LICENSING COURT OF SOUTH AUSTRALIA

PRACTICE DIRECTION NO. 7

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.

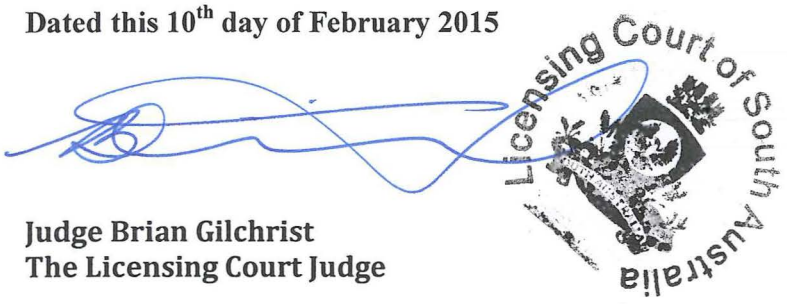
1. Parties and their representatives involved in proceedings before the Court are reminded that where documents are discovered or filed with the Court in answer to a summons and they are given access to those documents outside a hearing in open Court they must treat the documents and the information contained within them confidentially and must not use them or the information contained for any other purpose other than in respect of the litigation in which they were discovered or filed.

2. Subject to any contrary direction from the Licensing Court Judge, the issue of access to documents filed with the Court following the service of a summons is a matter for the Clerk of the Court. On the return date if there are no objections to any party having access to the documents, in the ordinary course the Clerk will make directions about access. The standard access direction is for all parties to have access to the documents to inspect within the precincts of the Court. A party may apply to the Clerk for permission to photocopy documents, which if granted, will allow the party to use the Court's facilities for a prescribed fee.

3. If a party to the proceedings believes there may be grounds for objecting to another party having access to the documents, that party can request in writing for 'first access' to the documents. Some examples of where a first access order may be appropriate are when the documents contain legal advice, commercially sensitive information, medical records or personal information. If 'first access' is given, that party will be able to inspect the documents and decide whether to object to another party having access to some or all of the documents.

4. If a party is seeking some other direction in relation to such documents that party must apply to the Clerk in writing setting out the directions sought with an appropriate explanation. Upon receipt of such request the Clerk may, if thought appropriate, seeks directions from the Licensing Court Judge.

Dated this 10th day of February 2015



Judge Brian Gilchrist
The Licensing Court Judge