



Banned Drinkers Register

Application guide for medical practitioners and social workers

- This guide is to assist medical practitioners and social workers with completing the [Application for a Banned Drinker Order/Extension](#).
- Each section needs to be completed on the application form, this guide focuses on the specific information required by certain sections of the application form.

Applicant details (medical practitioner or social worker)

Applicant Details

Note: Only the following people may make application:

(i) Medical practitioner (registered under the *Health Practitioner Regulation National Law (Western Australia)* in the medical profession); **or**

(ii) Social worker (who is a member (or eligible for membership) of the Australian Association of Social Workers Limited ACN 008 576 010)

Name:

Profession: Registration/membership No:

Clinic/Business Address:

Email:

Phone number:

Medical practitioner or social worker name

Ensure the name you apply under matches your professional registration:

Medical practitioners – ensure the name matches the name you are registered under with the Australian Health Practitioner Regulation Agency (AHPRA).

Social workers who are members of the Australian Association of Social Workers Limited ACN 008 576 010 (AASW) – ensure your name matches the name you joined with AASW.

Social workers who are not members of AASW – ensure the name you apply under matches that of the evidence of qualification you provide (i.e. the name on your Bachelor of Social Work)

Registration/membership number

Please ensure this number is correct to enable the Director to check your registration or membership with the relevant organisation.

Social workers who are not members of AASW - you can mark this section as 'N/A', however you will need to attach to your application evidence that you are eligible for membership with AASW. This means attaching a scanned image of your qualification (this can be in any common format, such as JPEG or PDF).

Please check the [list of AASW accredited programs](https://www.aasw.asn.au/education-employment/higher-education-providers/accredited-courses/) to ensure your qualification is listed <https://www.aasw.asn.au/education-employment/higher-education-providers/accredited-courses/>.

Proposed banned drinker (patient/client)

Patient/Client Details	
Name:	<input type="text"/>
Date of Birth:	<input type="text"/>
Address:	<input type="text"/>
Email:	<input type="text"/>
Phone number:	<input type="text"/>

The BDR scanners at packaged liquor outlets crosscheck against full name and date of birth, this means it is very important the correct details are provided to ensure banned drinkers return a result of 'BANNED'.

Name

Please provide the full legal name of the proposed banned drinker, including any middle name(s).

If the proposed banned drinker is known by multiple names, please provide these details in the name box, or if there is not enough room, enter the details in the free text section of the application under '*Grounds for application*'. i.e. Jane Smith née Jones

Address

As the Director is required to write to the proposed banned drinker to provide opportunity to comment on the application against them, and to serve BDOs via post (if granted) it is very important the Director has an exact address for the person.

If the proposed banned drinker resides within a remote community, it is not sufficient to just supply the community's name, please also supply a house or lot number. i.e. *House 1, Remote Community, 6000 WA*, not simply *Remote Community, 6000 WA*.

Contact details

Additional details such as email addresses and phone numbers will greatly assist the Director in communicating with the proposed banned drinker, however if these details are not known to you, just enter 'UNKNOWN' in the relevant space.

Application type

Application Type Existing BDO Extension ▼
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New applications

The Act allows the applicant to request the length of time they would like the BDO to be in effect for, however, the request can only be for 3, 6 or 12 months. If the Director does make a BDO as a result of your application, they are not obliged to make it for the length of time you have requested, the Director only needs to consider your BDO length request.

Extension applications

The Act allows for medical practitioners and social workers to apply for an extension of a BDO. There are no options for an applicant to recommend the length of the BDO extension as these are fixed extension periods set in the Act¹.

Original BDO period	Extended BDO period
3 months	6 months
6 months	12 months
12 months	Further period of up to 12 months

¹ s152YU(4) *Liquor Control Act 1988*

Grounds for application

Grounds for application (attach additional documents if required)

Note: The *Liquor Control Act 1988* requires this application to contain information to demonstrate that the person who is subject of the application (patient/client) is misusing, or has misused liquor, and their misuse of liquor is a serious risk to the health, safety or wellbeing of the person or another person.

Please provide details in support of this application:

Requirements of the Act

This section is where you provide the information to the Director to demonstrate that²:

1. the person (proposed banned drinker) subject of the application is misusing or has misused liquor; and
2. the person's misuse of liquor is a serious risk to the health, safety or wellbeing of the person or another person.

In considering the application, the Director may only make a BDO for the proposed banned drinker if satisfied³:

1. about the person's identity; and
2. the person is misusing or has misused liquor; and
3. that the person's misuse of liquor is a serious risk to the health, safety, or wellbeing of the person or another person; and
4. it is in the public interest to make the order.

Otherwise, the Director must refuse the application⁴.

Information to support your application

The Director understands that each application will be a unique set of circumstances and will assess each application on its own merits and make a determination on the balance of probabilities.

To make a claim in the application without further supporting background information will not satisfy the Director in making a BDO. If for example, an application stated:

“John Smith attends the ED regularly, drunk with injuries, he will shout and abuse staff, he is a serious risk to himself and others due to his misuse of liquor I believe he should be issued a 12-month BDO”.

² s152YQ(3) *Liquor Control Act 1988*

³ s152YR(2) *Liquor Control Act 1988*

⁴ s152YR(3) *Liquor Control Act 1988*

The Director would not be able to make a BDO solely on that basis.

The below text expands on the above and provides much more detail to assist the Director in making a determination:

"I am a medical practitioner and have worked at XYZ clinic for X years. I have treated John Smith on and off over the last X years. I have known him as John Smith for the duration of my time treating him and this name appears on his health care card.

Mr Smith suffers from XYZ which is exacerbated by liquor consumption and not recommended by health professionals, he has suffered with this for X years and does not follow health advice in relation to treating this condition.

On 1 January 2023 at 10:00pm Mr Smith attended the ED accompanied by police with X injuries. Mr Smith appeared drunk, he smelt heavily of liquor, his eyes were bloodshot, he was unsteady on his feet and his speech was slurred. He appeared dishevelled and was highly aggressive towards police and hospital staff. He was yelling things such as, "XYZ" and gesturing to hit staff.

Mr Smith declared he had consumed approximately 2 cartons of beer that day, which is far in excess of the recommended guideline for adult males. However, due to (medical condition) it is recommended Mr Smith does not drink any alcohol at all.

On 2 January 2023 at 10:00pm Mr Smith attended the ED...

On 3 January 2023 at 10:00pm Mr Smith attended the ED...

I believe Mr Smith requires a BDO to be issued for a period of X months due to the extended period of his presentations to ED and prolonged alcohol misuse that presents a serious risk to his own health, safety and wellbeing and that of hospital staff.

I have attached his hospital admission records for each of the above presentations".

Please Note: the above text is just an example and is not to be used as a template for applicants. Each application is assessed on a case-by-case basis with each application having its own unique set of circumstances that may dictate additional information being required for assessment.

This guide is designed to provide information in regard to the BDO application form, and with the understanding that the Director of Liquor Licensing is not passing legal opinion or interpretation or other professional advice.

For more information

Web: www.dlgsc.wa.gov.au/bdr

Email: bdr@dlgsc.wa.gov.au

Call: (08) 6551 4859

