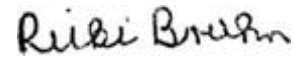


## CITY OF PALMERSTON

### Notice of Council Meeting

**To be held at the Palm A Meeting Room, Rydges  
Palmerston, 15 Maluka Drive, Palmerston  
On Tuesday, 5 July 2016 at 6.30pm**



**Ricki Bruhn  
Chief Executive Officer**

*Any member of Council who may have a conflict of interest, or a possible conflict of interest in regard to any item of business to be discussed at a Council meeting or a Committee meeting should declare that conflict of interest to enable Council to manage the conflict and resolve it in accordance with its obligations under the Local Government Act and its policies regarding the same.*

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### Audio Disclaimer

An audio recording of this meeting is being made for minute taking purposes as authorised by City of Palmerston Policy MEE3 Recording of Meetings, available on Council's Website.

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## 1 PRESENT

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## 2 APOLOGIES

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## 3 CONFIRMATION OF MINUTES

### RECOMMENDATION

1. THAT the minutes of the Council Meeting held Tuesday, 21 June 2016 pages 8613 to 8622, be confirmed.
2. THAT the minutes of the Special Council Meeting held Monday, 27 June 2016 pages 8623 to 8625 be confirmed.

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## 4 MAYOR'S REPORT

### 4.1 Mayor's Report

**M8-24**

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## 5 REPORT OF DELEGATES

## **6 QUESTIONS (WITHOUT DEBATE) FOR WHICH NOTICE HAS BEEN GIVEN**

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## **7 QUESTIONS (WITHOUT DEBATE) FOR WHICH NOTICE HAS NOT BEEN GIVEN**

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## **8 PETITIONS**

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## **9 DEPUTATIONS/PRESENTATIONS**

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**9.1 Department of Mines and Energy - Onshore Oil and Gas Update Focusing on the Regulatory Reform**

**9.2 Regional Capitals Australia – Association Update**

## **10 CONSIDERATION OF MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN**

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## **11 COMMITTEE RECOMMENDATIONS**

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### **11.1 Governance and Organisation**

Nil

### **11.2 Economic Development and Infrastructure**

Nil

### **11.3 Community Culture and Environment**

Nil

### **11.4 Internal Audit Committee**

#### **11.4.1 Review FIN09 Internal Audit Committee Policy**

THAT Council adopt the reviewed FIN09 Internal Audit Committee Policy with the following changes to be made:

- Item 4.1.4 to include the new position of Internal Auditor as attending staff;
- Item 4.7.3 removal of the set fourth Tuesday bi-monthly meeting time to replace with availability of committee meetings, but at least four times within a financial year;
- Item 4.9.1 rename to External reporting to broaden the scope of the committee;

- Currently the Committee receives every Budget Review for approval before presented to Council (in accordance with FIN02 Financial Management Policy), yet this responsibility is not reflected in the Terms of Reference of the Committee in FIN09. This responsibility be deleted from FIN02 and reallocated to another committee;
- The Committee be renamed to the Risk Management and Audit Committee.

## 12 INFORMATION AGENDA

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### 12.1 Items for Exclusion

### 12.2 Receipt of Information Reports

#### RECOMMENDATION

THAT the information items contained within the information Agenda, be received.

### 12.3 Officer Reports

#### 12.3.1 Action Report

8/0917

## 13 DEBATE AGENDA

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### 13.1 Officer Reports

- |   |        |
|---|--------|
| 13.1.1 Development Application (PA2016/0369) Restaurant, Hotel (Tavern) and Shop additions to Stage 1 of the Gateway Shopping Centre on Lot 7765, 7766 and 11037 (5, 15 and 11) Yarrawonga Road, Yarrawonga | 8/0918 |
| 13.1.2 Development Application (PA2016/0370) - Motor Repair Station (Gateway Shopping Centre) on Lot 7766 (15) Yarrawonga Road, Yarrawonga  | 8/0920 |
| 13.1.3 Proposed Liquor License (Takeaway License) on Lot 1400 (61) Driver Avenue, Driver (Driver Shops)   | 8/0921 |
| 13.1.4 Drainage Easement on LOT 9550, Town of Palmerston  | 8/0922 |
| 13.1.5 Consent for conversion of Crown Lease Term No. 2247 over Lot 9550 to a Crown Lease in Perpetuity   | 8/0923 |
| 13.1.6 Nomination to the LGANT Executive Board  | 8/0924 |

## 14 CORRESPONDENCE

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### 14.1 Anticipated Commencement of the Penalty Units Amendment Regulations 2016

## 15 RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

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## 16 PUBLIC QUESTION TIME

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At the invitation of the Chair

## 17 OTHER BUSINESS – ALDERMAN REPORTS

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*By-law 14(8) provides that the Chairman must not accept a motion without notice if the effect of the motion would, if carried, be to incur expenditure in excess of \$1,000 unless*

- a) the motion relates to the subject matter of a committee's or sub committee's recommendations (as the case may be, or an officer's report that is listed for consideration on the business paper; or*
- b) the matter is urgent*

## 18 CONFIDENTIAL REPORTS

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### 18.1 Sale of Land

**8/0919**

#### RECOMMENDATION

1. THAT pursuant to Section 65 of the Local Government Act, Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer, Director of Corporate and Community Services, Acting Director of Technical Services and Minute Secretary on the basis that Council considers it necessary and appropriate to act in a manner closed to the public in order to receive, discuss and consider the report and associated documents in relation to confidential agenda item 18.1 Sale of Land and that Council is satisfied that the meeting should be conducted in a place open to the public is outweighed in relation to the matter because receiving, considering and discussing the report and associated documentation involves:
  - (c) information that would, if publicly disclosed, be likely to:
    - (i) cause commercial prejudice to, or confer an unfair commercial advantage on, any person



This item is considered confidential pursuant to Regulation 8 (c)(i) of the Local Government (Administration) Regulations.

2. THAT Council orders that the minutes from the Confidential Council meeting held on 5 July 2016, in relation to confidential item number 18.1 Sale of Land, the report and associated documents remain confidential and not available for public inspection for a period of 12 months from the date of this meeting or a lesser period as determined by the Chief Executive Officer.

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## **19 CLOSURE**

**ITEM NUMBER:** 4                      **Mayor's Report**

**FROM:**                                **Mayor Abbott**

**REPORT NUMBER:**                **M8-24**

**MEETING DATE:**                 **5 July 2016**

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**Summary:**

My report provides Council with an update on recent meetings or events of interest to Elected Members.

**RECOMMENDATION**

THAT Council receives Report Number M8-24.

**General:**

Thursday, 12 May 2016

- Attended the Governance and Organisation Committee Meeting
- Attended the Economic Development and Infrastructure Committee Meeting
- Radio Interview with Territory FM
- Attended the 2016 Semester 1 Scholarship Ceremony and awarded the winning student (Jessica Anglesey) with the scholarship the City of Palmerston donated.

Friday, 13 May 2016

- Attended a Memorial Service and laid a book to commemorate the 74<sup>th</sup> Anniversary of the Battle of the Coral Sea
- Chaired the TOPROC Meeting
- Met with LK Athanasiou Group

Monday, 16 May 2016

- Attended the 20<sup>th</sup> Anniversary of Crime Stoppers NT

Tuesday, 17 May 2016

- Chaired Ordinary Council Meeting
- Attended the Elected Member workshop on Community Forums

Wednesday, 18 May 2016

- Attended the St John Ambulance Australia NT 2016 Investiture and Awards Ceremony

Thursday, 19 May 2016

- Radio Interview with Territory FM
- Celebrated the Palmerston Library 10 Year Anniversary
- Met with the Australian Bureau of Statistics on the 2016 Census
- Attended the Public Commissioner Training on the Public Interest Disclosures Act NT
- Chaired the Special Meeting of Council
- Attended the Elected Member Workshop on the Municipal Plan and Car Parking Charges

Saturday, 21 May 2016

- Attended the Darwin Symphony Orchestra Opera Gala Concert

Monday, 23 May 2016

- Attended the Gateway Roof Topping Ceremony

Wednesday, 25 May 2016

- Grassroots Radio Interview
- Interview with Radio Larrikia

Friday, 27 May 2016

- Met with Alderman Sue McKinnon

Saturday, 28 May 2016

- Red Shield Appeal

Sunday, 29 May 2016

- Red Shield Appeal

Monday, 30 May 2016

- Attended the 2016 Rotary "Eric Simmons" Fire Fighter Awards for a Career

Tuesday, 31 May 2016

- Attended the Opening of the new Woolworths of Bakewell

Wednesday, 1 June 2016

- Attended the Community, Culture and Environment Committee Meeting
- Radio Interview live broadcast from the Woolworths Bakewell Shopping Centre with 360
- Radio Interview with ABC on the draft Municipal Plan

Thursday, 2 June 2016

- Radio Interview with Territory FM

Friday, 3 June 2016

- Attended the Feast of the Sacred Heart of Jesus with Sacred Heart Catholic School
- Met with the Executive of Basketball NT to discuss Pre-Season NBL Games Inc. Adelaide 36ers
- Participated at the Red Nose Stall at the Palmerston Shopping Centre for SIDS and Kids NT
- Participated in the Community Engagement on the Municipal Plan at the Palmerston Library

Saturday, 4 June 2016

- Participated in the Multicultural Council NT Open Day

Tuesday, 7 June 2016

- Chaired Ordinary Council Meeting

Wednesday, 8 June 2016

- Met with Natasha Griggs - CCTV

Thursday, 9 June 2016

- Radio Interview with Territory FM
  - Opened The Heights Durack Community Centre
- 

Friday, 10 June 2016

- Met with Alderman Sue McKinnon
- Attended the Randazzo Properties 'Boulevard Plaza Groundbreaking Ceremony'
- Participated in the Community Engagement on the Municipal Plan at the Palmerston Library

Saturday, 11 June 2016

- Attended the Reg Hillier's Church Service - Darwin

Sunday, 12 June 2016

- Attended the Reg Hillier's Reburial - Operation Bring Them Home – Adelaide River

Tuesday, 14 June 2016

- Met with Palmerston Quest
- Attended the Elected Member Workshop on Local Government Act Legislative Changes

Thursday, 16 June 2016

- Radio Interview with Territory FM

Friday, 17 June 2016

- Attended the Palmerston Christian School Fun Day

Saturday, 18 June 2016

- Participated World Refugee Day Citizenship Ceremony

Sunday 19 – Wednesday 22 June 2016

- Attended the ALGA National General Assembly in Canberra
- Attended RCA breakfast meeting

Thursday, 23 June 2016

- Participated in Tunes and Tales at the Palmerston Library
- Attended the Palmerston Rugby League Cup and open of the Mackillop Catholic College Oval

Friday, 24 June 2016

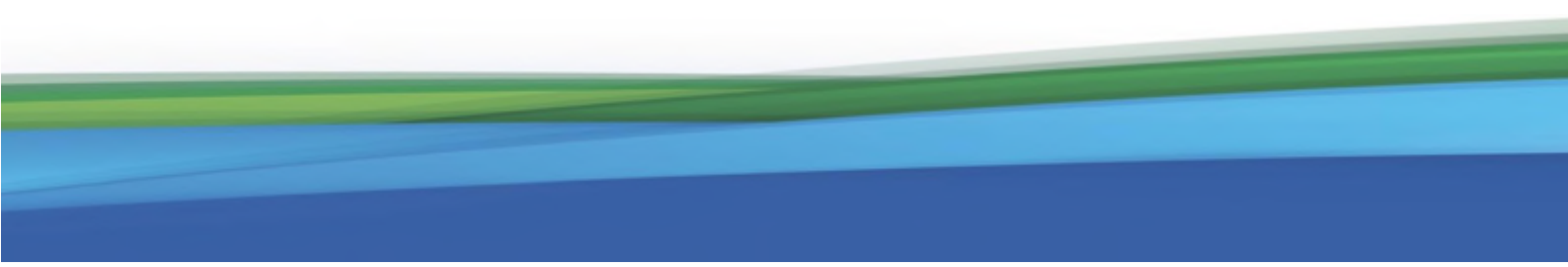
- Met with Minister the Hon. Peter Chandler MLA to discuss the possible relocation of the Men's Shed
- Attended the GHD 60 Years in the Territory Celebratory Dinner

**Recommending Officer:** Ian Abbott, Mayor

Any queries on this report may be directed to Ian Abbott, Mayor on telephone (08) 8935 9902 or email [ian.abbott@palmerston.nt.gov.au](mailto:ian.abbott@palmerston.nt.gov.au).

**Schedule of Attachments:**

Nil



APPLICATION FOR A DEPUTATION TO THE  
CITY OF PALMERSTON

Name: Nicky McMaster

Organisation: Department of Mines and Energy

Contact Tel: 8999 5230

Contact Email: nicole.mcmaster@nt.gov.au

Presentation topic: Onshore oil and gas update focusing on the regulatory reform

Date of Request: 2 June 2016

Meeting date requested: 5 July 2016

Time requested (length): 20 minutes  
Up to 20 minutes

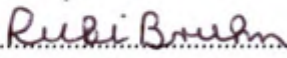
Names of those making the address:


- 1) Ron Kelly
- Title: Chief Executive
- Organisation: Department of Mines and Energy
- 2)
- Title:
- Organisation:

Purpose of the deputation: To provide up to date, factual and scientific information  
to stakeholders

**A copy of the presentation is required on application.**

Please forward this application to: Mr Ricki Bruhn Chief Executive Officer  
City of Palmerston, PO Box 1, PALMERSTON NT 0831  
Fax No: (08) 89359900 Email: [caroline.hocking@palmerston.nt.gov.au](mailto:caroline.hocking@palmerston.nt.gov.au)  
For any enquiries please call (08) 89359902

  
Approved (Chief Executive Officer)

  
Approved (Mayor of Palmerston)

**APPLICATION FOR A DEPUTATION TO THE  
CITY OF PALMERSTON**

Name: Mayor Shane Van Styn, Chair (Mayor City of Greater Geraldton)

Organisation: Regional Capitals Australia

Contact Tel: (03) 9614 7302

Contact Email: [secretariat@regionalcapitalsaustralia.org](mailto:secretariat@regionalcapitalsaustralia.org)

Presentation topic: Regional Capitals Australia – Association Update

Date of Request: 21 June, 2016

Meeting date requested: Tuesday 5<sup>th</sup> July, 2016

Time requested (length): 20 minutes  
*Up to 20 minutes*

Names of those making the address:


- 1) Mayor Shane Van Styn  
Title: Chair (Mayor City of Greater Geraldton)  
Organisation: Regional Capitals Australia
- 2) Rachael Sweeney  
Title: Secretariat  
Organisation: Regional Capitals Australia

Purpose of the deputation: Brief Council on the activities and outcomes of Regional Capitals Australia

**A copy of the presentation is required on application.**

*Please forward this application to: Mr Ricki Bruhn Chief Executive Officer  
City of Palmerston, PO Box 1, PALMERSTON NT 0831  
Fax No: (08) 89359900 Email: [caroline.hocking@palmerston.nt.gov.au](mailto:caroline.hocking@palmerston.nt.gov.au)  
For any enquiries please call (08) 89359902*

  
.....  
Approved (Chief Executive Officer)

  
.....  
Approved (Mayor of Palmerston)



**ITEM NUMBER:** 12.3.1

**Action Report**

**FROM:**

**Chief Executive Officer**

**REPORT NUMBER:**

**8/0917**

**MEETING DATE:**

**5 July 2016**

**Municipal Plan:**

**4. Governance & Organisation**

**4.3 People**

**We value our people, and the culture of our organisation. We are committed to continuous improvement and innovation whilst seeking to reduce the costs of Council services through increased efficiency**

**Summary:**

This report outlines individual action items outstanding from previous Council Meetings. Council is asked to receive this report.

**RECOMENDATION**

THAT the Council receives Report Number 8/0917.

Dec #	Task Date	Owner	Matter	Action	Update
8/0949	18/2/2014	DTS	Car Parking Contribution Plan Update	Matter on the table	Workshop on Car Parking to be held on 21 April 2016.
8/1126	17/6/2014	DTS	Reconstruct Radford Road	Council to enter into a memorandum of understanding regarding the use of any contractor security held by LDC.	98% Complete.
8/1354	9/12/2014	DTS	Draft Palmerston City Centre Master Plan 2014 and associated documents	<ul style="list-style-type: none"> <li>- Draft Palmerston City Centre Parking Strategy to be presented to and considered by the City of Palmerston's Car Parking Committee.</li> <li>- Final documents and application submission to amend the NT Planning Scheme be submitted to Council for endorsement at the Council meeting scheduled 17 February 2015.</li> <li>- Mayor to forward a letter to the Minister for Lands and Planning to inform the NT Government of the public consultation</li> </ul>	<p>Council has adopted the Palmerston City Centre Master Plan and associated documents. Council adopted the Palmerston City Centre Parking Strategy on 2 June 2015.</p> <p>Planning Scheme amendment package has been lodged with Strategic Town</p>



				process for the Draft City Centre Master Plan "package", prior to lodgement of the formal rezoning application with the Minister in 2015.	Planning branch of DLPE.  A presentation was made to the NT Planning Commission. Council is currently waiting on feedback from the NT Planning Commission.
8/1666		DTS	The Heights Durack Eastern Collector Road	Mayor and CEO to be delegated the ability to apply Council's seal and to sign all documents for the establishment of a road access easement on Lot 11504, 80 University Avenue, Durack.	Awaiting construction and transfer documents from developer. No further action expected until mid to late 2016.
8/1714	20/10/2015	DCCS	Joy Anderson Centre	CEO to write to the Dept. of Housing, to seek consideration for the freehold title of the Joy Anderson Centre, to be transferred to the City of Palmerston as a community asset.	Letter written. No response.
8/1776	8/12/2015	DTS	Goyder Walking Trail	A draft Goyder Walking trail be provided to Council for consideration.	Heritage Study (CCE/0482) to be undertaken to inform possible Goyder Walking trail. Staff are working on commissioning a consultant for the study.  Consultant was commissioned in early June and the study is now being completed over the coming months.
		DTS	Community Infrastructure Plan	Progress update.	First workshop on the Plan was held 9/3/2016. A report to Council seeking formal endorsement will follow.  The Plan is undertaking final refinement prior to returning to a Council meeting in July for endorsement to undertake public consultation.

8/1853	1/03/2016	DCCS	Operating Costs – Recreation Facilities	Report to be prepared for Council regarding the cost of operating its recreation facilities.	
8/1872	15/03/2016	DCCS	Expression of Interest Community Activities	EOI to be released to the public calling for submissions to host regular or one off community place making activities in Palmerston.	Will be prepared for new financial year.
8/1929	19/04/2016	DTS	Broadarrow Circuit Footpath	Council develop a forward works program for the upgrade of footpath standards throughout Palmerston.	Under development
8/1931	19/04/2016	DCCS	Palmerston Seniors Update	<p>Council staff review the concerns expressed by the Palmerston Seniors Advisory Group regarding:-</p> <ul style="list-style-type: none"> <li>- Planned car park numbers at the Palmerston Regional Hospital.</li> <li>- Crossing / island / access to improve safe access for all users at Oasis Shopping Centre.</li> <li>- Venue accessibility for mobility aids users at The Hub.</li> </ul>	Council staff have met with the Seniors to discuss several of the issues, and will continue addressing these areas of concerns.
8/1980	17/05/2016	DTS	Goyder Square Operational Costs and Level of Service	Council review the level of service provided in Goyder Square in September 2016 following a dry season operation of the area.	Report to October EDI Committee.
8/1987	17/05/2016	DCCS	Palmerston Arts Strategy Community Consultation	Council endorses the Palmerston Arts Strategy 2016 – 2021 for Level 2 City Wide Community Consultation.	Consultation has commenced. Submissions for consultation close by 5pm 8 June 2016.
8/2005 8/2006	17/05/2016	DTS	City Centre Improvement Levy	<p>Consultation commence with City Centre land owners regarding the introduction of a City Centre Improvements Levy in 2017/18.</p> <p>City Centre Improvement Reserve be established and a reserve policy be forwarded to Council for consideration.</p>	
8/2037	31/05/2016	DCCS	Draft Municipal Plan 2016/2021	The Draft Municipal Plan 2016/2021 is release for public consultation and a further report is prepared for Council at the expiration of the statutory 21 day public consultation period, being from 1 June to 21 June 2016.	Draft Municipal Plan 2016/2021 has been released to the public for comments.

8/2054	7/06/2016	DCCS	Breastfeeding Friendly Initiative	A report to be provided outlining possible breastfeeding friendly initiatives which Council could enact.	
8/2084	21/06/2016	DTS	Fencing Playgrounds	<ul style="list-style-type: none"> <li>- THAT a playground risk management policy be developed and all playgrounds be assessed against the future policy.</li> <li>- Improvement works required to address the risks identified by the future playground risk management policy be costed and brought back to Council for budget consideration.</li> </ul>	
8/2086	21/06/2016	DTS	Transfer of Streetlight Assets to Local Government	Mayor and CEO are granted delegated authority to sign and seal the draft streetlight deed in Attachment A to Report Number 8/0908.	Completed
8/2096	21/06/2016	DTS	Animal Management Strategy - Territory Day July 1st 2016	Press release will be sent out notifying the general public that all registered dogs found at large on Territory Day Eve and the following 48 hrs will be returned to owners at nil cost.	Completed

**Recommending Officer:**

Ricki Bruhn, Chief Executive Officer

Any queries on this report may be directed to Ricki Bruhn, Chief Executive Officer on telephone (08) 8935 9902 or email [ricki.bruhn@palmerston.nt.gov.au](mailto:ricki.bruhn@palmerston.nt.gov.au)

**Schedule of Attachments:**

Nil

<b>ITEM NUMBER:</b>	13.1.1	Development Application (PA2016/0369) Restaurant, Hotel (Tavern) and Shop additions to Stage 1 of the Gateway Shopping Centre on Lot 7765, 7766 and 11037 (5, 15 and 11) Yarrowonga Road, Yarrowonga
<b>FROM:</b>		Acting Director of Technical Services
<b>REPORT NUMBER:</b>	8/0918	
<b>MEETING DATE:</b>	5 July 2016	

## Municipal Plan:

3. Environment & Infrastructure

3.2 Assets and Infrastructure

3.2 We are committed to maintaining and developing community assets and infrastructure which meet the needs of our community

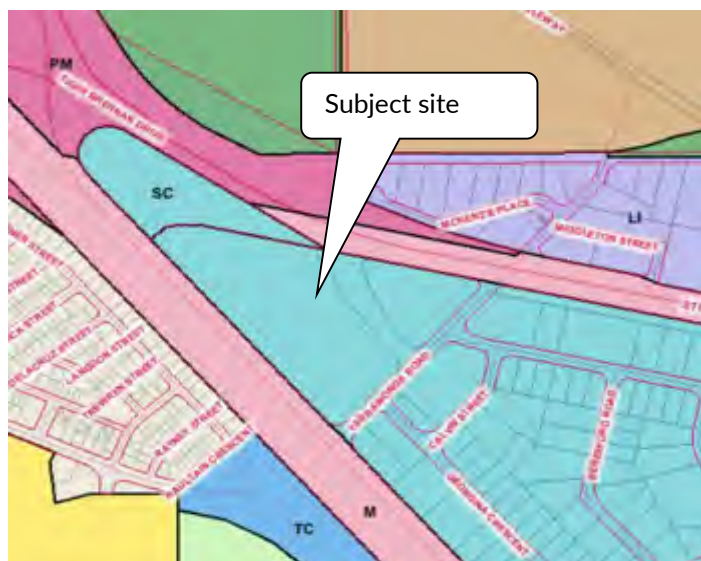
## Summary:

This report outlines issues to be considered by Council in regard to the development application lodged for Restaurant, Hotel (Tavern) and Shop additions to Stage 1 of the Gateway Shopping Centre on Lot 7765, 7766 and 11037 (5, 15 and 11) Yarrowonga Road, Yarrowonga.

## RECOMMENDATION

1. THAT Council receives Report Number 8/0918.
2. THAT Attachment A to Report Number 8/0918 be endorsed.

## Background:



Source: NT Atlas and Spatial Data Directory

Lots 7765, 7766 and 11037 are within Zone SC (Service Commercial). The subject site bounded by the Stuart Highway to the North East and Roystonea Avenue to the West. Existing Service Commercial zoned land exists to the south of the site off Yarrawonga Road.

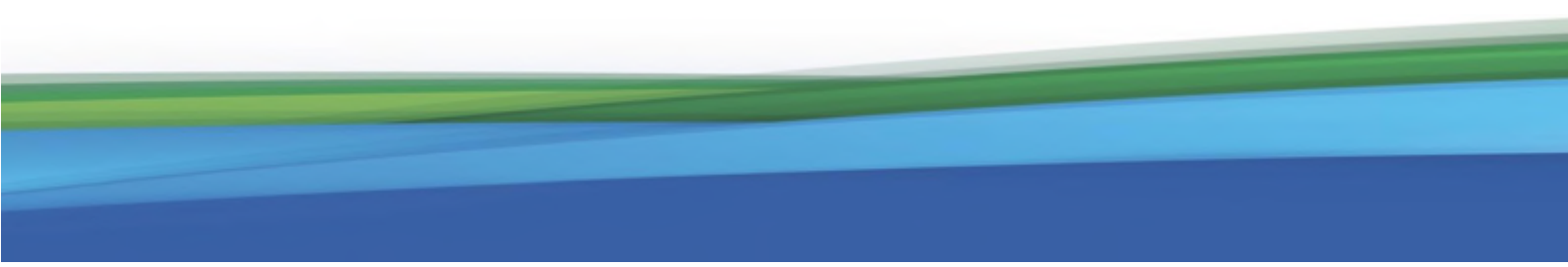
The subject site is currently being developed as the Gateway Shopping Centre with construction of Stage 1 of the centre well advanced.

The site has a history of approvals which include the following:

- EDP 2014/0004, issued on 17 June 2014, authorised the development of a shopping centre and motel on Lots 7765, 7766, 11037 and Lot 11976.
- Development Permit DP 2014/0105, issued on 3 March 2014, authorised earthworks and stormwater works on Lots 7765, 7766 and 11037.
- Development Permit DP 2014/0889, issued on 18 December 2014, authorised the construction of Stage 1 of the shopping centre approved by EDP 2014/0004. This construction is well advanced.
- Development Permit DP 2015/0437, issued on 23 July 2015, authorised changes to DP 2014/0889, to add a gymnasium and additional retail floor space.
- Development Permit DP 15/0515, issued on 28 August 2015, authorised the construction of a service station on Lot 7766, and DP 15/0603, issued on 20 October 2015, approved a subdivision for a lease exceeding 12 years for the service station.

More recently the site was subject to several liquor license applications including one proposed license for a proposed Tavern, for which the land use (Hotel) did not have Planning Approval. This proposal, amongst other items seeks to gain Planning Approval for a Hotel (Tavern) land use on the site.

Specifically, the current proposal seeks to gain approval to:

- Reconfigure and extend a restaurant approved by DP14/0889 to include a hotel (tavern), function room, nightclub, restaurant, and gaming rooms, and add a lower ground floor and upper level. This will increase the net floor space from 444 m<sup>2</sup> approved in DP14/0889 to 1,403 m<sup>2</sup>;
  - Add floor space to another restaurant approved by DP14/0889, increasing the net floor space from 263 m<sup>2</sup> to 304 m<sup>2</sup>;
  - Add specialty shops with floor area of 473 m<sup>2</sup>;
  - Add a valet car wash service, occupying approximately 120 m<sup>2</sup>, in the lower ground floor car park;
  - Construct shade structures over some of the open parking bays; and
  - Increase the number of parking bays from the number approved in DP 2015/0437 (1,418 bays) to 1,449. Overall the proposal will add 2,012m<sup>2</sup> GFA to the development, bringing gross floor area of Stage 1 to 45,899m<sup>2</sup>.
- 

**General:**

It is noted that the proposed tavern is defined as a "Hotel" the NT Planning Scheme which is identified as the following: "premises which require a licence under the Liquor Act and where, as a principal part of the business, alcoholic beverages are ordinarily sold to the public for consumption on the premises whether or not accommodation is provided for members of the public and whether or not meals are served, but does not include a licensed club, motel or restaurant". The proposed nightclub and gaming rooms are defined as "leisure and recreation" within the NT Planning Scheme, and are permissible in Zone SC.

In terms of the Hotel (Tavern) and Nightclub land uses on the site it is noted that Council, by resolution (8/1795) on 12 January 2016 supported the liquor license for the tavern and nightclub on the site. In this regard it can be assumed that Council does not object to the Hotel (Tavern) land use on the site.

With regards to the overall current proposal, the primary issue of non-compliance with the NT Planning Scheme is in relation to the provided car parking on the site. The additional uses demand a further 94 spaces to be provided, noting an existing shortfall is already approved on the site. The proposed changes to the parking layout will provide an additional 31 parking bays, resulting in a shortfall of 63 bays for this proposal and cumulating to a total shortfall of between 97 spaces and 299 spaces (depending on the final Net Floor Area (NFA)) across the site based on previous approvals and variations granted.

While the applicant presents an argument for cross utilisation and public transport accessibility to the development it is noted that the proposed uses and site location is such that a private vehicle will be the primary means of transport to and from the site. Furthermore, significant concern is raised with the piece-meal planning applications that are continuing to occur over the site in relation to the development which are incrementally increasing the parking shortfall on the site. This incremental increase of the parking shortfall across the site is compounded with the uncertainty on the final NFA yet to be determined which could result in a parking shortfall of almost 300 spaces on the site.

A shortfall of parking on the site could lead to increased pressure on nearby Streets (Council roads) to house excess parking, particularly at peak times, which can cause a number of on street parking issues within the locality. In this regard it is vital Council highlight concern with the shortfall at the time of the development applications.

It is also noted the proposals falls short on the required loading bays required across the site and the current proposal does not propose additional loading bays to address this shortfall.

Based on the car parking shortfall on the site it is recommended that Council object to the proposed application on the above grounds.

**Financial Implications:**

There are no financial implications for Council as a result of this proposal.

**Legislation/Policy:**

There are no legislation or policy implications for Council as a result of this proposal.

**Recommending Officer:** Gerard Rosse, Acting Director Technical Services

Any queries on this report may be directed to Gerard Rosse, Acting Director of Technical Services on telephone (08) 8935 9958 or email [gerard.rosse@palmerston.nt.gov.au](mailto:gerard.rosse@palmerston.nt.gov.au).

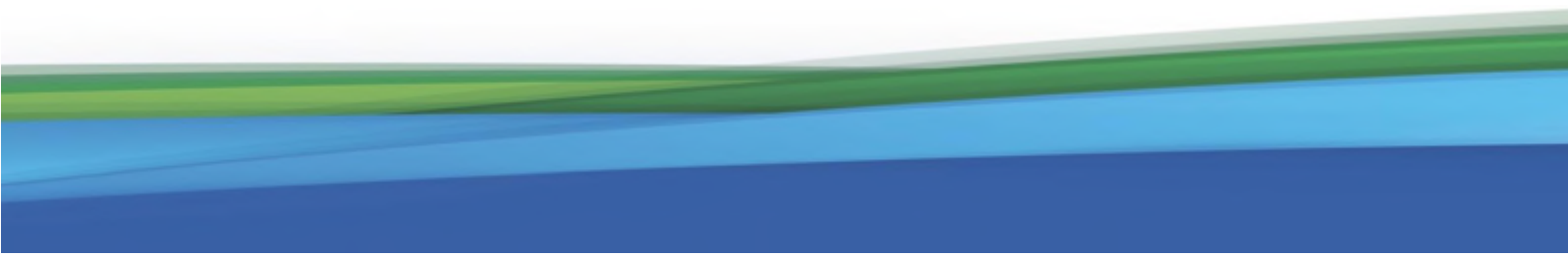




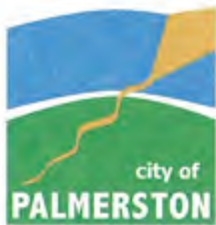
**Schedule of Attachments:**

Attachment A: Council's letter of comment for Development Application for Restaurant, Hotel (Tavern) and Shop additions to Stage 1 of the Gateway Shopping Centre on Lot 11037, 7765 and 7766 (11, 5 and 15) Yarrawonga Road, Yarrawonga.

Attachment B: Development Application and Drawings.







Please include the following reference in all correspondence

File: P11037, 7765, 7766

ID: MAS:gr

6 July 2016

**Telephone**

(08) 8935 9922

**Facsimile**

(08) 8935 9900

**Email**

palmerston@palmerston.nt.gov.au

**Civic Plaza**

1 Chung Wah Terrace

[www.palmerston.nt.gov.au](http://www.palmerston.nt.gov.au)

Ms Deborah Curry  
Development Assessment Services  
Department of Lands, Planning and Environment  
GPO Box 1680  
DARWIN NT 0801

Dear Deborah

**PA2016/0369**  
**Development Application - Lot 11037, 7765 and 7766 (11, 5 and 15)**  
**Yarrowonga Road, Yarrowonga**  
**Restaurant, Hotel (Tavern) and Shop additions to Stage 1 of the Gateway**  
**Shopping Centre**

Thank you for the Development Application, concerning Lot 11037, 7765 and 7766 (11, 5 and 15) Yarrowonga Road, Yarrowonga. This letter may be placed before Council at its next meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The following issues are raised for consideration by the Authority:

The below comments are provided in addition to previous comments (letters dated 3 October 2014 and 18 June 2015) provided for PA2014/0706 and PA2015/0414).

