



Reference: CS-01

POLICY

VANDALISM

Policy Objective:

To deter theft and vandalism occurring on Council property and encourage community participation toward reporting vandalism.

Policy:

In an effort to deter damage and increase community empowerment, the Chief Executive Officer is authorised to offer a reward of up to \$1,000, to persons providing information which result in successful prosecution relating to theft or vandalism occurring to Council property.

The provisions of the policy are to be publicised at regular intervals in the local press and appropriate signs may be affixed to Council buildings to deter illegal activity and encourage members of the public to report such incidents.

The amount of the reward is to be based on the extent and costs of damage or loss incurred and the value to Council in securing a prosecution.

Rewards in excess of \$1,000 may be offered in specific cases, subject to the approval of council. Council's officers with delegated authority will determine the payment of any rewards and the value of the reward is to be reviewed every two (2) years.

Councillors, Council employees or contractors, Members of the State or Federal Police or persons illegally involved in any activity relating to Council property are not eligible for any reward under the provision of this policy.

Procedure: N/A

Originating Section: Community Services
Reviewer: Coordinator Community
Development
Approved: Minute: G.26/3/07
20th March 2007

Relevant Legislation:
Delegated Authority: N/A

Other References:

Policy Manual

Title: ALCOHOL POLICY

DEFINITIONS

Occasional Licence – Section 59 of the Liquor Licensing Act allows the provision of an occasional licence to be issued for a period of up to three weeks within a specific confined area, specifically relating to one off events such as festivals.

Club Licence – Sale of alcohol is restricted to members and guests of members. The Club must have been well managed for a period of not less than 12 months prior to the applications, and incorporated or deemed to be incorporated under the Associations of Incorporation Act 1987. The constitution and rules of the club must allow for the purpose for which the club is seeking to be licensed. Packaged alcohol can be sold and removed from the premises. In all instances provision of Section 48 and 49 of the Liquor Licence Act 1988 must be adhered to.

Restricted Club Licence – Sale of alcohol is restricted to members and guests of members. The Club must have been well managed for a period of not less than 12 months prior to the applications, and incorporated or deemed to be incorporated under the Associations of Incorporation Act 1987. The constitution and rules of the club must allow for the purpose for which the club is seeking to be licensed. Packaged alcohol cannot be sold or removed from the premises. Alcohol supplies can only be purchased from the supplier nominated by the Secretary of the club in writing to the Director of Liquor Licensing, and approved by the Director of Liquor Licensing. Alcohol can not be removed from the premises. Restricted club licences generally apply to clubs occupying Council's buildings and reserves operating under either a lease or management licence. In all instances provision of the Section 48 and 49 of the Liquor Licence Act 1988 must be adhered to.

Special Facilities Licence – The grant of a special facility license where no other class of licence would be reasonable adequate. Trading conditions of a special facility license are not set by the Act but are determined on a case-by-case basis by the licensing authority. The issuing of a licence for the following purposes: works canteen, theatre or cinema, ballroom, reception or function centres, private or public transport, historical or cultural preservation, post secondary education institution, sports arena, tourism, food hall, caterer, bed and breakfast facility, amusement venues, interstate wine club, room service facility or liquor auction.

Extended Trading Permit - Extensions to existing trading conditions relating to sale and supply of liquor at times outside normal trading hours or at a venue outside their existing licensed area.

Public Open Space – areas including parks, ovals, beachfronts, foreshores, lakes and public swimming pools.

Juveniles – Persons under 18 years of age.

Corporate – Refers to internal protocols of the City of Mandurah as an organisation.

Relevant Legislation: Liquor Licensing Act 1988

Council Adoption Reference: Minute G.21/9/04, 21 September 2004

Reviewed:

Events – 5,000 - large scale social gathering or activity.

Alcohol Policy Framework

As stated in the Corporate Charter and Strategic Plan, the City of Mandurah is committed to the provision of a safe and secure environment and the contribution to the protection of public health in our community, acknowledging that the health of our community is paramount. As such the City supports responsible consumption of alcohol leading to a reduction in the harmful effects of alcohol felt throughout the community. This is achieved via three processes:

1. Administration of Legislation
2. responding to community and agency concerns and
3. internalising guidelines set down for the community.

