



Inspections Harm
Legislation Policy Probability Licensing minimisation

Late trading hours – 12midnight to 5am

The table below outlines the changes to trading hours from 1 January 2009.

Trading hours	Availability
5am – 7am	No trading permitted (other than approved 24hr trading commercial special facility licences)
10am – 12am	Ordinary trading hours for all licences (as of right trading to 2am on New Year's Eve)
12am – 3am	General trading permissible subject to submission of application, payment of the relevant application fee and annual fee.
3am – 5am	General trading permissible subject to submission of application, payment of the relevant application fee and annual fee.

From 1 January 2009, two late trading periods will be available:

12midnight to 3am

- Licensees with current approved trading hours for any period between 12am and 3am will automatically be approved to trade during this period from 1 January 2009, provided the fee for the period is paid.
- Licensees with ordinary trading hours who wish to trade during this period will need to make an application for extended trading hours approval.
- If approval is granted to trade during this period, an annual late trading fee is payable within 28 days of the grant of the application and thereafter by 31 July each year.

3am to 5am

- Under the new legislation, licensees wanting to trade from 3am to 5am will need to make an application for extended trading hours approval. This approval, if granted, will be on a permanent basis providing fees for the period are paid by 31 July each year. However, late trading approvals for all licensed premises will be subject to ongoing review.
- The current extended hours permit for regular 3am to 5am trading will be replaced by the extended trading hours approval.

Approved extended trading hours will be endorsed on the licence.

Temporary extended hours permit

- Temporary extended hours trading, for a particular day for the period from 12am to 5am, will be available for all licensees except the holders of community other licences.

The maximum number of temporary extended hours permits which may be issued for the 12am to 5am period is limited to 12 per year.

I have a current extended hours permit for 3am to 5am due for renewal by 31 March 2009. Do I have to apply to renew my permit?

Yes. This will be the final renewal application. If the renewal application is granted, the trading period from 3am to 5am will be endorsed on the licence. Authority to trade during this time will no longer be a permit but an extended trading hours approval, subject to regular review.

Do I pay the fee for 3am to 5am trading on 1 January 2009 even though my renewal application has not been approved?

Yes. The initial payment will be half of the annual fee, for the half-year period from 1 January 2009 to 30 June 2009. If your application is not successful you will receive a pro rata refund of the fee paid.

If I decide not to trade during late trading hours for one year and do not pay the fees, can I pay the fees the following year to resume late trading?

No. If the fees are not paid by 31 July each year then the authority to trade during the relevant period is cancelled. A new application for extended trading hours approval will be required.

Can I have extended trading hours approval for weekends only?

Yes. There is an option to trade from 12am to 5am during the weekend period. The weekend period is Friday night/Saturday early morning and Saturday night/Sunday early morning. The annual fee payable for late trading is reduced for weekend only trade.

If I don't want to pay annual fees for late trading and would like to reduce my trading hours, how do I take this option?

You need to make an application in writing as soon as possible to the Office of Liquor, Gaming and Racing, clearly outlining the required changes.