



6 October 2021

Committee Secretary
State Development and Regional Industries Committee
Parliament House
BRISBANE QLD 4000

By email: SDRIC@parliament.qld.gov.au

Dear Sir/Madam

Justice Legislation (COVID-19 Emergency Response — Permanency) Amendment Bill 2021

Clubs Queensland (**CQ**) welcomes the opportunity to provide comment to the Committee in relation to the proposed Justice Legislation (COVID-19 Emergency Response — Permanency) Amendment Bill 2021 (**the Bill**).

CQ is the peak industry body, representing the interests of over 860 registered and licensed clubs throughout Queensland.

Executive Summary

CQ notes the variations made to the Bill, from what has been previously proposed and discussed with the Office of Liquor and Gaming Regulation (**OLGR**). Primarily, this variation relates to licensed restaurants (the holders of subsidiary on-premises licences (meals)) being limited to the sale of a maximum of 1.5 litres of wine with a takeaway meal up to 10:00pm.

CQ considers that this variation reflects a better position from a harm minimisation perspective, given the nature of the product being sold and aligns to the current purpose of the existing licence.

CQ is of the view that the change is also more equitable for industry.

Conditions

During initial consultations, CQ highlighted concerns regarding the Responsible Service of Alcohol (**RSA**) standards of licensed restaurants associated with the sale of take away liquor.

Pursuant to the *Liquor Act 1992* (Qld) (**the Act**), both clubs and hotels in Queensland are subject to heavy regulation in terms of the sale of liquor, including take away liquor. This regulation relates to licence conditions, including the appropriate training of managers responsible for the licenced venue and also staff engaged in the supply of liquor.

It is noted that the new section 67AA of the Act requires that licensees holding a subsidiary on-premises licence (meals), must apply to vary the conditions of the licence to sell takeaway liquor. This is of critical importance.



The Explanatory Memorandum (**EM**) to the Bill sets out that the Commissioner for Liquor and Gaming (**the Commissioner**) must be satisfied that the licensee has, or will have, relevant systems and procedures in place to ensure the responsible service of takeaway liquor.

CQ supports this additional application requirement, but stresses that there must be stringent assessment conducted of such systems, given the potential risks associated with such liquor being supplied to minors. To this end, CQ advocates that the Commissioner release a Guideline which sets out clearly what is going to be considered when such an application is made to vary the licence.

CQ considers that mechanisms must put in place to ensure that any supply of liquor is not made to a minor. This requires that any purchase or order is placed by an adult and that if delivered, the person making the delivery confirms the identification of the person who made the order is the same person it is being delivered to. Following on from this, it is imperative that all persons, from point of sale to delivery is RSA certified. This is paramount and already required pursuant to the Act, in terms of the sale or supply of liquor.

If the Committee has any questions at all in relation to the above, please contact me at

Yours sincerely

Kelly Egan
CEO
Clubs Queensland