1. Administration of Legislation

The City of Mandurah has been vested with the administration of legislation to assist with the regulation of alcohol consumption and supply. Legislation relevant to this policy include:

Corporate Alcohol Policy

- *Occupational Safety and Health Act 1984*
- *Local Government Act 1995*
- *Liquor Licensing Act 1988*
- *Road Traffic Act 1974*
- *The Misuse of Drugs Act 1981*
- *Workers Compensation Act 1981, Section 22*

Community Services and Alcohol

- *Liquor Licensing Act 1988*

Environmental Health and Alcohol

- *Health Act 1911*
- *Under any written law relating to the sewage or draining of those premises*
- *Local Government Act 1995*
- *Local Government (Miscellaneous Provision) Act 1960*
- *Health (Public Building) Regulation 1992*
- *Health (Food Hygiene) Regulations 1993*
- *Health (Smoking in Enclosed Public Places) Regulations 2003*
- *Environmental Protection (Noise) Regulations 1997*
- *Liquor Licensing Act 1988*

Planning and Development Services and Alcohol

- *City of Mandurah Town Planning Scheme No.3*
- *Town Planning Act 1928*
- *Liquor Licensing Act 1988*

Relevant Legislation: *Liquor Licensing Act 1988*

Council Adoption Reference: *Minute G.21/9/04, 21 September 2004*

Reviewed:

Recreation Services and Alcohol

- *Liquor Licensing Act 1988*
- *Associations of Incorporation Act 1987*
- *School Education Act, 1999, sections 63 (1) (b), 111(4)(a), 112(1)(C), 218, 219, 220*
- *School Education Regulations 2000 sections 72 and 98*
- *Road Traffic Act 1974, Part VA section*
- *Policing Act 1892*

Council Facilities and Alcohol Availability

- *Liquor Licensing Act 1988*

Under the Liquor Licensing Act 1988 Local Government Authority approval is required for all new liquor licence applications and any alterations to existing licensed premises. This applies to licensed liquor outlets including hotels, restaurants, cabarets, liquor stores, special facilities, club and restricted club licences and other facilities nominated by the Director of Liquor Licensing. Under the Act it is an offence to consume liquor on a Council Reserve or facility or in a public open space without approval by the Local Government Authority. Occasional licences can be issued for functions such as fairs, concerts and sporting events for this purpose.

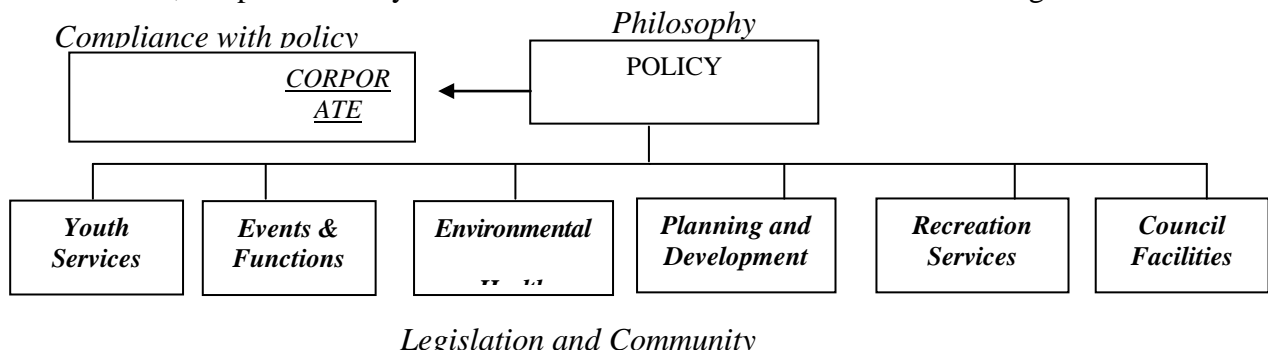
All applications to the City relating to liquor licences and permits will be assessed rigorously by all relevant departments. Decisions to support licence applications or issue permits will be based on guiding legislation, along with the criteria set down in relevant section policies or procedural requirements. Council will require all applicants to demonstrate a commitment to the provision of a safe and healthy environment, ensuring the responsible promotion of alcohol and the provision of appropriate facilities.

2. Responding to Community and Agency Concerns

The City of Mandurah is committed to working alongside agencies to help improve public health and education to assist with the reduction of the harmful effects of alcohol. It is also committed to reflecting community values and expectations in the City’s services and programs in assisting with the management of alcohol and the issues it creates.