**Council can not support the granting of a Development Permit until the following issues are addressed:**

**Car Parking Shortfalls**

- a) It is noted the additional uses demand a further 94 spaces to be provided, noting an existing shortfall is already approved on the site. The proposed changes to the parking layout will provide an additional 31 parking bays, resulting in a shortfall of 63 bays for this proposal and cumulating to a total shortfall of between 97 spaces and 299 spaces (depending on the final Net Floor Area (NFA)) across the site, based on previous approvals and variations.

While the applicant presents an argument for cross utilisation and public transport accessibility to the development it is noted that the proposed uses and site location is such that a private vehicle will be the primary means of transport to and from the site. Furthermore, significant concern is raised with the piece-meal planning applications that are continuing to occur over the site in relation to the development which are incrementally increasing the parking shortfall on the site. This incremental increase of

Please address all correspondence to  
Chief Executive Officer  
PO Box 1  
Palmerston NT 0831  
ABN 42 050 176 900

the parking shortfall across the site is compounded with the uncertainty on the final NFA yet to be determined which could result in a parking shortfall of almost 300 spaces on the site.

A shortfall of parking on the site could lead to increased pressure on nearby Streets (Council roads) to house excess parking, particularly at peak times, which can cause a number of on street parking issues within the locality.

### **Loading Bays**

- b) It is also noted the proposals falls short on the required loading bays required across the site and the current proposal does not propose additional loading bays to address this shortfall.

Council comments on issues for which it is the sole responsible authority, under the Local Government Act and associated by-Laws:

Should this application be approved, the following conditions pursuant to the Planning Act and Councils responsibilities under the Local Government Act are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- a) Designs and specifications for landscaping of the road verges adjacent to the property shall be submitted for approval by the Director of Technical Services, City of Palmerston, and all approved works constructed to Council's requirements at the applicant's expense.
- b) The location, design and specifications for proposed and affected crossovers shall be provided to the satisfaction of the Director of Technical Services, City of Palmerston, at no cost to Council.
- c) Kerb crossovers and driveways to the site shall be provided and disused crossovers removed, public footpath and cycleway shall be provided, stormwater shall be collected and discharged into Council's drainage network, and reinstatement works carried out, all to the requirements and satisfaction of the Director of Technical Services, City of Palmerston, at no cost to Council.
- d) Sight lines shall be provided at crossovers to public streets to the satisfaction of the Director of Technical Services, City of Palmerston. No fence or tree exceeding 0.6 metres in height shall be planted in front of the sight line.
- e) Any gate over an access to a public road shall be placed on the subject site at least 4.5m from the face of the kerb line of the adjoining public road.
- f) Car parking spaces and internal driveways shall meet the requirements of the relevant Australian Standard and be line marked and sealed with an impervious material.

## **ATTACHMENT A**

- g) All developments on or adjacent to any easements on site in favour of Council shall be carried out to the requirements and satisfaction of the Director of Technical Services, City of Palmerston.
- h) Waste bin storage and pick up shall be provided in accordance with Council requirements.
- i) Further subject to conditions of subdivisions to the satisfaction of service authorities.

If you require any further discussion in relation to this application please feel free to contact me on 8935 9923.

Yours sincerely

**Gerard Rosse**  
**Acting Director of Technical Services**



# WESTERN CAR PARK DA



GATEWAY TAVERN - DEVELOPMENT APPLICATION A			
Sheet Number	Sheet Issue Date	Sheet Name	Current Revision
DA70	05/27/16	WESTERN CAR PARK DA - COVER SHEET	A
DA77	05/27/16	WESTERN CAR PARK DA - LOWER GROUND FLOOR PLAN	A
DA76	05/27/16	WESTERN CAR PARK DA - PERSPECTIVE VIEWS	A
DA75	05/27/16	WESTERN CAR PARK DA - SECTIONS & ELEVATIONS	A
DA74	05/27/16	WESTERN CAR PARK DA - EXTENDED CAR PARK PLANS	A
DA73	05/27/16	WESTERN CAR PARK DA - FIRST FLOOR PLAN	A
DA72	05/27/16	WESTERN CAR PARK DA - SITE PLAN GROUND FLOOR LEVEL	A
DA71	05/27/16	WESTERN CAR PARK DA - SITE PLAN LOWER GROUND FLOOR	A
DA78	05/27/16	WESTERN CAR PARK DA - GROUND FLOOR PLAN	A
DA79	05/27/16	WESTERN CAR PARK DA - FIRST FLOOR PLAN	A
DA80	05/27/16	WESTERN CAR PARK DA - ROOF PLAN	A
DA81	05/27/16	WESTERN CAR PARK DA - ELEVATIONS	A
DA83	05/27/16	WESTERN CAR PARK DA - SECTIONS	A
DA82	05/27/16	WESTERN CAR PARK DA - ELEVATIONS	A



SITE INFORMATION

Site Area = 112,308 m²  
Building Footprint = 37,465 m²  
= 33% of Site Area  
  
Tavern Footprint = 544 m²

PARKING

Parking Numbers	
Lower Ground Floor (incl 14 access)	441
Ground Floor (incl 20 access)	1,008
Total	1,449

Proposed Car Park to meet the requirements of AS 2890.1:2004

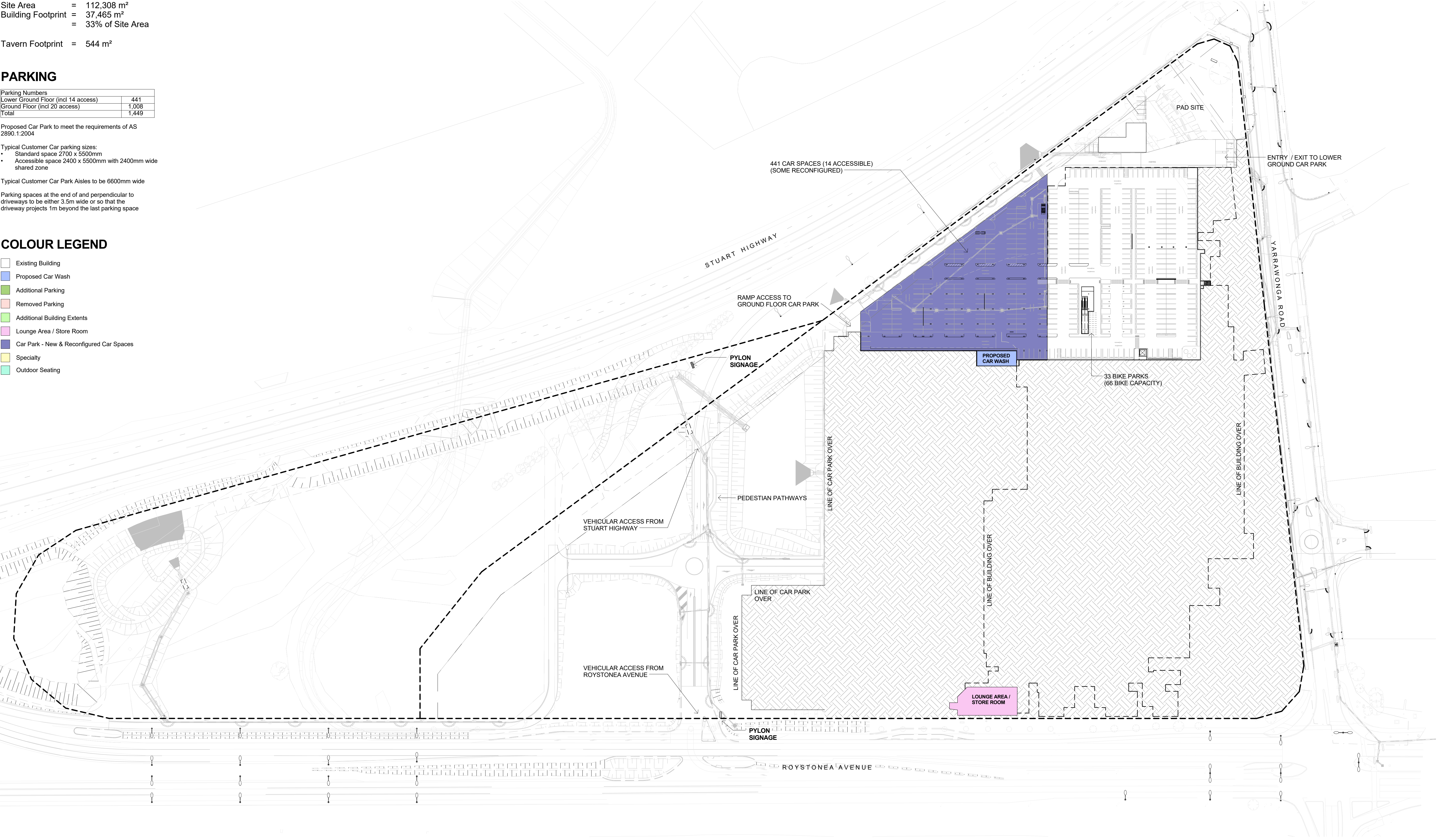
- Typical Customer Car parking sizes:
- Standard space 2700 x 5500mm
  - Accessible space 2400 x 5500mm with 2400mm wide shared zone

Typical Customer Car Park Aisles to be 6600mm wide

Parking spaces at the end of and perpendicular to driveways to be either 3.5m wide or so that the driveway projects 1m beyond the last parking space

COLOUR LEGEND

- Existing Building
- Proposed Car Wash
- Additional Parking
- Removed Parking
- Additional Building Extents
- Lounge Area / Store Room
- Car Park - New & Reconfigured Car Spaces
- Specialty
- Outdoor Seating



WESTERN CAR PARK DA - SITE PLAN LOWER GROUND FLOOR  
LEVEL  
1 : 1000



Site Area = 112,308 m<sup>2</sup>  
Building Footprint = 37,465 m<sup>2</sup>  
= 33% of Site Area

Tavern Footprint = 544 m<sup>2</sup>

## PARKING

Parking Numbers	
Lower Ground Floor (incl 14 access)	441
Ground Floor (incl 20 access)	1,008
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Proposed Car Park to meet the requirements of AS 2890.1:2004










Typical Customer Car parking sizes:

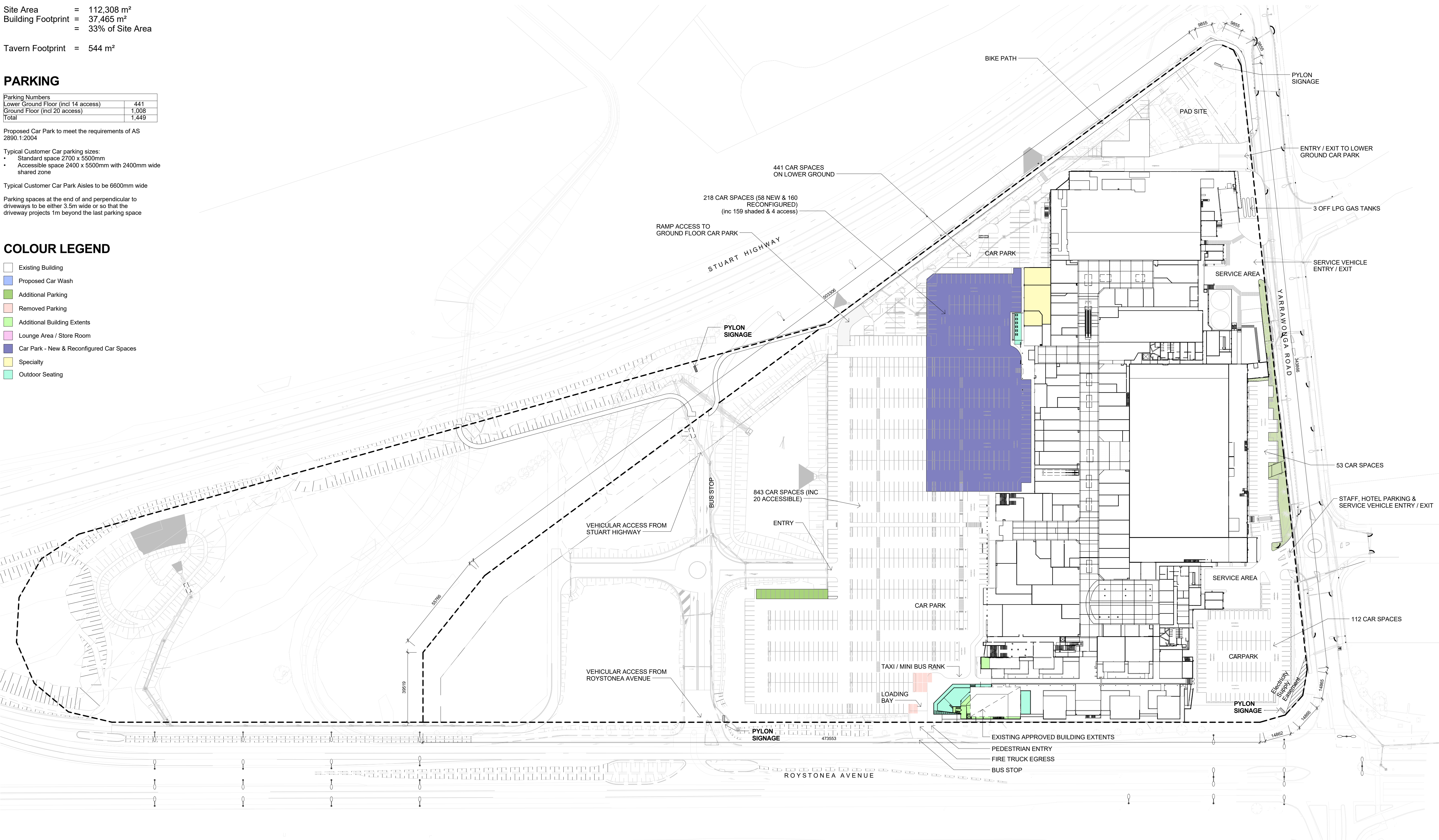
- Standard space 2700 x 5500mm
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Parking spaces at the end of and perpendicular to driveways to be either 3.5m wide or so that the driveway projects 1m beyond the last parking space

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-  Proposed Car Wash
-  Additional Parking
-  Removed Parking
-  Additional Building Extents
-  Lounge Area / Store Room
-  Car Park - New & Reconfigured Car Spaces
-  Specialty
-  Outdoor Seating



WESTERN CAR PARK DA - SITE PLAN GROUND FLOOR LEVEL  
1 : 1000



SITE INFORMATION

Site Area = 112,308 m²  
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Tavern Footprint = 544 m²

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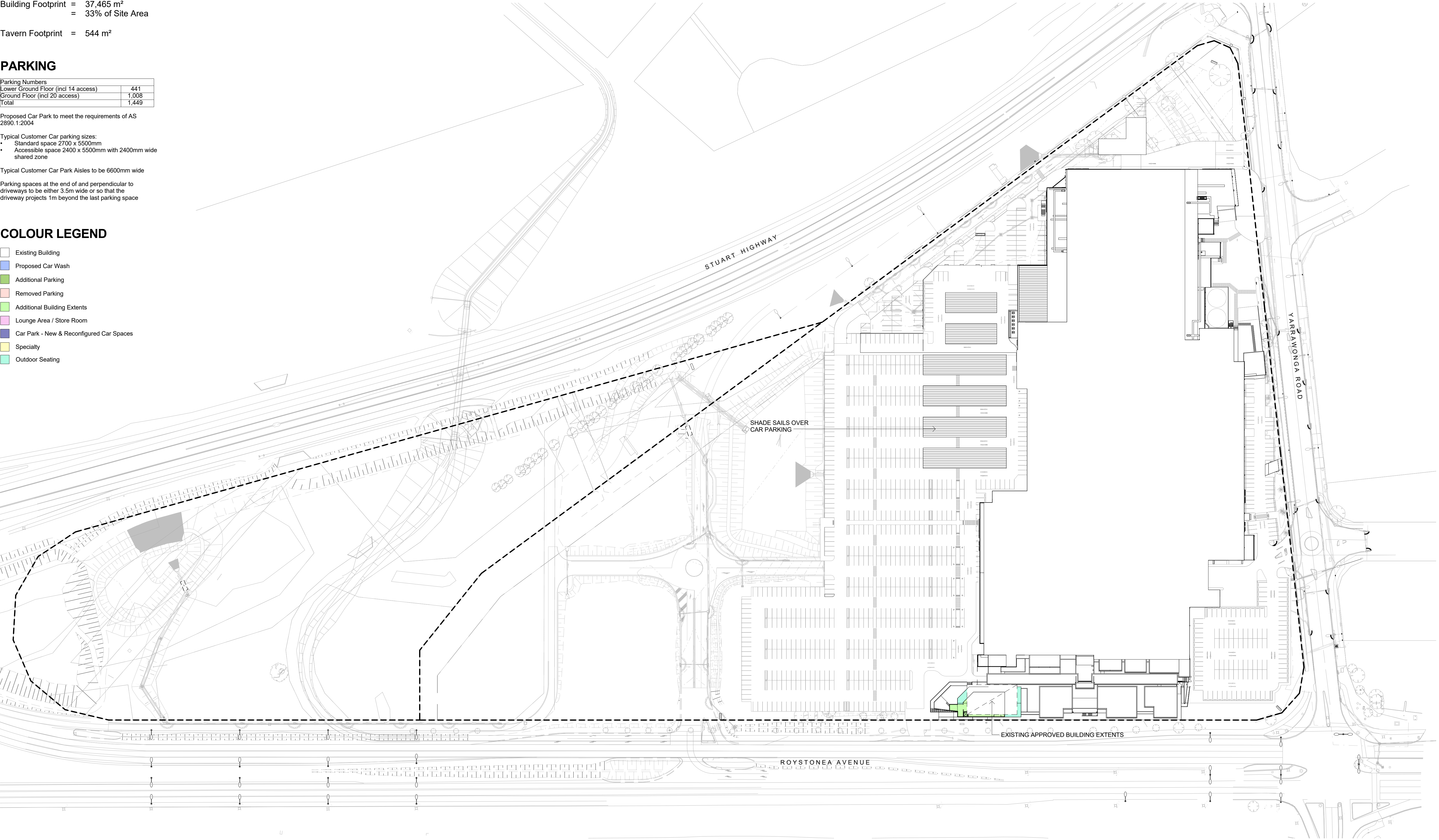
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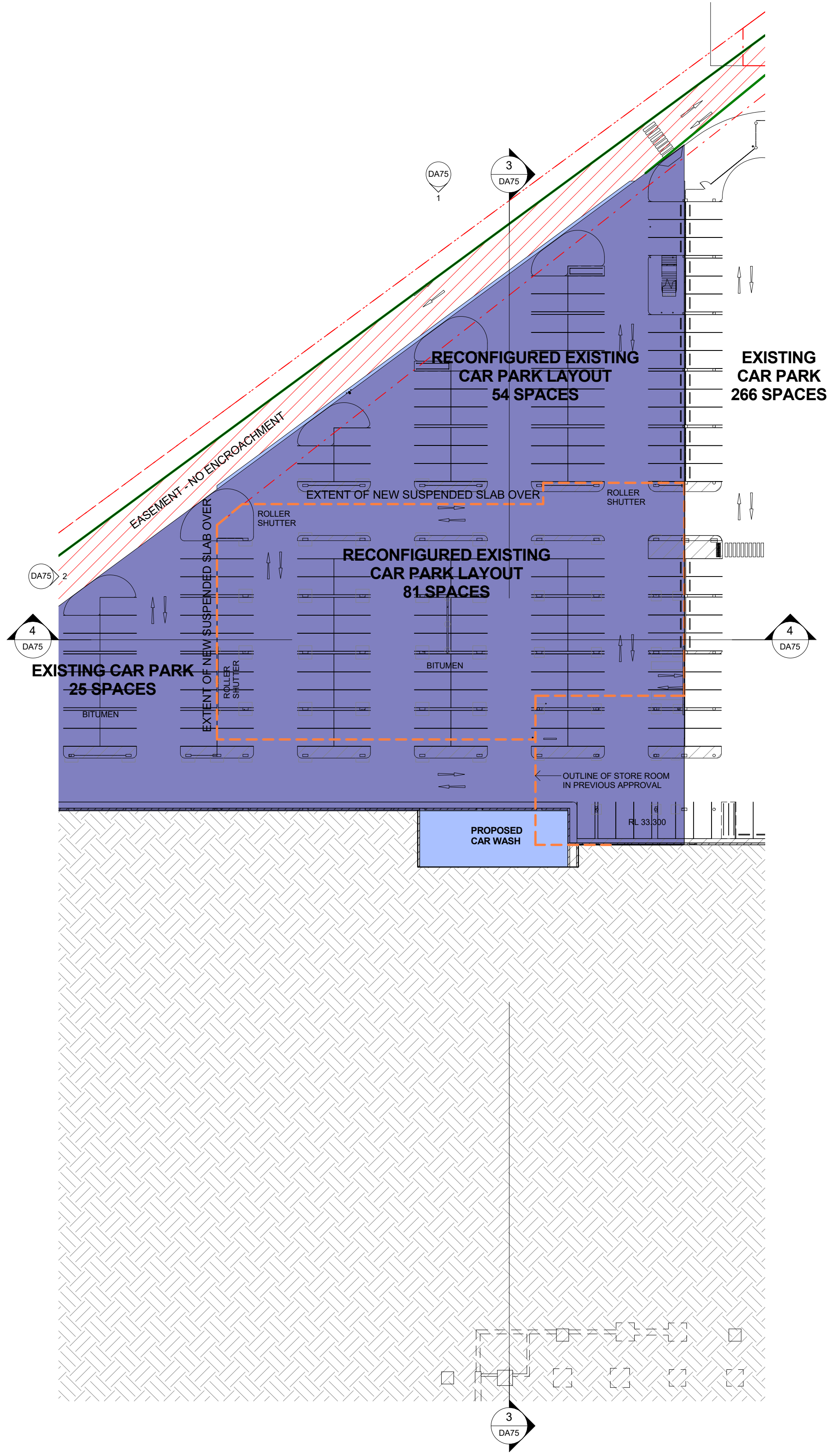
COLOUR LEGEND

- Existing Building
- Proposed Car Wash
- Additional Parking
- Removed Parking
- Additional Building Extents
- Lounge Area / Store Room
- Car Park - New & Reconfigured Car Spaces
- Specialty
- Outdoor Seating

