# Licensee Barring Order – Misconduct Grounds

# Order barring a person from entering or remaining on a licensed premises

Liquor Licensing Act 1997, section 125

For offences, offensive or disorderly behaviour or other reasonable grounds

# The following person is barred

Name:	Phone (if known):
Address (if known):	
Other contact information (e.g. email):	
The person has been barred from this premises on:	(zero/number) previous occasions

# The person is barred from the following licensed premises

Trading name:	Licence Number:	Licence Number:		
Address:				

# The person is barred for the following period (select one only)

First time barring (up to 3 months maximum):
Second time barring (up to 6 months maximum):
Third (or further) barring (indefinite or any specified):
If a person is barred for an indefinite period or a period <u>exceeding</u> 6 months, the order will cease to have effect unless a copy of the order is provided to the Liquor and Gambling Commissioner within 7 days. Please include copies of any previous barring orders in relation to the barred person.

### Start and end date of barring (based on the duration selected above)

The person is barred from this premises from: \_\_\_\_/ \_\_\_\_ to: \_\_\_\_/ \_\_\_\_ to: \_\_\_\_/

#### Licensee note:

For a first or second barring, a licensee may request that the Liquor and Gambling Commissioner approve a barring period longer than the maximum period otherwise allowed. To apply for an extended barring period, complete the optional 'request for extended barring period' section on page 4.



## Details of the misconduct giving rise to the barring order

For example: disorderly or offensive behaviour, assault, harassment, theft and dishonest behaviour, property damage, drug use etc. Please attach additional pages or documents as required.


# Authorised person making the barring order (licensee or responsible person)

Name:	
Position/Job Title:	
Signature:	_Date:

#### **Proof of service**

Barring order was served:	□ In person	□ By post to	o home address or place of business	
	□ Left at a home	e address	Posted to solicitor	
To (person receiving service):				
Address of service (if applicable):				
Name of person serving order:				
Signature of person serving or	der:		Date:	



#### Important information for the person barred

#### Offence

It is an offence to enter or remain on the licensed premises from which you have been barred during the specified period.

Maximum penalty: \$5000 Expiation fee: \$315

#### **Review of Barring Order**

You may apply to the Liquor and Gambling Commissioner for a review of the order if you are barred from a premises for a period exceeding 1 month, or for periods exceeding 1 month in total during a 3 month period. The Commissioner, on review, may confirm, vary or revoke the barring order. To review your barring order, please complete the *application to review a barring order* form located at cbs.sa.gov.au.

If you have any questions or wish to discuss your matter with Liquor and Gaming, please email liquorandgaming@sa.gov.au or telephone 131 882.

#### Important information for licensee

#### Service

This barring order does not operate until it is served on the barred person by:

- personal service;
- leaving or posting it to the barred person's home address in an envelope addressed to the person;
- posting it to the barred person's usual place of business in an envelope addressed to that person;
- delivering it to the barred person's solicitor in an envelope addressed to the solicitor.

A police officer may provide a licensee with information about a person (including photographic and other information) to assist with identifying the barred person and for the purposes of service.

#### Providing barring order to the Commissioner

If a person is barred for an indefinite period or a period <u>exceeding</u> 6 months, the order will cease to have effect unless, within 7 days of the service of the order, the Liquor and Gambling Commissioner is provided with a copy of this order. Please also provide copies of any previous barring orders in relation to the barred person.

#### Requesting an extended barring order

If you are making a request to the Commissioner to approve a barring period longer than the base period, please complete the 'request for extended barring period' on page 4.

#### Revoking a barring order

A licensee may, by a subsequent order served on a person, revoke a barring order.

#### You can provide this barring order or contact Liquor and Gaming by:

	Email:	Post	In person
	liquorandgaming@sa.gov.au	Liquor and Gaming	CBS Customer Service Centre
		GPO Box 2169	95 Grenfell Street
Pho	Phone: 131 882	ADELAIDE SA 5001 ADELAIDE SA 5000	
			(Enter from Chesser Street)



Government of South Australia Attorney-General's Department

# Request extended barring period (optional)

#### For approval by the Liquor and Gambling Commissioner

Please complete this section if you wish to apply for an extended barring period above that already imposed. Please provide a copy of <u>the entire form</u>, including this page, to Liquor and Gaming.

A copy of this page <u>does not</u> need to be provided to the barred person; this section can be completed after service.

For a first or second barring, a licensee may request the Commissioner approve a barring period longer than the 3 or 6 month maximum.

The misconduct must be serious enough to justify a barring period which exceeds that provided for by the *Liquor Licensing Act 1997*. The request will be assessed by the Commissioner.

To apply for an extended barring period, please complete the following sections and send a copy of the barring order, including this page, to the Commissioner.

#### Licensee seeking approval for extended barring period (select one only)

First time barring, seeking approval for the following period:

Second time barring, seeking approval for the following period:

#### Reasons for extended barring period

Please explain why you believe an extended barring period is warranted. Please attach further pages or documents as required.