3. Internalising Guidelines set down for the Community

The City of Mandurah will internalise the policies and expected practices reflected in its alcohol policy by complying with the policy and leading by example. The relationship between the Policy Framework, Corporate Policy and Section Policies can be illustrated in the diagram below.



Relevant Legislation: Liquor Licensing Act 1988

Council Adoption Reference: Minute G.21/9/04, 21 September 2004

Reviewed:

Corporate Alcohol Policy

POLICY STATEMENT

The City of Mandurah supports responsible consumption of alcohol, and will assess the application for consumption at all internal meetings, functions and social occasions critically in accordance with the policy framework. The City is committed to providing alcohol free experiences as a preference.

OBJECTIVES

Working Environment

The City of Mandurah is committed to the provision of a safe and healthy working environment, and encourages healthy living. Appropriate guidelines to this effect are set down in the City's Alcohol and Drug Policy and the Code of Conduct. This policy also applies to all City of Mandurah volunteers and work placement students.

Events, Functions and Activities

The City of Mandurah recognises that alcohol is often used as part of significant celebratory occasions. During Council organised events, the City of Mandurah will implement and promote Alcohol and Drug Office's health promotion campaigns to ensure the safety and well being of those attending the events/functions. This policy applies, but is not limited to:

- Staff functions including the Social Club and informal staff gatherings during office hours or on Council premises;
- Council functions;
- Committee and staff meetings; and
- Any other forum of official business of Council, Councillors and Council Officers.

The provision of low percentage alcoholic beverages will be served as a preference. Soft drink, water and substantial food will also be served in conjunction with the provision of alcohol.

Relevant Legislation:

Occupational Health and Safety Act 1984
Local Government Act 1995
Liquor Licensing Act 1988
Road Traffic Act 1974
The Misuse of Drugs Act 1981
Workers Compensation Act 1981, Section 22

Council Adoption Reference: G.13/9/04, 21 September 2004

Reviewed:

Youth Services and Alcohol

POLICY STATEMENT

The City of Mandurah supports the provision of healthy environments and experiences for young people. Interaction with young people will promote positive role modelling and harm minimisation.

OBJECTIVES

Youth Events

The consumption and supply of alcohol during youth specific events organised by the City is prohibited and will not be supported for youth events organised by outside agencies or groups. This situation applies to adults who may also be attending youth events. It is considered appropriate to have adults acting as positive role models for young people through participation in events in the absence of alcohol. Where young people arrive at an event intoxicated, they will be managed in a way that focuses on reducing potential harm to themselves, others and the environment.

De-licensing for Underage Events

The City of Mandurah may support where appropriate the de-licensing of licensed venues to provide young people with the opportunity to have a positive experience within a licensed venue without alcohol. Licensed venues seeking to provide a youth event must get approval to de-license their venue from the Department of Racing, Gaming and Liquor.

Staff Contact

In discussions with young people around alcohol, staff will focus on harm minimisation and the encouragement of moderate consumption in order to reinforce harm minimisation strategies.

Relevant Legislation:

Local Government Act 1995
Liquor Licensing Act 1988

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:

Events, Functions and Alcohol

POLICY STATEMENT

The City of Mandurah is committed to the provision and support of events and facilities which have the primary purpose of entertainment and not the provision and consumption of alcohol. The aim of this stance is to promote healthy lifestyles, and where appropriate, responsible drinking.

OBJECTIVES

Free Community Events

Community Services will provide alcohol free events to encourage safe, enjoyable and community orientated activities, promoting positive and healthy lifestyles. The City of Mandurah believes that the quality of an experience during an event is generally not enhanced by the consumption of alcohol. Alcohol should not be a consideration in defining free community events.

Events where the Provision of Alcohol is Considered Appropriate

Where the provision of alcohol is considered appropriate for a promotional event due to its major celebratory or tourism nature e.g. food/wine, the City of Mandurah will engage an existing licensee to manage and control a licensed area. Operation of the licensed area will be subject to stated conditions listed in a contract with the City if the provision of alcohol is considered appropriate.

Event Applications from External Organisations

Alcohol free events are a preference, however where application for an event involving alcohol is submitted to the City for approval, the application will be subject to all relevant policies, conditions and legislative requirements and will be processed as per the City's procedures.