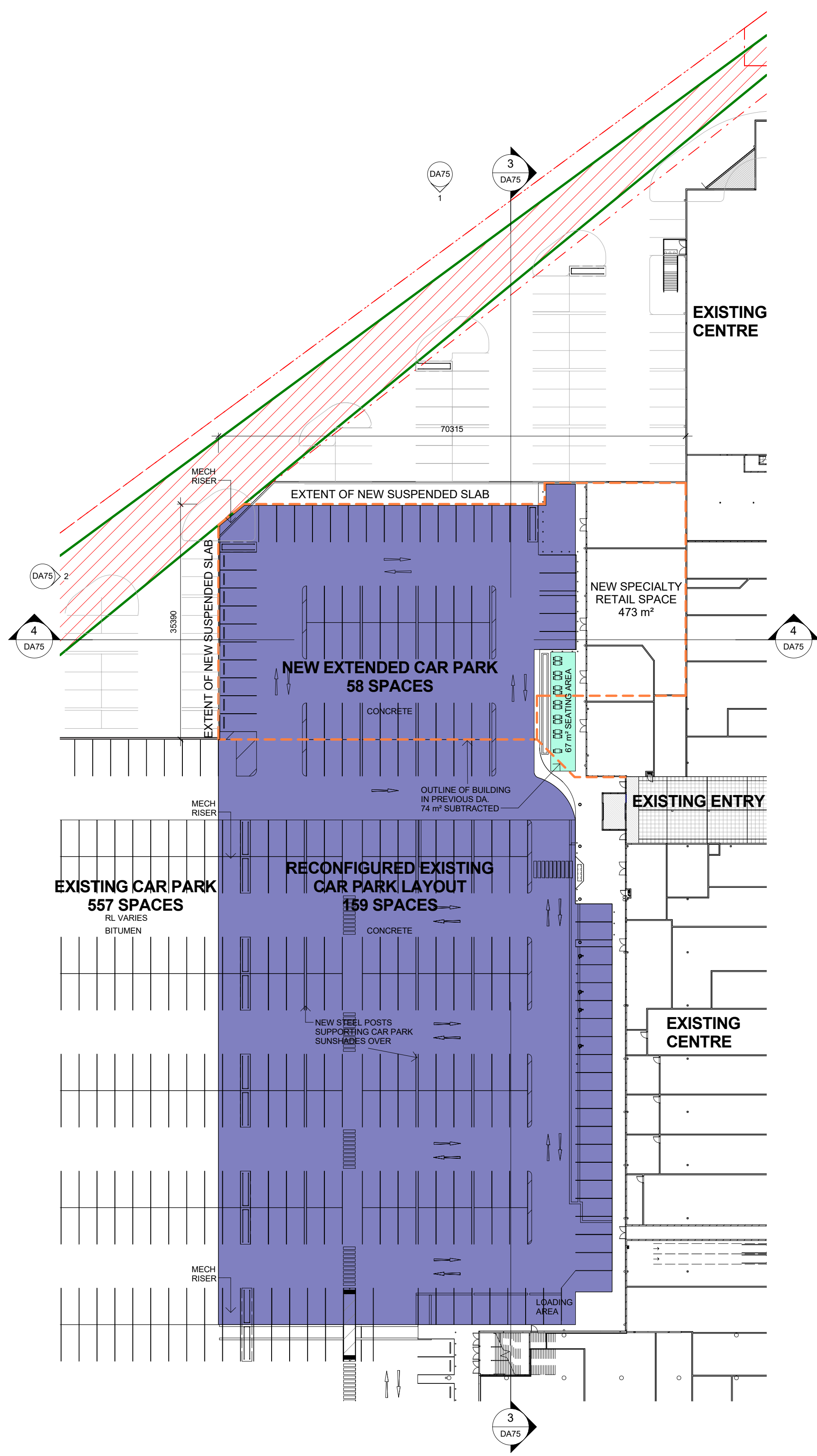


WESTERN CAR PARK DA - SITE PLAN FIRST FLOOR LEVEL  
1 : 1000

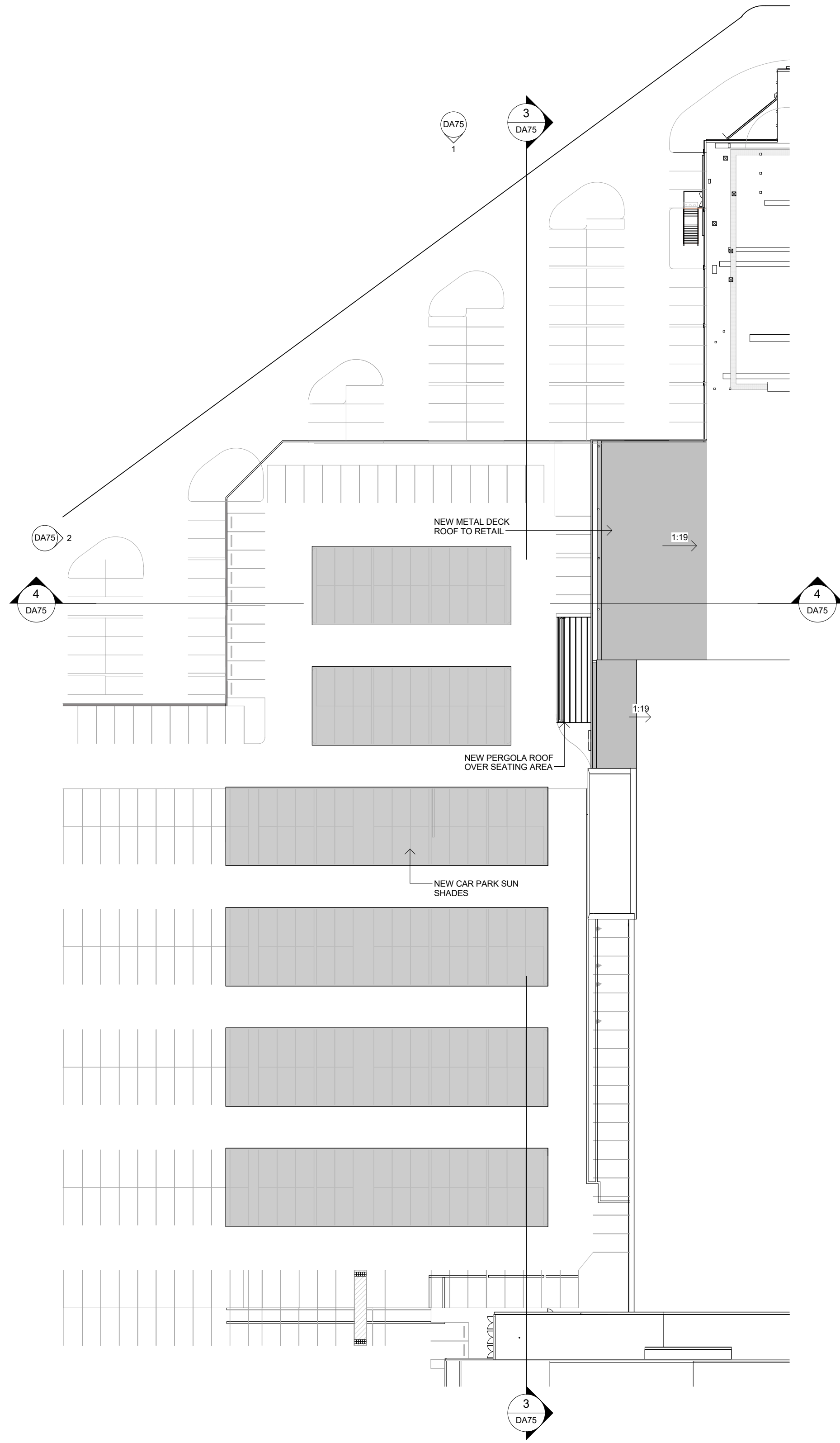




PART PLAN - LOWER GROUND FLOOR  
1 : 500



PART PLAN - GROUND FLOOR  
1 : 500

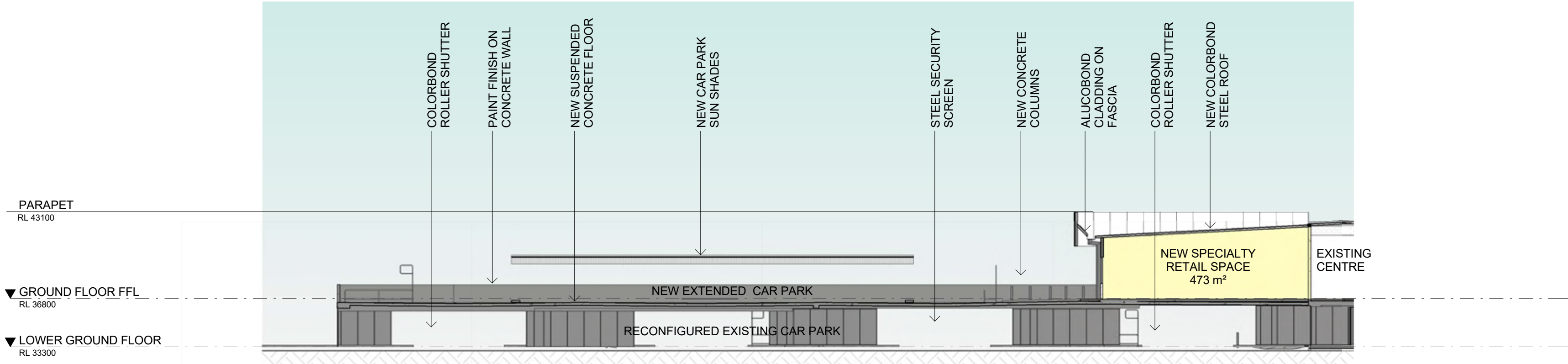


PART PLAN - ROOF  
1 : 500





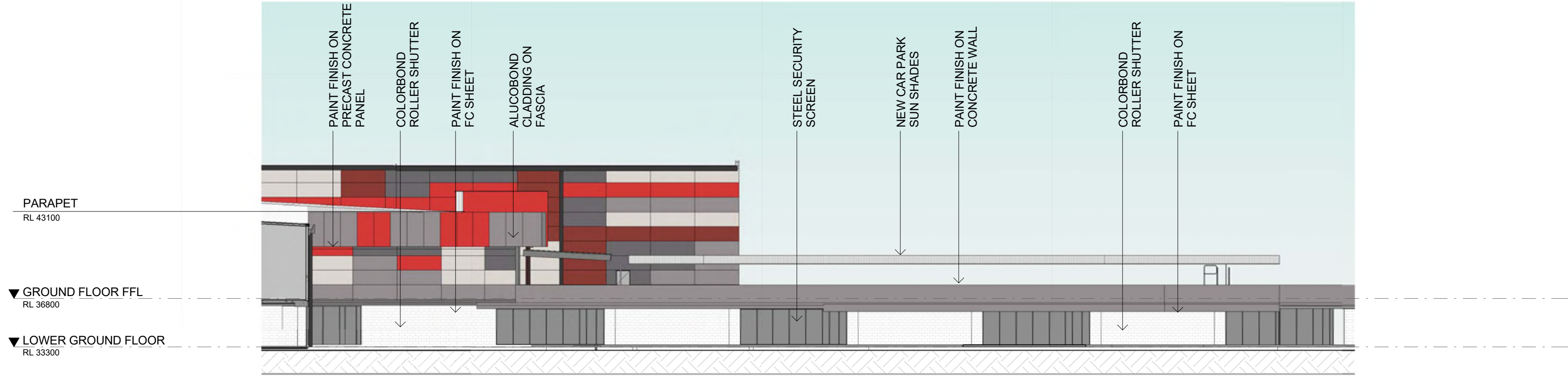
SECTION A  
1 : 250



SECTION B  
1 : 250



WEST ELEVATION  
1 : 250



NORTH ELEVATION  
1 : 250



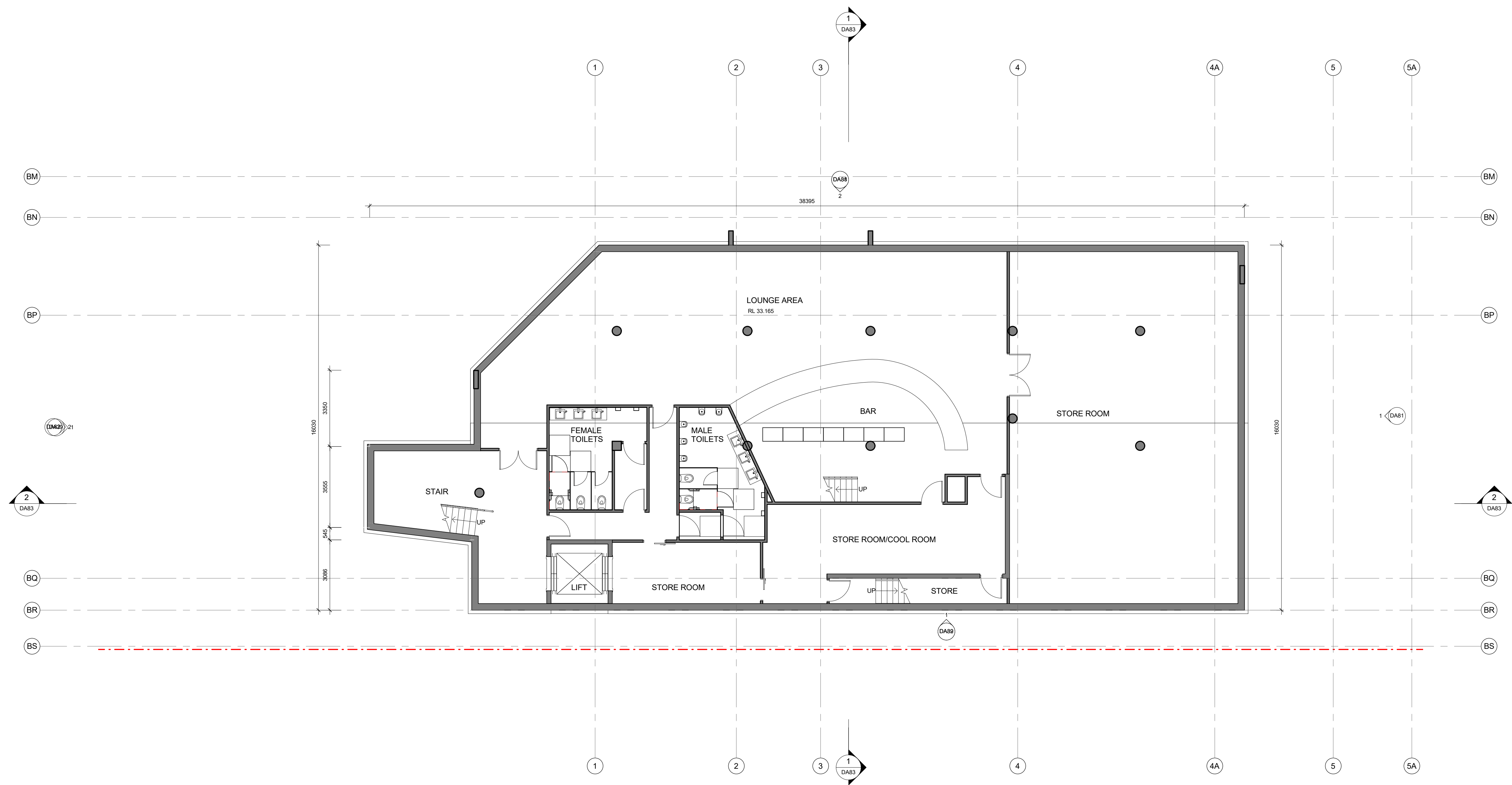


NORTHERN PERSPECTIVE VIEW

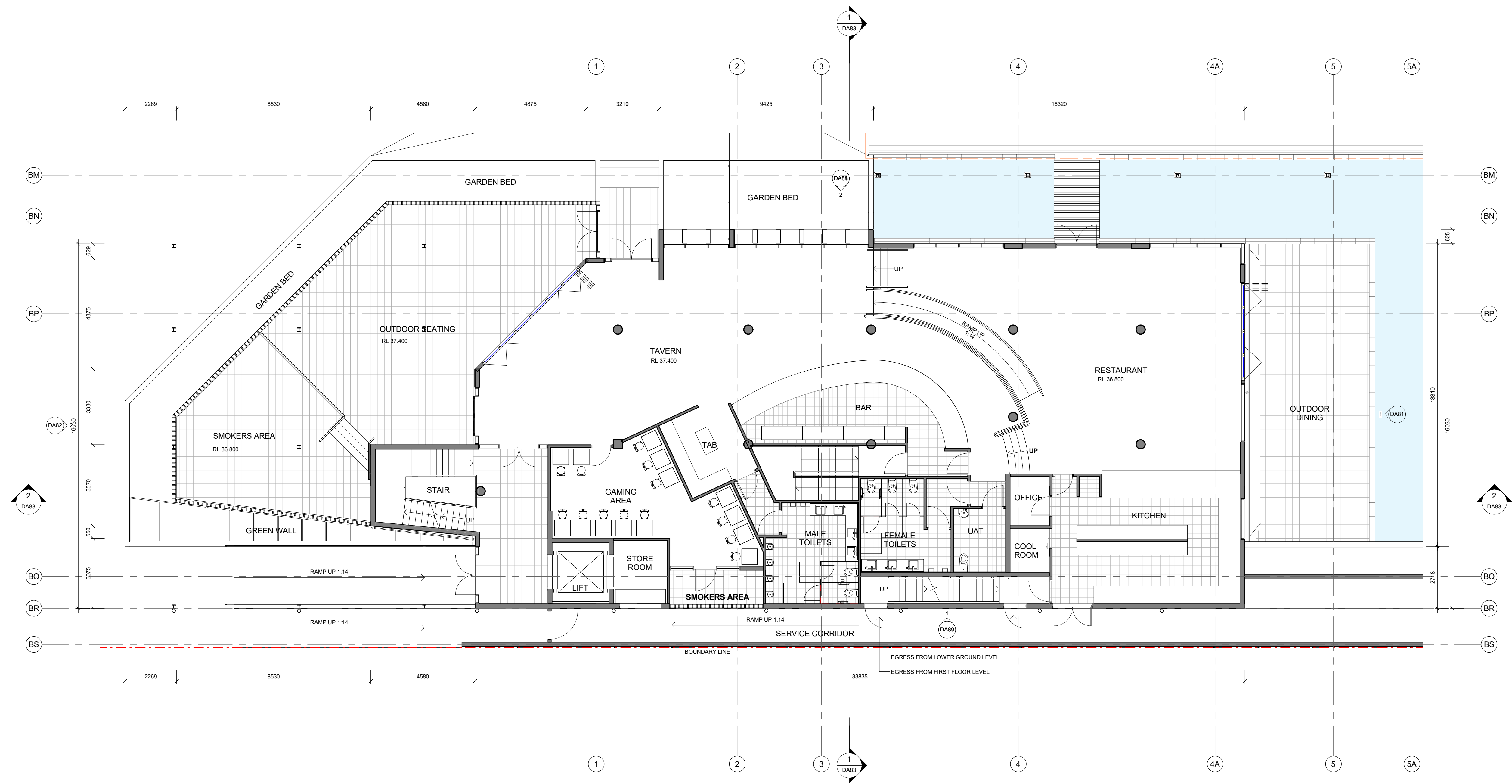


WESTERN PERSPECTIVE VIEW

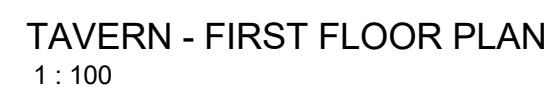


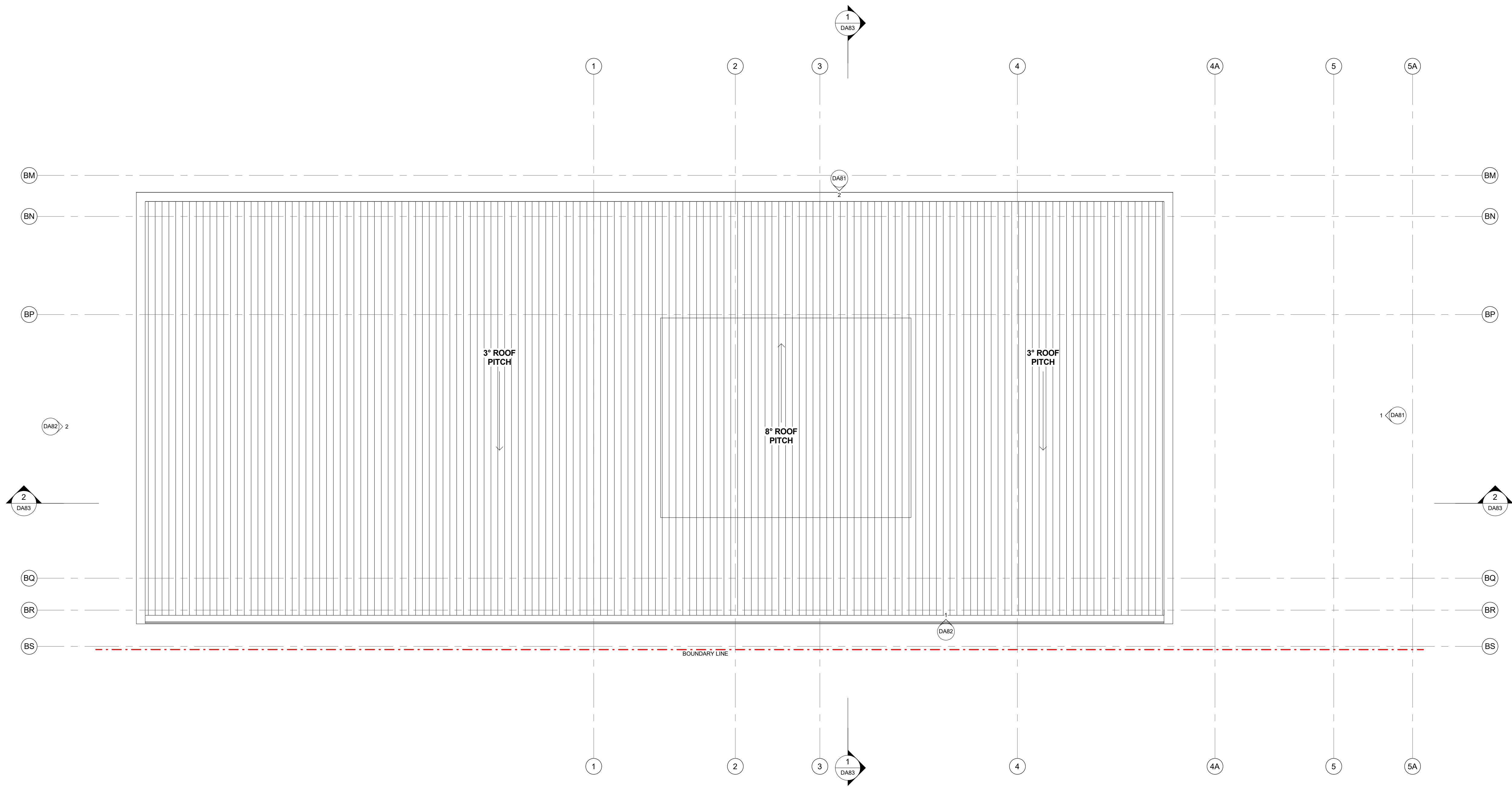


TAVERN - LOWER GROUND FLOOR PLAN  
1 : 100



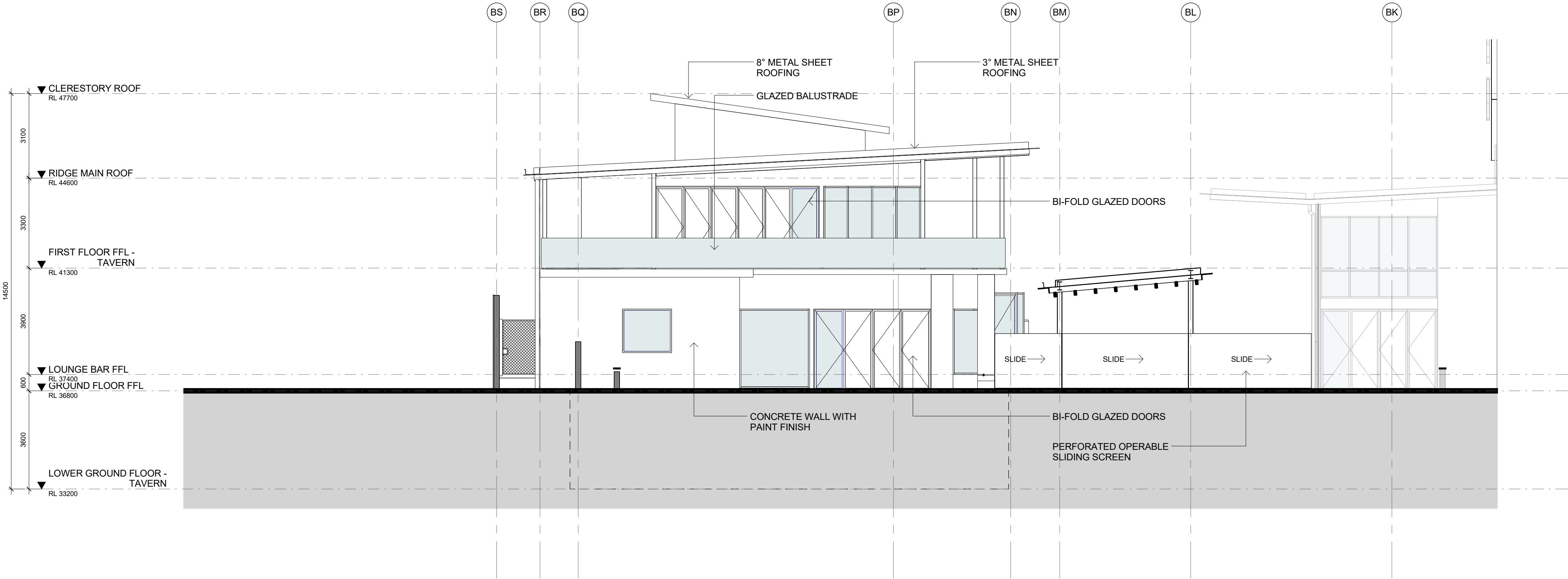
TAVERN - GROUND FLOOR PLAN  
1 : 100



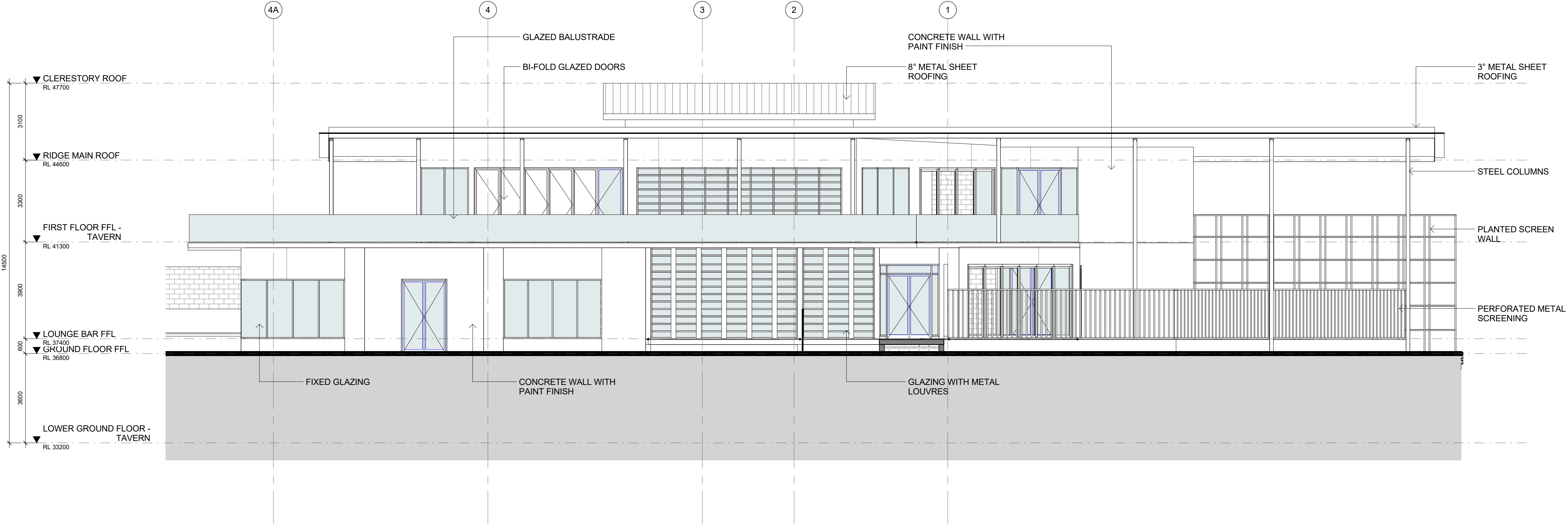


TAVERN - ROOF PLAN  
1 : 100

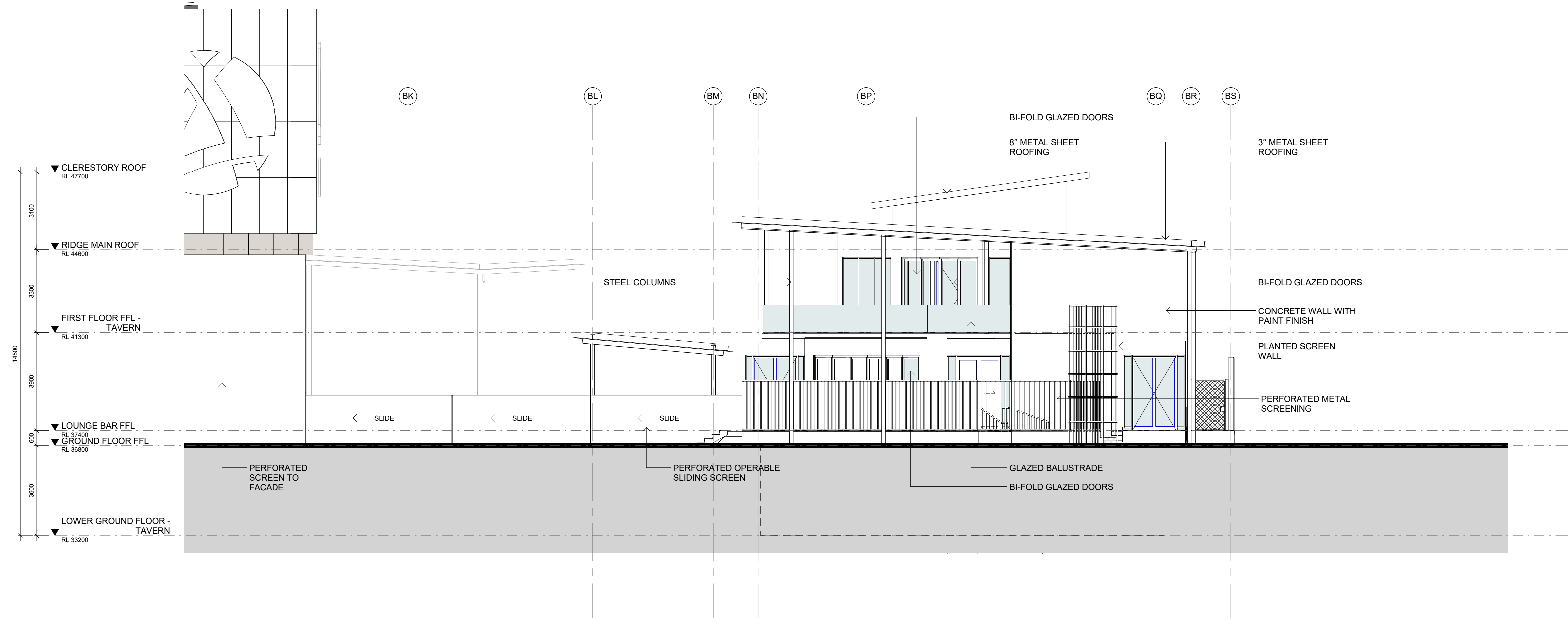




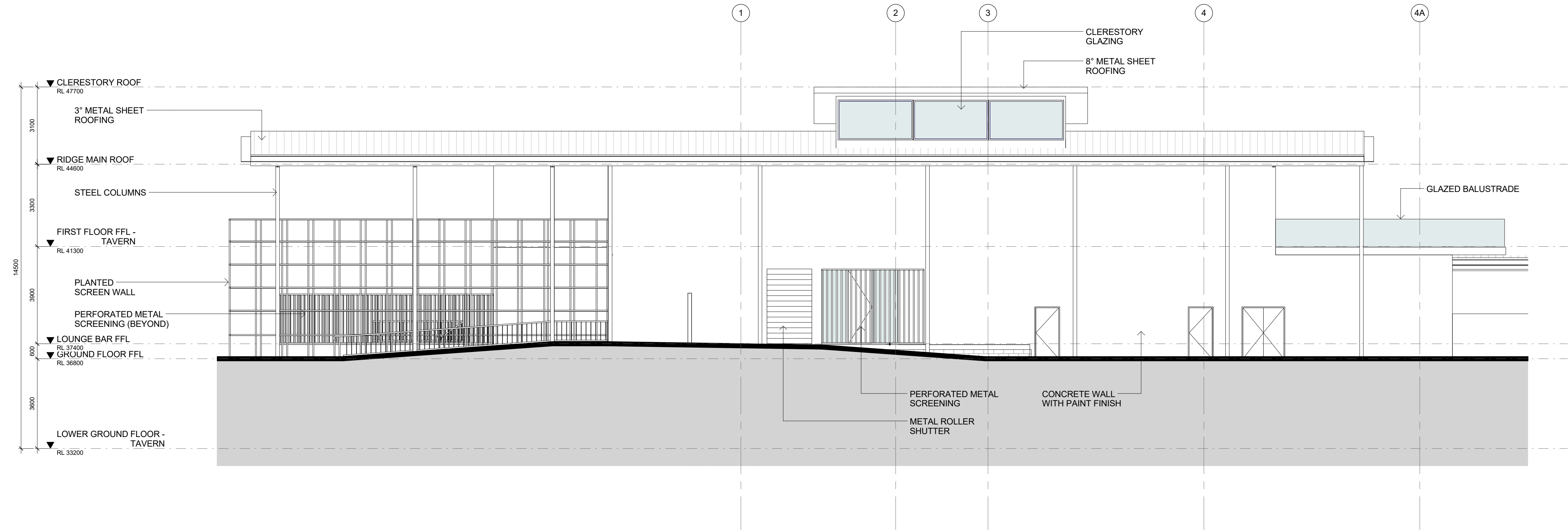
EAST ELEVATION  
1 : 100



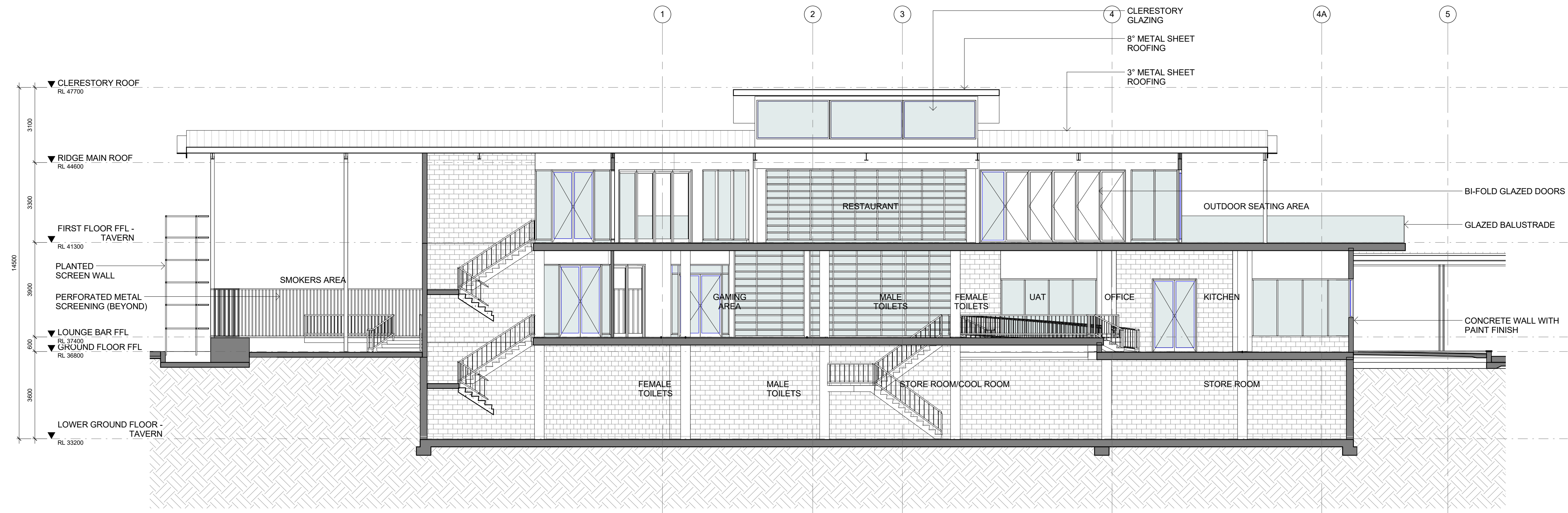
NORTH ELEVATION  
1 : 100



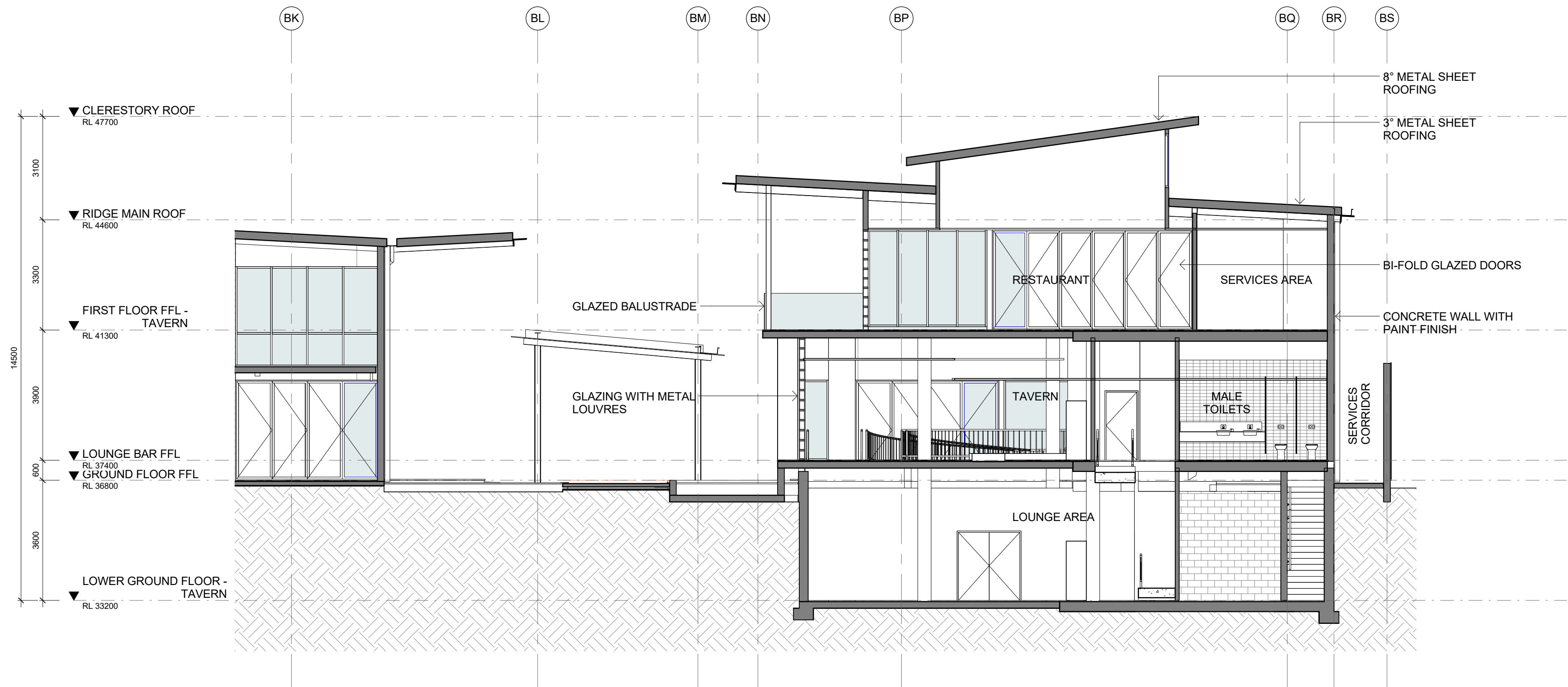
WEST ELEVATION  
1 : 100



SOUTH ELEVATION  
1 : 100



SECTION  
1 : 100



SECTION  
1 : 100



**ITEM NUMBER:** 13.1.2 Development Application (PA2016/0370) - Motor Repair Station (Gateway Shopping Centre) on Lot 7766 (15) Yarrawonga Road, Yarrawonga

**FROM:** Acting Director of Technical Services

**REPORT NUMBER:** 8/0920

**MEETING DATE:** 5 July 2016

## Municipal Plan:

3. Environment & Infrastructure

3.2 Assets and Infrastructure

3.2 We are committed to maintaining and developing community assets and infrastructure which meet the needs of our community

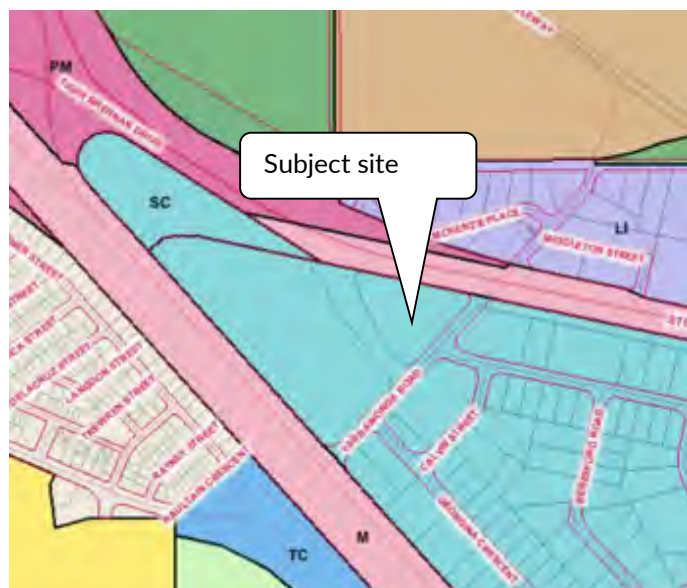
## Summary:

This report outlines issues to be considered by Council in regard to the development application lodged for a Motor Repair Station (Gateway Shopping Centre) on Lot 7766 (15) Yarrawonga Road, Yarrawonga.

## RECOMMENDATION

1. THAT Council receives Report Number 8/0920.
2. THAT Attachment A to Report Number 8/0920 be endorsed.

## Background:



Source: NT Atlas and Spatial Data Directory

Lot 7766 is within Zone SC (Service Commercial). The subject site bounded by the Stuart Highway to the North East and Roystonea Avenue to the West. Existing Service Commercial zoned land exists to the south of the site off Yarrawonga Road.

The lot forms part of the larger site which includes Lots 7765 and 11037 which is currently being developed as the Gateway Shopping Centre. Construction of Stage 1 of the centre is well advanced.

In addition to the overall planning permits for the Gateway Shopping centre, the subject site has several specific applicable Development Permits including DP 15/0515, issued on 28 August 2015 which authorises the construction of a service station on Lot 7766 and DP 15/0603, issued on 20 October 2015 and approved a subdivision for a lease exceeding 12 years for the service station.

This current proposal seeks to gain approval to:

- Construct a motor service centre in the portion of Lot 7766 adjoining the service station approved by DP15/0515, near the intersection of Stuart Highway and Yarrawonga Road.
- The motor service centre site occupies a site area of 1,084 m<sup>2</sup>;
- The service centre will include a workshop with four vehicle service bays, reception, and a mezzanine utility/storage room with a building footprint of 277m<sup>2</sup>.
- The proposal provides parking for 8 vehicles on site.

