

COUNCIL AGENDA ADDENDUM

ORDINARY COUNCIL MEETING

28 August 2024

BOOK 3

ADDENDUM ITEMS

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COM 07

Report back to Council: Continuation of existing Alcohol-Free Zones

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| Strategic Objective | Healthy, Inclusive, Engaging Improve liveability and quality of life for the community by delivering vibrant parks, places and facilities |
| File Ref | 224887.2024 |
| Report By | Jacqueline Newsome - Coordinator Community Development |
| Approved By | Tina Bono - Director Community & Lifestyle |

EXECUTIVE SUMMARY

At its meeting on 29 May 2024, Council resolved to:

1. *Endorse the recommended sites for the continuation of Liverpool Alcohol-Free Zones (AFZ).*
2. *Place the recommended AFZs on public exhibition for a period of 30 days as required by the Ministerial Guidelines on Alcohol-Free Zones; and*
3. *Receive a further report outlining details of any submissions received at the conclusion of the exhibition period.*

The endorsed AFZs sites were placed on public exhibition for a period of 30 days until 8 July 2024. No submissions were received from the public during the public exhibition period.

RECOMMENDATION

That Council endorse the re-establishment of Liverpool's AFZs for a period of four years to 1 September 2028 in accordance with section 644B(4) Local Government Act 1993.

REPORT

Background

AFZs are implemented as an early intervention method to prevent the escalation of irresponsible street drinking. The AFZs aim to:

- Create easily identifiable locations where street drinking is prohibited;
- Intervene and prevent the escalation of irresponsible street drinking;
- Reduce and prevent alcohol related crime and behaviour;
- Inform and educate community members about the importance of eradicating alcohol consumption within these areas;
- Create a safe environment for all community members;
- Provide opportunities for collaboration with the Liverpool City Police Area Command (**PAC**) and relevant community organisations to promote healthier behaviours; and
- Monitor alcohol consumption in known hotspot locations.

Liverpool's AFZs identify small areas of public space, typically in locations adjacent to outlets supplying alcohol such as pubs, clubs and liquor stores, where the consumption of alcohol is prohibited. Liverpool City's AFZs were implemented and enforced for a four-year period from 2015 to 2019. The AFZs have been implemented in known hotspots for inappropriate street drinking, aiming to create a safer environment for community members. These locations were identified in consultation with local Police and service providers.

In accordance with the Ministerial Guidelines for Establishing an Alcohol-Free Zone (AFZ), Liverpool City PAC has submitted applications to Council for the renewal of the thirty-seven (37) existing AFZs.

Subsequently, in April 2024 details of all AFZs were submitted to Anti-Discrimination NSW for approval as required under section 644A (3) Local Government Act 1993 (**LG Act**) and the Ministerial Guidelines, Office of Local Government, Appendix 2. Approval for the re-establishment of Liverpool's AFZs was granted by Anti-Discrimination NSW in May 2024. These AFZ locations were endorsed by Council for public exhibition at its meeting on 29 May 2024.

Public exhibition outcome

Liverpool's AFZ sites were placed on public exhibition for a period of 30 days, ending 8 July 2024. No submissions were received from the public during the public exhibition period.

Implementation

It is recommended that the Council now endorse the continuation of Liverpool's AFZs for a period of four years to 1 September 2028. As part of the renewal process, up-to-date signage stipulating the new enforcement dates will be installed in all identified locations. The new signs will be treated with a UV-resistant coating to ensure the signs' longevity and prevent fading. Up-to-date signage will be installed in all locations by 30 September 2024.

Enforcement

Once implemented, the AFZs may be enforced by any officer of the NSW Police Force. The power to seize and tip out or otherwise dispose of alcohol without the need to issue a warning applies within an alcohol-free zone. A Police Officer may use their discretion to issue a warning to a person who is drinking in an AFZ. An individual who does not comply with an AFZ, at the direction of a Police Officer, can be charged with obstruction under Section 660 LG Act. This offence carries a maximum penalty of \$2,200.