Health Promotion Campaigns

Where the consumption of alcohol is considered appropriate for the purpose of a celebratory component of an event or activity, the City of Mandurah will ensure the Alcohol and Drug Office's health promotion campaigns relating to responsible alcohol provision and individual responsibility are implemented and heavily promoted.

Relevant Legislation:

Local Government Act 1995
Liquor Licensing Act 1988
Health Act 1911

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:

Environmental Health and Alcohol

POLICY STATEMENT

The Environmental Health section will seek to ensure patron health, safety and amenity is adequately met in assessing applications and enquires related to alcohol consumption and venue licensing and de-licensing. Provision of a safe and healthy environment is the utmost priority. This will be achieved through the enforcement of all relevant legislation and where necessary, valued judgement based on guidelines set down through policy.

OBJECTIVES

Section 39 Certificates

The issuing of Health approvals through Section 39 certificates will assess applications based on compliance with all relevant legislation such as:

- Health Act 1911
- Local Government Act 1995
- Local Government (Miscellaneous Provisions) Act 1960
- Health (Public Buildings) Regulations 1992
- Health (Food Hygiene) Regulations 1993
- Health (Smoking in Enclosed Public Places) Regulations 2003

Licensed Venues and Noise Levels

Environmental Health Officers may also be required to assess a licensed venue on the basis of enquires/service requests relating to noise levels. Environmental Protection (Noise) Regulations 1997 will be enforced to ensure the comfort and wellbeing of patrons and community members within the vicinity of the licensed premise.

Council Officer Recommendations

Environmental Health Officers will work collaboratively with Development Services to review all applications for new liquor licences and amendments to existing liquor licences, providing feedback on issues associated with patron and public health, safety and amenity including external lighting, availability of safe transportation, noise levels, supply of water and food, and the responsible promotion of alcohol and alcoholic products. If the Officers have concerns regarding applications they have the ability to decline applications in the interest of public health and safety.

Issues listed in this category include:

Relevant Legislation: Health Act 1911
 Local Government Act 1995
 Local Government (Miscellaneous Provisions) Act 1960
 Health (Public Buildings) Regulation 1992
 Health (Food Hygiene) Regulations 1993
 Health (Smoking in Enclosed Public Places) Regulations 2003
 Environmental Protection (Noise) Regulations 1997
 Liquor Licensing Act 1988

Council Adoption Reference: Minute G.13/9/04, 21 September 2004

Reviewed:

- Concerns relating to internal/external facility design that may be of a safety risk such as limited lighting, poor access ways, restricted access to transport.
- Concerns relating to poor management practices that could compromise the health and safety of staff, patrons or members of the public in the vicinity of the area.
- Envisaged impact on surrounding properties.

Any potential rejections of applications based on these grounds will be reviewed by the Manager, Environmental Health Services prior to being issued to ensure a thorough assessment has been conducted and the proposed decision is based in the interest of public health and safety.

Relevant Legislation:

Health Act 1911
Local Government Act 1995
Local Government (Miscellaneous Provisions) Act 1960
Health (Public Buildings) Regulation 1992
Health (Food Hygiene) Regulations 1993
Health (Smoking in Enclosed Public Places) Regulations 2003
Environmental Protection (Noise) Regulations 1997
Liquor Licensing Act 1988

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:

Development Services and Alcohol

POLICY STATEMENT

Development Services will work collaboratively with Environmental Health to review all applications for new Liquor Licences and amendments to existing Liquor Licences to ensure the provision of licensed venues have a minimal impact on surrounding areas. Assessment of applications will be based on the requirements set out in the City of Mandurah Town Planning Scheme No. 3 and the Town Planning and Development Act 1928 (as amended). Additional factors associated with compatibility of the proposed use with adjoining uses relating specifically to operation hours, traffic flow, car parking and aesthetics (including bulk, scale and size) will also be considered.

The policy will provide clarity in relation to the City of Mandurah Town Planning Scheme No. 3 to ensure applications for new premises or amendments to existing premises' licences will be assessed with the interest of the public, surrounding uses and occupants in mind.

OBJECTIVES

Review of Liquor Licence Applications

Applicants requesting a new licence, an Extended Trading Permit, or modification of an existing licence require a Section 39 Certificate and Section 40 Certificate to accompany their application to the Liquor Licensing Division of the Department of Racing, Gaming and Liquor.

