

# Office of Liquor and Gaming Regulation



## Information Notice

**Application Type:** Commercial Other Bar Licence  
**Trading Name:** Cosmos Lounge Port Douglas  
**Address of Premises:** Tenancy 9, 26 Grant Street, Port Douglas  
**Date of the Decision:** 12 June 2025  
**Applicable Legislation:** Part 4, Division 4, Subdivision 4 of the *Liquor Act 1992*.

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### Brief Summary of the Reasons for the Decision

As a Delegate of the Commissioner for Liquor and Gaming, I conducted a review of the application for a commercial other bar licence lodged by the applicant on 14 February 2025. In deciding the application, I took into account the following findings of fact:

1. The applicant is eligible to apply for a commercial other bar licence under the *Liquor Act 1992* (the Act).
2. No objections were lodged by the local authority or the Queensland Police Services.
3. The application was advertised for public comment and one letter of objection was received.
4. The Office of Liquor and Gaming Regulation's (OLGR) Compliance Division, who are responsible for ensuring compliance of premises under the provisions of the Liquor Act, offered no objection to the application, subject to conditions to be endorsed on the licence.
5. Appropriate conditions are imposed on the licence to mitigate any potential amenity impacts.
6. The premises will be operating with restricted trading hours.
7. The Act provides avenues to complain and empowers OLGR to address issues in the event non-compliance should be substantiated.
8. A decision to grant the application is justifiable and reasonable under the *Human Rights Act 2019*.

I have considered the relevant matters outlined in Part 4, Division 4 of the Act.

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

1. negative impact of noise
2. operating hours
3. limited parking and
4. safety and well-being of staff and clients of businesses.

In response to the objection received, I am satisfied the granting of the commercial other bar licence would not necessarily have an adverse effect on the amenity of the locality as:

1. The local authority has no objection to the application.
2. The applicant does not propose to conduct amplified entertainment at this time and will be subject to the Office of Liquor and Gaming's standard noise conditions.
3. It is the responsibility of the licensee to ensure patron and other venue related noise does not negatively impact on local residents.
4. The hours are restricted under the Council development approval.
5. The Liquor Act provides avenues to complain and empowers OLGR to address issues in the event non-compliance should be substantiated.

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 the sale of liquor on the licensed premises having the capacity to seat not more than 60 patrons at any one time.*
- *The licensee and approved manager/s must ensure that no more than 100 patrons, whether seated or otherwise, are on the licensed premises at any one time.*
- *The sale or supply of liquor for consumption off the premises (takeaways) is prohibited.*
- *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.*
- *This provisional licence does not allow the sale or supply of liquor under the authority of the provisional licence.*
- *The issue of the licence is subject to lodgement of photographs of the kitchen, bar, indoor/outdoor dining areas and toilet facilities.*
- *All the stated evidence must be produced to the Commissioner within 4 years of the issue of the provisional licence.*