by

Sort by **Hotels** Holiday rentals Rating

Kambalda Hotel & The Nickel Bar

3.9 (93)

3-star hotel



Air-conditioned

Lake Lefroy Motel & Bar

1.0 (1)

Hotel



5.1

What is the nature and character of the local community?

The local community is quite close-knit due to the population being approximately 3000 people. It is a very quiet town and the community is very supportive of initiatives in the town, local business and have a strong appreciation for all services provided.

As the only licenced premises currently operating in the town, we are the place to go for all private celebrations, socializing opportunities and family friendly dining outings. We have catered for the children with activities which align with the experience of dining out as a family.

We take pride in knowing our community and attempt to support their suggestions, which we encourage, by offering a variety of add on features which create a friendly environment to gather and meet.

The town is made up of locals, approx. 3000, and a large entity of mining workers due to the current boom within the region, which this generally can bump the population up with an additional 1500 people.

I would think the average age would be between 30-40 years with the local government suggesting it will rise with the increase of the transient population expected to increase within the next 3 years, another possible 1000 persons.

As far as we have been able to ascertain the only development upcoming is more mining sector camp style accommodation with no wet mess available.

6. 1

Identify the strategies you intend to implement to address potential offence, disturbance or inconvenience to local residents or business operators.

If we were to have a large event we would engage crowd controllers according to the legal requirements per anticipated crowd numbers. We also have CCTV cameras installed across the whole of the premises including all licenced areas and surrounding the outside perimeter of the premises. These capture and hold information and footage for 30 days. All incidents are reported and recorded in the appropriate manner.

We offer adequate food including meals every hour we are open from 4am until close of business 7 days a week. This is actively encouraged and monitored with patrons who are within the licenced premises for any lengthy period of time. We advertise and offer meals regularly to our patrons.

We have a strict adherence to what is served, the quantity, who it is served to, and intox sweeps are continual by our approved staff. We do not encourage or promote alcohol consumption in any way.

We reduce all sound after 11pm due to the surrounding premises and have never had a noise complaint.

We offer a lot of seating throughout the licenced area with and lounge seating also. Lighting is quite bright and the outside of the premises has full lighting surrounding the whole of the licenced business.

Our maximum accommodation in the motel is 32 rooms which are currently 95% utilised by the mining sector for their workers due to the shortage of accommodation within the region.

Usually we provide background music with the occasional band or live entertainer, including Karaoke style entertainment.

IN THE LIQUOR LICENSING DIVISION OF WESTERN AUSTRALIA

IN THE MATTER OF AN APPLICATION BY J.S.D. HOLDINGS (WA) PTY LTD FOR AN
EXTENDED HOURS ONGOING LICENCE FOR PREMISES TO BE KNOWN AS **KAMBALDA**
HOTEL LOCATED AT **20-26 BLUEBUSH ROAD, KAMBALDA WEST, WA 6443**

PUBLIC INTEREST ASSESSMENT SUBMISSIONS

Date of Document: 26 MAY 2023
Filed on behalf of: The Applicant

Prepared by:
STEVEN COLE
20-26 BLUEBUSH
ROAD
KAMBALDA WEST
6442

SECTION A: DETAILS OF APPLICATION

Terms used

1. In these submissions, reference to:
 - (a) **Act** means the Liquor Control Act 1988;
 - (b) **Applicant** means J.S.D. HOLDINGS (WA) Pty Ltd;
 - (c) **Application** means the application by the Applicant for an Extended Hours Ongoing Licence;
 - (d) **Venue** means the land and buildings at 20-26 Bluebush Road, Kambalda West, WA
 - (e) **Locality** means the locality relevant to the Application as defined in these submissions;
 - (f) **Regulations** means the Liquor Control Regulations 1989;
 - (g) **RSA** means the responsible service of alcohol.

Background

1. The Applicant is seeking an Extended Hours Licence for premises to be known as **KAMBALDA HOTEL** (“the Venue”) situated at **20-26 Bluebush Road, Kambalda West** (“the Site”).
2. The Site consists of one main building which includes a motel, a lounge bar, restaurant and entertainment bar plus takeaway food drive thru.
3. J.S.D. Holdings (WA) Pty Ltd purchased the Site in December 2021 after leasing it since May 2021. The Site had been closed for some time prior to J.S.D. Holdings (WA) Pty Ltd taking on the lease.
4. In the 25 months that J.S.D. Holdings (WA) Pty Ltd have been in the Venue there have been extensive upgrades to modernize the internal building.
5. Being that the location is in a small community, the focus has been on providing an environment that provides entertainment for Kambalda and the surrounding district. It is known as a meeting place for locals, the only evening dining outlet

within the town, and only one of 4 daytime hours dining outlets and caters to the mining sector with accommodation and various other functions. The entertainment bar has held everything from birthday parties, end of year events, private functions, live bands featuring local talents, and national celebrities.