In regards to Extended Trading Permits, a Section 39 certificate and Section 40 certificate is not required to be reissued for subsequent requests, only in the first instance. The City of Mandurah can only issue the certificate if the venue, activity and licensee meet the following requirements:

- a) Section 39 of the Liquor Licensing Act – stating compliance with all specifications detailed in the Health Act 1911, under any written law relating to the sewerage or drainage of those premises, and under the Local Government Act 1995 and Local Government (Miscellaneous Provisions) Act 1960;
- b) Section 40 of the Liquor Licensing Act – stating compliance with all specifications detailed in Town Planning Act 1928 and the City of Mandurah Town Planning Scheme No. 3;
- c) Where the licence is to apply to a venue owned by the City of Mandurah, a consumption permit must be issued; and
- d) Any other relevant Local Planning Policies adopted under the City of Mandurah Town Planning Scheme No 3.

Relevant Legislation:

City of Mandurah Town Planning Scheme No. 3
Town Planning and Development Act 1928
Liquor Licensing Act 1988

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:

Discretionary Decisions relating to Premises that may require a Category ‘A’ Liquor Licence

In addition to the Section 39 certificate and Section 40 certificate, the City of Mandurah determines applications for Taverns, Nightclubs Cabaret, or other similar facilities in accordance with City of Mandurah Town Planning Scheme No. 3. The assessment of such applications will seek to:

- ensure compatibility and appropriateness of the premises in relation to surrounding uses;
- minimise potential harm to patrons and staff, people in the surrounding areas;
- ensure accessible premises through appropriately designed access ways and infrastructure; and
- reduce opportunities for anti social behaviour.

Applications for Extended Trading Permits and Occasional Licence

When reviewing an application for Extended Trading Permits or Occasional Licence the following will be considered.

- a) The amenity and safety of the households, businesses and visitor in the area.
- b) Compatibility with the activity that occurs during the requested extended time or at the requested venue.
- c) The provision of another licensed operator during the said time and/or at the requested venue is considered inappropriate due to the high concentration and/or oversupply increasing the risk to public health and safety.
- d) The appropriateness of the times/venues in relation to the demographic of the participants at the event/activity at the requested time.
- e) The restrictions listed in the Recreation Services Policy relating to public open space can not be met.
- f) The primary purpose of the event/function. If the primary purpose relates to the alcohol consumption, with the exception of a Food and Wine Festival in which additional conditions will apply the event/function would not be considered appropriate.
- g) The applicant’s ability to demonstrate a responsible attitude to the provision of alcohol and compliance with licensing regulations.
- h) Appropriate levels of security staff.

Relevant Legislation:

City of Mandurah Town Planning Scheme No. 3
Town Planning and Development Act 1928
Liquor Licensing Act 1988

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:

Recreation Services and Alcohol

POLICY STATEMENT

The sale and consumption of alcohol is often linked to sports, recreation, leisure and the Australian Lifestyle. However it is recognised that the major participants and spectators of organised sport in Mandurah are family and young people. In acknowledging both situations, there is a legal and moral obligation to ensure these cultural practices associated with alcohol are monitored and managed in a way that is conducive to the laws applicable to alcohol consumption and sales, and which minimises potential harm to the safety and wellbeing of venue users and the community members living in and visiting the surrounding areas.

OBJECTIVES

Public Open Space

The consumption of alcohol on public open space is illegal under the Liquor Licensing Act 1988 and the City of Mandurah's Local Laws, without prior written consent by the owner of the property being the City of Mandurah. Permits for consumption on public open space will not be issued unless an application for an Occasional Liquor Licence, or Extended Trading Permit is made for the sale of alcohol on public open space for functions or events. The provision of alcohol free events is looked on favourably. The consumption and supply of alcohol on public open space may be considered subject to Liquor Licensing regulations, City of Mandurah approval and conditions and corporate policy.

In relation to community events, the presence of alcohol may be permitted if it is considered to be a component of a celebratory activity such as New Years Eve, or for the showcasing of quality local industry, such as a Food and Wine Festival. In these circumstances, the City will call for Registrations of Interest from existing local licensees to provide the required liquor service for a specified time during the event, as stipulated in the conditions of contract and under strict requested controls.