**General:**

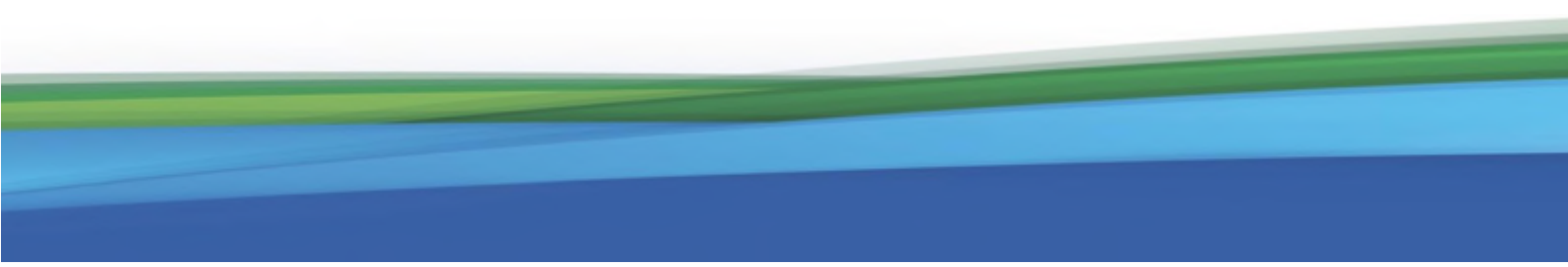
A repair station is a “discretionary use” in Zone SC under the NT Planning Scheme with the applicable clauses being Clause 6.4 (Plot Ratio) and 6.5.1 (Parking).

The application raises non-compliance with the Clause 6.5.1 of the NT Planning Scheme as it does not comply with the required car parking on the site. Based on the assessable floor area, including the workshop and reception, the proposal requires 17 bays. The proposal only provides for 8 parking bays.

The applicant argues that the proposal includes 4 service bays, which will be used while customers’ vehicles are being serviced, thus reducing the requirement for waiting bays. This argument is disputed as the required rate within the planning scheme for a motor repair station is based on Net Floor Area (NFA) and would therefore account for service bays within the required 6 parking bays per 100m<sup>2</sup> of NFA. The applicant also argues the fact the use forms part of the wider mix of uses (Gateway Shopping centre) that parking demand will be significantly lower than the cumulative demand of individual components. While this does have some merit, it does not justify the motor repair station providing less than half of the required 17 bays (8 bays required).

It is further noted that the wider Gateway site already has a significant shortfall of parking spaces approved and concern is raised with the piece-meal planning applications that are continuing to occur over the site in relation to the development which are incrementally increasing the parking shortfall on the site. This incremental increase of the parking shortfall across the site is compounded with the uncertainty on the final NFA of the development yet to be determined which could result in a significantly higher parking shortfall on the site than anticipated.

Based on the car parking shortfall for the proposed development and wider site it is recommended that Council object to the application for the motor repair station.



**Financial Implications:**

There are no financial implications for Council as a result of this proposal.

**Legislation/Policy:**

There are no legislation or policy implications for Council as a result of this proposal.

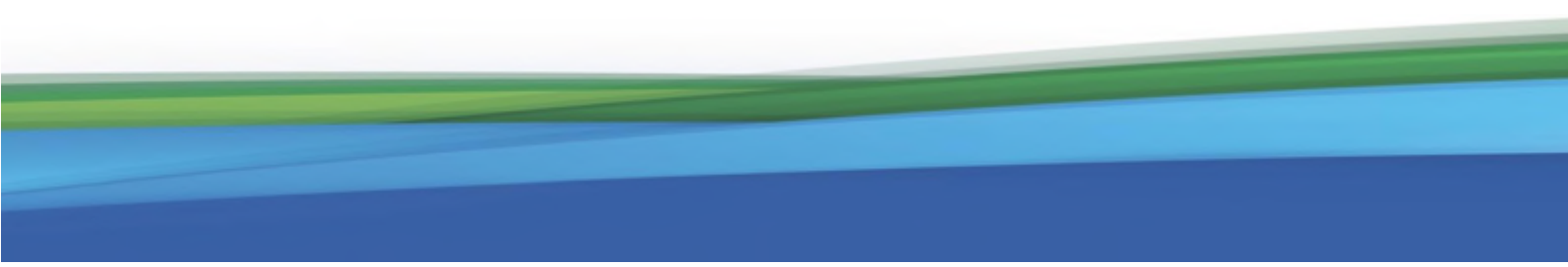
**Recommending Officer:** Gerard Rosse, Acting Director Technical Services

Any queries on this report may be directed to Gerard Rosse, Acting Director of Technical Services on telephone (08) 8935 9958 or email [gerard.rosse@palmerston.nt.gov.au](mailto:gerard.rosse@palmerston.nt.gov.au).

**Schedule of Attachments:**

Attachment A: Council's letter of comment for a motor repair station (Gateway Shopping Centre) on Lot 7766 (15) Yarrowonga Road, Yarrowonga.

Attachment B: Development Application and Drawings.







Please include the following reference in all correspondence

File: P7766

ID: MAS:gr

6 July 2016

Telephone  
(08) 8935 9922

Facsimile  
(08) 8935 9900

Email  
palmerston@darwin.nt.gov.au

Civic Plaza  
1 Chung Wah Terrace

[www.palmerston.nt.gov.au](http://www.palmerston.nt.gov.au)

Ms Deborah Curry  
Development Assessment Services  
Department of Lands, Planning and Environment  
GPO Box 1680  
DARWIN NT 0801

Dear Deborah

**PA2016/0370**

**Development Application - Lot 7766 (15) Yarrowonga Road, Yarrowonga  
Motor repair station (Gateway Shopping Centre)**

Thank you for the Development Application concerning Lot 7766 (15) Yarrowonga Road, Yarrowonga. This letter may be placed before Council at its next meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The following issues are raised for consideration by the Authority:

**Council does not support the granting of a Development Permit for the following reasons:**

- a) The application does not comply with Clause 6.5.1 of the NT Planning Scheme as it does not comply with the required car parking on the site. Based on the assessable floor area, including the workshop and reception, the proposal requires 17 bays. The proposal only provides for 8 parking bays.

The applicant argues that the proposal includes 4 service bays, which will be used while customers' vehicles are being serviced, thus reducing the requirement for waiting bays. This argument is disputed as the required rate within the planning scheme for a motor repair station is based on Net Floor Area (NFA) and would therefore account for service bays within the required 6 parking bays per 100m<sup>2</sup> of NFA. The applicant also argues the fact the use forms part of the wider mix of uses (Gateway Shopping centre) that parking demand will be significantly lower than the cumulative demand of individual components. While this does have some merit, it does not justify the motor repair station providing less than half of the required 17 bays (8 bays required). It is further noted that the wider Gateway site already has a significant shortfall of parking spaces approved and concern is raised with the piece-meal planning applications that are continuing to occur over the site in relation to the development which are incrementally increasing the parking shortfall on the site. This incremental increase of the parking shortfall across the site is compounded with the uncertainty on the final NFA of the development yet to be determined which could result in a significantly higher parking shortfall on the site than anticipated.

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Chief Executive Officer  
PO Box 1  
Palmerston NT 0831

ABN 42 050 175 900

Council comments on issues for which it is the sole responsible authority, under the Local Government Act and associated by-Laws:

Should this application be approved, the following conditions pursuant to the Planning Act and Councils responsibilities under the Local Government Act are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- a) Designs and specifications for landscaping of the road verges adjacent to the property shall be submitted for approval by the Director of Technical Services, City of Palmerston, and all approved works constructed to Council's requirements at the applicant's expense.
- b) The location, design and specifications for proposed and affected crossovers shall be provided to the satisfaction of the Director of Technical Services, City of Palmerston, at no cost to Council.
- c) Kerb crossovers and driveways to the site shall be provided and disused crossovers removed, public footpath and cycleway shall be provided, stormwater shall be collected and discharged into Council's drainage network, and reinstatement works carried out, all to the requirements and satisfaction of the Director of Technical Services, City of Palmerston, at no cost to Council.
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- e) Any gate over an access to a public road shall be placed on the subject site at least 4.5m from the face of the kerb line of the adjoining public road.
- f) Car parking spaces and internal driveways shall meet the requirements of the relevant Australian Standard and be line marked and sealed with an impervious material.
- g) All developments on or adjacent to any easements on site in favour of Council shall be carried out to the requirements and satisfaction of the Director of Technical Services, City of Palmerston.
- h) Waste bin storage and pick up shall be provided in accordance with Council requirements.
- i) Further subject to conditions of subdivisions to the satisfaction of service authorities.

If you require any further discussion in relation to this application please feel free to contact me on 8935 9923.

Yours sincerely

**Gerard Rosse**  
**Manager Planning and Environment Services**



EXPRESS LUBE  
DEVELOPMENT APPLICATION

DRAWING SCHEDULE		
NUMBER	DESCRIPTION	SCALE
DA50 [C]	COVER PAGE	NTS
DA51 [C]	SITE PLAN	1:1000
DA52 [C]	PROPOSED GROUND FLOOR PLAN	1:100
DA53 [B]	PROPOSED MEZZANINE FLOOR PLAN	1:100
DA54 [C]	ROOF PLAN	1:100
DA55 [C]	ELEVATIONS	1:100
DA56 [C]	SECTIONS	1:100
DA57 [C]	PERSPECTIVES	NTS



SITE INFORMATION

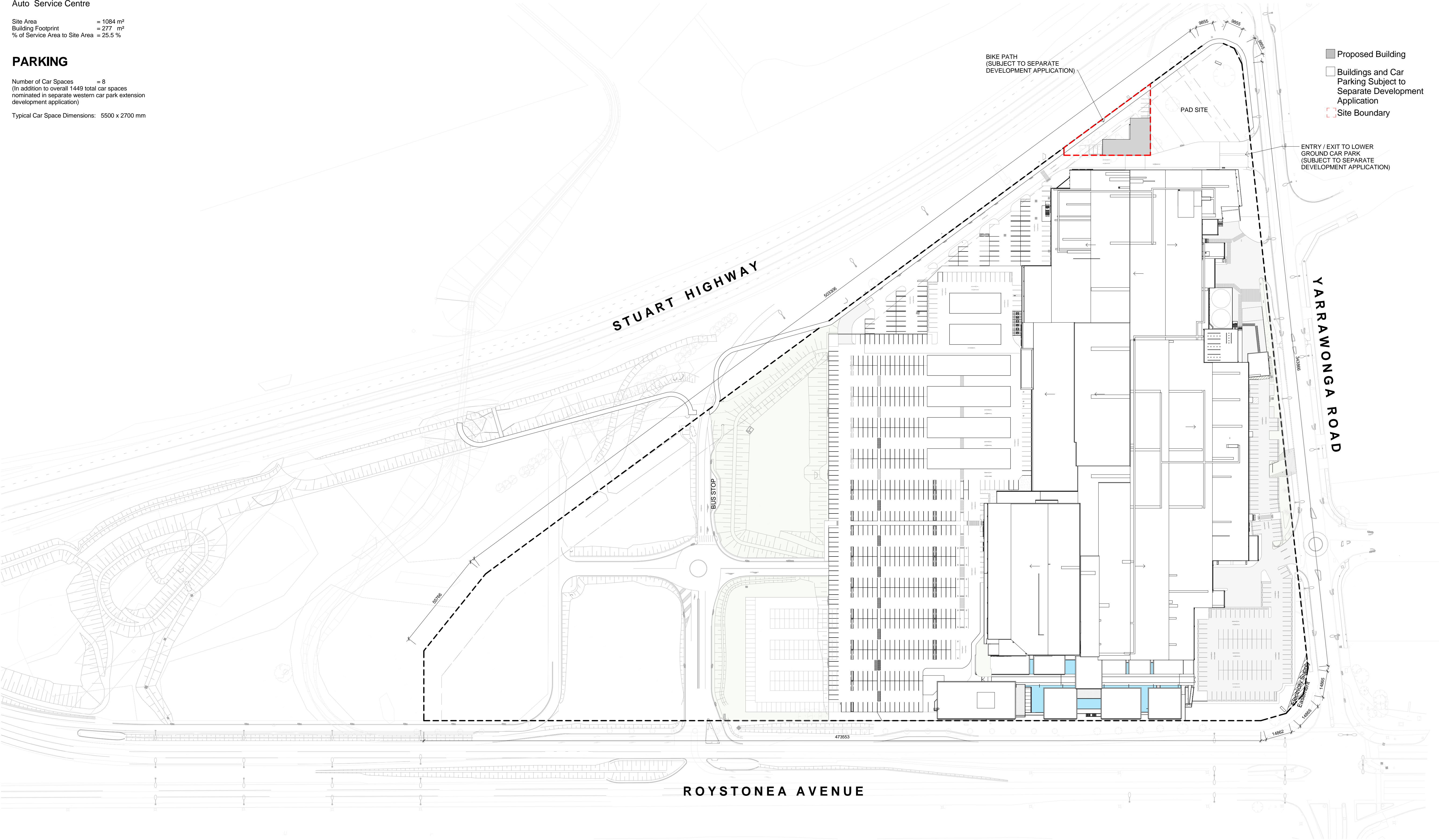
Auto Service Centre

Site Area = 1084 m<sup>2</sup>  
Building Footprint = 277 m<sup>2</sup>  
% of Service Area to Site Area = 25.5 %

PARKING

Number of Car Spaces = 8  
(In addition to overall 1449 total car spaces  
nominated in separate western car park extension  
development application)

Typical Car Space Dimensions: 5500 x 2700 mm



SITE PLAN  
1 : 1000



SITE PLAN  
GATEWAY SHOPPING CENTRE

Status: **PRELIMINARY**  
Path: ROYSTONEA AVENUE, PALMERSTON NT

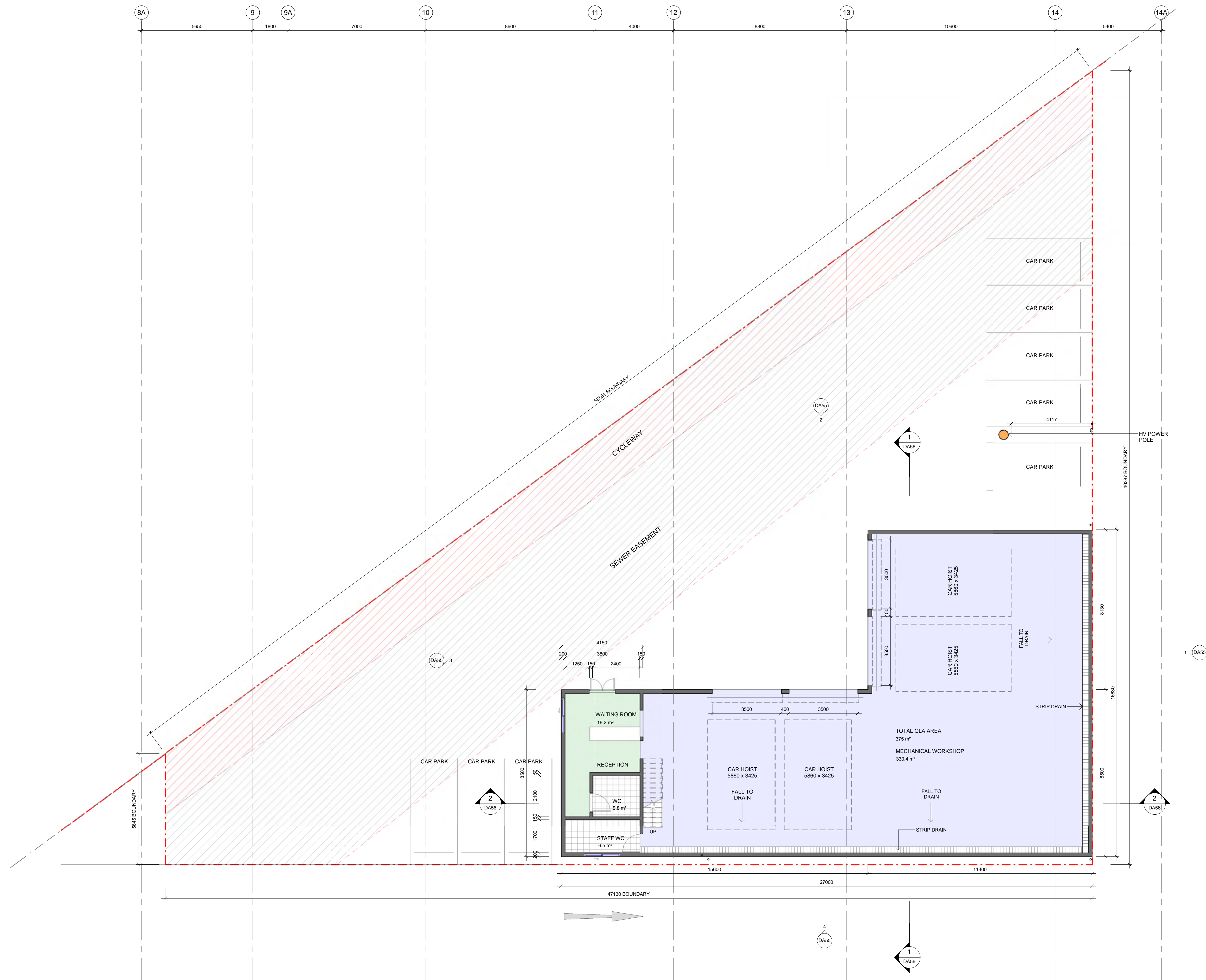
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© Hames Sharley:



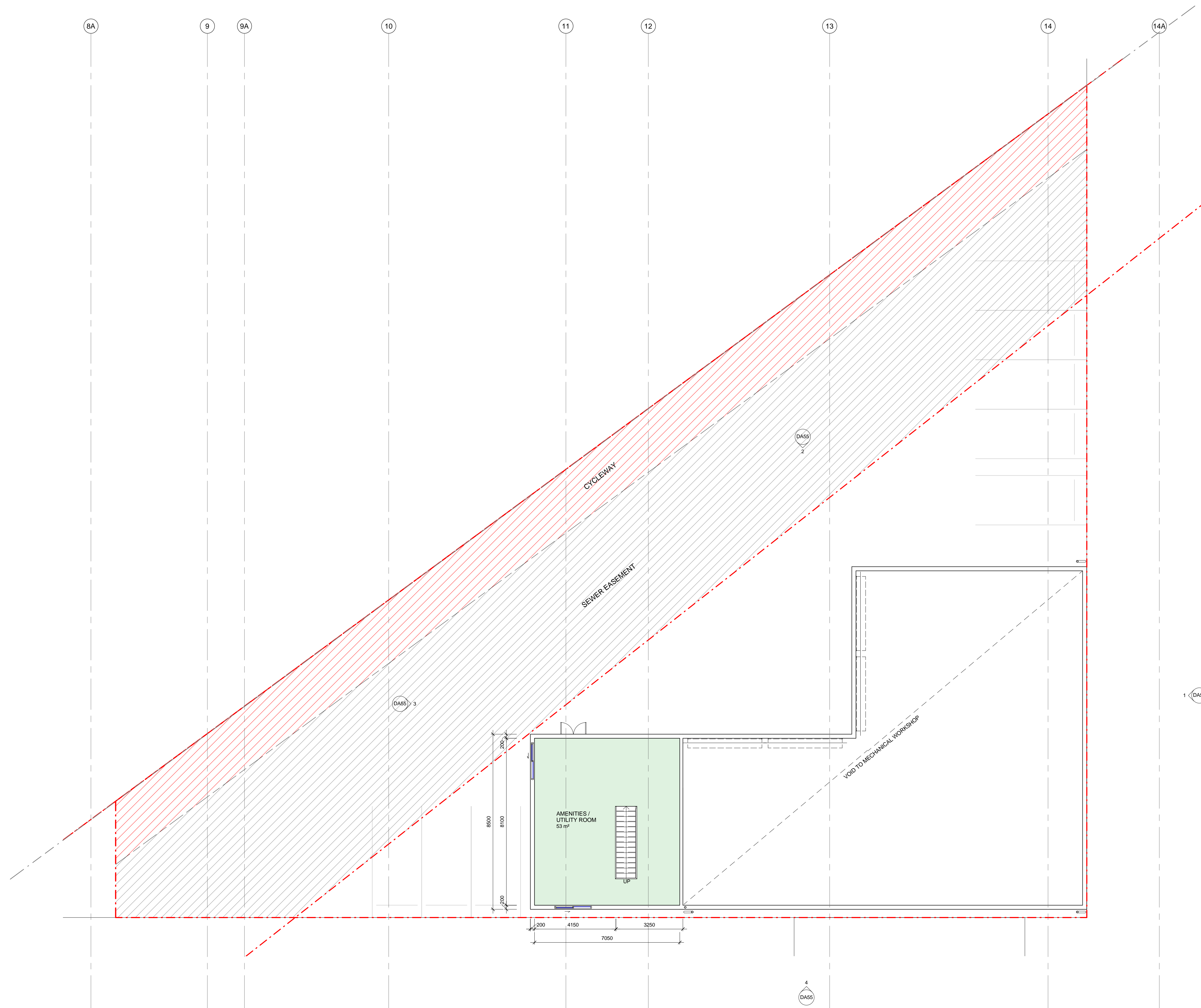
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Drawing Number: DA51  
Revision: C  
Date: 15/02/2016



