

## **Proposed Additional Restrictions on the sale of alcohol for the Pilbara region:**

1. Packaged liquor may only be sold and supplied on a day other than a Sunday, Good Friday or Christmas Day – from 12 noon to 8 p.m.
2. The sale of packaged liquor on a Sunday is prohibited.
3. The sale and supply of liquor for consumption on the premises is prohibited before 12 noon except where it is sold ancillary to a meal or to a lodger.
4. The sale of fortified wine is prohibited.
5. The sale of cask wine is prohibited.
6. The sale of beer in glass bottles of 750mls or more is prohibited.
7. Packaged liquor may only be sold or supplied in the following quantities:
  - a) low alcohol liquor where the liquor contains less than 2.7 per cent concentration of ethanol at 20 degrees Celsius in any quantity;
  - b) where the liquor contains greater than 2.7 per cent but no more than 7 per cent concentration of ethanol at 20 degrees Celsius a maximum cumulative quantity of 11.25 litres per customer per day (e.g. 1 carton of 30 cans @ 375ml each);
  - c) where the liquor contains greater than 7 per cent but no more than 15 per cent concentration of ethanol at 20 degrees Celsius a maximum cumulative quantity of 2.25 litres per customer per day (e.g. 3 bottles of wine @ 750ml each);
  - d) where the liquor contains greater than 15 per cent concentration of ethanol at 20 degrees Celsius a maximum cumulative quantity of one litre per customer per day.

A person may purchase liquor in quantities provided for by either (b) or (c) or (d) or a combination of (b) and (c).

8. Operators of taxis or buses are not to be sold packaged liquor on behalf of persons in the vehicle.
9. Occupants of taxis or buses must exit the vehicle to purchase packaged liquor to allow for a thorough responsible service of alcohol assessment by staff.
10. Where a packaged liquor product is available from a manufacturer in a non-glass container, licensees are prohibited from selling the product in a glass container.
11. Licensees are required to submit returns of alcohol sales data, by product type and quantity, to the Director of Liquor Licensing for each financial year by 31 July. The return must contain the following information:
  - a) total amount paid or payable to the licensee and the quantity supplied in respect of:
    - i. low alcohol liquor (2.7% ethanol by volume or less)
    - ii. mid strength alcohol liquor (2.8% to 3.5% ethanol by volume)
    - iii. full strength alcohol liquor (3.6% ethanol by volume or more)
  - b) The information is to be provided under the headings of the following product types; wine, beer and spirits (as defined in section 3 of the Act), and pre-packaged pre-mixed alcohol beverages generally known as 'ready-to-drinks' (RTDs).
12. The licensee is prohibited from and shall not authorise any external promotion which advertises the price of full strength "mainstream" packaged beers (ie. regular beer with over 3.5% ethanol by volume); RTDs or spirits, whether the price is discounted or not. The licensee is also prohibited from any external promotion which links the purchase of full strength "mainstream" packaged beer, RTDs or spirits with any prize, contest or other customer incentive. The specific brands of "mainstream" packaged beer affected include: Victorian Bitter, Fosters Lager, Melbourne Bitter, Emu Export, Emu Bitter, Swan Draught, XXXX, Hahn Ice, Tooheys Old, Tooheys New and Tooheys Red. Bottled wine, low alcohol beers (3.5% ethanol by volume) and premium beers are excluded from this condition.

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13. All approved managers will attend cultural awareness training to be provided by a local indigenous training provider.

### Exemptions

1. The sale and supply of packaged liquor is only permitted to a person who is present at the time of purchase on the licensed premises conducting the sale, unless that person is:
  - a) a liquor merchant;
  - b) a station owner or pastoralist and only on the conditions that:
    - i. the liquor has been pre-ordered at least 24 hours in advance of pickup/delivery; and
    - ii. the licensee maintains on the licensed premises, a register of purchases which must be made available for inspection at the request of an authorised officer; and
    - iii. the register contains the following information in relation to the station owner or pastoralist:
      - Name
      - Address
      - Address to which the liquor is being delivered/taken
      - Description and quantity of liquor ordered
  - c) A person who has pre-ordered the liquor at least 72 hours in advance of pick-up/delivery and only on the conditions that:
    - i. that person has personally completed and signed a Bulk Purchase Order; and
    - ii. the Bulk Purchase Order from contains the following information in relation to the bulk purchase:
      - Name of purchaser
      - Address and phone number of purchaser
      - Address to which the liquor is being delivered/taken
      - Description and quantity of liquor ordered and the reason for the bulk purchase
      - Purchasers signature; and
    - iii. The bulk purchase order form is retained by the licensee and made available for inspection at the request of an authorised officer and a copy is provided to the local police within 24 hours.

The sale of liquor under this exemption is not subject to the quantity restrictions set out above.

2. The quantity restrictions set out above do not apply to the sale and supply of packaged liquor to a bona fide tourist, travelling through the Pilbara or Kimberley region, and who normally resides outside the Pilbara or Kimberley region and the liquor is to be consumed out of town.

The licensee must record the following information where a sale is made under this exemption:

- Name of purchaser
- Address and phone number of purchaser
- Vehicle registration
- Address/location to which the liquor is being taken
- Description and quantity of liquor ordered and
- Purchasers signature

This information is to be provided to the local police within 24 hours and retained by the licensee for inspection at the request of an authorised officer