Applications for consumption permits for purposes of supporting an Occasional Liquor Licence or Extended Trading Permit application will only be supported if it complies with all items listed in the Planning and Development and Environmental Health alcohol policies.

Relevant Legislation:

Liquor Licensing Act 1988
Associations of Incorporation Act 1987
School Education Act, 1999, sections 63 (1) (b), 111(4)(a), 112(1)(C), 218, 219, 220 School Education Regulations 2000 sections 72 and 98
Road Traffic Act 1974, Part VA section
Policing Act, 1892

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:

Individuals registered on the Consumption Permit and Liquor Licence are responsible for the safety and well being of all of the people involved with their function/activity and will be required to monitor their behaviour. The permit holder is responsible for managing the activity to ensure that other venue users or people in the area whether they are residents, Public Open Space users, or visitors to the area, are not impacted on negatively as a result of the activity.

The following restrictions will apply to the sale and consumption of alcohol on public open spaces:

- a) Alcohol can not be supplied or consumed before 11:00am or after 10:00pm, unless through prior arrangement with Recreation Service officers.
- b) Persons attending the event/function or within the vicinity of the area, are not permitted to bring their own alcohol.
- c) Non-alcoholic beverages, low alcoholic products, water and food must be available during the duration of the event.
- d) All licence holders must make sure access to public transport or alternative transport arrangements such as taxi's is planned for to ensure the safety of those attending the event, and those located within the vicinity of the event, and to prevent loitering after the completion of the event.
- e) Alcohol should be served by staff trained in responsible alcohol service.
- f) Juveniles are not permitted within the licensed areas unless accompanied by a responsible adult. A person shall be taken as a responsible adult if they are the parent, step parent, spouse, legal guardian or other person in loco parentis to the juvenile.
- g) Juveniles are not permitted to consume or be supplied with alcohol.
- h) Glass containers are not permitted unless served into plastic/foam cups by bar staff in a bar area.
- i) The supply and consumption of alcohol can only occur within the designated boundary area as defined in the Liquor Licence, and must be situated as far away as practical from any body of water.
- j) Adequate security staff and crowd controllers must be on duty as specified by the Liquor Licensing Act.
- k) Any other restriction placed on the application as stated by Officers and/or Director of Liquor Licensing as deemed necessary.

In the situation where permits and licences have been granted, individuals are not able to consume or bring alcohol in to any sports ground or stadium (open, enclosed or fenced) during a period of one hour before and one and a half hours after an event including any sport or game for public exhibition as stated in the Liquor Licensing Act 1988.

Relevant Legislation:

Liquor Licensing Act 1988
Associations of Incorporation Act 1987
School Education Act, 1999, sections 63 (1) (b), 111(4)(a), 112(1)(C), 218, 219, 220 School Education Regulations 2000 sections 72 and 98
Road Traffic Act 1974, Part VA section
Policing Act, 1892

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:

Halls

The consumption and sale of alcohol within public halls is prohibited without the prior issuing of a consumption permit, and where appropriate a Liquor Licence. Approval will only be given to a nominated person, who will be required to ensure the responsible provision of alcohol and the monitoring of all persons on the premises consuming alcohol or under the influence of alcohol whilst they are still within the confinements of the hall and its surrounding area. The responsible person will also be required to ensure the booking has minimal impact on neighbouring residences, or any persons or property within the vicinity of the premises to prevent possible injury or property damage.

The following restrictions will apply to the sale and consumption of alcohol in community halls:

- a) Juveniles are not permitted within the licensed areas unless accompanied by a responsible adult.
- b) Juveniles are not permitted to consume or be supplied with alcohol.
- c) Glass containers are not permitted unless served into plastic/foam cups by bar staff in a bar area.

Sporting/Leisure/Recreation Clubs

Consumption permits will not be issued for functions linked with junior recreation and leisure clubs.

The consumption of alcohol at sporting events is not encouraged as it increases the level of risk associated with playing and spectating, and reduces the level of professionalism associated with participation and organisation.

