

Northern Territory of Australia  
*Liquor Commission Act 2018*  
**Delegation by Commission**

The Northern Territory Liquor Commission, under section 37(1) of the *Liquor Commission Act 2018* and with reference to sections 42(1)(b) and 46A(1)(c) of the *Interpretation Act 1978*, delegates the Commission's powers and functions under each provision of the *Liquor Act 2019* specified in the Schedule to the person from time to time holding, acting in or performing the duties of the office specified opposite the provision, subject to the limitations specified opposite the office.

The common seal of the Commission was affixed in the presence of:

Dated 28 OCTOBER 2019



## Schedule

Provision	Office or position	Limitation
Sections 44(3) and (7), 48, 59(3) and (5), 60(1), (3) and (5)(a), 67(2)(b), 73, 75(2), 85(1), 87(1), 95(1), 97(2), (4) and (5) and 112(2), (3) and (4), 106(4); 112(2), (3) and (4), 130(4)(c), 137(1)(a)(ii) and (1)(b)	Director of Liquor Licensing	For sections 48, 59(3) and (5), 60(1), (3) and (5)(a), 73, 75(2), 85(1), 87(1), 95(1), 97(2), (4) and (5) and 112(2), (3) and (4) of the <i>Liquor Act 2019</i> , the Director may only exercise the power or perform the function specified in those sections in relation to a licence issued with an authority specified in section 47(1)(d), (1)(f), (1)(m), (1)(p) and (1)(r).
Section 48	Member of the Commission	The Member of the Commission may only issue the authority mentioned in section 47(1)(o).

**NORTHERN TERRITORY LIQUOR COMMISSION**  
**DELEGATED POWERS AND FUNCTIONS TO DIRECTOR OF LIQUOR LICENSING**  
**UNDER SECTION 37(1) OF THE LIQUOR COMMISSION ACT 2018**

Section	Powers/ Functions
44(3)	Must grant an interstate retailers licenses to eligible persons.
44(7)	May make it a condition of an interstate retailer's licence that the identification system requirements under Part 6, Division 1 apply.
48	May issue a licence and one or more authorities to an applicant if satisfied they meet the requirements. Director may only issue authorities specified in section: 47(1)(d) - BYO authority 47(1)(f) - Lodging authority 47(1)(m) - Catering authority 47(1)(p) - Community event authority 47(1)(r) - Special event authority
59(3)	Must consider specific matters when considering an application for a licence or an authority
59(5)	May require applicant, including the nominee designated by an applicant, to provide additional documents or information Commission considers necessary to make proper assessment of application.
60(1)	After considering the application, must decide to issue the licence or authority, with or without additional conditions; or, refuse to issue the licence or authority
60(3)	Must give a decision notice, under subsection (1), as soon as practicable after making the decision to applicant and each person who lodged an objection.
60(5)(a)	May issue a licence and an authority in respect of premises that are not yet constructed, or are still under construction but liquor not to be sold until Commission gives licensee written approval.
67(2)(b)	May cancel abandoned licence
73	Must consider and decide application to authorise transfer of licence, with or without conditions or refuse to authorise the transfer of licence
75(2)	May on application by licensee, amend a licence to substitute other premises if satisfied criteria met under (a) and (b)
85(1)	Must fix a term of a licence when issued
87(1)	May, in accordance with regulations, make a licence or an authority subject to the conditions the Commission considers necessary or appropriate.
95(1)	Must give prior written approval before any material alterations are made to licensed premises.
97(2)	Must either approve or refuse the material alteration after consideration of matters in subsection (1)

Commission means Northern Territory Liquor Commission  
Director means Director of Liquor Licensing

**NORTHERN TERRITORY LIQUOR COMMISSION**  
**DELEGATED POWERS AND FUNCTIONS TO DIRECTOR OF LIQUOR LICENSING**  
**UNDER SECTION 37(1) OF THE LIQUOR COMMISSION ACT 2018**

97(4)	Must give a decision notice as soon as practicable after making the decision on a material alteration application to the applicant and each person who lodged an objection to the application under section 61
97(5)	If material alteration approved, no business to be conducted unless arrangements for that business are approved by the Commission
106(4)	May investigate any change notified under subsection (4) and re-examine the question of the licensee's fitness to hold the licence
112(2)	After considering the application and other matters in Subsection (1), must decide to either vary or refuse the conditions of the licence or authority
112(3)	Must give a decision notice as soon as practicable after making the decision on a variation of licence to the applicant; and each person who lodged an objection to the application under section 61
112(4)	Variation takes effect on date specified by Commission in decision notice
130(4)(c)	Licensee and employees must maintain identification system <b>in accordance with directions from Commission</b>
137(1)(a)(ii)	Approve body to issue responsible service of alcohol certificate
137(1)(b)	Approve body to conduct refresher course on responsible service of alcohol

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The common seal of the Commission was affixed in the presence of:

Dated

OFFICE OF THE PARLIAMENTARY COUNSEL  
Settled by CD on 25 October 2019

## Schedule

Provision	Office or position	Limitation
Sections 44(3) and (7), 48, 59(3) and (5), 60(1), (3) and (5)(a), 67(2)(b), 73, 75(2), 85(1), 87(1), 95(1), 97(2), (4) and (5) and 112(2), (3) and (4), 106(4); 112(2), (3) and (4), 130(4)(c), 137(1)(a)(ii) and (1)(b)	Director of Liquor Licensing	For sections 48, 59(3) and (5), 60(1), (3) and (5)(a), 73, 75(2), 85(1), 87(1), 95(1), 97(2), (4) and (5) and 112(2), (3) and (4) of the <i>Liquor Act 2019</i> , the Director may only exercise the power or perform the function specified in those sections in relation to a licence issued with an authority specified in section 47(1)(d), (1)(f), (1)(m), (1)(p) and (1)(r).
Section 48	Member of the Commission	The Member of the Commission may only issue the authority mentioned in section 47(1)(o).