LICENSING COURT OF SOUTH AUSTRALIA

PRACTICE DIRECTION NO 4

ACCESS TO PROCEEDINGS AND DOCUMENTS IN RESPECT OF DISCIPLINARY ACTION TAKEN PURSUANT TO S 120 OF THE LIQUOR LICENSING ACT 1997

I, Brian Patrick Gilchrist, the Licensing Court Judge, by virtue of the provisions of section 16A of the *Liquor Licensing Act 1997* and Rule 7 of the *Licensing Court Rules 2012* do hereby make the following Practice Direction.

A complaint filed pursuant to section 120 of the Liquor Licensing Act 1997 shall be in the form of the attached document.

In the section of the Complaint titled "Grounds upon which disciplinary action is sought" the Complainant should identify the provision of the Act or the condition of the Licence that it is alleged that the respondent is in breach of. The Complainant should then give brief particulars identifying the particular act, manner or thing alleged as the foundation of the specified breach. Each ground should be specified separately. If the Police or the Liquor and Gambling Commissioner has prepared a summary of evidence or an Investigating Officer's report that document should be served upon the respondent with the complaint or so soon thereafter as is reasonably practicable but should not be provided to the Court without the prior consent of the respondent or until after the respondent has indicated that proper cause for disciplinary action as alleged exists or upon the hearing the Court makes a finding that such cause exists.

This practice direction is to apply to all complaints filed in this Court on or after Tuesday 30 July 2013.

Dated this 29th day of July 2013.

Judge Brian Gilchrist
The Licensing Court Judge