

**Liquor Commission of Western Australia
(Liquor Control Act 1988)**

Complainant: Commissioner of Police
(represented by Mr Peter Slater of WA Police)

Respondent: Golfing Pub Pty Ltd
(represented by Mr Lindsay Robbins, Counsel,
instructed by Ilberys Lawyers Pty Ltd)

Matter: Complaint for disciplinary action pursuant to section
95 of the *Liquor Control Act 1988*

Premises: Ryan's Premier Hotel

AND

Applicant: Commissioner of Police
(represented by Mr Peter Slater of WA Police)

Respondent: Mr Wayne Leslie Stewart
(represented by Mr Lindsay Robbins, Counsel,
instructed by Ilberys Lawyers Pty Ltd)

Matter: Application for Prohibition Order pursuant to section
152B of the *Liquor Control Act 1988*

Observers: Mr Dion Bloomfield
(Director, Golfing Pub Pty Ltd)

Mr Phillip Reid
(on behalf of Ilberys Lawyers Pty Ltd)

Mr Philip Hassett
(On behalf of Mackinlays Solicitors, representing the
transferee)

Commission: Mr Jim Freemantle (Chairperson)
Mr Eddie Watling
Mr Greg Joyce

Date of Hearing: 12 April 2010

Date of Determination: 14 April 2010

Determination:


- (1) Pursuant to section 96(1)(m) of the *Liquor Control Act 1988* Golfing Pub Pty Ltd is to pay a monetary penalty of \$15,000.
- (2) Pursuant to section 96(1)(g) and (n) of the *Liquor Control Act 1988* Act Wayne Leslie Stewart is disqualified for a period of five years from being –
 - i. The holder of a licence;
 - ii. The holder of a position of authority in a body corporate that holds a licence; and
 - iii. Interested in, or in the profits or proceeds of, a business carried on under a licence.

(In respect of (i) and (ii) above, Mr Stewart has 30 days from the date of the determination in which to comply.)

- (3) Pursuant to section 152E(2)(a) and 152F of the *Liquor Control Act 1988* Wayne Leslie Stewart is prohibited from being employed by a licensee at any licensed premise for a period of five years.

Reasons:

Detailed reasons for the determination will be published in due course.



**JIM FREEMANTLE
CHAIRPERSON**