Senior sporting clubs requiring licences and consumption permits will be required to comply with the Liquor Licensing Act and the City of Mandurah Local Laws and policies. When reviewing an application for a Restricted Club, Club and Special Facility Licences the following will be considered:

- a) the amenity and safety of the participants, local residents, businesses and visitors in the area;
- b) the potential for damage to the surrounding environment and wildlife due to the possible development of informal access ways leading to bushland and foreshores, and a lack of adequate rubbish bins provided outside the premises;
- c) proximity to well lit land;
- d) connection to streets that provide for a high level of public safety and access to taxi services and public transport;
- e) production of an acceptable Alcohol Management Plan detailing responsible service and harm minimisation strategies to ensure the health, safety and wellbeing of customers, staff and individuals within the surrounding areas;

Relevant Legislation:

Liquor Licensing Act 1988
Associations of Incorporation Act 1987
School Education Act, 1999, sections 63 (1) (b), 111(4)(a), 112(1)(C), 218, 219, 220 School Education Regulations 2000 sections 72 and 98
Road Traffic Act 1974, Part VA section
Policing Act, 1892

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:

- f) a Club's constitution and rules to ensure they support the stated purpose requested for a Liquor Licence; and
- g) the premises complying with the Health Act 1911.

Joint Use Reserves

The City of Mandurah does not support the provision of alcohol consumption permits to user groups located on a joint use reserve without prior approval being given by the Principal of the associated school. These venues are jointly owned by the City of Mandurah and the Department of Education, and as such are bound by the Department of Education's policies relating to alcohol on school sites. Any approvals for alcohol consumption are subject to conditions set by the Principal of the School and all relevant legislation and regulations.

Street Parties

Unless a licence or permit has been issued by the Liquor Licensing Court or the Director of Liquor Licensing, section 119 (4)(a) of the Liquor Licensing Act 1988 does not permit the consumption of liquor on any road (as defined within the Road Traffic Act 1974) if that road is within the boundaries of the metropolitan area or a town or townsite. Consumption Permits can only be issued by the owner of the land.

Generally, in Mandurah residential roads are owned by the City of Mandurah, however there are exceptions to this where roads are owned by the Main Roads Department or Developers. Applications for consumption permits or liquor licences will not be approved/supported due to the inappropriate combination of alcohol, families, and vehicles and the high safety risks street parties create, and the difficulty in assessing the ownership of each road.

Road closures can be applied for through the Commissioner of Police to hold an event within residential areas, however the City will be reluctant to support such an application if alcohol will be present.

Relevant Legislation:

Liquor Licensing Act 1988
Associations of Incorporation Act 1987
School Education Act, 1999, sections 63 (1) (b), 111(4)(a), 112(1)(C), 218, 219, 220 School Education Regulations 2000 sections 72 and 98
Road Traffic Act 1974, Part VA section
Policing Act, 1892

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:

Council Facilities and Alcohol Availability

POLICY STATEMENT

This policy aims to provide guidance in relation to the provision and consumption of alcohol at Council's Senior Citizens' Centre, Youth Centre and Recreation Centres where large functions are often held. These facilities cater for larger formal functions such as weddings and in some instances have bars and catering facilities. The provision and consumption of alcohol at these functions may require conditional approval due to the nature of the activities and surrounding facilities. Information relating to halls can be found in the Recreation Services Alcohol Policy.

OBJECTIVES

Billy Dower Youth Centre

The sale or supply of alcohol is prohibited within the Youth Centre and at its outdoor facilities, unless specifically approved by Council. This policy applies to all staff and users of the centre as well as agencies/individuals who hire out the facilities. The provision of alcohol at this venue whilst underage people are using the Centre is considered inappropriate.

Senior Citizens' Centre

The sale and supply of alcohol within the Senior Citizens' Centre is considered appropriate subject to the facility hirer obtaining a relevant liquor licence from the Liquor Licensing Division and consumption permit from the City of Mandurah. However the following conditions apply:

- a) In the instance of the sale of alcohol, it must be served from the bar area only. The hire of this facility is available at a small additional cost. This assists with the containment of patrons to a designated area making it easier for the hirer and bar staff to supervise.
- b) Alcohol is not to be consumed outside the Senior Citizens' Centre. This includes the front verandah and the boardwalk area overlooking Dolphin Pool.