6. 2.1,2.2,2.3,3.1

The proposal to extend the operational hours by 2 hours, being midnight to 2am, will provide the flexibility for timing of entertainment and including not having to rush people celebrating private occasions. Also we propose including the potential to add quiz nights, movie marathons and later live entertainment or DJ/Karaoke style events. Currently the locals go to Kalgoorlie for this type of entertainment. Also Kambalda has a growing mining sector which has increased the population regardless of its transient clientele. With shift working increased majorly in the area we are always being asked for extended hours to accommodate workers leisure times.

Proprietors and Directors of J.S.D. Holdings (WA) Pty Ltd Darlene and Steven Cole



The Venue



Entertainment

7. The predominant form of entertainment offered during most of the permitted trading hours at the Venue is music played via the in-house sound system.
8. The range of entertainment provided at various times, in various parts of the Venue will be closely aligned to the themes on offer at the Venue and will only be provided in a format and style that enhances the hospitality experience of patrons visiting the Venue.

Intended Manner of Operations

9.

The features outlined in the following paragraphs have been designed to provide an understanding of the purpose of the proposed extension in licensed hours of operation and services at the Venue that will satisfy the requirements of the relevant section of the public.

Food & Beverages

10. The style of menus for both food and beverages offered at the Venue will be consistent with those currently in place. Previously we ceased service of food at 8pm in the evening. We have recently extended our hours where patrons can now order food at any time that we are open. The extension includes this service being available 7 days a week. Therefore our food service is from 4am until close of business every day of the week.

11. 4.3

As part of its commitment to RSA principles, the Applicant intends to make a reasonable range of food available for patrons to enjoy. Substantial seating will be set out across the Venue within the indoor areas to allow patrons to relax in comfortable surroundings that will allow for social distancing where such requirements are needed. This will include a range of seating at tables and other casual dining options.

12. The Applicant intends to maintain beverage services with an emphasis on quality products, excellent service and stylish presentation.

13. 4.3

The Applicant will ensure to maintain that a range of mid strength, low strength and non-alcoholic products are always available to patrons.

Patrons 3.1

14. It is intended that the Venue will continue to cater to a broad cross-section of the public, covering a wide age range and demographics, including family groups.

15. The Venue will maintain a strong local identity and close connection with the local community, providing a comfortable and welcoming environment for persons living and working in the Locality.

16. The Venue will also continue to cater to and attract intrastate and interstate tourists.

17. As an experienced operator, the Applicant is well aware of the risks and responsibilities associated with the supply of liquor and how this may be impacted by extended hours.

A broad range of effective mitigation measures will always be in place to support RSA principles and harm minimization policies and procedures.

Juveniles 3.1

18. The Applicant has specifically developed the Venue to appeal and cater to a broad cross-section of the community including family groups with children.
19. Unaccompanied juveniles will not be permitted in the Venue other than in circumstances permitted by the Act.

Dress code

20. The Applicant is aware that adherence to a carefully devised dress code can be an effective way to manage licensed premises and patron profile.
21. The dress code for the Venue is “smart casual”. This is and will be interpreted strictly by management to ensure that the Venue continues to be attended by the desired demographic and to minimize persons in a “high risk “category from seeking to attend the Venue.

Management

22. All staff and approved managers will be subject to induction and ongoing in-house training to ensure the highest standards of service and a comprehensive knowledge of all legal requirements under the Act. Special emphasis is and will be placed upon RSA principles (see below).
23. As an experienced operator, the Applicant is well aware of the risks and responsibilities associated with the supply of liquor. Accordingly, this proposal has been developed with the specific aim of ensuring that the Venues proposed extended operational hours are a positive addition to local amenity.

Training, Supervision and RSA Policies & Procedures

24. The Applicant is strongly committed to adhering to and maintaining its current use of RSA principles and proposes to maintain its comprehensive range of harm minimization measures.
25. The Applicant does not intend to promote drinks that would tend to encourage the rapid or excessive consumption of alcohol.

26. The Applicant will place a strong emphasis to staff on recognizing signs of intoxication and a strong awareness of the timeframes of patronage especially during the proposed Extended Hours.

27. The Applicant is strongly committed to staff training with a focus on adherence to:

RSA principles:

(a) Induction training will include a strong emphasis on encouraging responsible consumption, pro-actively discouraging excessive or rapid consumption and effectively identifying signs of drunkenness and implementing effective measures to deal with patrons exhibiting such signs. This will apply to all “front of house” staff including bar, wait and glass collection staff.