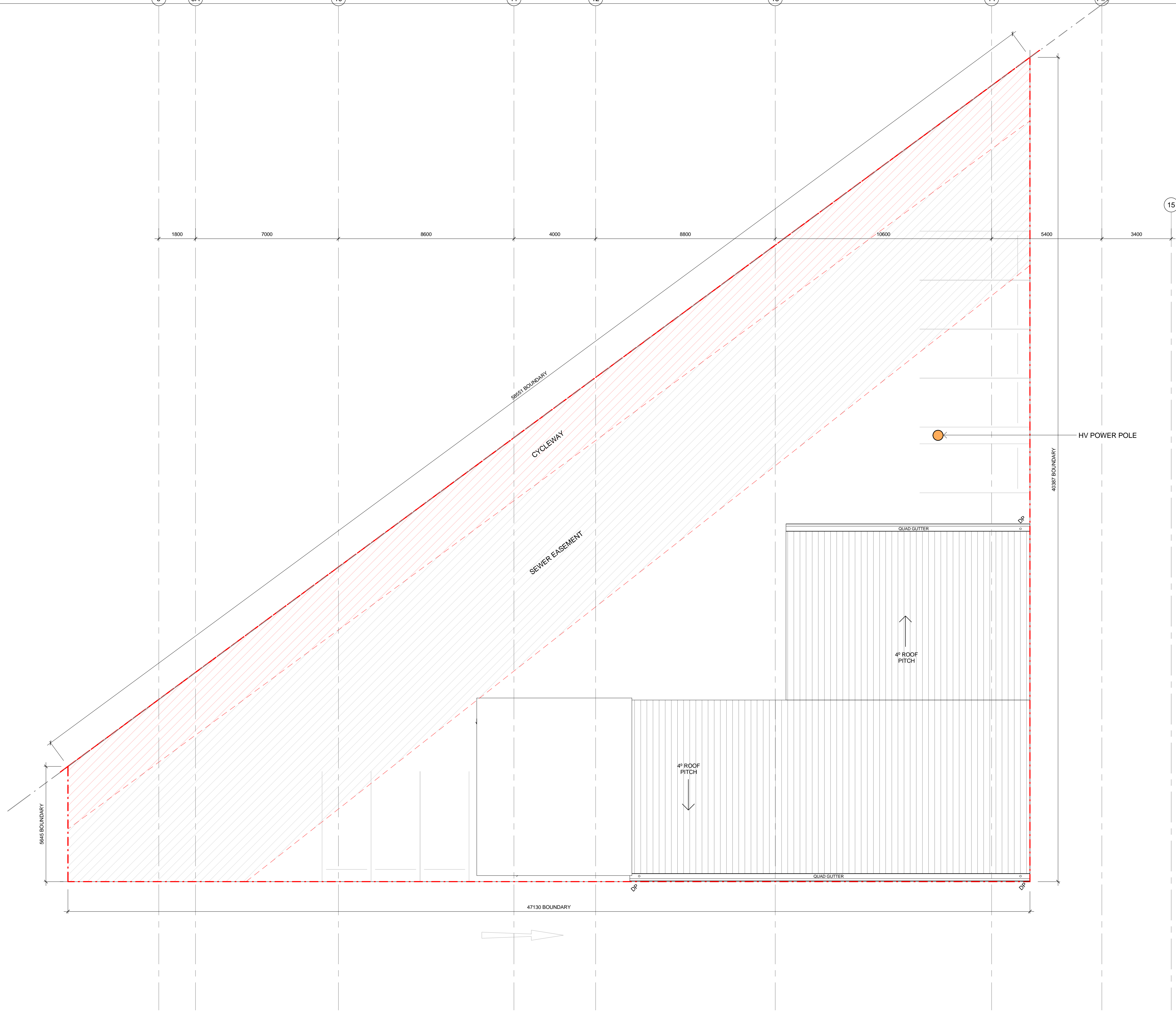




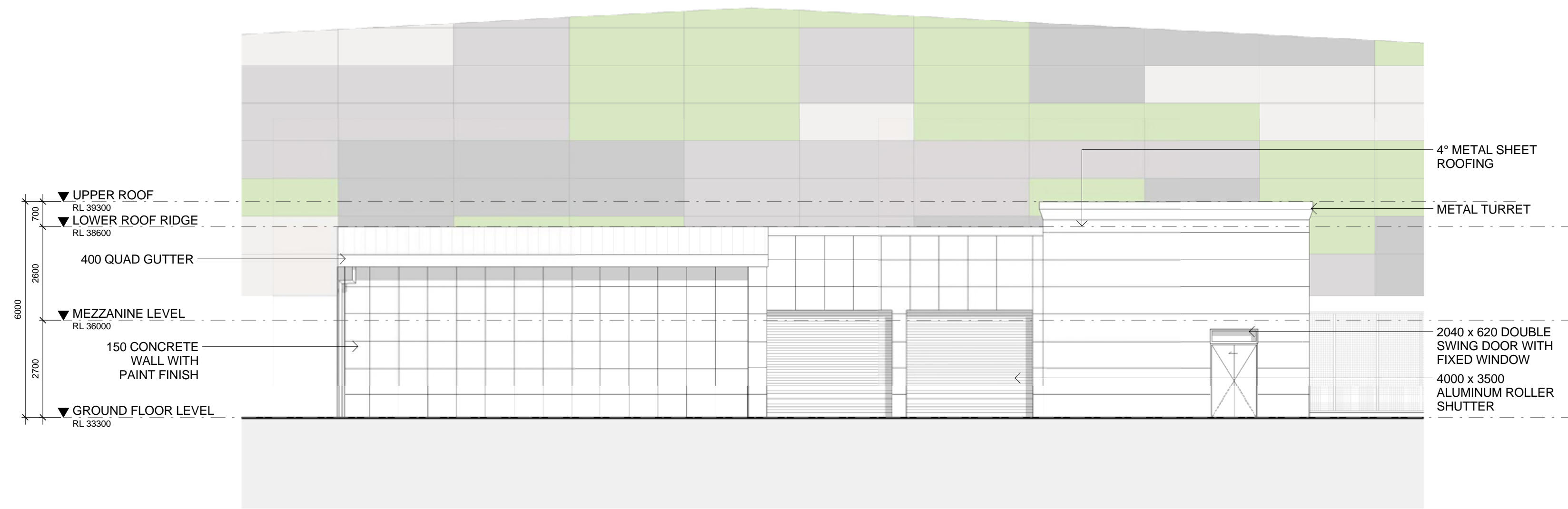




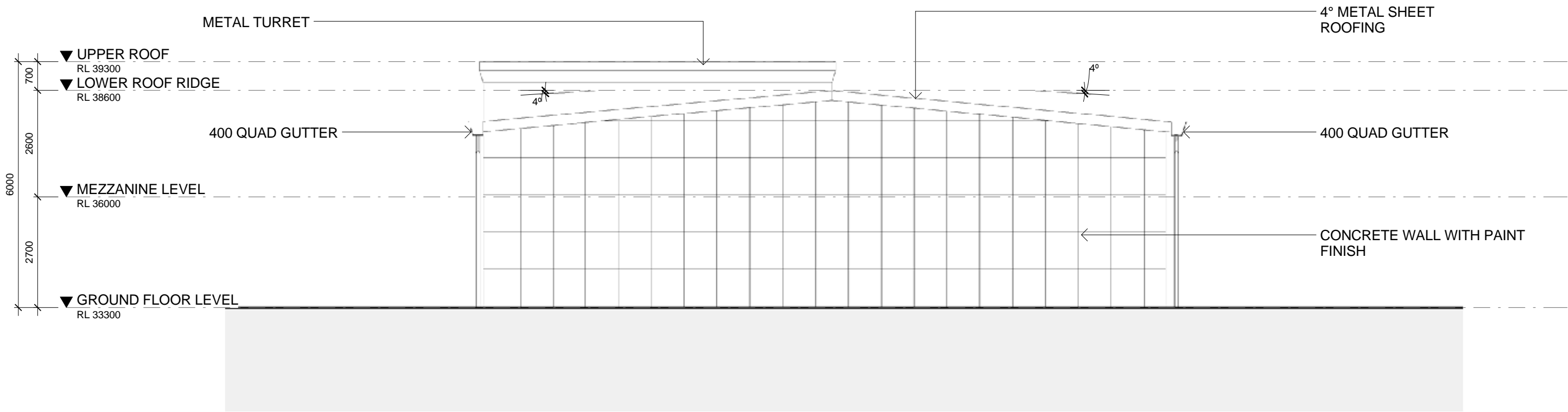




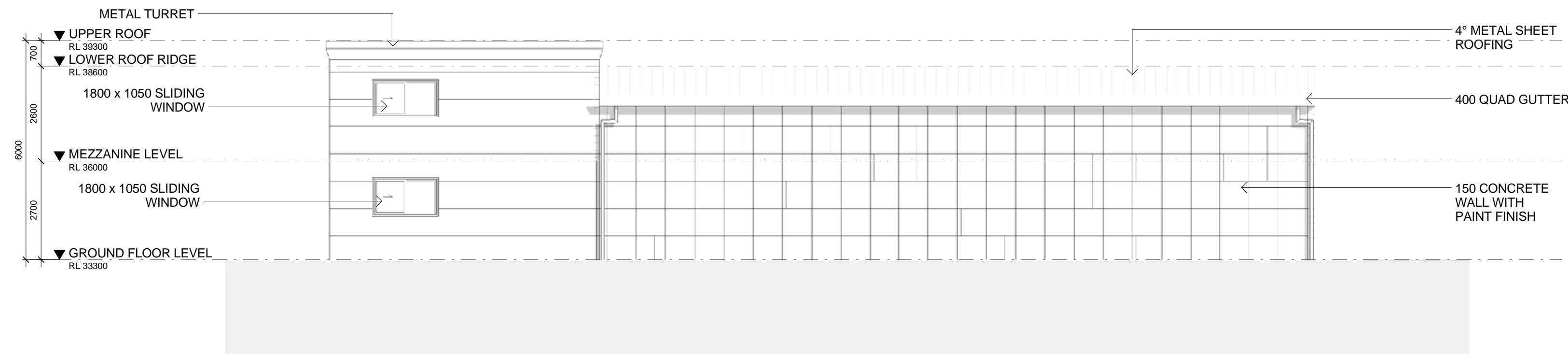
1 ROOF PLAN  
A0501 1 : 100



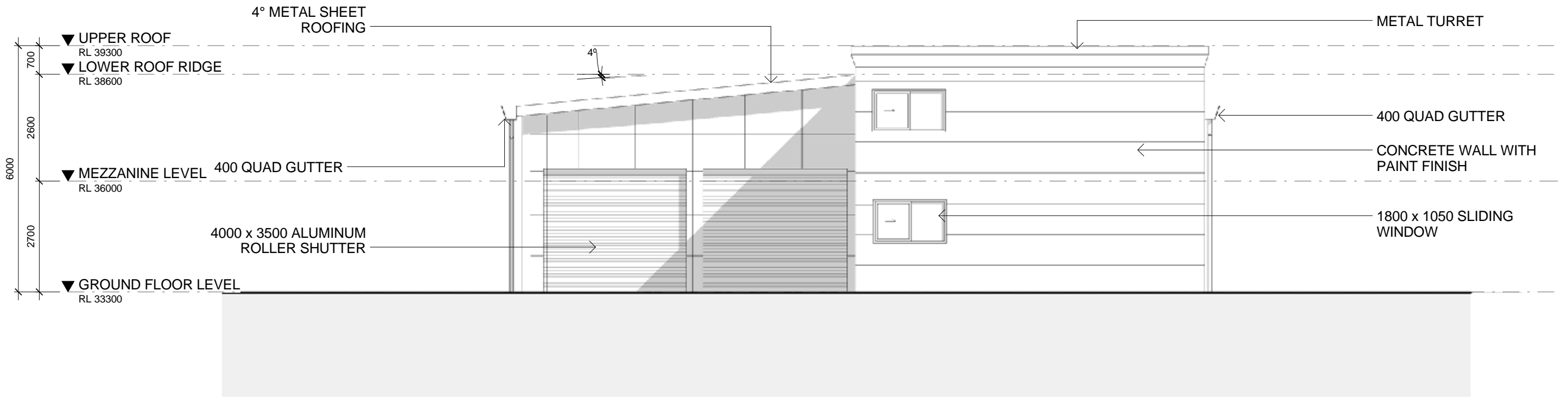
2 NORTH ELEVATION  
DA52 1:100



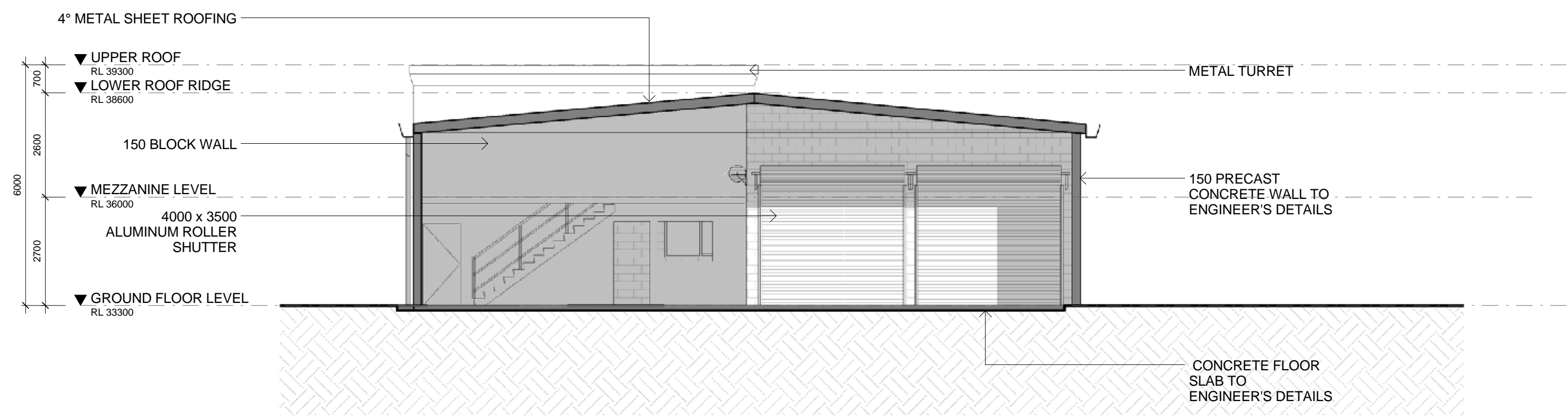
1 EAST ELEVATION  
DA52 1:100



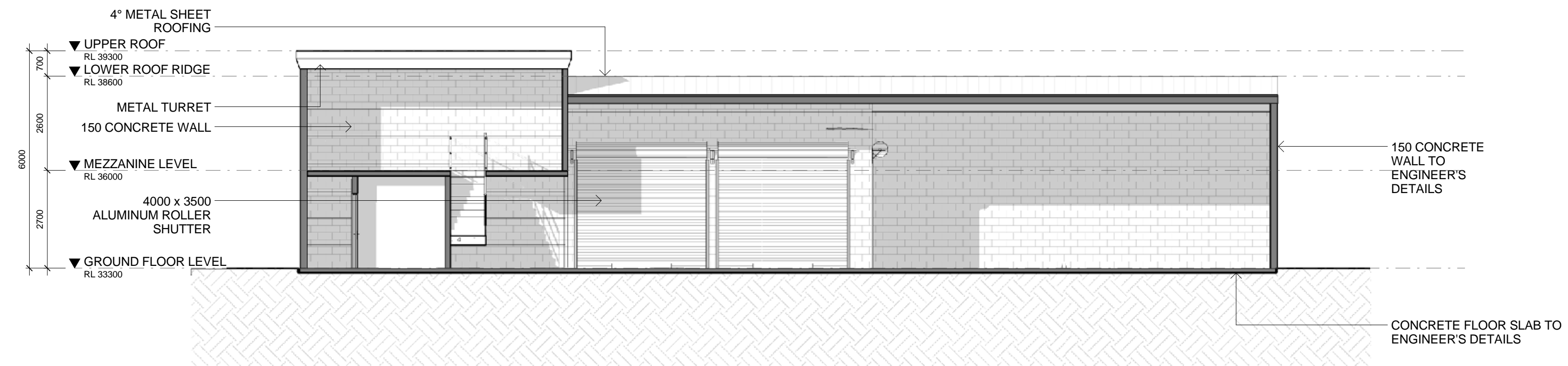
4 SOUTH ELEVATION  
DA52 1:100



3 WEST ELEVATION  
DA52 1:100



SECTION A-A  
1 : 100

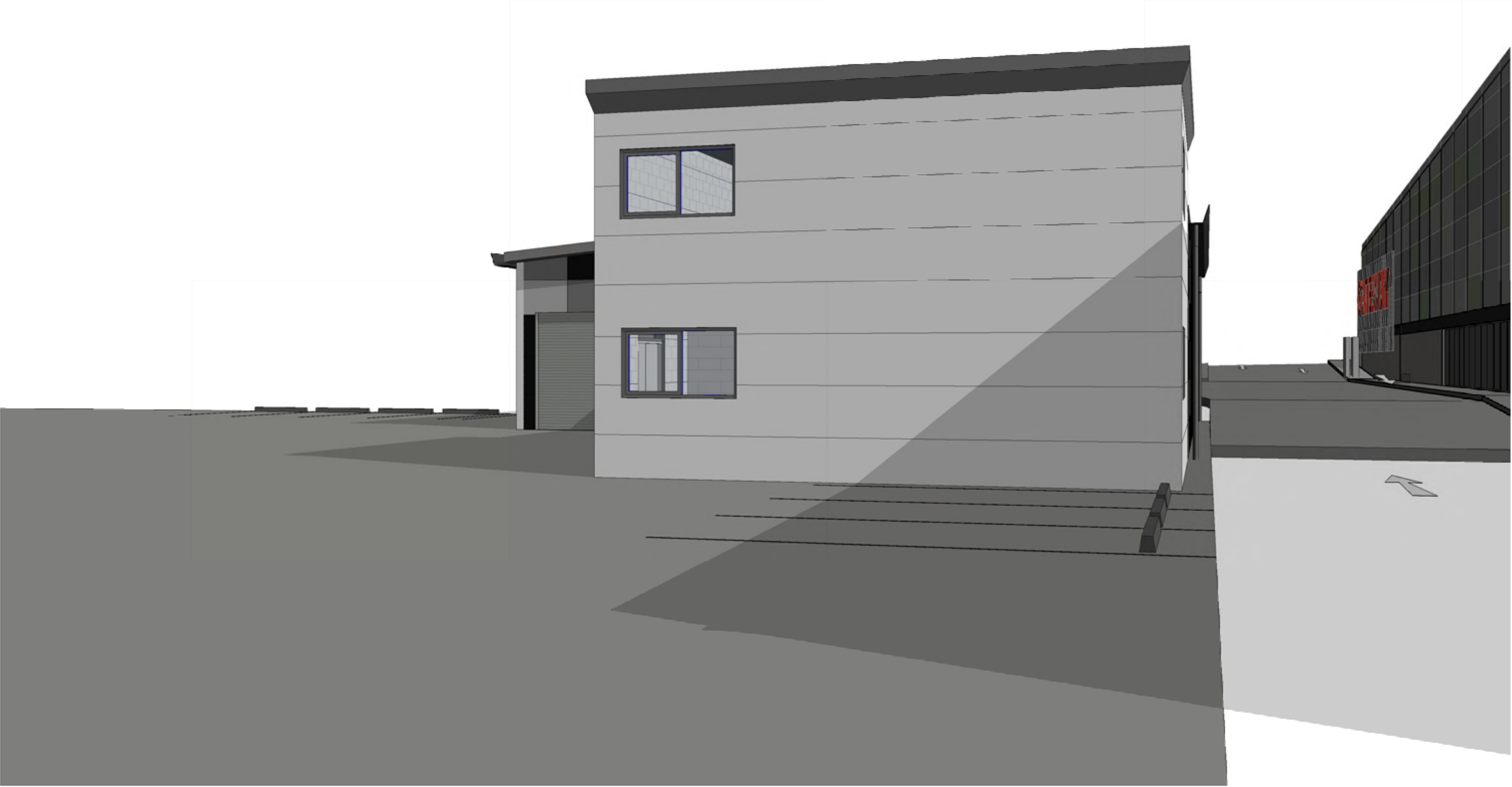


SECTION B-B  
1 : 100





1 PERSPECTIVE 1



2 PERSPECTIVE 2

**ITEM NUMBER:** 13.1.3 Proposed Liquor License (Takeaway License) on Lot 1400 (61) Driver Avenue, Driver (Driver Shops)

**FROM:** Acting Director of Technical Services

**REPORT NUMBER:** 8/0921

**MEETING DATE:** 5 July 2016

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**Municipal Plan:**

3. Environment & Infrastructure

3.2 Assets and Infrastructure

3.2 We are committed to maintaining and developing community assets and infrastructure which meet the needs of our community

**Summary:**

This report outlines issues to be considered by Council in regard to the development application lodged for proposed Liquor License (Takeaway License) on Lot 1400 (61) Driver Avenue, Driver (Driver Shops).

**RECOMMENDATION**

1. THAT Council receives Report Number 8/0921.
2. THAT Attachment A to Report Number 8/0921 be endorsed.

**Background:**



Source: NT Atlas and Spatial Data Directory

Lot 1400 is within Zone C (Commercial) and contains the existing driver shops/supermarket. The subject site is surrounded by Zone PS (Public Open Space) to the East, Zone SD (Single Dwelling) to the North West and Zone Multiple Dwelling (MD) to the South. The site is within close proximity to the nearby primary school, public open space/ drains. The site is also adjacent to existing Single Dwelling housing which is across the street and new multiple dwelling housing to the south of the site.

The application seeks a Takeaway Liquor License specifically for Shop 4 of the commercial complex whereby the premises which sells the liquor will be a grocery store. The application proposes the following trading hours:

- Monday to Friday from 10:00 hours until 21:00 hours;
- Saturday 09:00 hours to 21:00 hours; and
- No trading on Sundays, Good Friday or Christmas Day.

**General:**

NT Liquor Act:

Pursuant to Section 47F (2) of the Liquor Act an objection may only be made on the ground that the grant of the licence may or will adversely affect:

- a) The amenity of the neighbourhood where the premises the subject of the application are or will be located; or
- b) Health, education, public safety or social conditions in the community.

Existing Takeaway Liquor Licenses in the Locality:

The nearest existing takeaway liquor license exists at the Gray Supermarket and the BWS within the Oasis Shopping Centre which are approximately 1.3km and 1.4km from the site (via road) respectively. Beyond these two outlets, the Palmerston CBD has a number of outlets which are also within 2km of the subject site.



Source: CoP Exponare



Comments:

Historically, Council has generally discouraged suburb based Liquor Outlets, in particular where existing outlets already exist to service the locality. In this particular case the locality is serviced by a number of outlets within 1.5km (via road) along with a greater density of outlets within 2kms from the subject site.

Concern is raised with the location of the proposed outlet and its impact on the neighbourhood amenity on two aspects. Firstly the location is in close proximity to sensitive land uses, in particular a primary school, pre-school and community centre are located only 200m from the proposed outlet. Secondly, the location adjacent to the public open space which adjoins the site to the east is of significant concern. Historically and more so in a neighbourhood setting, the location of takeaway outlets near public open space have seen an increase of public itinerancy and public drinking where itinerants have access to open space in proximity to a takeaway outlet. This issue is evident at the existing Gray shopping centre takeaway outlet where itinerancy in the nearby open space is a reoccurring problem that extends beyond the site and impacts residents of the wider neighbourhood and locality. The particular location of the subject application has the added risk of the itinerancy affecting not only the neighbourhood but also the nearby sensitive land uses outlined above. Based on the above, Council raises concern that the amenity of the neighbourhood where the premises is proposed will be negatively impacted upon by the proposed outlet.



Concern is also raised with the provision of excessive number of takeaway outlets across Palmerston, particularly when national research suggests that a greater density of off-licensed premises (i.e. businesses selling alcohol to takeaway) is linked with increased rates of alcohol-related chronic disease (Livingston M, 2011). Furthermore, research investigating the socioeconomic patterning of harmful alcohol consumption has generally found that lower socioeconomic status groups drink proportionately more heavily than higher socioeconomic status groups (Huckle T, You RQ, Casswell S, 2010). This is also consistent with research that concluded that binge drinking was found to be more prevalent in disadvantaged socioeconomic areas (Kuntsche E, Rehm J, Gmel G, 2004). In addition to the above it is widely recognised, particularly in Australia, that binge drinking is linked to a rise in antisocial behaviour (Yang O, Zhao X, Srivastava P, 2015).

Based on data from the Australian Bureau of Statistics which identifies the Relative Socio-Economic Disadvantage of a suburb on a scale of 1 (Most Disadvantaged) to 10 (Least Disadvantaged) the suburb of Driver sits a 5. While this may appear “average” it does highlight that the suburb is somewhat disadvantaged from a Socio- Economic perspective. Of significant concern is the ranking for the two adjacent suburbs of Gray (2) and Moulden (1). Both of these suburbs rank as “most disadvantaged” and the provision of further takeaway outlets will only compound the documented negative impact this will have on the local community, particularly relating to the ill health effect of excessive consumption causes and the increase of antisocial behaviour. Based on the above Council raises concern that that health and social conditions of the community in the locality will be negatively affected by the proposed outlet.

As outlined in the above comments and in accordance with Section 47F of the Liquor Act it is recommended that Council object to the proposed Liquor License.

**Financial Implications:**

There are no financial implications for Council as a result of this proposal.

**Legislation/Policy:**

There are no legislation or policy implications for Council as a result of this proposal.

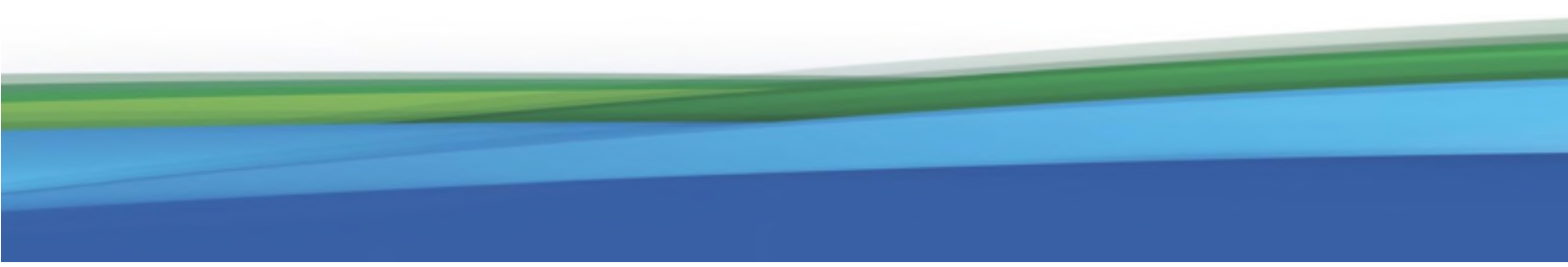
**Recommending Officer:** Gerard Rosse, Acting Director of Technical Services

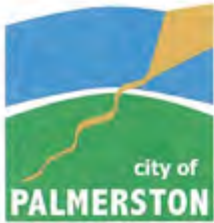
Any queries on this report may be directed to Gerard Rosse, Acting Director of Technical Services on telephone (08) 8935 9958 or email [gerard.rosse@palmerston.nt.gov.au](mailto:gerard.rosse@palmerston.nt.gov.au).

**Schedule of Attachments:**

Attachment A: Council's letter of comment for the Proposed Liquor License (Takeaway License) on Lot 1400 (61) Driver Avenue, Driver (Driver Shops).

Attachment B: Liquor License Application.





Please include the following reference in all correspondence

File: P1400

ID: GR:nc

6 July 2016

Telephone  
(08) 8935 9922

Facsimile  
(08) 8935 9900

Email  
[palmerston@palmerstonnt.gov.au](mailto:palmerston@palmerstonnt.gov.au)

Civic Plaza  
1 Chung Wah Terrace

[www.palmerstonnt.gov.au](http://www.palmerstonnt.gov.au)

Director-General  
Department of Business  
GPO Box 1154  
DARWIN NT 0801

Dear Sir/Madam,

**Proposed Liquor License (Takeaway License) on Lot 1400 (61) Driver Avenue, Driver (Driver Shops)**

Thank you for the Liquor Licence Application referred to this office on 1 June 2016 concerning Lot 1400 (61) Driver Avenue, Driver (Driver Shops).

The following comments are provided for consideration by the Director-General:

**In accordance with Section 47F of the Liquor Act Council objects to the granting of the proposed Liquor Licence for the following reasons:**

- a) In this particular case the locality is serviced by a number of outlets within 1.5km (via road) along with a greater density of outlets within 2kms from the subject site.
- b) Concern is raised with the location of the proposed outlet and its impact on the neighbourhood amenity on two aspects. Firstly the location is in close proximity to sensitive land uses, in particular a primary school, pre-school and community centre are located only 200m from the proposed outlet. Secondly, the location adjacent to the public open space which adjoins the site to the east is of significant concern. Historically and more so in a neighbourhood setting, the location of takeaway outlets near public open space have seen an increase of public itinerancy and public drinking where itinerants have access to open space in proximity to a takeaway outlet. This issue is evident at the existing Gray shopping centre takeaway outlet where itinerancy in the nearby open space is a reoccurring problem that extends beyond the site and impacts residents of the wider neighbourhood and locality. The particular location of the subject application has the added risk of the itinerancy affecting not only the neighbourhood but also the nearby sensitive land uses outlined above. Based on the above, Council raises concern that the amenity of the neighbourhood where the premises is proposed will be negatively impacted upon by the proposed outlet.

Please address all correspondence to  
Chief Executive Officer  
PO Box 1  
Palmerston NT 0831  
ABN 42 050 176 900





- c) Concern is also raised with the provision of excessive number of takeaway outlets across Palmerston, particularly when national research suggests that a greater density of off-licensed premises (i.e. businesses selling alcohol to takeaway) is linked with increased rates of alcohol-related chronic disease (*Livingston M, 2011*). Furthermore, research investigating the socioeconomic patterning of harmful alcohol consumption has generally found that lower socioeconomic status groups drink proportionately more heavily than higher socioeconomic status groups (*Huckle T, You RQ, Casswell S, 2010*). This is also consistent with research that concluded that binge drinking was found to be more prevalent in disadvantaged socioeconomic areas (*Kuntsche E, Rehm J, Gmel G, 2004*). In addition to the above it is widely recognised, particularly in Australia, that binge drinking is linked to a rise in antisocial behaviour (*Yang O, Zhao X, Srivastava P, 2015*).

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(2) and Moulden (1). Both of these suburbs rank as "most disadvantaged" and the provision of further takeaway outlets will only compound the documented negative impact this will have on the local community, particularly relating to the ill health effect of excessive consumption causes and the increase of antisocial behaviour. Based on the above Council raises concern that that health and social conditions of the community in the locality will be negatively affected by the proposed outlet.

If you require any further discussion in relation to this application please feel free to contact me on 8935 9923.

Yours sincerely

**Gerard Rosse**  
**Acting Director of Technical Services**



Northern  
Territory  
Government

DEPARTMENT OF  
BUSINESS

[www.nt.gov.au](http://www.nt.gov.au)

Licensing NT  
Level 3, NAB House, 71 Smith Street, Darwin NT 0500  
Postal address GPO Box 1154, DARWIN NT 0801  
Tel 08 8999 1800 Fax 08 89997498  
Email: [LRASComplianceDWN.DoB@nt.gov.au](mailto:LRASComplianceDWN.DoB@nt.gov.au)

Senior Planner  
Palmerston City Council  
First Floor, 2 Chung Wah Terrace  
PALMERSTON NT 0830

[palmerston@palmerston.nt.gov.au](mailto:palmerston@palmerston.nt.gov.au)

Dear Sir/Madam

**RE: Grant of New Liquor Licence – Driver Supermarket**

An application for a Takeaway liquor licence has been received from Mr Dallas Mackay owner of Driver Supermarket located at Lot 1400, Shop 4 Driver Avenue, Driver NT 0830.

Please provide any comments you might have in relation to the application taking into account the Objects of the Liquor Act (the Act) as defined in section 3 of the Act. Your comments should relate to matters the Director-General must consider when assessing an application, as detailed in section 6 and 28 of the Act.

If lodging an objection to the application or wanting to raise concerns in relation to neighbourhood amenity, this would be dealt with by way of an objection under section 47F of the Act.

A copy of the Application (including the applicant's response to section 6), advertisement and site plans are enclosed for your reference. A copy of section 3, 6 and 28 of the Act are also attached.

Your comments or objection, if any, should be received no later than 4 July 2016.

If you require any further information in relation to the above, please contact Senior Licensing Officer Christine Free on telephone 89997827 or via email [LRASComplianceDWN.DoB@nt.gov.au](mailto:LRASComplianceDWN.DoB@nt.gov.au)

Yours sincerely

CHRISTINE FREE  
Senior Licensing Officer

31 May 2016

### Section 3. Objects

(1) The primary object of this Act is to regulate the sale, provision, promotion and consumption of liquor –

- (a) so as to minimise the harm associated with the consumption of liquor; and
- (b) in a way that takes into account the public interest in the sale, provision, promotion and consumption of liquor.

(2) The further objects of this Act are –

- (a) to protect and enhance community amenity, social harmony and wellbeing through the responsible sale, provision, promotion and consumption of liquor;
- (b) to regulate the sale of liquor in a way that contributes to the responsible development of the liquor and associated industries in the Territory; and
- (c) to facilitate a diversity of licensed premises and associated services for the benefit of the community.

(3) When the Director-General exercises a power or performs a function under this Act, the Director-General must have regard to the objects of this Act and must exercise the power and perform the function in a way that is consistent with those objects.

### Section 6. Public interest criteria in respect of licence or licensed premises

(1) When the Director-General has regard to the objects of this Act in –

- (a) considering or determining an application under this Act in respect of a licence or licensed premises; or
  - (b) determining the conditions of a licence,
- the Director-General must, when taking into account the public interest in the sale, provision, promotion and consumption of liquor, consider any of the criteria specified in subsection (2) that are relevant to the application or conditions.

(2) For subsection (1), the criteria are the following:

- (a) harm or ill-health caused to people, or a group of people, by the consumption of liquor is to be minimised;
- (b) liquor is to be sold, or sold and consumed, on licensed premises in a responsible manner;
- (c) public order and safety must not be jeopardised, particularly where circumstances or events are expected to attract large numbers of persons to licensed premises or an area adjacent to those premises;
- (d) the safety, health and welfare of persons who use licensed premises must not be put at risk;
- (e) noise emanations from licensed premises must not be excessive;
- (f) business conducted at licensed premises must not cause undue offence, annoyance, disturbance or inconvenience to persons who reside or work in the neighbourhood of the premises or who are making their way to or from, or using the services of, a place of public worship, hospital or school;
- (g) a licensee must comply with provisions of this Act and any other law in force in the Territory which regulate in any manner the sale or consumption of liquor or the location, construction or facilities of licensed premises, including –
  - (i) by-laws made under the Local Government Act; and
  - (ii) provisions of or under the Planning Act;
- (h) each person involved in the business conducted at licensed premises must receive suitable training relevant to the person's role in the conduct of the business;



- (i) the use of credit in the sale of liquor must be controlled;
- (j) practices which encourage irresponsible drinking must be prohibited;
- (k) it may be necessary or desirable to limit any of the following:
  - (i) the kinds of liquor that may be sold;
  - (ii) the manner in which liquor may be sold;
  - (iii) the containers, or number or types of containers, in which liquor may be sold;
  - (iv) the days on which and the times at which liquor may be sold;
  - (l) it may be necessary or desirable to prohibit persons or limit the number of persons who may be on licensed premises, on any particular part of licensed premises or in an adjacent area subject to the control of the licensee;
  - (m) it may be necessary or desirable to prohibit or limit the entertainment, or the kind of entertainment, which may be provided on licensed premises or in an adjacent area under the control of the licensee;
  - (n) it may be necessary or desirable to prohibit or limit promotional activities in which drinks are offered free or at reduced prices.

(3) Also, the Director-General must consider –

- (a) any other matter the Director-General believes is relevant to the public interest in the sale, provision, promotion and consumption of liquor in respect of the application or conditions under consideration; and
- (b) any information or matter contained in an application, or otherwise provided or raised by the applicant, which is relevant to the public interest in the sale, provision, promotion and consumption of liquor.

#### Section 28. Assessment of applications

(1) The Director-General must conduct or cause to be conducted the investigations it considers necessary to enable it to make a proper assessment of an application for a licence.

(2) The Director-General must consider an application for a licence, the accompanying affidavit made under section 26A and the results of investigations conducted in relation to the application and make an assessment of the following matters:

- (a) the suitability of the premises in respect of which the application is made, having regard to any law of the Territory which regulates in any manner the sale or consumption of liquor or the location, construction or facilities of premises which are used for that purpose;
- (b) if the applicant is a natural person – the financial stability, general reputation and character of the applicant;
- (c) if the applicant is a body corporate – the business reputation and financial stability of the body corporate and the general reputation and character of the secretary and executive officers of the body corporate;
- (d) if the applicant is a federation of clubs – the business reputation and financial stability of each constituent club and the general reputation and character of the secretary and executive officers of each constituent club;
- (e) whether the applicant is a fit and proper person to hold a licence;
- (f) if a person is referred to in the affidavit under section 26A – whether that person is a fit and proper person to be an associate of a licensee;

(g) if the Director-General considers it appropriate – whether any other associate of the applicant is a fit and proper person to be an associate of a licensee;

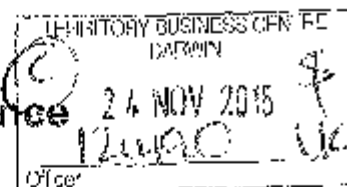
(h) if the applicant has nominated a person under section 25(2) to be its manager – whether that person is a fit and proper person to be the manager.

(3) In assessing whether an applicant is a fit and proper person to hold a licence, the Director-General must have regard to any matters prescribed by the Regulations relevant to that assessment.

(4) The Director-General may require an applicant, a nominee manager of the applicant or an associate of the applicant to provide the Director-General with the additional information or material that the Director-General considers necessary to make a proper assessment of the application.



## Application for the Grant of a Liquor Licence

**Liquor Act****Application for the Grant of a Liquor Licence****1. Application details**

Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Miss <input type="checkbox"/>		
Full name of applicant	Dallas Darcy Mackay		
Address of applicant	8 Vernier Cct, Woodroffe NT 0830		
Postal address of applicant	PO Box 2422 Palmerston NT 0831		
Telephone	08 8932 2522	Facsimile	08 8932 2920
Email	dallas@laddmac.com	Website	
Full name and address of Nominee (if applicable)	Dallas Darcy Mackay 8 Vernier Cct Woodroffe NT 0830		
Address/location of proposed licensed premises	Lot 1400 / Shop 4 Driver Avenue Driver NT 0830		
Trading name of proposed licenced premises	Driver Supermarket		
Nature of business associated with licence applied for (e.g. supermarket, hotel, etc.)	Supermarket		
Type of licence applied for:	Liquor		
1. For consumption on premises	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	
2. For consumption away from premises	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	
3. For consumption on and away from premises	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	
Proposed conditions sought or volunteered by the Licensee			
Will any other person or entity have a financial interest in the business? If so, provide details:			
No			



## Application for the Grant of a Liquor Licence

**Application for the Grant of a Liquor Licence**

Is applicant or any member of the applicant directly or indirectly interested in or concerned with any other licence? If so, provide details:

A current Liquor License Holder at Gray Supermarket.

Have any of the applicants (including directors of companies or committee members of club) ever been arrested, charged or summonsed for an offence (exclude spent convictions)? If so, provide details:

No

Have any of the applicants (including directors of companies or committee members of club) ever been a defendant in a civil lawsuit for breach of duty of care? If so, provide details:

No

Have any of the applicants (including directors of companies or committee members of club) ever been the subject of any action pursuant to the provisions of bankruptcy legislation? If so, provide details:

No

I/We the applicant(s) described above, hereby apply for the grant of the above licence.

Signature of  
applicant(s)

Date

24/10/15

Signature of  
applicant(s)

Date

Signature of  
applicant(s)

Date

## Application for the Grant of a Liquor Licence

**Application for the Grant of a Liquor Licence****2. For office use only**

File number

Date received

**3. Application by a Body Corporate to appoint manager/nominee**

Full name of applicant

Trading name of premises

Address/location of premises

**4. Nominated persons details**

Full Name and any alias(es) of proposed manager/nominee

Dallas Darcy Mackay

Date of birth

23/02/1984

Place of birth

Darwin

Address

8 Vernier Cct,  
Woodroffe NT 0830

Occupation

Store Owner/Director

Phone

08 8932 2522

Facsimile

08 8932 2920

Mobile

0409 271 930

Email

dallas@laddmac.com

Length of time in the Northern Territory

26 Years

Period of residence in Australia

31 Years

If naturalised, can papers be produced?

Yes ☐No ☐

What is your marital status? (including defacto)

Married

Name of Spouse (including defacto)

Natasha Mackay

Occupation of spouse/defacto

Shop Assistant

If licence granted, does proposed manager/nominee intend to follow another trade or profession?

Yes ☐No ☒

Has proposed manager/nominee had experience in the conduct of licensed premises?

Yes ☒No ☐

If yes, provide details

Current Liquor Licence Holder at Gray Supermarket and have managed the Gray Supermarket since 2002.

Will the proposed manager/nominee have a financial interest in the business?

Yes ☒No ☐

Is the proposed manager/nominee directly or indirectly interested in or concerned with any other licence?

Yes ☒No ☐

If yes provide details

Current Liquor License Holder for Laddmac Pty Ltd, trading as Gray Supermarket.

## Application for the Grant of a Liquor Licence

**Application for the Grant of a Liquor Licence**

Has the proposed manager/nominee ever been arrested, charged or summonsed for an offence anywhere (exclude spent convictions)? If so, provide details:

No

Has the proposed manager/nominee ever been convicted of any offence anywhere (exclude spent convictions)? If so, provide details:

No

Has the proposed Manager/Nominee ever been a party in a civil lawsuit (exclude spent convictions)? If so, provide details:

No

Has the proposed manager/nominee ever been dismissed / discharged or asked to resign from any employment? If so, provide details

No

Has the proposed manager/nominee completed a Responsible Service of Alcohol Course? If yes, attach relevant certificate.

Yes ☒

No ☐

Please provide one personal profile / resume detailing a minimum of last 10 years work history and four (4) written references to be made up of two (2) business references and two (2) personal references. These are to be attached with this application.

