

Latest Penalties for industry

Under the *Liquor Act 1992* there are various penalties for irresponsible service of alcohol. Some of these penalties are outlined below. Last reviewed July 2014 (1 penalty point = \$113.85)

Minors

Infringement	Penalties
<ul style="list-style-type: none"> Sell liquor to a minor Give liquor to a minor Allow liquor to be given to a minor Allow a minor to consume liquor. 	<ul style="list-style-type: none"> Licensee, or approved manager—\$28 462.50 Maximum fine for an individual, or an infringement notice of \$2945.87 Bar attendant or individual—\$9108 maximum, or an infringement notice of \$1178.35.

Unduly intoxicated patrons

Infringement	Penalties
<ul style="list-style-type: none"> Sell liquor to an intoxicated patron Give liquor to an intoxicated patron Allow liquor to be given to the patron Allow the patron to consume liquor. 	<ul style="list-style-type: none"> Licensee or manager—\$56 925 Bar attendant or individual—\$9108

Irresponsible service of alcohol

Infringement	Penalties
<ul style="list-style-type: none"> Licensee engages in practices or promotions that encourage rapid or excessive consumption of liquor. 	<ul style="list-style-type: none"> Licensee, approved manager—\$11 385.

Irresponsible service practices

Infringement	Penalties
<ul style="list-style-type: none"> This is in regard to any irresponsible service of alcohol practices—a licensee and/or approved manager are liable to have disciplinary action commenced against them for irresponsible service practices as well as failing to comply with the <i>Liquor Act 1992</i> and <i>Liquor Regulation 2002</i>. 	<p>Licensees:</p> <ul style="list-style-type: none"> Cancel the licence Suspend the licence for a period up to a maximum of 12 months Close the premises or part of the premises for a period Varying the licence by conditions or limiting the authority to trade Reduce the trading hours Disqualifying the licensee from holding the licence for a period up to a maximum of five years Requiring the licensee to pay the Office of Liquor and Gaming

	<p>Regulation an amount of money not exceeding \$10 350 per ground</p> <ul style="list-style-type: none"> • Requiring the licensee to undertake the licensee's course within a stated period • Reprimanding the licensee.
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Safe environment

Infringement	Penalties
<ul style="list-style-type: none"> • Failure of licensee to provide and maintain a safe environment in and around the premises. 	<ul style="list-style-type: none"> • Maximum penalty \$11 385.

Identification checking

Infringement	Penalties
<ul style="list-style-type: none"> • Failure to seize false identity documents • Failure to maintain confidentiality while checking identities. 	<ul style="list-style-type: none"> • Maximum penalty \$2945.87 • Maximum penalty \$3984.75

Security

Infringement	Penalties
<ul style="list-style-type: none"> • Failure to comply with closed circuit television conditions • Licensee employs unlicensed crowd controllers. 	<ul style="list-style-type: none"> • Maximum penalty \$11 385 • Maximum penalty \$11 385.

Trading hours

Infringement	Penalties
<ul style="list-style-type: none"> • Supply of liquor at a time which is outside trading hours of the licence • Allowing consumption of liquor on licensed premises at any time which is outside trading hours of the licence • Breach of lockout conditions. 	<ul style="list-style-type: none"> • Maximum penalty \$11 385 • Maximum penalty \$11 385 • Maximum penalty \$11 385.

Signage

Infringement	Penalties
<ul style="list-style-type: none">Failure to display appropriate signage.	<ul style="list-style-type: none">Maximum penalty \$2945.87

Water

Infringement	Penalties
<ul style="list-style-type: none">Failure to provide water free or at a reasonable cost.	<ul style="list-style-type: none">Maximum penalty of \$11 385 for individuals.

Condition of licence

Infringement	Penalties
<ul style="list-style-type: none">Failure to comply with any condition on the licence.	<ul style="list-style-type: none">Maximum penalty of \$471.34 for individuals (if the premises is not in a restricted area).