(b) Bar and wait staff will be trained to actively and routinely encourage patrons to combine alcohol consumption with food and to have “breaks” between consumption of alcoholic drinks by consuming water and/or non-alcoholic beverages;

(c) Regular refresher training will be conducted for all approved managers and general staff with a strong emphasis on RSA issues; and

(d) All front of house staff including glass collection staff will be required to hold a valid Responsible Service of Alcohol Certificate.

28. Specific RSA policies and procedures are emphasized at the Venue and include the following:

(a) Bar, wait and glass collection staff to always conduct ongoing assessment of the state of sobriety of patrons and to report any signs of drunkenness immediately to the senior manager on duty.

(b) Managers to ensure that an “intox sweep” of the Venue is conducted regularly to identify any patrons exhibiting possible signs of drunkenness and to implement appropriate action in accordance with documented RSA practice for the Venue.

(c) A wide range of non-alcoholic and mid-strength drinks to be available and

promoted in the Venue during all trading hours.

Safety & Security

29. The Venue can be considered to be in relatively a low-risk category in terms of safety and security given the following features:
- (a) Significant focus on dining services.
 - (b) Food available for patrons during all trading hours.
 - (c) Strict RSA policies and procedures enforced at all times.
 - (d) Substantial seating provided for patrons.
 - (e) Strict dress code.
 - (f) Comprehensive RSA policies and procedures enforced at all times.
 - (g) Management of the Venue overseen by an experienced and responsible licensee with a track record of responsible and professional management in the liquor industry;
 - (h) Commitment to high standard of staff training, quality management and extensive management controls, policies, and procedures in place.
 - (i) A closed-circuit television system compliant with the Director of Liquor Licensing's Security at Licensed Premises installed at the premises monitoring entrances, exits and the whole interior.
30. The Venue will make a significant contribution to:
- (a) maintain a strong sense of local identity.
 - (b) continue to offer employment opportunities for locals; and**
 - (c) provide an attractive licensed space for locals to meet and socialize.
31. The Applicant is committed to operating the Venue in a manner that positively contributes to the lifestyle, leisure and tourism attractions in the Locality, while minimizing the risk of any negative impacts in the community.

32. The Applicant's experience and previous track record in the hospitality industry provides a high degree of confidence in this regard and demonstrates a commitment to the provision of high-quality liquor and related hospitality services, combined with professional standards of management control and an emphasis on the responsible service of alcohol.

Neighborhood & Amenity Issues

33. The Venue will offer the exact liquor and related services it currently does but with the inclusion of Extended Hours. The fact that the Kambalda Hotel has operated in harmony with its neighbors consistently provides an indication that the Venue will be unlikely to impact negatively on the existing level of amenity in the surrounding neighborhood.
34. The nature and intended use of the Venue indicates that it falls in a low-risk category in terms of potential disturbance. The following relevant features can be noted:
- (a) High degree of professionalism and responsibility of the Licensee and its Management.
 - (b) Low intensity style of proposed use of the Venue during operation.
 - (c) Significant focus on dining services at all times.
 - (d) Substantial seating provided throughout the Venue to assist in the creation of a relaxed and casual ambiance and to facilitate and encourage a dining culture.
 - (e) Strict adherence to RSA principles and practices at all times.
35. The Applicant has a Patron Risk Profile which assesses the risk factors of the likely patron profile of the Venue in terms of alcohol-related harm and ill-health.
36. In all circumstances, the likely patron profile of the Venue can be considered to fall within a low-risk category in terms of alcohol-related harm and ill-health.

37. The grant of the Application would cater for the requirements of consumers for liquor and related services with regard to the proper development of liquor industry and other related hospitality industries under s.5(1)(c), Act and would facilitate the use and development of licensed facilities reflecting the diversity of the requirements of consumers in the State under s.5(2)(a), Act by providing:
- (a) an expansion and improvement of the liquor and related services currently offered.
 - (b) a diversified range and high quality of liquor and related services including dining, beverage, entertainment, and function services.
 - (c) a safe and well-controlled hospitality environment; and
 - (d) additional variety and choice for consumers in the Locality.