Signature of proposed manager/nominee



Date

24/11/15



<b>Application for the Grant of a Liquor Licence</b>			
<b>5. Statement of display</b>			
To be completed after the expiry of the 30 day display period of the public notice ( <i>Green Sign</i> ) erected at a prominent part of the proposed premises to be licensed.			
I, ( <i>insert full name</i> )	Dallas Darcy Mackay		
of ( <i>insert address</i> )	8 Vernier Cct, Woodroffe NT 0830		
In the Northern Territory, being the applicant or acting for and behalf of the applicant, who has applied for the grant/variation of a licence for the premises known or to be known as ( <i>insert name of premises</i> )		Driver Supermarket	
And situated at ( <i>insert address of premises</i> )	Lot 1400 / Shop 4 Driver Avenue, Driver NT 0830		
State that:			
1. The above application was lodged with the Director-General of Licensing on the			
	day of		20
2. A public notice ( <i>Green Sign</i> ) was displayed on the premises or site to which the application relates on the			
	day of		20
3. The public notice was continuously and conspicuously displayed during the period of 30 days until			
	day of		20
Signature		Date	
Full name ( <i>in block letters</i> )	Dallas Darcy Mackay		

**Affidavit**

I, Dallas Darcy Mackay, the applicant,

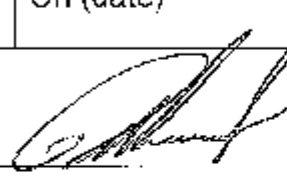
insert full name:

of the applicant; or

if the applicant is a body corporate, of the principal executive officer (or, if that officer does not have knowledge of the fact, some other person who has knowledge of the facts and who is authorised by the body corporate)

disclose the following:

(a)	there <del>is</del> is not any person (other than, where the applicant or licensee is a body corporate, the secretary, an executive officer, a member or shareholder of the body corporate carrying out the duties or exercising the normal rights of the person in that capacity) who will by any lease, agreement or arrangement be able to influence any decision made by the applicant in relation to the sale of liquor or the sale and consumption of liquor.															
	(*circle where applicable)															
(b)	there <del>is</del> is not any person other than the applicant who by any lease, agreement or arrangement (other than a contract, agreement or other arrangement entered into for the purposes of this Act or the Regulations and approved by the Director-General) may expect any benefit from the applicant in relation to the sale of liquor or the sale and consumption of liquor.															
	(*circle where applicable)															
(c)	details of persons able to influence as referred to in paragraph (a) or expect benefit as referred to in paragraph (b):															
	i. where any such person is a natural person:															
	<table border="1"> <tr> <th data-bbox="170 1086 651 1142">Full Name</th> <th data-bbox="651 1086 1050 1142">Address</th> <th data-bbox="1050 1086 1455 1142">Date of Birth</th> </tr> <tr> <td data-bbox="170 1142 651 1209">Dallas Darcy Mackay</td> <td data-bbox="651 1142 1050 1209">8 VANDER CAE WOODROFFE. NT.</td> <td data-bbox="1050 1142 1455 1209">23/2/1984</td> </tr> </table>	Full Name	Address	Date of Birth	Dallas Darcy Mackay	8 VANDER CAE WOODROFFE. NT.	23/2/1984									
Full Name	Address	Date of Birth														
Dallas Darcy Mackay	8 VANDER CAE WOODROFFE. NT.	23/2/1984														
	ii. where any such person is a body corporate other than a club:															
	Name of Body Corporate															
	LADOMAR PTY LTD.															
	<table border="1"> <tr> <th data-bbox="170 1400 651 1456">Full Name of Secretary</th> <th data-bbox="651 1400 1050 1456">Address</th> <th data-bbox="1050 1400 1455 1456">Date of Birth</th> </tr> <tr> <td data-bbox="170 1456 651 1534">Dallas Darcy Mackay</td> <td data-bbox="651 1456 1050 1534">8 VANDER CAE WOODROFFE</td> <td data-bbox="1050 1456 1455 1534">23/2/1984</td> </tr> </table>	Full Name of Secretary	Address	Date of Birth	Dallas Darcy Mackay	8 VANDER CAE WOODROFFE	23/2/1984									
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Dallas Darcy Mackay	8 VANDER CAE WOODROFFE	23/2/1984														
	<table border="1"> <tr> <th data-bbox="170 1534 651 1612">Full Name of Each Executive Officer</th> <th data-bbox="651 1534 1050 1612">Address</th> <th data-bbox="1050 1534 1455 1612">Date of Birth</th> </tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </table>	Full Name of Each Executive Officer	Address	Date of Birth												
Full Name of Each Executive Officer	Address	Date of Birth														

<b>Affidavit</b>		
iii. where any such person is a club or other voluntary association of persons:		
Name of Club or Voluntary Association of Persons		
Full Name of Secretary	Address	Date of Birth
Full Name of Each Executive Officer	Address	Date of Birth
Details of the objectives (if any) of the club or voluntary association of persons and whether or not the club is a non-proprietary club or the voluntary association of persons conducts its business in the same way as a non-proprietary club		
iv. full and correct particulars of the lease, agreement or arrangement		
(d)	in the case of the applicant or licensee being a body corporate other than a club, the names of all persons who have a substantial holding (within the meaning of section 9 of the Corporations Act 2001) in the body corporate.	
This affidavit is made by <u>DANIEL DAREY MALCOLM</u>		in the presence of an authorised witness
At (place)	<u>TBC</u>	On (date) <u>24/11/15</u>
Signature of person making the affidavit		
Signature of Authorised Witness *Witness must sign each page of the affidavit		<u>M J Broughton</u>
Witness Full Name	Witness qualification as an authorised witness	Witness Address or Telephone
<u>MICHELLE FAY BROUGHTON 4614</u>	<u>POLICE AUXILIARY</u>	<u>(08) 89 0102 08</u>

M J Broughton 4614  
Commissioner of Oaths (NT)  
Darwin Police Station  
Ph. 8901 0208  
24/11/15



**Affidavit**

***Oath, Affidavits and Declarations Act:***

**Section 14 (5):**

The person making the affidavit must:

- (a) sign the affidavit immediately after the statement required by subsection (3); and
- (b) sign each other page of the affidavit; and
- (c) sign or initial any alteration made to the affidavit; and
- (d) in the presence of an authorised witness, say orally on oath, that:
  - (i) he or she is the person named as the maker of the affidavit; and
  - (ii) the contents of the affidavit are true; and
  - (iii) the signature is his or hers; and
  - (iv) if necessary, any attachment to the affidavit is the attachment referred to in it.

*Subsection (5)(a), (b) and (c) need not be complied with in the presence of an authorised witness.*


**Section 15:**

(1) An affidavit made at a place in the Territory must be witnessed by one of the following:

- (a) a justice of the peace;
- (b) a commissioner for oaths;
- (c) any other person authorised by an Act to witness the affidavit.

(2) An affidavit made at a place outside the Territory must be witnessed by one of the following:

- (a) a person who has authority under the law of the place:
  - (i) to administer an oath, take an affirmation or carry out a comparable process; or
  - (ii) to witness the making of an affidavit or comparable document;
- (b) a consular official who is performing official functions at the place;
- (c) if the person making the affidavit is a member of the Australian Defence Force – a defence force officer;
- (d) any other person authorised by an Act to witness the affidavit.

  
Commissioner of Oaths (NT)  
Darwin Police Station  
Ph. 8901 0208  
24/11/15

### 6. Notice in Accordance with the *Information Act* (Information Privacy Principle 1)

Licensing NT is seeking information from you for the purposes of your application. Information Privacy Principle 1 (IPP 1) requires that a public sector organisation must not collect personal information unless the information is necessary for one or more of its functions or activities. If personal information about an individual is collected from the individual, the organisation must take reasonable steps to ensure that the individual is aware of certain matters. For the purposes of IPP 1, the following advice is provided.

- a) You are able to access your personal information that you have provided by making a written request to the Director-General of Licensing.
- b) The information is required pursuant to the *Liquor Act*. The Act requires that certain matters must be considered when deciding whether or not to approve an application.
- c) The information will be kept confidential except as follows:
  - i. Information may be sought from police, government agencies, interstate licensing authorities, or referees or other persons nominated by you. Information may be released to those sources to the extent necessary to verify information about you and your application.
  - ii. Registers of licences and permits will be maintained and may be made available to the public on request.
- d) You do not have to provide information if you do not wish to do so. However, an application may not be approved if there is insufficient information to properly determine the matter in accordance with the Act.

### 7. Application notes

1. Applicants should note that the grant of a licence will not be considered by the Director-General of Licensing unless all of the requirements set out in this application form and as may be additionally advised by the Director-General has been satisfied. The list below is intended as a basic guide only. The Director-General may require additional information at any stage of the process.
2. Applicants are entitled to apply for an "in principle" liquor licence in limited circumstances where for example the premises that is to be licensed is under construction. In such circumstances the licensing inspector responsible for your application will determine what of the listed requirements must be submitted before your application will be considered.
3. These application notes and the checklists within are to be submitted with the application.
4. The following are documents that must be lodged with the application:
 

a)	Completed application form	Yes <input checked="" type="checkbox"/>
b)	Payment of the liquor licence application statutory fee*	Yes <input type="checkbox"/>
c)	Affidavit referred to in Section 26A of the <i>Liquor Act</i> .	Yes <input checked="" type="checkbox"/>
d)	Site and floor plans (drawn in accordance with the attached approved guidelines.)	Yes <input checked="" type="checkbox"/>
e)	Proof of title, lease or right to occupy the premises. (Note: If an applicant seeks to provide a copy of a contract for the sale of land or a lease of the relevant premises such documentation <b>must</b> be legally executed.)	Yes <input checked="" type="checkbox"/>
f)	Photocopies of relevant identification of applicants and nominated managers, which may be current driver's licence, passport or birth certificate extract.	Yes <input checked="" type="checkbox"/>

g)	<p>Proof that the applicant(s) have undertaken a fingerprint check and have submitted an authority to release criminal history to the Northern Territory Police, with return address of the fingerprint check noted as:</p> <p style="padding-left: 40px;">Manager Territory Business Centre GPO Box 9800 Darwin NT 0801</p> <p style="padding-left: 40px;">Or</p> <p style="padding-left: 40px;">Manager Territory Business Centre PO Box 9800 Alice Springs NT 0871</p> <p><b>Note:</b> Where the applicant is a company the director(s) and proposed nominated manager(s) must undertake fingerprint checks, unless waived; or Where the applicant is an incorporated association, a fingerprint check is to be completed by the president, treasurer, secretary and proposed nominated manager.</p> <ul style="list-style-type: none"> <li>i) The original form is submitted. Photocopy or faxed copies will not be accepted. A photocopy of either a driver's licence or birth certificate must be submitted with every criminal history form.</li> <li>ii) All details are printed clearly</li> <li>iii) All sections of the form are completed</li> <li>iv) All relevant signatures appear on the form</li> </ul> <p>No wording of this form is to be altered or deleted in any way</p>	Yes <input checked="" type="checkbox"/>
h)	Evidence of the financial stability of the applicant(s). A recent statement of assets and liabilities is the minimum requirement, preferably with an appropriate letter from the applicant's bank and/or accountant addressing the question of the applicant's financial stability.	Yes <input type="checkbox"/>
i)	Evidence of managerial capacity to conduct the proposed business e.g. a curriculum vitae or resume of each of the applicants	Yes <input checked="" type="checkbox"/>
j)	Where the applicant is a person or person(s), at least two references attesting to the general reputation and character of the applicant(s). Where the applicant is a body corporate, at least two references attesting to the business reputation of the applicant.	Yes <input type="checkbox"/>
k)	<p>Description of business to be conducted, detailing the proposed business to be conducted and containing details of proposed method of operation including hours of trade, services to be provided, type of liquor to be stored, overall theme/concept to be utilised for the business/premises, style of service, plans for dealing with risks/problems e.g. for "nightclub type premises" – how illicit drug prevention measures will be undertaken and the like. This should also include full details of camera surveillance if the premises is to be late night trading.</p> <p>The information sought above is generally contained in the business plan of the premises, which should also accompany this application. Assistance in preparing business plans can be obtained by contacting the Business Services Division of the Department of Business.</p>	Yes <input checked="" type="checkbox"/>



**ATTACHMENT B**  
**Application for the Grant of a Liquor Licence**

l)	Public interest – applicants must demonstrate in the application that the grant of the licence will be in the public interest by providing information about any relevant criteria referred to in section 6(2) of the <i>Liquor Act</i> and any other matter relevant to the public interest in the sale, provision, promotion and consumption of liquor. The applicant should refer to section 6 and 26(3) of the <i>Liquor Act</i> to identify those matters the Director-General of Licensing must consider when determining an application.	Yes <input checked="" type="checkbox"/>
m)	Certificate from the Development Consent Authority confirming that town planning approval has been given for the proposed liquor licensed premises at the relevant address of the proposed premises; or Certificate of Occupancy	Yes <input type="checkbox"/>
n)	Business name certificate of registration and business names extract	Yes <input checked="" type="checkbox"/>
o)	Certificate of registration as a food business, if applicable	Yes <input checked="" type="checkbox"/>
p)	Boarding house certificate, if applicable	Yes <input type="checkbox"/>
7.	Additional documents to be lodged where the applicant is a company:	
a)	Original recent company search document issued by the Australian Securities and Investment Commission (ASIC) showing particulars of the applicant company's directors, shareholders, registered company address and securities registered against company assets.	Yes <input checked="" type="checkbox"/>
b)	Nominee application form signed by the proposed nominee of the company (form attached) and two written business references and two personal references	Yes <input type="checkbox"/>
c)	Separate references attesting to the general reputation and character of each of the directors, the secretary and the executive officers.	Yes <input type="checkbox"/>
8.	Additional documents to be lodged where the applicant is an incorporated association (club):	
a)	Copy of the certificate of incorporation	Yes <input checked="" type="checkbox"/>
b)	Copy of the registered constitution of the incorporated association, which shall contain relevant clauses and terms as required by the attached guideline	Yes <input type="checkbox"/>
c)	Nominee application form signed by the proposed nominee of the incorporated association (form attached) and two written business references and two written personal references. References may be checked and verified.	Yes <input type="checkbox"/>
9.	Additional documents and requirements where the applicant(s) are in partnership:	
a)	Copy of the partnership agreement (if in existence)	Yes <input type="checkbox"/>
b)	A declaration in the form of a letter to the Director-General of Licensing and signed by all partners, nominating a partner who will be the sole contact for Licensing NT to deal with for all matters relevant to the liquor licence and the licensed premises.	Yes <input type="checkbox"/>

10.	Documents required prior to consideration of application:	
a)	Copies of advertisements of the proposed liquor licence application placed in relevant newspapers or other form of media (where required by the Director-General of Licensing). Licensing inspectors will assist the applicant in drafting the relevant advertisement and advise where the advertisements should be placed i.e. NT News, Centralian Advocate, Katherine Times, Kununurra Times etc. Applicants should make every effort to attend to this requirement as soon as possible after the application has been lodged, as an application will not be considered until such time as the advertising period has closed and the community has had the opportunity to object to the application. Other documentation and requirements can be submitted while the advertising period is running.	Yes <input type="checkbox"/>
b)	Signed declaration (form enclosed) that the public notice "Green Sign" has been erected at a prominent external area of the proposed premises and has been displayed for a 30 day period coinciding with the advertisements. "Green Signs" will be provided by a licensing inspector. Random checks are undertaken to ensure that "Green Signs" are erected in a prominent external area of the proposed premises.	Yes <input type="checkbox"/>
11.	Further requirements:	
a)	Licensee or nominee to sit examination on knowledge of the <i>Liquor Act</i> and licence conditions. (Contact Licensing NT for further details and to book an appointment for the test)	Yes <input type="checkbox"/>
b)	A Licensee (or if a body corporate, its nominee) will be required to have completed a responsible service of alcohol course before commencing trading operations under any liquor licence. (list of providers attached)	Yes <input checked="" type="checkbox"/>
c)	Inspection of proposed licensed premises by licensing inspectors	Yes <input type="checkbox"/>
d)	Certain venues are required to have camera surveillance therefore applicants need to inform themselves of this requirement. Refer to the Camera Surveillance Guidelines fact sheet or inquire at a Territory Business Centre or Licensing NT office.	Yes <input checked="" type="checkbox"/>
12.	Guidelines – Site and Floor Plans	
a)	<p>A floor plan of the proposed or existing premises:</p> <ul style="list-style-type: none"> <li>i) drawn to a scale or scales considered by the Director-General Licensing to be adequate for the relevant detail;</li> <li>ii) showing each level/area of the premises to which the application relates, showing fixtures and the use of all rooms; and</li> <li>iii) shall delineate the proposed licensed premises in red.</li> </ul>	Yes <input checked="" type="checkbox"/>
b)	<p>A Site Plan showing:</p> <ul style="list-style-type: none"> <li>i) showing an outline (delineated in red) of every building to which the application relates;</li> <li>ii) the boundary of the land on which those premises are or are to be situated;</li> <li>iii) the front entrance of every building on those premises;</li> <li>iv) the names of adjacent streets;</li> <li>v) features such as swimming pools and other outdoor areas on those premises.</li> </ul>	Yes <input checked="" type="checkbox"/>
c)	The floor plan and the site plan shall be professionally drawn plans by an appropriately qualified architect, surveyor, town planner, engineer or draftsman.	Yes <input type="checkbox"/>

## Application for the Grant of a Liquor Licence

d)	The Director-General of Licensing may in certain limited circumstances waive full compliance with this guideline. If an applicant wishes to apply for a waiver from the Director-General they should do so in the form of a letter setting out their reasons as to why they cannot fully comply with this guideline.	Yes <input type="checkbox"/>
<p>It should be understood that these plans will be made available for inspection by members of the public at all stages of the application and approval process. In the event that the Director-General of Licensing grants a liquor licence, the plans will be held by the Director-General and will remain available for public inspection, upon request.</p>		
13.	Director-General of Licensing requirements for "club" constitutions	
<p>Applicants seeking to apply for a class of liquor licence known as a club licence are required to submit to the Director-General of Licensing a copy of their constitution which shall contain clauses or provisions as follows:</p>		
a)	The rules of a club must provide that a visitor to a club must not be supplied with liquor in the club premises unless the visitor is a guest in the company of a member	Yes <input type="checkbox"/>
b)	The rules of a club, except in the case of a club primarily for a sporting purpose, must provide that a person under the age of 18 years shall not be admitted to the membership of the club	Yes <input type="checkbox"/>
c)	The rules of the club must provide for a management committee of the club be elected for a term of not less than 12 months by members or a class of members constitutionally entitled.	Yes <input type="checkbox"/>
d)	The rules of the club must provide for the keeping of records of guests	Yes <input type="checkbox"/>
e)	The rules of the club must provide for the appointment of a secretary	Yes <input type="checkbox"/>
f)	Acceptable procedures for the admission of new members that are consistent with the club's core objectives and operations	Yes <input type="checkbox"/>
14.	<p>Who may sign the application form?:</p> <p>Where the Applicant is:</p> <ul style="list-style-type: none"> <li>a) a natural person – the natural person</li> <li>b) a partnership – as per the partnership agreement, otherwise, all of the partners</li> <li>c) a company – at least one of the directors and the secretary (<i>common seal not required</i>)</li> <li>d) an incorporated association – the secretary and one other member of the committee</li> </ul> <p>When the signatory is the sole proprietor of a company, this should be noted alongside the proprietor's signature.</p>	
15.	<p>Do you intend to apply for a gaming machine licence?</p> <p>Under section 24(1)(d) of the <i>Gaming Machine Act</i>, an applicant can apply for a gaming machine licence at the same time as their application for a liquor licence if the liquor licence they have applied for is:</p> <ul style="list-style-type: none"> <li>a) a hotel liquor licence; or</li> <li>b) a club liquor licence</li> </ul> <p>You may make an application for a gaming machine licence concurrent with this application and have both applications considered by the Director-General of Licensing at one time.</p> <p>If you wish to exercise this option please ask for a supplementary gaming machine licence application form. It should be noted that you will not be required to satisfy requirements already met in the liquor application.</p>	



## Application for the Grant of a Liquor Licence

16. Do you intend selling tobacco products? Yes

If you intend selling tobacco products you are required to obtain a retail tobacco licence. You should make yourself aware of your obligations to comply with the *Tobacco Control Act* and regulations.

Information can be obtained from the smoke free website, <http://www.smokefree.nt.gov.au>

An application form can be obtained from a Territory Business Centre or from the Licensing NT website.

17. Responsible service of alcohol course providers as at December 2014

**Training Plus NT**

ABN: 37 620 097 688

NTIS code: 70035

Caretakers' Residence

Nakara Primary School

Nakara Terrace

Nakara NT 0810

PO Box 42023

Casuarina NT 0811

Phone	0406 548 224	Email	<a href="mailto:tony@trainingplusnt.com">tony@trainingplusnt.com</a>
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Website	<a href="http://www.trainingplusnt.org.au">http://www.trainingplusnt.org.au</a>
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Method of delivery	<ul style="list-style-type: none"> <li>• In person</li> <li>• Online</li> </ul>
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**Charles Darwin University**

ABN: 54 093 513 649

NTIS code: 0373

Tourism, Hospitality, Sport &amp; Recreation (Top End)

Palmerston Campus

University Avenue

Palmerston NT 0830

Phone	08 8946 7525	Facsimile	(08) 8946 7833
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Email	<a href="mailto:tour_hosp_recreation-topend@cdu.edu.au">tour_hosp_recreation-topend@cdu.edu.au</a>
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Method of delivery	<ul style="list-style-type: none"> <li>• In person</li> <li>• Post</li> </ul>
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**Alice Springs**

Tourism &amp; Hospitality (Central)

Grevillea Drive

Alice Springs NT 0870

Phone	(08) 8959 5200	Facsimile	(08) 8959 5240
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Email	<a href="mailto:nick.desilva@cdu.edu.au">nick.desilva@cdu.edu.au</a>
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Method of delivery	<ul style="list-style-type: none"> <li>• In person</li> </ul>
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**Karen Sheldon Catering Pty Ltd**

ABN: 21 117 356 779

NTIS code: 70045

Kantillas Function Centre

Level 3 TIO Stadium

Marrara NT 0812

PO Box 2351

Parap NT 0804

Phone	(08) 8945 6048	Facsimile	(08) 8927 5799
Mobile	0437 525 797	Email	<a href="mailto:rto@karensheeldontraining.com">rto@karensheeldontraining.com</a>
Method of delivery	<ul style="list-style-type: none"> <li>In person</li> </ul>		
<b>8. Lodgement details</b>			
Once the application is complete it must be lodged at a Territory Business Centre with the prescribed fee at:			
<b>Darwin</b> Ground Floor, Development House 76 The Esplanade Darwin GPO Box 9800 Darwin NT 0801 t: (08) 8982 1700 f: (08) 8982 1725 Toll free: 1800 193 111 e: <a href="mailto:territory.businesscentre@nt.gov.au">territory.businesscentre@nt.gov.au</a>		<b>Katherine</b> Shoo 1, Randazzo Building 18 Katherine Terrace Katherine PO Box 9800 Katherine NT 0851 t: (08) 8973 8180 f: (08) 8973 8188 e: <a href="mailto:territory.businesscentre@nt.gov.au">territory.businesscentre@nt.gov.au</a>	
<b>Tennant Creek</b> Shop 2, Barkley House Cnr Davidson and Paterson Street Tennant Creek PO Box 9800 Tennant Creek NT 0861 t: (08) 8962 4411 f: (08) 8982 1725 e: <a href="mailto:territory.businesscentre@nt.gov.au">territory.businesscentre@nt.gov.au</a>		<b>Alice Springs</b> Ground Floor, The Green Well Building 50 Bath Street Alice Springs PO Box 9800 Alice Springs NT 0871 t: (08) 8951 8524 f: (08) 8951 8533 e: <a href="mailto:territory.businesscentre@nt.gov.au">territory.businesscentre@nt.gov.au</a>	
<b>9. Fees and payment</b>			
Contact your local Territory Business Centre for the relevant schedule of fees.			

## Application for the Grant of a Liquor Licence

<b>Phone</b>	(08) 8945 6048	<b>Facsimile</b>	(08) 8927 5799
<b>Mobile</b>	0437 525 797	<b>Email</b>	<a href="mailto:rlc@karensheeldontraining.com">rlc@karensheeldontraining.com</a>
<b>Method of delivery</b>	<ul style="list-style-type: none"> <li>• In person</li> </ul>		
<b>8. Lodgement details</b>			
Once the application is complete it must be lodged at a Territory Business Centre with the prescribed fee at:			
<b>Darwin</b> Ground Floor, Development House 76 The Esplanade Darwin GPO Box 9800 Darwin NT 0801 t: (08) 8982 1700 f: (08) 8982 1725 Toll free: 1800 193 111 e: <a href="mailto:territory.businesscentre@nt.gov.au">territory.businesscentre@nt.gov.au</a>		<b>Katherine</b> Shop 1, Randazzo Building 18 Katherine Terrace Katherine PO Box 9800 Katherine NT 0851 t: (08) 8973 8180 f: (08) 8973 8188 e: <a href="mailto:territory.businesscentre@nt.gov.au">territory.businesscentre@nt.gov.au</a>	
<b>Tennant Creek</b> Shop 2 Barkley House Cnr Davidson and Paterson Street Tennant Creek PO Box 9800 Tennant Creek NT 0861 t: (08) 8962 4411 f: (08) 8982 1725 e: <a href="mailto:territory.businesscentre@nt.gov.au">territory.businesscentre@nt.gov.au</a>		<b>Alice Springs</b> Ground Floor, The Green Well Building 50 Bath Street Alice Springs PO Box 9800 Alice Springs NT 0871 t: (08) 8951 8524 f: (08) 8951 8533 e: <a href="mailto:territory.businesscentre@nt.gov.au">territory.businesscentre@nt.gov.au</a>	
<b>9. Fees and payment</b>			
Contact your local Territory Business Centre for the relevant schedule of fees.			



## Driver Supermarket Liquor Licence Application | 2016



**Public order and safety must not be jeopardised, particularly where circumstances or events are expected to attract large numbers of persons to licenced premises or an area adjacent to those premises;**

Driver Supermarket is situated on Driver Avenue. It neighbours a primary school, storm water drain, parks, new residential and existing housing.

When considering public order and any adverse risk to the safety of residents and customers.

It is good to look at all possibilities and any effects this might have, firstly a primary school and its proximity to the shopping complex.

With a large amount of school students in the direct vicinity who regularly use the supermarket and surrounding pathways to and from school, how and would they be affected.

With the existing laws which restrict public drinking within a 2km radius of a licenced venue and the age for purchasing liquor being 18+, students are certainly not of the target consumer and the risk of any ill effect onto students of the school would be none. Large events of any kind are all held in the business district of Palmerston.

The School hosts small events annually which include school fetes, sports days and food festivals all of which are supervised and are alcohol free events. The Driver shopping complex has no annual event or entertainment which would see large amounts of people congregating around the centre.

Driver shopping complex is not unique or different than the other suburban complexes in the Palmerston area. They are all in very close proximity to schools, child care facilities and sporting ovals.

**Harm or ill-health caused to people, or a group of people, by the consumption of liquor is to be minimised.**

Harm minimisation will be a priority of management and staff, by upholding the adopted Liquor Stores Association policy of "ID 25" and The Responsible Sale of Liquor laws, it has enabled us to deal with many types of situations, like anti-social behaviour.

A zero tolerance approach to anti-social behaviour has been imposed and upheld by my company throughout our stores and would certainly continue to be enforced at Driver Supermarket.

Minimising the potential risk of ill health caused to a customer or group of people must always be a priority, when considering the sale of liquor.

Determining the state of people in a group sometimes is a key variable in which determines a sale or non-sale of alcohol.

Having in mind the protection of the group as a whole, the sale of liquor to a sober individual is not the right choice as the risk of secondary supply may be evident.

Identifying possible problem products within the category is a manner we use to minimise the potential for anti social behaviour and irresponsible use of liquor.

Once a product is identified as a target, the option is to remove, replace or quarantine the product so that customers can not gain physical access to it without staff having extra time to assess the potential sale.

# Driver Supermarket Liquor Licence Application | 2016

## **Liquor is to be sold, or sold and consumed, on licensed premises in a responsible manner;**

Being a takeaway licence on premise consumption is strictly not permitted.

Signage and information will be displayed to consumers reminding them, that the purchase of alcohol is for taking off premises and not for any form of public drinking in the Palmerston vicinity.

My company has always applied a respectable and responsible approach when presenting liquor within the supermarket.

Liquor will only be presented for sale from within a designated liquor region.

A designated liquor region is a specific area inside the liquor licensed boundary.

This has many benefits which include restricting physical access to the section outside of trading hours.

It eliminates minors from unnecessary exposure to liquor products and advertisements.

## **The safety, health and welfare of persons who use licensed premises must not be put at risk;**

An important part of running any business is the health and safety of customers and staff.

Customers using Driver Supermarket should take comfort in the fact that it is a clean, safe and friendly environment.

Driver Supermarket staff will work hard to keep a high standard of cleanliness and presentation of our store.

With the correct training provided through the Responsible Service of Alcohol Program, our staff will be well equipped and confident in making responsible choices.

The senior staff of the company are all well trained and have all had years of liquor service experience.

The company's rotating work roster has ensured all staff with a responsible service of alcohol certificates have had adequate experience working at the Gray supermarket in the sale and supply of alcohol.

The company was founded in 2002 and since then have operated supermarkets in the retail industry.

Our knowledge of health and safety procedures and measures of protection for customers and staff have existed and are followed to this day.

## **Noise emanations from licensed premises must not be excessive;**

Emanations from any extra noise coming from the shopping centre due to liquor sale are unlikely to occur, other than the usual flow of traffic of everyday customers.

With the upgrade to the complex underway, Centre management have also delivered changes to address the issue of possible noise emanations from compressor plants affecting people by relocating them to a rooftop structure.

# Driver Supermarket Liquor Licence Application | 2016

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**Business conducted at licensed premises must not cause undue offence, annoyance, disturbance or inconvenience to persons who reside or work in the neighbourhood of the premises or who are making their way to or from, or using the services of, a place of public worship, hospital or school.**

While adhering to licensing laws and regulations which govern the sale of takeaway liquor, Driver Supermarket will be in a good position to protect the surrounding community from ill effects that may present through the sale of liquor.

We do not wish to change the quiet and peaceful feel of the community.

We would work tirelessly to ensure no annoyance, disturbance or inconvenience come to the people of our neighbourhood as a result of the Driver Supermarket acquiring a take-away liquor licence.

We encourage community input in order to offer better service and maintain the harmony of the community regarding any issues which arise along the course of business.

The best interest of our local community, customers and staff of Driver Supermarket must always be our first priority when considering any change.

Management of a liquor licence is neither simple nor easy. It requires strong management with the ability to uphold the requirements of the liquor act.

Our reason for applying for this application has come from years of community and customer support.

Customers of Driver Supermarket simply wish to have the same choice/range that other suburban convenient supermarkets offer in Palmerston.

**A licensee must comply with provisions of the act and any other law in force in the territory which regulate in any manner the sale or consumption of liquor or the location, construction or facilities of licensed premises, including:**

**By-laws made under the local government act, and**

**Provisions of or under the planning act.**

Through annual government registrations which include business, food, health department, fire hazard and liquor licence inspections, I am confident that the company has operated under the correct and current provisions set out by the numerous governing authorities.

We are committed to working with these various departments to achieve a safe and healthy environment for business.

The Company has always had an enormous respect for the Northern Territory Police Force and its members.

In dealing with the Police over many years we have found that they have kept both supermarkets and surrounding communities safe. We have been able to assist Police with the full use of surveillance cameras from both stores in the aim to keep our community safe.

As we currently operate and abide by provisions of the liquor act, our company will be well equipped to function under the same structure that is currently in place.



# Driver Supermarket Liquor Licence Application | 2016

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**Each person involved in the business conducted at licensed premises must receive suitable training relevant to the person's role in the conduct of the business;**

Management and staff will be confident and competent in upholding the rules and regulations by having completed Responsible Service of Alcohol courses.

All staff who work for the company will be aware and well informed of the responsibilities of handling and storage of liquor and additional training for this will be applied when necessary.

Guidelines of the liquor act will support training and development needed to ensure all staff have been adequately informed of their roles and responsibilities.

**The use of credit in the sale of liquor must be controlled;**

Company policy of book ups or any kind of credit offered to customers is not permitted. Staff are entitled to an account with strict exclusions of alcohol.

Liquor will not to be sold to anyone, staff or customer on a credit basis.

All of which will be implemented at the Driver Supermarket location.

**Practices which encourage irresponsible drinking must be prohibited;**

**Second sales** which refers to customers looking for multiple sales of alcohol throughout a trading day, is discouraged and emphasised that we do not endorse this kind of trade. We relay that our licence is that of a take away sale and secondary sales may be refused or heavily scrutinised.

Adopted Company policy of **ID twenty five** and signage **Alcohol is not to be consumed in any public areas of Palmerston** will be displayed in and around the complex to prohibit and educate any possible irresponsible customers.

Store promotions of alcohol will be accessed and monitored to only support responsible sales of liquor and avoid possible irresponsible sales.

**It may be necessary or desirable to limit any of the following;**

**Kinds of liquor that may be sold**

**The manner in which liquor may be sold**

**The containers, or number or types of containers, in which liquor may be sold**

**The days on which and the times at which liquor may be sold**

Control measures are always at hand to help regulate possible problem products.

Taking products out of the main category and securing it out of physical view is always the first step. Following this it may also be good practise to exclude and eliminate the product.

Mix of beer, wine, ciders and spirits all which complement each other and are needed to create a liquor category from which people expect the option to choose a beverage for their needs.

Trading hours of 10am to 9pm Monday to Friday and Saturday 9am to 9pm are the standard operating hours to which we are applying. No alcohol sales on Sunday.

## Driver Supermarket Liquor Licence Application | 2016

We have no plans to alter the hours for alcohol sales for I feel it has a great balance. In disclosing this we are mindful of any change for which would bring to light further discussion upon this issue.

**It may be necessary or desirable to prohibit persons or limit the number of persons who may be on a licenced premises, on any particular part of licenced premises or in an adjacent area subject to the control of the licensee;**

Management will have the control of the premises where by decisions of prohibiting persons or groups from entering or leaving the premises will be the result of management and staff choices.

Awareness of the premises and its surroundings will also be a priority for management and staff.

It is very important that people who use the supermarket must be well aware that irresponsible miss-use of alcohol will not be tolerated and will be reported immediately.

**It may be necessary or desirable to prohibit or limit the entertainment, which may be provided on licensed premises or in an adjacent area under the control of the licensee;**

The supermarket holds no events or promotions which cause an excessive gathering of people to be on the premises at any particular time. We would support our customers to be happy with a quick convenient shopping experience rather than a long inconvenient stay.

No events or entertainment will be held that would promote irresponsible sale or consumption of liquor.

**It may be necessary or desirable to prohibit or limit promotional activities in which drinks are offered free or at reduced prices.**

Promotional activity with the store would consist of standard promotional practise which is a set fortnightly run promotion of a mixture of beer, wines, ciders and spirits. Offerings of promotional entry's for competition do exist and would be run under the strict approval from management ensuring that none of which would encourage irresponsible drinking.

Occasionally promotions will come along where there is an offering included within the promotions whereby a customer may purchase an item and receive a free sample of a product.

This is not a common event and the strict enforcement of one purchase per person unrefrigerated, would ensure the responsible service of alcohol had been applied.

# Driver Supermarket Liquor Licence Application | 2016

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**A takeaway licence to be located in an area that has had a recent, substantial population increase.**

The suburb of Driver has experienced a population growth as a result of the affordable housing development which is situated in the heart of the suburb. Upon its completion in late 2015 the development has now seen residents settled throughout the complex.

