

LIQUOR CONTROL REFORM ACT 1998 (the Act)
ENFORCEABLE UNDERTAKING
PURSUANT TO SECTION 133F

The commitments in this undertaking are offered to the Victorian Liquor Commission (**Commission**) under section 133F of the Act by Australian Leisure and Hospitality Group Pty Limited (ACN 067 391 511) (**the Licensee**).

1. Background

- 1.1. The Licensee, situated at 26 Waterloo Street, Surry Hills, NSW operates pursuant to:
- 1.1.1. Late Night (General) Licence 31912226 in relation to premises known as Rose Shamrock Hotel, located at 709 Plenty Road, Reservoir.
 - 1.1.2. Late Night (General) Licence 31904697 in relation to premises known as Doncaster Hotel, located at 855 Doncaster Road, Doncaster.
 - 1.1.3. Late Night (General) Licence 31900156 in relation to premises known as Albion Charles Hotel, located at 2 Charles Street, Northcote.

(the Premises)

- 1.2. The Licensee is the holder of Late Night (General) Licence 31912226, Late Night (General) Licence 31904697, and Late Night (General) Licence 31900156 (**the Licenses**).
- 1.3. Liquor Inspectors observed that, between 8 September 2022 and 1 November 2022, a person under the age of 18 years was on each of the Premises not in the company of a responsible adult (**the Incidents**).
- 1.4. In response to the alleged Incidents as detailed in clause 1.3 above, pursuant to section 133F of the Act, the Licensee gives the below undertaking to the Commission which is aimed at preventing unaccompanied minors from being on the Premises contrary to the Act.

2. Undertaking

- 2.1. The Licensee undertakes to:
- 2.1.1. Within six (6) months from the date that the Commission signs this enforceable undertaking, or otherwise as agreed between the parties, the

Licensee will commission an up-to-date audit from a qualified independent consultant with expertise in liquor licensing and risk management in relation to all of the Licensee's existing procedures and practices regarding service of alcohol at the Premises and compliance with liquor regulation practices insofar as they relate to the prevention of unaccompanied minors on the Premises contrary to the Act.

- 2.1.2. The up-to-date audit will make findings as to the appropriateness of all such existing policies and procedures at the Premises (as referred to in clause 2.1.1 above) and, if required, make recommendations of additional or amended policies and procedures.
- 2.1.3. The Licensee must present the findings of the up-to-date audit to the Commission and must implement any recommendations to the satisfaction of the Commission within three (3) months of the audit, unless the Commission agrees otherwise in writing.
- 2.1.4. Within twelve (12) months from the date that the Commission signs this enforceable undertaking, or otherwise as agreed between the parties, the Licensee will make a donation of no less than \$40,000 to a charity as to be agreed between the parties and, in any event, agreed by no later than three (3) months from the date that the Commission signs this enforceable undertaking, which focuses on preventing and minimising the harm caused by alcohol and other drugs.
- 2.1.5. The Licensee must present the Commission with proof of making the donation within seven (7) days of the donation being made.

(the Undertaking)

- 2.2. The Commission may consent in writing to the modification of any recommendation in the Undertaking in the event that the recommendation is not reasonably able to be implemented.

3. Commencement and duration of the Undertaking

- 3.1. This undertaking comes into effect when executed by the Licensee and the Commission and will continue to take effect until the Undertaking has been implemented to the reasonable satisfaction of the Commission and, in any event, by no later than 29 July 2025.
- 3.2. Nothing in clause 3.1 affects the Commission being able to take disciplinary action against the Licensee where the Licensee has contravened any requirements of the Undertaking.

4. Acknowledgements

The Licensee acknowledges that:

- 4.1. Pursuant to section 133G of the Act, the Commission will register this undertaking in the Register of Undertakings and the Undertaking will be available for public inspection on the internet;
- 4.2. The Licensee, the Commission and/or the Premier or a Minister of the Government of Victoria may from time to time publicly refer to this undertaking; and
- 4.3. This undertaking does not fetter the Commission in respect of any other action it may deem appropriate to take, or in any other power or function contained within the Act.

5. Execution

Executed by **AUSTRALIAN LEISURE AND HOSPITALITY GROUP PTY LIMITED**

Director:



Dated the **3rd** day of JULY 2024

LIQUOR CONTROL VICTORIA FOR THE VICTORIAN LIQUOR COMMISSION

Director, Compliance:



Dated the **2nd** day of **August** **2024**