Section 38(4)(a) - Harm or ill health

38. The following matters are relevant to the assessment of potential harm and ill health at a specific level:
- (a) The Applicant is an experienced and responsible long-term participant in the hospitality industry with a strong track record.
 - (b) There will be a significant focus on dining at the Venue. Food will be available during all trading hours.
 - (c) A relaxed ambiance will be maintained at all times with substantial seating provided throughout the Venue.
 - (d) The Applicant is committed to RSA.
 - (e) The Venue is likely to attract patrons similar to those currently catered for, and is not likely to attract any significant proportion of patrons that fall within a high-risk category in terms of alcohol related harm and ill-health.
39. In the present case, the evidence supports a conclusion that, assessed against the existing level of harm, no significant level of additional harm will be likely to be caused by the grant of the Application.

Sections 33 and 38: Public interest

40. The grant of the Application would be in the public interest because it would:
- (a) cater for the reasonable requirements of a significant section of the public residing and/or working in or near the Locality.
 - (b) contribute positively to tourism by providing an attractive licensed hospitality facility for persons visiting the Locality and thereby assist in the development of the Western Australian tourism industry.
 - (c) not have the characteristics and attractions that are commonly associated with antisocial or criminal behavior and would be unlikely to cause harm or ill-health to any persons or group of persons.
 - (d) be unlikely to cause noise, disturbance, offence or inconvenience to any persons; and
 - (e) contribute positively to the amenity of the Locality.
 - (f) Providing additional employment opportunities in the Locality.

IN THE LIQUOR LICENSING DIVISION OF WESTERN AUSTRALIA

IN THE MATTER OF AN APPLICATION BY J.S.D. HOLDINGS (WA) PTY LTD FOR AN
EXTENDED HOURS ONGOING LICENCE FOR PREMISES TO BE KNOWN AS **KAMBALDA**
HOTEL LOCATED AT **20-26 BLUEBUSH ROAD, KAMBALDA WEST, WA 6443**

The application has been registered with number A177719810 which should be quoted in all correspondence relating to the application.

Section 38(4)(a) - Harm or Ill health

1. The following matters are relevant to the assessment of potential harm and ill health at a specific level:
 - (a) The Applicant is an experienced and responsible long-term participant in the hospitality industry with a strong track record.
 - (b) There will be a significant focus on dining at the Venue. Food will be available during all trading hours until 60 minutes prior to closing.
 - (c) A relaxed ambience will be maintained at all times with substantial seating provided throughout the Venue.
 - (d) The Applicant is committed to RSA; and
 - (e) The Venue is likely to attract patrons similar to those currently catered for, and is not likely to attract any significant proportion of patrons that fall within a high-risk category in terms of alcohol-related harm and ill-health.
2. In the present case, the evidence supports the conclusion that, assessed against the existing level of harm, no significant level of additional harm will be likely to be caused by the grant of the Application.

Sections 33 and 38: Public interest

3. The grant of the Application would be in the public interest because it would:
 - (a) cater for the reasonable requirements of a significant section of the public

residing and/or working in or near the Locality.

- (b) contribute positively to tourism by providing an attractive licensed hospitality facility for persons visiting the Locality and thereby assist in the development of the Western Australian tourism industry.
- (c) not have the characteristics and attractions that are commonly associated with antisocial or criminal behavior and would be unlikely to cause harm or ill-health to any persons or group of persons.
- (d) be unlikely to cause noise, disturbance, offence or inconvenience to any persons; and
- (e) contribute positively to the amenity of the Locality.

WA Department of Health 2023

Since 2010, the proportion of WA young people aged **15-24 years** drinking at risk of long-term harm from alcohol has halved, from 30% in 2010 to 15% in 2019.⁶ However, the proportion of people in their 40s, 50s, and 60s drinking at risk of long-term harm has remained consistent. In 2019, 2 in 5 (44%) West Australians reported drinking to get drunk.

[Methodology for Developing Western Australia Specific Alcohol-related Aetiological Fractions \(May 2017\) \(PDF 4MB\)](#)

All statistical data for Alcohol related death and disease are quite outdated. All data found in the above link show studies from 2009-2012.

Other studies found are WA as a whole and cannot distinguish on this particular area of WA.

After discussions with Population Health, Shire of Coolgardie and the local Police, evidence suggests there are no at risk communities within the region and especially within 3km, and also the Police suggest alcohol related crime in the area is minimal, if at all, related.

As the only Hotel within 30km, we do use the Banned Drinkers Register and also have a zero tolerance of antisocial behaviour. We have regular staff training and upskilling of staff who have proven their commitment to RSA legislation.

Noise levels will be monitored and kept to a minimum, particularly after 12 midnight. This will be managed by the on duty Approved Manager.

We will have security trained staff on duty after 12 midnight until 2am at close of business and will have 2 staff on duty during these hours.

Liquor will only be sold as per the Section 64 Kambalda restrictions.