The suburb of Driver is one of the first housing developments created in Palmerston. So when focusing on the topic of substantial developments & population increase, Driver hasn't seen any major developments for a very long time. Considering these facts the suburb has experienced a considerable population increase in a very short period of time.

**A takeaway licence for a location where there is a very clearly established public need.**

Public need for the small suburban grocery store extends far and wide.

With the size and growth rate of Palmerston in general we have seen many new suburbs of Zuccoli, Johnston, Bellamack and Mitchell all come to life on Palmerston's south and east side.

With such developments Palmerston's population is ever increasing and changing. People use alternative routes throughout suburbs on the daily course of business. These changes have seen some peoples shopping movements change away from the ever busy chain supermarkets. With the ability to service the people by supplying their needs of alcohol at another location it would ease pressure on other liquor outlets in the Palmerston region.

Discussions with customers of the Supermarket have revealed some facts about customer movements and reasons why.

Over time customers have changed their shopping habits away from Driver Supermarket in the need for a one stop location.

Customers now do the long drive down the bottom end of Palmerston to the Moulden Supermarket where they may purchase their alcohol with their shopping. Customers that have changed their shopping habits are people who live in Driver, parts of Moulden and the Marlow's Lagoon estate.

A very clear need for these people affected is to have the convenience of purchasing the alcohol and groceries on the way home from work, on a route that is convenient and close rather than transiting to and from other further locations unnecessarily.

The service and supply of alcohol to the people of Driver has also reached a point in a topic of social equality.

The right to live in a suburb that is no different to others and yet the equal right to have access to social goods and services such as liquor is not available. A clear need for the people of Driver is to have equal access to liquor as all other suburban supermarkets in Palmerston.



# Driver Supermarket Liquor licence application | 2015

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## Public Interest and Considerations

Driver Supermarket is situated on Driver Avenue. It neighbours a primary school, storm water drain, public parks, new residential and existing housing. When considering public order and any adverse risk to the safety of residents and customers, it is good to look at possibilities and any effects this might have. Firstly, a primary school and its proximity to the shopping complex, With a large amount of school students in the direct vicinity who regularly use the supermarket and surrounding pathways to and from school. How and would they be affected -With the existing laws which restrict public drinking within a 2km radius of a licensed venue and the age for purchasing liquor being 18+ students are certainly not of the target consumer and the risk of any ill effect onto students of the school would be minimal. Large events of any kind are all held in the business district of Palmerston. The School hosts small events annually which include school fetes, sports days and food festivals. All of which are supervised and are alcohol free events.

Driver Shopping complex is not unique or different than the other suburban complexes in the Palmerston area. They are all in very close proximity to schools, child care facilities and sporting ovals

Harm minimisation will be a priority of management and staff, by upholding the adopted Liquor Stores Association Policy of "ID 25" and The Responsible Sale of Liquor laws, it has empowered us to deal with many types of situations, like anti-social behaviour. A zero tolerance approach to anti-social behaviour has been enforced and upheld by my company throughout our stores and would certainly continue to be enforced at Driver supermarket.

Identifying and recognising a customer's appearance in terms of Intoxication is a key element that is used when selling alcohol. Minimising the potential risk of ill health caused to a customer or group of people must always be a priority, when considering the sale of liquor. Determining the state of people in a group sometimes is a key variable in which determines a sale or non-sale of alcohol. Having in mind the protection of the group as a whole, the sale of liquor to a sober individual is not the right choice as the risk of secondary supply is evident.

Being a takeaway licence on premise consumption is strictly not permitted. Signage and information will be relayed to consumers reminding them, that the purchase of alcohol is for taking off premise and not for any form of public drinking in the Palmerston vicinity.

An important part of running any business is the health and safety of customers and staff. Customers using Driver Supermarket should take comfort in the fact that it is a clean, safe and friendly environment. Driver Supermarket staff will work hard to keep a high standard of cleanliness and presentation of our store. With the correct training provided through the Responsible Service of Alcohol Program, our staff will be well equipped and confident in making responsible choices.

Emanations from any noise coming from the shopping centre due to liquor sales are unlikely to occur, other than the usual flow of traffic of everyday customers.

# Driver Supermarket Liquor licence application | 2015

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## Public Interest and Consideration

We wish not to change the quiet and peaceful feel of the community. We would work tirelessly to ensure no annoyance, disturbance or inconvenience comes to the people of our neighbourhood as a result of the Driver Supermarket acquiring a take-away liquor licence. We would welcome community input in order to offer better service and maintain the harmony of the community regarding any issues which arise along the course of business.

The best interest of our local community, customers and staff of Driver Supermarket must always be our first priority when considering any change. Management of a liquor licence is neither simple nor easy. It requires strong management with the ability to uphold the requirements of the liquor act.

Our reason for applying for this application has come from years of community and customer support. Customers of Driver Supermarket simply wish to have the same choice/range as other suburban convenient supermarkets offer in Palmerston.

Regards  
Managing Director  
Dallas Mackay  
LADDMAC PTY LTD

# Driver Supermarket Liquor Licence Application | 2016

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**Harm or ill-health caused to people, or a group of people, by the consumption of liquor is to be minimised.**

Harm minimisation will be a priority of management and staff, by upholding the adopted Liquor Stores Association policy of "ID 25" and The Responsible Sale of Liquor laws, it has enabled us to deal with many types of situations, like anti-social behaviour.

A zero tolerance approach to anti-social behaviour has been imposed and upheld by my company throughout our stores and would certainly continue to be enforced at Driver Supermarket.

Minimising the potential risk of ill health caused to a customer or group of people must always be a priority, when considering the sale of liquor.

Determining the state of people in a group sometimes is a key variable in which determines a sale or non-sale of alcohol.

Having in mind the protection of the group as a whole, the sale of liquor to a sober individual is not the right choice as the risk of secondary supply may be evident.

Identifying possible problem products within the category is a manner we use to minimise the potential for anti-social behaviour and irresponsible use of liquor.

Once a product is identified as a target, the option is to remove, replace or quarantine the product so that customers can not gain physical access to it without staff having extra time to assess the potential sale.

**Liquor is to be sold, or sold and consumed, on licensed premises in a responsible manner;**

Being a takeaway licence on premise consumption is strictly not permitted.

Signage and information will be displayed to consumers reminding them, that the purchase of alcohol is for taking off premises and not for any form of public drinking in the Palmerston vicinity.

My company has always applied a respectable and responsible approach when presenting liquor within the supermarket.

Liquor will only be presented for sale from within a designated liquor region.

A designated liquor region is a specific area inside the liquor licensed boundary.

This has many benefits which include restricting physical access to the section outside of trading hours.

It eliminates minors from unnecessary exposure to liquor products and advertisements.

**Public order and safety must not be jeopardised, particularly where circumstances or events are expected to attract large numbers of persons to licenced premises or an area adjacent to those premises;**

Driver Supermarket is situated on Driver Avenue. It neighbours a primary school, storm water drain, parks, new residential and existing housing.

When considering public order and any adverse risk to the safety of residents and customers it is good to look at all possibilities and any effects this might have, firstly a primary school and its proximity to the shopping complex.

With students of the school in the vicinity who regularly use the supermarket and surrounding pathways to and from school, how and would they be affected.

# Driver Supermarket Liquor Licence Application | 2016

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With the existing laws which restrict public drinking within a 2km radius of a licenced venue and the age for purchasing liquor being 18+, students are certainly not of the target consumer and the risk of any ill effect onto students of the school would be none. The School also has an excellent facility that caters for parental pick up points and school bus transportation that the majority of students use to commute to and from school, reducing the amount of foot traffic that flows past the Supermarket. Observations of the pathways surrounding the primary school have shown students are accompanied by parents or guardians when walking to and from school.

Large events of any kind are all held in the business district of Palmerston.

The School hosts small events annually which include school fetes, sports days and food festivals all of which are supervised and are alcohol free events. The Driver shopping complex has no annual event or entertainment which would see large amounts of people congregating around the centre.

Driver shopping complex is not unique or different than the other suburban complexes in the Palmerston area. They are all in very close proximity to schools, child care facilities and sporting ovals. Rosebery IGA supermarket

**The safety, health and welfare of persons who use licensed premises must not be put at risk;**

An important part of running any business is the health and safety of customers and staff.

Customers using Driver Supermarket should take comfort in the fact that it is a clean, safe and friendly environment.

Driver Supermarket staff will work hard to keep a high standard of cleanliness and presentation of our store.

With the correct training provided through the Responsible Service of Alcohol Program, our staff will be well equipped and confident in making responsible choices.

The senior staff of the company are all well trained and have all had years of liquor service experience.

The company's rotating work roster has ensured all staff with a responsible service of alcohol certificates have had adequate experience working at the Gray supermarket in the sale and supply of alcohol.

The company was founded in 2002 and since then have operated supermarkets in the retail industry.

Our knowledge of health and safety procedures and measures of protection for customers and staff have existed and are followed to this day.

**Noise emanations from licensed premises must not be excessive;**

Emanations from any extra noise coming from the shopping centre due to liquor sale are unlikely to occur, other than the usual flow of traffic of everyday customers.

With the upgrade to the complex underway, Centre management have also delivered changes to address the issue of possible noise emanations from compressor plants affecting people by relocating them to a roof top structure.



# Driver Supermarket Liquor Licence Application | 2016

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**Business conducted at licensed premises must not cause undue offence, annoyance, disturbance or inconvenience to persons who reside or work in the neighbourhood of the premises or who are making their way to or from, or using the services of, a place of public worship, hospital or school.**

While adhering to licensing laws and regulations which govern the sale of takeaway liquor, Driver Supermarket will be in a good position to protect the surrounding community from ill effects that may present through the sale of liquor.

We do not wish to change the quiet and peaceful feel of the community.

We would work tirelessly to ensure no annoyance, disturbance or inconvenience come to the people of our neighbourhood as a result of the Driver Supermarket acquiring a take-away liquor licence.

We encourage community input in order to offer better service and maintain the harmony of the community regarding any issues which arise along the course of business.

The best interest of our local community, customers and staff of Driver Supermarket must always be our first priority when considering any change.

Management of a liquor licence is neither simple nor easy. It requires strong management with the ability to uphold the requirements of the liquor act.

Our reason for applying for this application has come from years of community and customer support.

Customers of Driver Supermarket simply wish to have the same choice/range that other suburban convenient supermarkets offer in Palmerston.

**A licensee must comply with provisions of the act and any other law in force in the territory which regulate in any manner the sale or consumption of liquor or the location, construction or facilities of licensed premises, including:  
By-laws made under the local government act, and**

Through annual government registrations which include business, food, health department, fire hazard and liquor licence inspections, I am confident that the company has operated under the correct and current provisions set out by the numerous governing authorities.

We are committed to working with these various departments to achieve a safe and healthy environment for business.

As we currently operate and abide by provisions of the liquor act, our company will be well equipped to function under the same structure that is currently in place.

**Provisions of or under the planning act.**

Driver Supermarket will ensure that all provisions of the planning act are satisfied if granted a take away liquor licence.

# Driver Supermarket Liquor Licence Application | 2016

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**Each person involved in the business conducted at licensed premises must receive suitable training relevant to the person's role in the conduct of the business;**

Management and staff will be confident and competent in upholding the rules and regulations by having completed Responsible Service of Alcohol courses. All staff who work for the company will be aware and well informed of the responsibilities of handling and storage of liquor and additional training for this will be applied when necessary.

Guidelines of the liquor act will support training and development needed to ensure all staff have been adequately informed of their roles and responsibilities.

**The use of credit in the sale of liquor must be controlled;**

Company policy of book ups or any kind of credit offered to customers is not permitted. Staff are entitled to an account with strict exclusions of alcohol.

Liquor will not to be sold to anyone, staff or customer on a credit basis. All of which will be implemented at the Driver Supermarket location.

**Practices which encourage irresponsible drinking must be prohibited;**

*Second sales* which refers to customers looking for multiple sales of alcohol throughout a trading day, is discouraged and emphasised that we do not endorse this kind of trade. We relay that our licence is that of a take away sale and secondary sales may be refused or heavily scrutinised.

Adopted Company policy of *18 twenty five* and signage *Alcohol is not to be consumed in any public areas of Palmerston* will be displayed in and around the complex to prohibit and educate any possible irresponsible customers.

Store promotions of alcohol will be accessed and monitored to only support responsible sales of liquor and avoid possible irresponsible sales.

**It may be necessary or desirable to limit any of the following;**

**Kinds of liquor that may be sold**

Driver Supermarket will not be selling 2lt port products as the industry has identified it as a product of social harm. Products that present as a problem will also be excluded from the store.

Control measures are always at hand to help regulate possible problem products.

Taking products out of the main category and securing it out of physical view is always the first step. Following this it may also be good practise to exclude and eliminate the product.

Mix of beer, wine, ciders and spirits all which complement each other and are needed to create a liquor category from which people expect the option to choose a beverage for their needs.

Take away liquor sales will always be conducted with a responsible and professional approach ensuring that liquor sales will be conducted within the liquor licencing rules and regulations.

# Driver Supermarket Liquor Licence Application | 2016

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## **The manner in which liquor may be sold**

Customers will choose their alcohol product from the liquor department and then proceed to the register area where all goods including liquor will be paid for before leaving the premises. Once a customer enters or shows interest in the liquor department our RSA trained staff will begin assessments of our client to insure all requirements of the liquor act are met. Once the customer arrives at the register to pay for products all final checks will be done to ensure the responsible service of alcohol had been applied.

## **The containers, or number or types of containers, in which liquor may be sold**

As we are a supermarket, we will not be opening and decanting liquor.  
All liquor sales will be sold in the original packaging.  
Liquor will be sold adhering to all licencing requirements of the Liquor Act.

## **The days on which and the times at which liquor may be sold**

Driver Supermarkets Take away liquor trading hours is 10am to 9pm Monday to Friday, Saturday 9am to 9pm excluding Good Friday, Christmas day and Sundays.  
Driver Supermarket will operate firmly under these times. We have no plans to alter the hours for alcohol sales for I feel it has a great balance. In disclosing this we are mindful of any change for which would bring to light further discussion upon trading hours.

## **It may be necessary or desirable to prohibit persons or limit the number of persons who may be on a licenced premises, on any particular part of licenced premises or in an adjacent area subject to the control of the licensee;**

Management will have the control of the premises where by decisions of prohibiting persons or groups from entering or leaving the premises will be the result of management and staff choices.

Awareness of the premises and its surroundings will also be a priority for management and staff.

It is very important that people who use the supermarket must be well aware that irresponsible mis- use of alcohol will not be tolerated and will be reported immediately.

## **It may be necessary or desirable to prohibit or limit the entertainment, which may be provided on licensed premises or in an adjacent area under the control of the licensee;**

The supermarket holds no events or promotions which cause an excessive gathering of people to be on the premises at any particular time. We would support our customers to be happy with a quick convenient shopping experience rather than a long inconvenient stay.

No events or entertainment will be held that would promote irresponsible sale or consumption of liquor.

Driver Supermarket Liquor Licence Application | 2016

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**It may be necessary or desirable to prohibit or limit promotional activities in which drinks are offered free or at reduced prices.**

Promotional activity with the store would consist of standard promotional practise which is a set fortnightly run promotion of a mixture of beer, wines, ciders and spirits. Offerings of promotional entry's for competition do exist and would be run under the strict approval from management ensuring that none of which would encourage irresponsible drinking.

Occasionally promotions will come along where there is an offering included within the promotions whereby a customer may purchase an item and receive a free sample of a product.

This is not a common event and the strict enforcement of one purchase per person unrefrigerated, would ensure the responsible service of alcohol had been applied.



LIQUOR ACT**2nd NOTICE OF APPLICATION FOR A LIQUOR LICENCE****TO SELL LIQUOR****Driver Supermarket**

Laddmac Pty Ltd, hereby gives notice that the company has applied to the Director-General of Licensing for a Takeaway Liquor Licence to sell liquor from the premises known as Driver Supermarket located at Lot 1400/Shop 4 Driver Avenue, Driver NT 0830.

PROPOSED TRADING DETAILS for the sale of liquor are as follows:

- The business proposed to be conducted on the premises will be grocery shop with a takeaway liquor licence
- Liquor may be sold only for consumption away from the premises Monday to Friday from 10:00 hours until 21:00 hours, and Saturday 09:00 hours to 21:00 hours.
- No trading Good Friday or Christmas Day

This is the second notice of application.

The objection period is deemed to commence from Friday, 3 June 2016.

The objection period will close on Monday, 4 July 2016.

Pursuant to Section 47F(2) of the *Liquor Act* an objection may only be made on the ground that the grant of the licence may or will adversely affect:

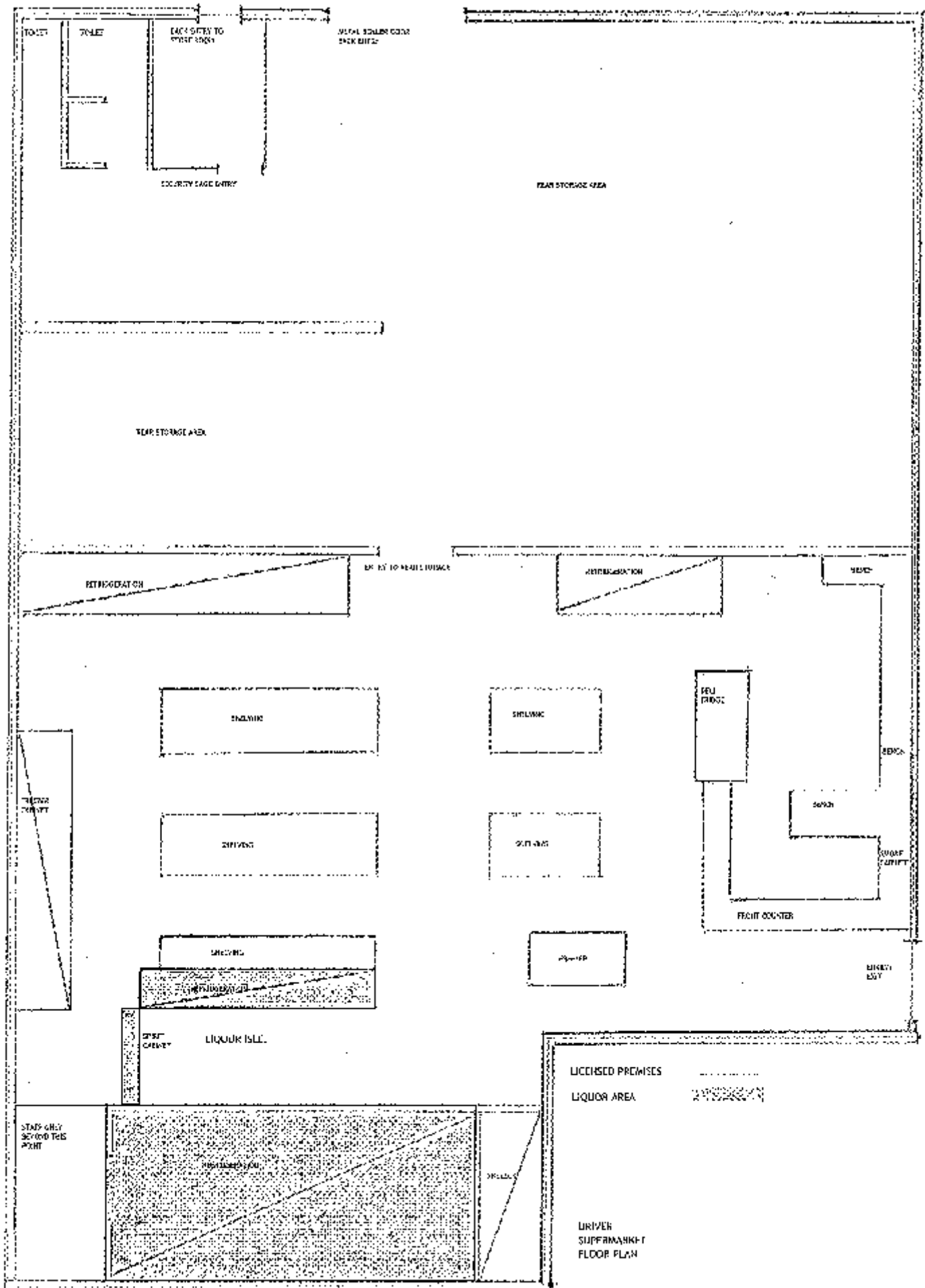
- a. the amenity of the neighbourhood where the premises the subject of the application are or will be located; or
- b. health, education, public safety or social conditions in the community.

Only those persons, organisations or groups described in Section 47F (3) of the *Liquor Act* may make an objection. Section 47G of the *Liquor Act* requires the Director-General of Licensing to inform the applicant of the substance of any objection. This will include the identity and where relevant the address of the objector. Objections to this application should be lodged in writing with the Director-General of Licensing within thirty (30) days of the commencement date of the objection period.

For further information regarding this application contact the Director-General of Licensing on telephone 8999 1800. Objections to this application should be lodged in writing with the Director-General of Licensing, Licensing NT, GPO Box 1154, Darwin, or e-mailed to [director-generaloflicensing.dob@nt.gov.au](mailto:director-generaloflicensing.dob@nt.gov.au) within thirty (30) days of the commencement date of the objection period.  
0801.

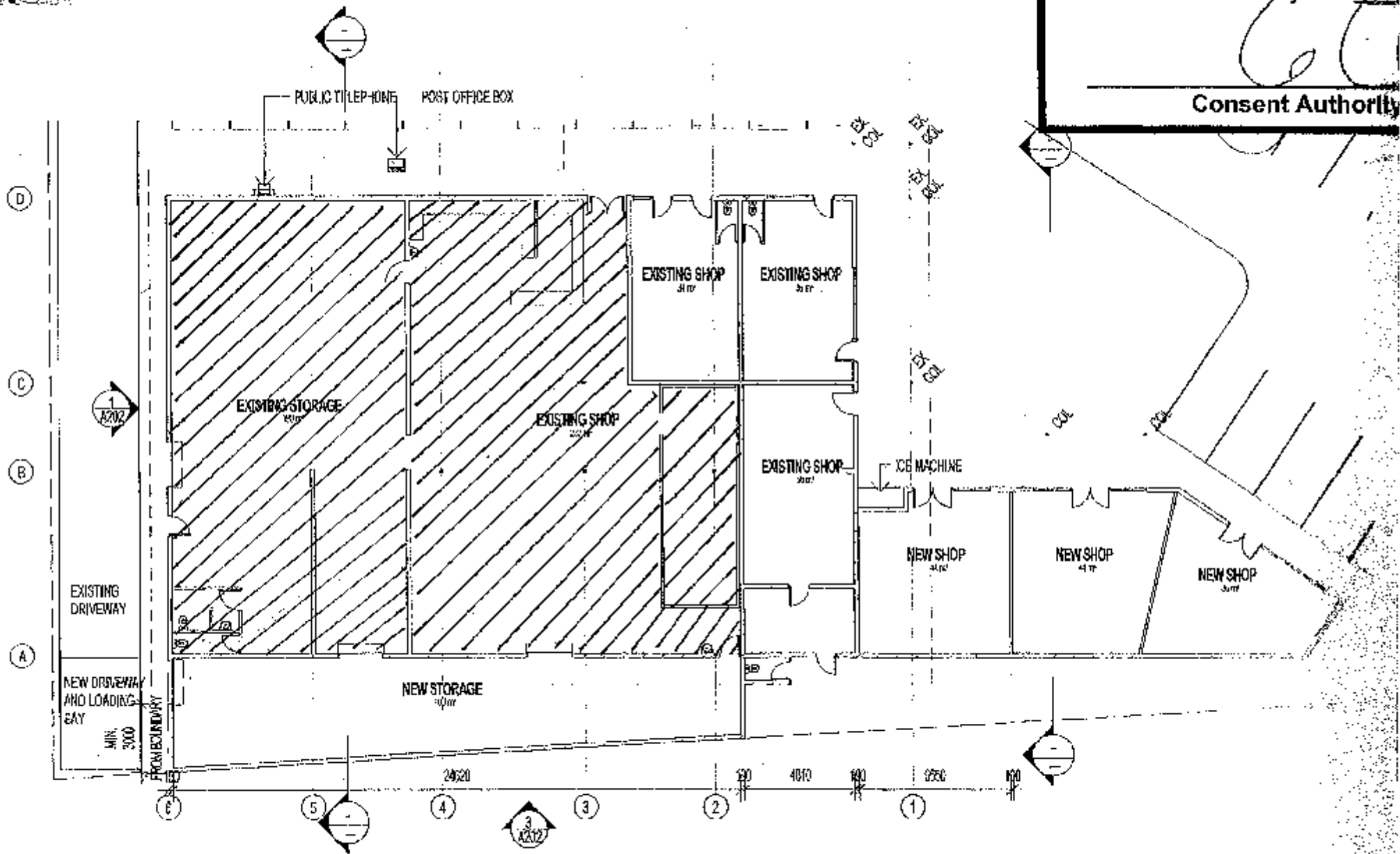
Dated this 3 Day of June 2016

## ATTACHMENT B



the consent authority on:

Consent Authority



**ITEM NUMBER:** 13.1.4 Drainage Easement on LOT 9550, Town of Palmerston  
**FROM:** Acting Director Technical Services  
**REPORT NUMBER:** 8/0922  
**MEETING DATE:** 5 July 2016

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**Municipal Plan:**

3. Environment & Infrastructure

3.2 Assets and Infrastructure

3.2 We are committed to maintaining and developing community assets and infrastructure which meet the needs of our community

**Summary:**

This report considers a proposal from the Department of Lands, Planning and the Environment for a change of name (from Palmerston City Council to City of Palmerston) to correct the entity name of the Drainage Easement on Lot 9550, Town of Palmerston.

**RECOMMENDATION**

1. THAT Council receives Report Number 8/0922.
2. THAT the Mayor and Chief Executive Officer be granted consent to sign and seal the Form 17-Application to Note Change of Name to correct the entity name of the Drainage Easement to City of Palmerston on LOT 9550, Town of Palmerston.

**General:**

There's a Drainage Easement in favour of Council created by Survey Plan S2007/153 (**Attachment A**) registered on LOT 9550, Town of Palmerston – Crown Lease Term No. 2247 held by The Australian Federation of Islamic Councils Incorporated (ARBN 002 757 155).

The Department of Lands, Planning and the Environment was advised by the Land Titles Office that a change of name was required to correct the entity name of the Drainage Easement to read City of Palmerston.

For Council's information, the Department of Lands, Planning and the Environment has also enclosed a copy of Lease Term 02247 (Attachment A).

**Financial Implications:**

Nil

**Legislation/Policy:**



Nil

**Recommending Officer:** Gerard Rosse, Acting Director of Technical Services

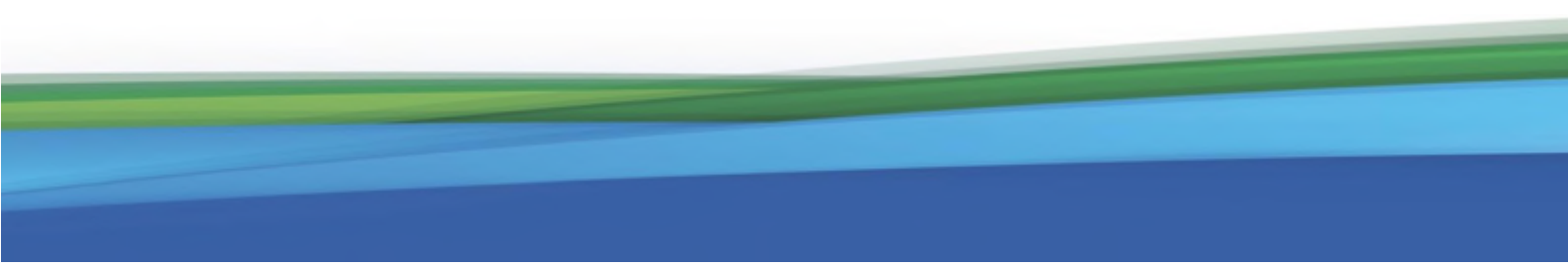
Any queries on this report may be directed to Gerard Rosse, Acting Director of Technical Services on telephone (08) 8935 9958 or email [gerard.rosse@palmerston.nt.gov.au](mailto:gerard.rosse@palmerston.nt.gov.au).

**Author:** Jeetendra Dahal, Technical Services Manager.

**Schedule of Attachments:**

Attachment A: Correspondence received from Department of Lands, Planning and the Environment on 14 June 2016 including the following documents:

- Application to Note Change of Name (Form 17)
- Search Certificate Crown Lease Term 02247
- Survey Plan



**From:** Helen Slee <Helen.Slee@nt.gov.au>  
**Sent:** Tuesday, 14 June 2016 1:17 PM  
**To:** City of Palmerston  
**Cc:** Greg Woodroffe  
**Subject:** Drainage Easement to Palmerston City Council - Lot 9550, Town of Palmerston - Crown Lease Term No.2247 (CLT2247)  
**Attachments:** form-003 - COP.doc; Search Certificate CLT2247.pdf; Survey Plan S2007153.pdf

To whom this may concern,

I refer to Drainage Easement to Palmerston City Council created by Survey Plan S2007/153 registered on Lot 9550, Town of Palmerston - Crown Lease Term No.2247 held by The Australian Federation of Islamic Councils Incorporated (ARBN 002 757 155).

Crown Land Management may lodge documents in the near future in relation to this title and have been advised by the Land Titles Office that a change of name is required to correct the entity name of the Drainage Easement to Palmerston City Council.

A draft 'Change of Name' form has been prepared for your perusal and execution and I am seeking your assistance with arranging execution of the Change of Name document attached. Note for lodgement purposes please print the form double sided so as the privacy statement appears on the back of the form.

The document is in word format and can be edited to your requirements, please complete "Reason for Change" Note (7) e.g.: pursuant to *Local Government Act*.

This form can be lodged at the Land Titles office at your earliest convenience, alternatively the document can be returned addressed to the attention of Helen Slee, DLPE, Crown Land Estate, Box 1680, Darwin NT 0801, alternatively, I can collect from your office. Please call me on the number provided below.

If you have any queries with regard to the attached document please contact me.

Please find attached for your reference CLT2247 Search Certificate and copy of Survey Plan S2007/153.

Regards  
Helen

**Helen Slee** | Project Officer | Crown Land Estate  
**Department of Lands, Planning and the Environment**  
p... (08) 8999 6148 | f... (08) 8999 5404 |  
e... [helen.slee@nt.gov.au](mailto:helen.slee@nt.gov.au) | [www.nt.gov.au/dlp](http://www.nt.gov.au/dlp)

Level 5, Energy House, 18-20 Cavenagh Street, Darwin  
GPO Box 1680, Darwin NT 0801



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*Land Title Act*  
REGISTRAR-GENERAL'S DIRECTIONS



NORTHERN TERRITORY OF AUSTRALIA

<b>C</b>	<b>N</b>	<b>No:</b>
<b>IMPORTANT NOTICE</b> Please Note Privacy Statement Overleaf		

**APPLICATION TO NOTE  
CHANGE OF NAME**

The registered proprietor of the estate and interest described below applies to have a change of name recorded in the Register. (NOTES 1-2)

Register	Volume	Folio	Location	Lot Description	Plan	Unit	
CLT	741	673	Town of Palmerston	Lot 5550	S2007/153		(NOTE 3)

DETAILS OF ESTATE AND INTEREST:	Crown Lease Term 2247	(NOTE 4)
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NAME ON REGISTER TO BE CHANGED:	Drainage Easement to Palmerston City Council	(NOTE 5)
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NEW NAME:	City of Palmerston	(NOTE 5)
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REASON FOR CHANGE:		(NOTE 7)
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The Common Seal of the City of Palmerston was affixed in the presence of authorised signatory/s:

Signed : .....

Position: .....

Signed: .....

Position: .....

on (Date) .....

(NOTE 8)

Registered on ..... At .....

1. This application is used in the following circumstances:

- (a) Change of name of a Body Corporate under the *Corporations Act 2001* or of an incorporated association under the *Associations Incorporation Act*;
- (b) Change of name of a natural person by deed poll or marriage;
- (c) Change of name following dissolution of marriage;
- (d) Correction of spelling error or omission of name in the Register.

This form is not used for applications to note death of a registered proprietor.

2. This application is lodged as an original only and must be typed or completed in ink or blue. Alterations to information entered on the form should be crossed out (not erased or obliterated by painting over) and initialed by the parties.

3. Volume and Folio references must be given together with complete parcel description. If a certificate as to title has been issued it must be produced.

4. Insert details of estate and interest.

5. Full name that is to be changed as currently shown on the Register.

6. Full new name.

This form is not used for changes of ownership or change of address.

7. The reason for change (ie. "marriage", "no error", "change of name") must be given. Evidence needs to be produced such as:

- Original Birth or Marriage Certificate issued by the Registrar of Births, Deaths & Marriages;
- Original Change of Name Instrument issued by the Registrar of Births, Deaths & Marriages;
- Current Passport;
- Copy of the certificate of Change of Name where the Certificate is issued by the Australian Securities & Investment Commission;
- A Statutory Declaration may also need to be completed in certain cases.

All original documents will be returned after examination.