Mandatory suspension of licence

If a licensee is convicted of two offences in relation to minors or intoxicated persons within a two year period the licence will be automatically suspended.

Impact on annual fees: A licensee's compliance history, including some infringement notices and some prosecutions will be considered in risk assessments for annual fees.

Instead of prosecuting the Licensee, an on-the-spot fine may be offered by the Compliance officer who spots an offence.

List of on-the-spot fines - *Liquor Act 1992*

Act Section	Code	Short title for ticket	\$
LA 143(1)	001	Fail to display particulars on premises	341.55
LA 157(1)	002	Non-exempt minor on licensed premises or permit	341.55
LA 157(2)	003	Minor consume/possess liquor on licensed premises or permit	255.65
LA 158(1)	004	Minor falsely represent self as over 18	341.55
LA 173B(1)	005	Consume liquor in a non-designated public place	113.85
LA 161	006	Consume or remove liquor outside trading hours	455.40
LA 156(1)	007	Sell/supply liquor to minor on licensed premises	1138.50
LA 141(2)	009	Fail to comply with order to close premises for unauthorised trading	455.40
LA 144	010	Fail to obtain approval for premises name change	341.55
LA 153(1)	011	Let/sublet all of licensed premises without approval	455.40
LA 153(2)	012	Let/sublet part of licensed premises	455.40
LA 154(1)	013	Fail to notify of alterations to licensed premises	341.55
LA 154(1)	014	Change licensed area without approval	341.55
LA 155A	015	Sell liquor to a minor (not licensee, permittee or manager)	1138.50
LA 156(2)	016	Supply liquor to a minor in a public place	853.88
LA 158(3)	017	Minor falsely represent self as over 18 to obtain a proof of age card	341.55
LA 162(1)(2)	018	Take liquor onto or away from Subsidiary On-Premises (not meals) licence.	341.55
LA 165(2)	019	Fail to leave premises immediately when required by authorised person	455.40
LA 203(1)	020	Fail to lodge return of liquor purchases	341.55
LA 203(3)	021	Fail to lodge return of liquor sales	341.55
LA 203(6)	022	Fail to provide audited certificate when required	341.55
LA 226	023	Fail to comply with condition of licence or permit (not Adult Entertainment Permit)	569.25
LA 157(2)	031	Minor possess/consume liquor in a public place	255.65
LA 145	035	Fail to keep licence or permit on premises (licensee/Permittee)	227.70
LA 145A(2)	036	Fail to produce licence or permit on request	227.70
LA 146(1)(a)	037	Supply liquor before/after hours	1138.50
LA 146(1)(b)	038	Supply liquor in unauthorised quantity	1138.50
LA 147(2)(a)	039	Allow consumption of liquor before/after hours	683.10
LA 151(1)	042	Provide/Allow unlawful betting or gaming or devices on licensed premises	2277.00
LA 155(3A)(a)	044	Licensee/Manager fail to ensure minor not on premises	1138.50
LA 156(3)	046	Send minor to Licensed Premises to purchase liquor	910.80
LA 158(2)(a)	047	Make a false evidence of age document	683.10
LA 159(1)(a)	049	Give evidence of age document to other person	569.25
LA 159(2)	051	Deface acceptable identification	455.40
LA 182(2)(a)	067	Fail to state name, address or age	341.55
LA 187(4)	070	Contravene a Section 187 Requisition	569.25
LA 218(3)	077	Fail to comply with s218 requisition to provide records	455.40
LA 155A	080	Sell liquor to minor – Licensee/Manager	2846.25
LA 156(1)	081	Supply liquor to minor on licensed premises – Licensee/Permittee/Manager	2846.25
LA 46(3)	082	Contravene a Section 46 Order	569.25
LA 143A(1)	084	Fail to display adult entertainment signage on premises – when entertainment provided	455.40
LA 143A(2)	085	Fail to display AEP signage conspicuously	455.40
LA 149A	086	Provide adult entertainment without permit	227.70
LA 149B(1)	087	Fail to supervise adult entertainment – Licensee	1138.50
LA 154(6)	088	Licensee fail to keep premises clean and / or in good repair	341.55
LA 155AA(2)	089	Lic/App Mgr/Controller fail to ensure minor not in approved Adult Entertainment area	2277.00
LA 226	091	Fail to comply with condition of Adult Entertainment Permit	796.95
Reg 34(1)	092	Publish an advertisement for Adult Entertainment in contravention of Section 34 (Regulation)	227.70
LA 165A(2)	093	Enter or attempt to enter premises when refused entry	455.40
LA 165(4)	095	Resist eviction when required to leave premises	455.40
LA 182(3)	101	Provide false evidence of name, address or age	341.55