Relevant Legislation:

Liquor Licensing Act 1988
Associations of Incorporation Act 1987
School Education Act, 1999, sections 63 (1) (b),
111(4)(a), 112(1)(C), 218, 219, 220 School Education
Regulations 2000 sections 72 and 98
Road Traffic Act 1974, Part VA section
Policing Act, 1892

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:

- c) Where groups are holding BYO functions, the group must obtain a consumption permit and consume their alcohol in the area of the facility hire booking only. The responsible person listed on the consumption permit is required to manage all guests and their behaviour to ensure their safety and wellbeing and to prevent any possible damage to the Centre's facilities.
- d) Glassware can be used providing all broken glassware is cleaned up and disposed of quickly to avoid potential injury to patrons and staff.

Where alcohol is to be available for sale for a Senior Citizens' Centre members' function, an Occasional Liquor Licence must be obtained from the Liquor Licensing Division. Alcohol will be served for the length of the members' function only in association with food, water and non-alcoholic beverages.

Recreation Centres

The provision of alcohol free events within the Halls Head Recreation Centre and Mandurah Aquatic and Recreation Centre are encouraged. It is the City of Mandurah's view that the provision and consumption of alcohol during recreation events may increase safety and health risks and reduce the level of professionalism associated with participation and organisation.

If the provision of alcohol is considered appropriate based on an assessment made by the Manager of Recreation Services, conditional approval will apply and will be based on the promotion and implementation of the Alcohol and Drug Office's health promotion campaigns, and any other conditions that may be considered appropriate.

Where the supply and consumption of alcohol has been approved, areas of service must be located out of the general activity area to ensure participants choosing not to consume alcohol, such as families with young children, are not exposed to the servery and patrons consuming alcohol.

The provision of alcohol within the Halls Head Recreation Centre is generally not encouraged, however not prohibited. The Mandurah Hockey Stadium has a licensed bar within the function room located in the upper level of the facility to cater for members and official functions. The provision of alcohol within this facility is based on conditions set through the Liquor Licensing Division.

Relevant Legislation:

Liquor Licensing Act 1988
Associations of Incorporation Act 1987
School Education Act, 1999, sections 63 (1) (b),
111(4)(a), 112(1)(C), 218, 219, 220 School Education
Regulations 2000 sections 72 and 98
Road Traffic Act 1974, Part VA section
Policing Act, 1892

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:

Requests for the provision of alcohol in areas outside of this licensed bar facility are assessed rigorously by the Manager of Recreation Services. Assessments are based on appropriateness of the provision of alcohol to the event, and the level of organisation and management skills shown by the facility hirer along with any other assessment tool considered appropriate.

The supply and consumption of alcohol is prohibited if the function is to occur within Mandurah Aquatic and Recreation Centre's pool facilities or the participants will have access to the pool facilities. The combination of a body of water and alcohol is highly dangerous and places staff and patrons in potentially life threatening situations. As such the provision of alcohol under these conditions will not be supported.

Relevant Legislation:

Liquor Licensing Act 1988
Associations of Incorporation Act 1987
School Education Act, 1999, sections 63 (1) (b),
111(4)(a), 112(1)(C), 218, 219, 220 School Education
Regulations 2000 sections 72 and 98
Road Traffic Act 1974, Part VA section
Policing Act, 1892

Council Adoption Reference:

Minute G.13/9/04, 21 September 2004

Reviewed:



Reference:CS-3

POLICY

FUNERAL SERVICES IN COMMUNITY HALLS AND PUBLIC OPEN SPACES

Policy Objective:

To establish the criteria to be taken into consideration in relation to the assessment of applications and approvals to conduct funeral services at Community Halls or within the City's Parks and Reserves.

Policy:

1. The City will consider on its merits any application for a funeral service to be conducted at the following Community Hall and Reserves only, that are under control and management of the City
 - Old Mandurah Yacht Club
 - Marlee Reserve
 - Henry Sutton Grove
 - Lakes Memorial Park Public Cemetery – Pergola
2. Each application will take into account the following criteria:
 - 2.1 The public use of the Community Hall, Reserve or Public Open Space at the time the service is requested.
 - 2.2 The expected size of the funeral.
3. Applications to hold a funeral service at any of the approved locations as defined in Section 1 above must be lodged at the office of the City at least one working day prior to the time requested to be fixed for the funeral service.
4. The time allocated for the funeral service is at the discretion of the City and it should be noted a service will not be approved on other than Monday to Friday (excluding Public Holidays) between 9am and 3pm.

Procedure:

Originating Section: Corporate Services

Reviewer:

Approved: G35/04/09

Relevant Legislation:

Delegated Authority:

Other References: