

**Liquor Commission of Western Australia
(Liquor Control Act 1988)**

- Applicants:** Director of Liquor Licensing
(represented by Mr Sam Nunn of State Solicitor's Office)
- Executive Director of Public Health
(represented by Mr Sam Nunn of State Solicitor's Office in relation to Dan Murphy's Bicton and South Fremantle, and Mr David Leigh of State Solicitor's Office in relation to Dan Murphy's Cockburn)
- Respondents present at the hearing:** Woolworths Limited
(represented by Mr Gavin Crocket of GD Crocket and Co)
- Commissioner of Police
(represented by Ms Leanne Atkins)
- Orebo Pty Ltd
(represented by Mr Peter Fraser of Dwyer Durack)
- Commission:** Mr Jim Freemantle (Chairperson)
- Date of Hearing:** 29 March 2011
- Date of Determination:** 30 March 2011
- Date of Amended Determination:** 5 April 2011
- Matters:**
- 1) An application by the Director of Liquor Licensing to hear the applications by Woolworths Ltd for Dan Murphy's Bicton and South Fremantle together.
 - 2) An application by Executive Director of Public Health to vary a direction of the Commission requiring final submissions and evidence in the applications by Woolworths Ltd for Dan Murphy's Bicton and Cockburn to be made by 31 March 2011.
 - 3) An application by Executive Director of Public Health to vary a direction by the Commission requiring final submission and evidence in the application by Woolworths Ltd for Dan Murphy's South Fremantle to be made by 15 April 2011.

Determination:

- 1) This determination supersedes the orders dated 30 March 2011.
- 2) The applications by Woolworths Ltd for the grant of liquor store licences for premises at Bicton, South Fremantle and Cockburn and to be known as Dan Murphy's will be heard and determined separately.
- 3) In respect of the Bicton application any additional submissions and evidence are to be filed and served by 10 May 2011.

Responsive submissions to be filed and served by 24 May 2011.

- 4) In respect of the South Fremantle application any additional submissions and evidence are to be filed and served by 17 May 2011.

Responsive submissions to be filed and served by 31 May 2011.

- 5) In respect of the Cockburn application any additional submissions and evidence are to be filed and served by 2 June 2011.

Responsive submissions to be filed and served by 16 June 2011.

- 6) In respect of the Bicton application, the matter will be set down for hearing at the first available date after 2 June 2011.

- 7) The Data Analysis Australia Report may be provided by the Executive Director of Public Health to the authors of the study entitled *Predicting alcohol-related harms from licensed outlet density: A feasibility study* subject to a confidentiality agreement to be agreed by the parties.



Jim Freemantle
CHAIRPERSON