LA 168A(1)	102	Publish an Advertisement describing Sexually Explicit Entertainment	455.40
LA 168A(2)	103	Publish an Advertisement for Adult Entertainment not in the approved form	455.40
LA 168A(3)	104	Publish an Advertisement for Adult Entertainment through radio, television, film or video recording	455.40
LA 147(2)(b)	105	Allow liquor to be removed from premises before/after hours	683.10
Reg 19	114	Fail to keep copy of licence at other premises	227.70
Reg 27(1)	116	Subsidiary On Premise (Meals) Licensee fail to keep business records prescribed by regulation	227.70
Reg 27(2)	117	Licensee fail to keep yearly business records prescribed by regulation	227.70
LA 146(1)(c)	132	Supply liquor in an unauthorised way	1138.50
LA 146(1)(d)	133	Supply liquor for an unauthorised purpose	1138.50
LA 155(3A)(c)	134	Employee / Agent allow minor to enter premises	796.95
LA 156(1)	135	Allow liquor to be supplied to a minor on licensed premises – Licensee / Permittee / Manager	2846.25
LA 156(1)	136	Allow liquor to be consumed by a minor on licensed premises – Licensee / Permittee / Manager	2846.25
LA 182(2)(b)	138	State false name, address or age	341.55
LA 149B(1)	139	Fail to supervise adult entertainment – Controller/Licensee	1138.50
LA 155(3A)(b)	140	Person in Control fail to ensure minor not on premises	1138.50
LA 142AB(3)	145	Allow patron to enter licensed premises after 3am	1138.50
LA 148B(2)	146	Advertise liquor in contravention of s148B(2)	1138.50
LA 142AK	147	Fail to Comply with Licence Condition (Brisbane City Council area - Crowd Controllers)	1138.50
LA 142AK	148	Fail to Comply with Licence Condition (Brisbane City Council area - CCTV)	1138.50
LA 142AK	149	Fail to Comply with Licence Condition (Brisbane City Council area - Registers)	1138.50
LA 142AK	152	Fail to Comply with Licence Condition (Brisbane City Council area - Drinking Practices)	1138.50
LA 53(2)	153	Fail to return RAMP or Licence	341.55
LA 152A	154	Change Principal Activity without approval - Licensee	1138.50
LA 155AE(1)	155	Licensee/Permittee fail to keep/produce approved managers register	1138.50
LA 155AE(2)	156	Licensee/Permittee fail to keep/produce copies of approved manager's RSA/RMLV certificates	1138.50
LA 155AE(3)	157	Approved Manager fail to enter details in register	1138.50
LA 156B(2)	158	Sell or supply undesirable liquor product (licensee/permittee/approved manager)	1138.50
LA 156B(2)	159	Sell or supply undesirable liquor product (not licensee/permittee/approved manager)	341.55
LA 156C(5)	160	Sell or supply undesirable liquor product subject to interim order (licensee/permittee/approved manager)	1138.50
LA 156C(5)	161	Sell or supply undesirable liquor product subject to interim order(not licensee/permittee/approved mgr)	34.15

Last reviewed July 2014