

Office of Liquor and Gaming Regulation



Information Notice

Application Type: New Commercial Other Subsidiary On Premises (Accommodation)

Trading Name: Bounce Hostel Noosa

Address of the Premises: 14-16 Mart Street, Noosaville

Date of the Decision: 31 August 2021

Applicable Legislations: Section 67B - *Liquor Act 1992*

Brief Summary of the Reasons for the Decision

On 31 August 2021, as a delegate of the Commissioner for Liquor and Gaming, I conducted a review of the application for a new liquor licence lodged by the applicant on 23 March 2021. In deciding the application, I took into account the following information:

1. The applicant is eligible to apply for a new licence under the *Liquor Act 1992* (Liquor Act).
2. No objections were lodged by the local authority, Queensland Police Service (QPS) or OLGR Compliance.
3. Two letters of objection were received from the community.
4. The Liquor Act provides avenues to complain and empowers OLGR to address issues in the event non-compliance is substantiated.
5. Human rights are not limited by my decision to approve the application.

I have considered the relevant matters outlined in s67B of the Liquor Act.

I took into account the objections received which outlined the following concerns:

6. The issue of the licence may adversely impact on the enjoyment of the objectors' lifestyle in their home.
7. The issue of the licence may have a detrimental impact on the amenity of the adjacent residential area.
8. Safety concerns in George Street due to increase of traffic and pedestrians.

In response to the objections received, I am satisfied that the grant of a commercial other - subsidiary on premises licence would not necessarily have an adverse effect on the amenity of the locality as:

9. The local authority, QPS and OLGR Compliance have no objections.

10. The Liquor Act provides avenues to complain and empowers OLGR to address issues in the event non-compliance should be substantiated.
11. The licensee has a responsibility to ensure the entertainment and activities do not impact neighbouring residents. If issues cannot be resolved directly with the licensee, there is a complaint process available for the community and for OLGR to take appropriate action if it is required.
12. A decision to grant the application will likely be reasonable and justifiable in accordance with the *Human Rights Act 2019*, as detailed conditions will be endorsed on the licence.

After considering all of the relevant factors and information, both positive and negative, and the aforementioned findings on material questions of fact, I decided to grant the licence, subject to the following conditions:

- *Liquor may be sold or supplied only whilst the premises adheres to its principal activity of provision of accommodation.*
- *Approved after hours consumption areas for residents and their guests are the residential accommodation units or rooms only.*
- *Noise emanating from the premises including amplified and/or non-amplified noise and/or patron noise must not exceed 75dB(C), fast response, when measured approximately 3 metres from the primary source of the noise.*
- *Non-amplified entertainers and/or speakers used to amplify noise must not be located in any outdoor area of the premises, including verandah, patio, footpath or beer garden.*
- *The provision of live entertainment, including DJs, is prohibited on the premises.*
- *The cafe, pool and sundeck areas must only be available for the residents of the accommodation and must not be permitted for use by persons not staying in the hostel accommodation.*
- *A receptionist/manager is required to be on-site at all times.*
- *Service vehicle movements on the premises (including loading and unloading) must not occur outside the hours of 7:00am to 6:00pm Monday to Saturday and not at all on Sundays or public holidays.*

Patricia Leotta

Delegate of the Commissioner for Liquor and Gaming

31 / 08 / 2021