8. Persons who may witness this document are a Commissioner for Oaths, a member of the Legislative Assembly, a legal practitioner within the meaning of the *Legal Profession Act*, a person holding office under the *Supreme Court Act*, the *Judiciary Act*, the *Local Court Act* or the *Registration Act*, a member of the Police Force, a person licensed as a conveyancing agent or real estate agent under the *Agents Licensing Act*, a Notary Public and any other person approved by the Registrar-General.

A witness to an instrument executed by an individual must first:

- take reasonable steps to ensure that the individual is the person entitled to sign the instrument;
- have the individual execute the document in the presence of the witness;
- not be a party to the instrument; and
- if witnessing more than one signature, clearly state that he/she has witnessed more than one signature. (ie I have witnessed the two signatures appearing above)

After signing, witnesses must legibly write, type or stamp their names and contact address or telephone number below their signature.

For a corporation, an instrument must be executed in a way permitted by law or sealed with the corporation's seal in accordance with the *Law of Property Act*, Section 48.

For witnessing of instruments executed outside the Northern Territory refer to Schedule 1 of the *Land Title Act* and the Registrar-General's Directions.

## PRIVACY STATEMENT – LAND REGISTER FORMS

The Registrar-General's Office is authorised by the Land Title Act to collect the information on this form for the establishment and maintenance of the Land Register, which is made available for search by any person, anywhere, including through the Internet, upon payment of a fee. The information is regularly provided to other NT Government agencies, the Australian Valuation Office, local governments, the Australian Bureau of Statistics, the Australian Taxation Office or other Commonwealth Agencies as required or authorised by law, and some private sector organisations for conveyancing, local government, valuation, statistical, administrative and other purposes. The Department Lands, Planning and the Environment also uses the information to prepare and sell or licence property sales reports to commercial organisations concerned with the development, sale or marketing of property.

Failure to provide the information in full or in part may prevent your application or transaction being completed.

Your personal information provided on this form can be subsequently accessed by you on request. If you have any queries please contact the Deputy Registrar-General on 5999 5318.



Date Registered: 26/10/2009

Duplicate Certificate as to Title issued? No

**SEARCH CERTIFICATE****CROWN LEASE TERM 02247**

Lot 9550 Town of Palmerston from plan(s) S2007/153

Area under title is 7100 square metres

**Owner:**

The Australian Federation of Islamic Councils Incorporated (ARBN 002 757 155)  
 of PO Box 7185, SSBH, Alexandria NSW 2015

**Easements:**

Electricity supply Easement to Power and Water Corporation

Sewerage Easement to Power and Water Corporation

Drainage Easement to Palmerston City Council

Registered Date	Dealing Number	Description
--------------------	-------------------	-------------

Previous title is Volume 741 Folio 672

End of Dealings

**Commencement Date: 10th July 2009****Expiry Date: 9th July 2016****Reservations:**

1. Reservation of a right of entry and inspection.
2. Reservation of all minerals, mineral substances and ores in or upon the land, including gems, stones, sands, valuable earths and fossil fuels.
3. Reservation of a power of resumption.

**Provisions:**

1. The purpose of the lease (the lease purpose) is community centre, prayer hall and car parking.
2. The annual rent for the lease (called the rent) will be nil.
3. This lease is granted under and subject to the Crown Lands Act and the Regulations for the time being in force thereunder, and is conditional upon compliance by the Lessee with the covenants and conditions and will, subject to the Crown Lands Act and the Regulations, be liable to be forfeited for non-compliance with any such lease condition.
4. The Lessee may at any time surrender the lease in the manner prescribed under the Crown Lands Act.
5. For the purpose of section 58 of the Crown Lands Act the Lessee agrees that the Minister may at his absolute discretion determine the Lessee's rights in improvements.

**Conditions and Covenants:**

1. Subject to the Crown Lands Act the Lessee will not use the leased land for a purpose other than the purpose for which it is leased, viz community centre, prayer hall and car parking.

**Date Registered: 26/10/2009**

**Duplicate Certificate as to Title issued? No**

2. The Lessee will within one (1) year from the date of commencement of the lease or within such further time as may be approved in writing by the Minister for that purpose, commence to erect improvements in accordance with the lease purpose on the leased land to a value of not less than the sum of five hundred and eighty thousand dollars (\$580,000) and the Lessee shall complete the erection of the said improvements within six (6) years from the date of the commencement of the lease or within such further time as may be approved by the Minister.

For the purpose of this lease commencement means site works, some landscaping, civil works, road structure, car parking, servicing and fencing.

3. The improvements referred to in Condition 2 above will be constructed in stages in accordance with the following schedule:

**Stage 1**

Within two (2) years of commencement of the lease complete site works, some landscaping, civil works, road structure, car parking, servicing and fencing. Total value of improvements not less than \$80,000.

**Stage 2**

Within four (4) years of commencement of the lease complete the prayer hall, incorporating ablution facilities, store room, office, library and verandah. Total value of improvements not less than \$250,000.

**Stage 3**

Within six (6) years of commencement of the lease complete the community hall, verandah and additional car parking. Total value of improvements not less than \$250,000.

4. The Lessee will at all times comply with any Control Plan and/or any Development Permit affecting the leased land.

5. The Lessee will pay rates and taxes, which may at any time become due in respect of the leased land.

6. The Lessee will ensure that all building plans have the necessary approvals prior to commencement of building.

7. The Lessee will in respect of the land included in the lease, ensure that at all times and to the satisfaction of the Minister, the land is kept clean, tidy and free of weeds, debris, dry herbage, rubbish, carcasses of animals and other unsightly or offensive matter and harbour for insects, pests or breeding of mosquitoes.

8. If the Lessee fails to observe and carry out or to cause to be observed or carried out the requirements of Condition 7 above on his part, the Territory shall have the right to enter onto the demised premises and do all things necessary to that end and the expense and cost thereof, as determined by the Minister, shall be borne and payable by the Lessee on demand.

9. The Lessee may upon completion of the development in terms of the lease and upon payment of any monies owing to the Territory, surrender the whole of the lease in exchange for a Crown lease in perpetuity at nil cost, subject to payment of any administrative costs and lodgement fees.

10. The Lessee will at all times maintain and repair and keep in repair all improvements on the leased land to the satisfaction of the Minister.

11. The Lessee shall not use or permit the use of the leased land for residential purposes.

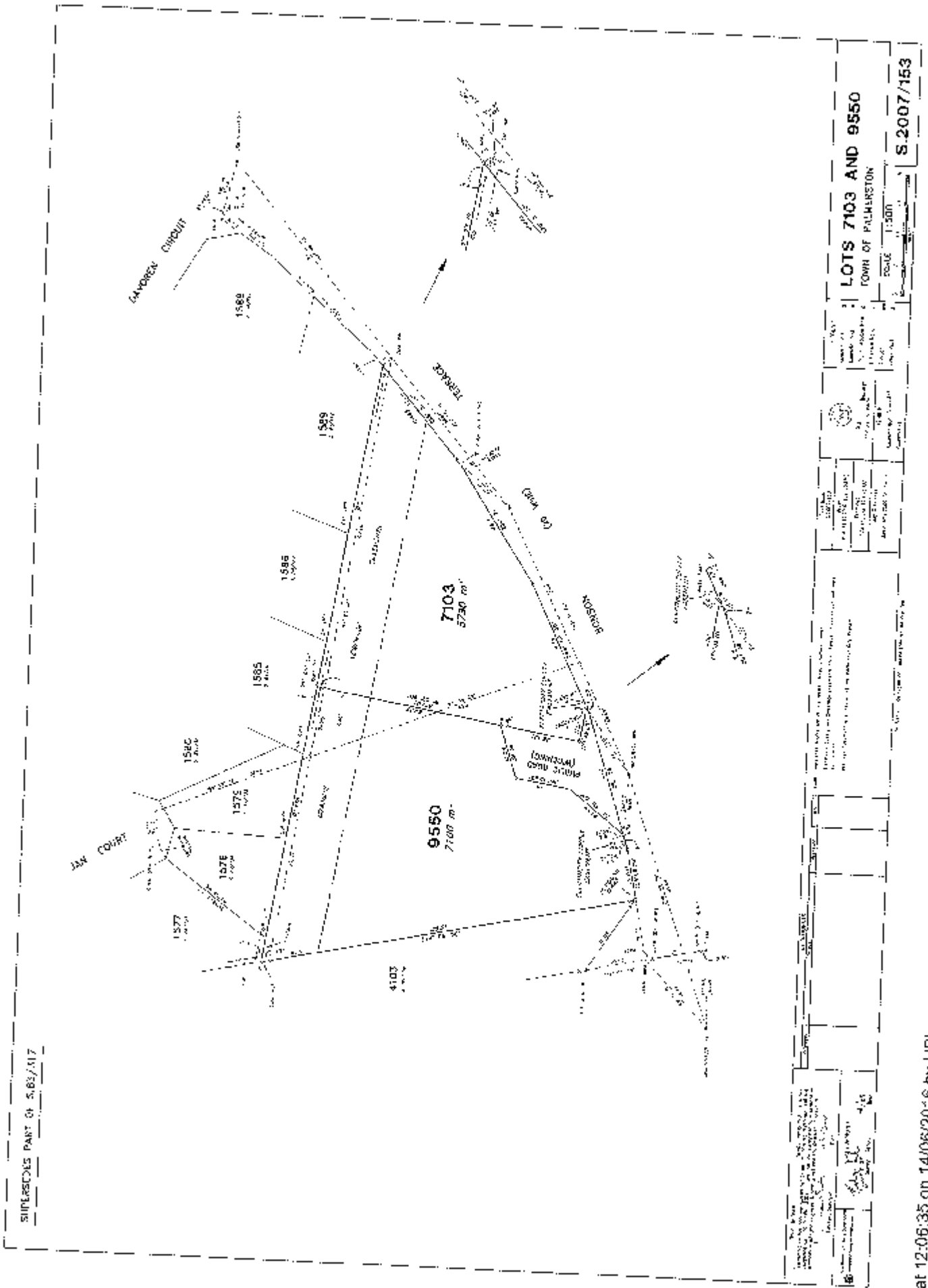
12. The Lessee is responsible for the connection of all services to the leased land.

13. The Lessee shall provide any easements required by the relevant service authorities at nil cost to the Northern Territory.

14. The Lessee shall design and construct all storm water drainage works on the leased land to the satisfaction of the City of Palmerston.

**Date Registered:** 26/10/2009

**Duplicate Certificate as to Title issued?** No





<b>ITEM NUMBER:</b>	13.1.5	Consent for conversion of Crown Lease Term No. 2247 over Lot 9550 to a Crown Lease in Perpetuity
<b>FROM:</b>		Acting Director of Technical Services
<b>REPORT NUMBER:</b>	8/0923	
<b>MEETING DATE:</b>	5 July 2016	

---

**Municipal Plan:**

3. Environment & Infrastructure

3.2 Assets and Infrastructure

3.2 We are committed to maintaining and developing community assets and infrastructure which meet the needs of our community

**Summary:**

This report considers a proposal of the Department of Lands, Planning and the Environment (DLPE) for Council's consent for conversion of Crown Lease Term No. 2247, held by The Australian Federation of Islamic Councils Incorporated over Lot 9550, Town of Palmerston to a Crown Lease in Perpetuity.

**RECOMMENDATION**

1. THAT Council receives Report Number 8/0923.
2. THAT Council grants the consent for Surrender of Whole of Crown Lease on Lot 9550, on which a drainage easement to Council exists.
3. THAT the Mayor and Chief Executive Officer are granted consent to sign and seal the Form 17- Surrender of Whole of Crown Lease on Lot 9550, on which a drainage easement to Council exists.

**General:**

Lot 9550, Town of Palmerston has a drainage easement (as shown in **Attachment A**) registered on title to City of Palmerston (formerly known as Palmerston City Council). In order for the DLPE to lodge Land Title documentation for the conversion of Crown Lease Term to a Crown Lease in Perpetuity, the consent of interest holders is required. As such DLPE is requesting Council grant the consent for Surrender of Whole of Crown Lease on Lot 9550.

**Financial Implications:**

Nil

**Legislation/Policy:**

Nil

**Recommending Officer:** Gerard Rosse, Acting Director of Technical Services

Any queries on this report may be directed to Gerard Rosse, Acting Director of Technical Services on telephone (08) 8935 9958 or email [gerard.rosse@palmerston.nt.gov.au](mailto:gerard.rosse@palmerston.nt.gov.au).

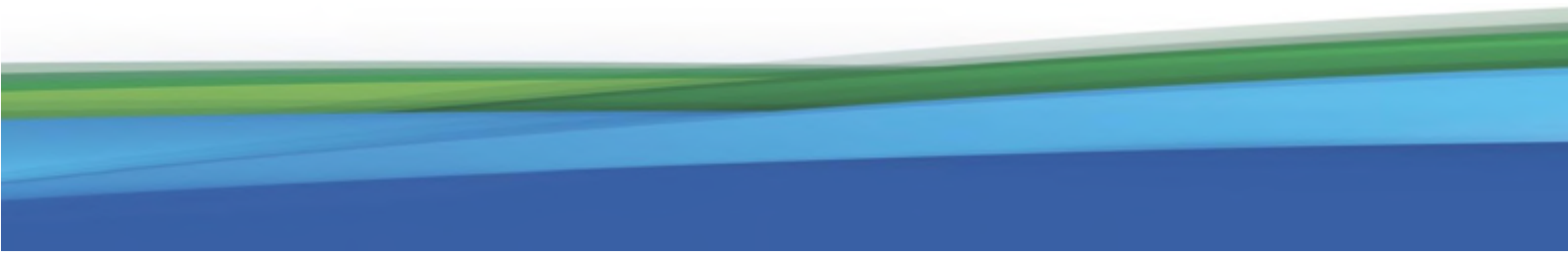
**Author:** Jeetendra Dahal, Technical Services Manager.

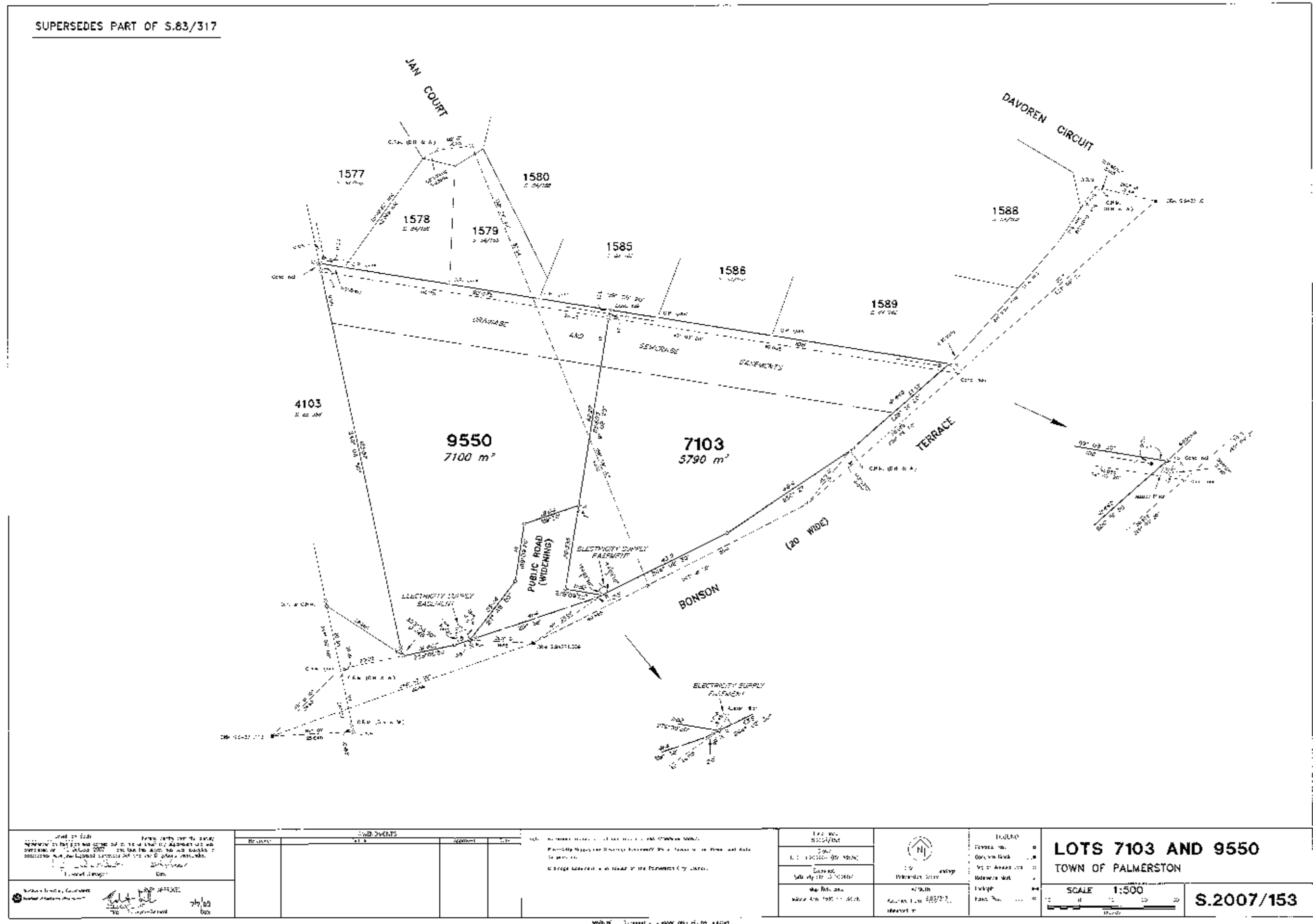
**Schedule of Attachments:**

Attachment A: Survey Plan.

Attachment B: Correspondence received from Department of Lands, Planning and the Environment on 15 June 2016 with the following documentation:

- Surrender of Whole of Crown Lease (Form 17)





**From:** Helen Slee <Helen.Slee@nt.gov.au>  
**Sent:** Wednesday, 15 June 2016 1:10 PM  
**To:** City of Palmerston  
**Cc:** Greg Woodroffe  
**Subject:** City of Palmerston execution clause for Land Titles Office Form 17 - Surrender of Whole of Crown Lease No.2247 to CLP  
**Attachments:** form-017 - Surrender CLT2247.doc  
**Importance:** High

Good afternoon,

I am currently preparing Land Title documentation for the conversion of Crown Lease Term No.2247, (CLT2247), held by The Australian Federation of Islamic Councils Incorporated over Lot 9550, Town of Palmerston to a Crown Lease in Perpetuity.

Lot 9550, Town of Palmerston has a drainage easement registered on title to City of Palmerston (formerly known as Palmerston City Council), to Lodge this form at the Land Titles Office the consent of interest holders is required. Therefore, I seek your assistance in this matter to provide the execution clause for the City of Palmerston. I have attached a draft Form 17 for your perusal. Once, I have the execution clause the form will be re-submitted to the Council for execution.

CLT2247 is due to expire on **9 July 2016**, therefore we would like to have all documents prepared and executed for lodgement prior to 9 July 2016.

Could you please advise approximate timeframe for the form to be executed by the Council?

Your prompt response would be appreciated.

Regards  
Helen

**Helen Slee** | Project Officer | Crown Land Estate  
**Department of Lands, Planning and the Environment**  
p... (08) 8999 6148 | f... (08) 8999 5404 |  
e... [helen.slee@nt.gov.au](mailto:helen.slee@nt.gov.au) | [www.nt.gov.au/dlp](http://www.nt.gov.au/dlp)

Level 5, Energy House, 18-20 Cavenagh Street, Darwin  
GPO Box 1680, Darwin NT 0801



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*Land Title Act*  
REGISTRAR-GENERAL'S DIRECTIONS



NORTHERN TERRITORY OF AUSTRALIA

**D T No:**

**IMPORTANT NOTICE**

Please Note Privacy Statement Overleaf

**SURRENDER OF WHOLE  
OF CROWN LEASE**

The registered proprietors of the Crown Lease described below issued under the *Crown Lands Act* or other Act having paid all rent and other moneys due by it under the Lease, hereby surrender the whole of the Lease being more particularly described hereunder.

(NOTES 1  
-2)

LEASE TO BE  
SURRENDERED

Crown Lease Term No.2247

(NOTE 3)

Register	Volume	Folio	Location	Lot Description	Plan	Unit
CLT	741	673	Town of Palmerston	Lot 9550	S2007/153	

(NOTE 4)

REGISTERED  
OWNER

The Australian Federation of Islamic Councils Incorporated (ARBN 002 757 155)

(NOTE 5)

SIGNED and sealed for and behalf of: The  
Australian Federation of Islamic Councils Inc.  
(ARBN 002 757 155)

Print name in full:

Position:

Print name in full:

Position:

on (Date) .....

Recommended for Acceptance by:

on (Date) .....

I accept the within surrender:

Delegate of the Minister:

Mark Gillen Meldrum, Director, Crown Land Estate.

(NOTE 6)

In the presence of qualified witness:

The common seal of the Power and Water Corporation was affixed in the presence of:	Executed by the City of Palmerston formerly known as Palmerston City Council
.....	.....
John Baskerville – Chief Executive	.....
.....	.....
Antoni Murphy – Company Secretary	.....
on (date):	on (date):
.....	.....

### SCHEDULE OF NOTES

1. This form to be used for the Surrender of the whole of the Crown lease.
2. Surrenders may be lodged as an original only and must be typed or completed in ink or biro. All signatures must be in ink or biro. Alterations to information entered on the form should be crossed out (not erased or obliterated by pointing over) and initialed by the parties.
3. The description of the Crown Lease must be entered here. Eg. Crown Lease Term No.,  
If the surrender affects part only of the land, then Form No. 18 Application to Note Partial Surrender of Crown Lease must be used.
4. Volume and Folio references must be given together with complete parcel description. If the certificate as in title has been issued it must be produced.
5. Insert full Name. Address is not required.
6. Persons who may witness this document are a Commissioner for Oaths, a member of the Legislative Assembly, a legal practitioner within the meaning of the *Legal Profession Act*, a person holding office under the *Supreme Court Act*, the *Justices Act*, the *Local Court Act* or the *Registration Act*, a member of the Police Force, a person licensed as a conveyancing agent or real estate agent under the *Agents Licensing Act*, a Notary Public and any other person approved by the Registrar-General.  
A witness to an instrument executed by an individual must first:
  - take reasonable steps to ensure that the individual is the person entitled to sign the instrument;
  - have the individual execute the document in the presence of the witness;
  - not be a party to the instrument; and
  - if witnessing more than one signature, clearly state that he/she has witnessed more than one signature. (ie I have witnessed the two signatures appearing above)
 After signing, witnesses must legibly write, type or stamp their names and contact address or telephone number below their signature.  
For a corporation, an instrument must be executed in a way permitted by law or sealed with the corporation's seal in accordance with the *Law of Property Act*, Section 48.  
For witnessing of instruments executed outside the Northern Territory refer to Schedule 1 of the *Land Title Act* and the Registrar-General's Direction.
7. The Application to Note Surrender of whole of Crown Lease instrument must have the consent of every mortgagee and sublessee of the lessee.

### PRIVACY STATEMENT – LAND REGISTER FORMS

The Registrar-General's Office is authorised by the Land Title Act to collect the information on this form for the establishment and maintenance of the Land Register, which is made available for search by any person, anywhere, including through the Internet, upon payment of a fee. The information is regularly provided to other NT Government agencies, the Australian Valuation Office, local governments, the Australian Bureau of Statistics, the Australian Taxation Office or other Commonwealth Agencies as required or authorised by law, and some private sector organisations for conveyancing, local government, valuation, statistical, administrative and other purposes. The Department of Lands, Planning and the Environment also uses the information to prepare and sell or license property sales reports to commercial organisations concerned with the development, sale or marketing of property.

Failure to provide the information in full or in part may prevent your application or transaction being completed.

Your personal information provided on this form can be subsequently accessed by you on request. If you have any queries please contact the Deputy Registrar-General on 9999 5318.

**ITEM NUMBER:** 13.1.6 Nomination to the LGANT Executive Board

**FROM:** Chief Executive Officer

**REPORT NUMBER:** 8/0924

**MEETING DATE:** 5 July 2016

## Municipal Plan:

### 4. Governance & Organisation

#### 4.1 Responsibility

We are committed to corporate and social responsibility, the sustainability of Council assets and services, and the effective planning and reporting of Council performance to the community

## Summary:

LGANT are now calling for nominations to the Executive Board. Elections for the LGANT Executive will be held on 2 December 2016 at the Annual General Meeting held at Alice Springs Town Council.

There are eight positions available being:-

Position and order of elections	Number of positions available	Councils that can vote
1. President	One (1)	All councils
2. Vice President	One (1)	Shire and regional councils only
3. Vice President	One (1)	Municipal councils only
4. Executive Board Members	Two or three (2 or 3)	Shire and regional councils only
5. Executive Board Members	One or two (1 or 2)	Municipal councils only
6. Executive Board Member	One (1)	All councils

One appointed member will be from the City of Darwin, which together makes up the nine Executive positions.

## RECOMMENDATION

1. THAT Council receives Report Number 8/0924.
2. THAT \_\_\_\_\_ be nominated to the LGANT Executive as Vice President – Municipal  
/ Board Member – Municipal / Board Member – All Councils.

**General:**

Only one candidate can be elected per council, once a candidate is elected from a council if there are other nominations submitted for further Executive positions then those nominations will; Lapse / will be withdrawn.

**Financial Implications:**

Nil

**Legislation/Policy:**

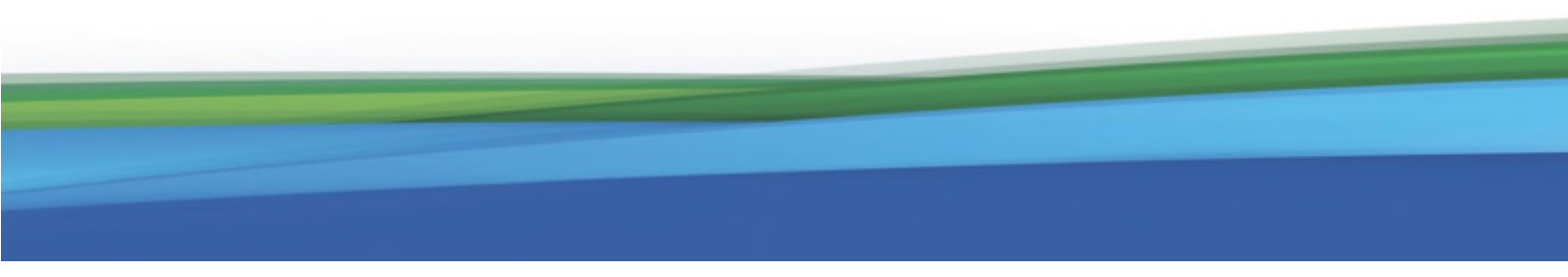
Nil

**Recommending Officer:** Ricki Bruhn, Chief Executive Officer

Any queries on this report may be directed to Ricki Bruhn, Chief Executive Officer on telephone (08) 8935 9902 or email [ricki.bruhn@palmerston.nt.gov.au](mailto:ricki.bruhn@palmerston.nt.gov.au)

**Schedule of Attachments:**

Attachment A: Letter – Elections for the LGANT Executive





20 May 2016



Email to: LGANT Executive  
Mayors and Presidents  
Council CEOs

**Elections for the LGANT Executive are to be held on 2 December 2016 at the LGANT Annual General Meeting (AGM) being held at the Alice Springs Town Council.**

Nominations are called for the eight LGANT Executive positions listed in Table 1 below.

**TABLE 1**  
**LGANT Executive Positions and Elections to be held (in descending order)**

Position and order of elections	Number of positions available	Councils that can vote
1. President	One (1)	All councils
2. Vice President – Shires and Regionals	One (1)	Shire and regional councils only
3. Vice President – Municipals	One (1)	Municipal councils only
4. Executive Board Members – Shires and Regionals	Two or three (2 or 3)	Shire and regional councils only
5. Executive Board Members – Municipals	One or two (1 or 2)	Municipal councils only
6. Executive Board Member	One	All councils

**There is also one appointed member from the City of Darwin which together with those listed in Table 1 above makes up the nine LGANT Executive positions.**

**Attached is the nomination form for the various positions.**

Telephone 08 8944 9000  
Fax 08 8941 2665  
Website [www.lgant.com.au](http://www.lgant.com.au)

21 Parap Road, Parap, NT, 0820  
PO Box 2214, Parap, NT 0820

**Councils should bear in mind that if they submit more than one nomination for positions on the Executive that:**

- only one candidate can be elected per council (this also includes the City of Darwin)
- once a candidate is elected from a council if there are other nominations submitted for further Executive positions then those nominations:
  - o will lapse
  - o will be withdrawn by having the names of candidates crossed out on ballot papers for remaining elections.

**The election of the President has impact on municipal and shire and regional council Board positions (rows 4 & 5 above in Table 1) because:**

- the number of positions left to contest for either type of council will depend on the outcome of the election of the President (who can be from either a municipal, shire or regional council)
- the City of Darwin appointed position further reduces the number available for municipal councils to contest.

For example, if the President is elected from a regional or shire council then the number of Executive Board member positions for that group of councils to **elect on their own (Table 1, Row 4)** will only be two (2). If however, the President is elected from a municipal council then the number of positions for regional and shire councils to **elect on their own (Table 1, Row 4)** will be three (3). The same scenario applies to municipal councils (Table 1, Row 5), that is, they may have to elect one (1) or (2) members depending on the President election result.

With the last Executive Board member position (Table 1, Row 6) there is opportunity for either a municipal or shire and regional council to take up this position with all councils voting.

**Currently the Executive has four members from municipal councils and five members from regional and shire councils.**

I would be grateful if you could have the matter considered at one of your upcoming council meetings. **Nominations are required to be with me by Friday 5 August 2016 along with a short biography so it can be included in the agenda papers for the AGM.** Members nominating are usually asked at the annual general meeting if they wish to say anything in support of their nominations.

The Northern Territory Electoral Commission will again be approached to do the counting of votes for the election.

**Under LGANT's governance charter (policy) the President and one of the Vice Presidents become LGANT's representatives on the Australian Local Government Association Board.** If the President is from a municipal council the Vice President has to be from a shire or regional council and vice versa.

Further information on this matter is available on the LGANT website which includes the LGANT Constitution – clauses 14-18 are relevant. If you have any other queries please contact me.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Tapwell', with a stylized, cursive script.

Tony Tapwell  
**Chief Executive Officer**

# LOCAL GOVERNMENT ASSOCIATION OF THE NORTHERN TERRITORY



## NOMINATION OF OFFICE BEARERS

In accordance with clause 14.8 of the LGANT Constitution, I hereby call for nominations to the nine (9) positions on the LGANT Executive Board (one of which will include the appointed member nomination from the City of Darwin). Election for the remaining eight (8) positions on the LGANT Executive Board will be held on Friday 2 December 2016 at the LGANT Annual General Meeting in Alice Springs.

Tony Tapsell  
**Chief Executive Officer**  
20 May 2016

Nominating Council: \_\_\_\_\_

The Council resolved at a meeting held on \_\_\_\_\_ 2016 to  
nominate the following elected member(s) to the LGANT Executive:

Name of Elected Member	Executive Member
	President
	Vice President – Shire and Regional
	Vice President – Municipal
	Board Member – Municipal
	Board Member – Shire and Regional
	Board Member – All Councils
	Appointed member – City of Darwin

Signed \_\_\_\_\_ / / 2016  
CEO

Please forward completed nomination form and a short biography on each nominee by  
Friday 5 August 2016 to:

Elaine McLeod  
Executive Assistant to the CEO  
Email: [elaine.mcleod@lgant.asn.au](mailto:elaine.mcleod@lgant.asn.au)  
Fax: 8941 2665



7th Floor Old Admiralty Towers  
68 The Esplanade  
Darwin NT 0800

**Postal Address**

GPO Box 1722  
DARWIN NT 0801

T 08 8935 7403  
F 08 8935 7662  
E [Policy.AGD@nt.gov.au](mailto:Policy.AGD@nt.gov.au)

File Ref: 20161322  
TRIM No. PCD16/6708

Mr Ricki Bruhn  
Chief Executive Officer  
City of Palmerston Council  
PO Box 1  
PALMERSTON NT 0835

Dear Mr Ricki Bruhn,

**RE: ANTICIPATED COMMENCEMENT OF THE PENALTY UNITS AMENDMENT REGULATIONS 2016**

The Department of the Attorney-General and Justice is currently finalising its review of the monetary value of a penalty unit. This review is completed annually in accordance with the *Penalty Units Act*.

It is anticipated that the value of a penalty unit will increase from \$153 to \$154 on 1 July 2016. The new monetary value will only apply to offences committed from 1 July 2016.

The Penalty Units Amendment Regulations 2016 will commence by notice in the Gazette. The amended Penalty Units Regulations will be located on the Department of the Chief Minister's website at [www.dcm.nt.gov.au](http://www.dcm.nt.gov.au) under NT Legislation, Current NT legislation database.

If you have any questions in relation to the Regulations, please do not hesitate to contact Ms Adele Bogard on ph (08) 8935 7676 or by email [adele.bogard@nt.gov.au](mailto:adele.bogard@nt.gov.au).

Yours sincerely,



**Jenni Daniel-Yee**  
Director, Legal Policy

15 June 2016