FINANCIAL IMPLICATIONS

Financial implications relating to this report have been included in Council's long term financial plan.

CONSIDERATIONS

| | |
|-------------------------|---|
| Economic | There are no economic and financial considerations. |
| Environment | There are no environmental and sustainability considerations. |
| Social | Support policies and plans that prevent crime. |
| Civic Leadership | There are no civic leadership and governance considerations. |
| Legislative | <ul style="list-style-type: none"> • <i>Local Government Act</i> 1993, Chapter 16, Part 4 (Street drinking) • Section 644 Local Government Act empowers Council to prepare a proposal to establish an alcohol-free zone which <ul style="list-style-type: none"> a. may comprise either a public road or a public place that is a car park, or part thereof; b. may be for a period not exceeding four years and may operate for the whole period or just on days when special events occur; c. must comply with the Ministerial guidelines issued under section 646 LG Act. • Section 644A LG Act specifies how public consultation is to be conducted on a proposed alcohol-free zone, including that: |

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| | <ul style="list-style-type: none"> a. notice should be published in a manner likely to bring it to the attention of members of the public in the area and contain specified information; b. a copy must be given to the officer in charge of the nearest police station and to holders of liquor licences for premise bordering on, adjoining or adjacent to the AFZ; c. a copy must be given to the Anti-Discrimination Board, if required by the ministerial guidelines, giving them 40 days to make representations; and d. Council must consider all representations and submissions <ul style="list-style-type: none"> • Section 644B LG Act provides that Council may adopt a proposal to establish an AFZ, by resolution, after complying with the procedures in sections 644 and 644A LG Act. This applies equally to re-establishment of an AFZ in accordance with section 644B (4) LG Act. • Ministerial guidelines on alcohol free zones were published in 2009: https://www.olg.nsw.gov.au/councils/council-infrastructure/services-to-communities/alcohol-free-zones-alcohol-prohibited-areas/ |
| Risk | There is no risk associated with this report. |

ATTACHMENTS

Nil

COM 08

**Suspension of AFZ for Primavera Festival,
October**

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|----------------------------|--|
| Strategic Objective | Healthy, Inclusive, Engaging Deliver great and exciting events and programs for our people and visitors |
| File Ref | 278080.2024 |
| Report By | Clara McGuirk - Events Officer |
| Approved By | Tina Bono - Director Community & Lifestyle |

EXECUTIVE SUMMARY

Primavera Latin American Festival is a major cultural event in Liverpool and part of our broader 'Experience the World' campaign of events. The event attracted 65,000 people across the weekend in 2023, with people travelling from greater Sydney to attend. The event is currently held within Macquarie Mall.

This report recommends that Council endorse a temporary suspension of the existing Macquarie Mall Alcohol Free Zone (AFZ) during the festivals operating hours. This suspension would occur within a pre-determined space with bar operations to comply with both Liquor Act 2007 regulations and conducted in consultation with Liverpool Police licensing.

The addition of a pop-up bar enhances the festival's appeal, offering a unique and enjoyable experience for attendees; encouraging longer stays and increased engagement with the event. Visitation drives increased sales and visibility, positively promoting Liverpool as a hub of nighttime activity and improving the city's economic vibrancy.

Liverpool PAC support this approach due to the positive track record of similar event activations. The suspension is considered low-risk and will contribute to the economic and cultural vibrancy of Liverpool's CBD.

RECOMMENDATION

That Council:

1. Endorse the temporary suspension of the AFZ within a pre-determined area in Macquarie Mall during the Primavera Latin American Festival operating hours of 5pm – 10pm on Friday 25th, Saturday 26th and Sunday 27th October to facilitate a pop-up bar at the event; and
2. Note that the AFZ will be suspended within the pre-determined pop-up bar space alone, allowing Police to continue to enforce the AFZ outside this area.

REPORT

Background

Alcohol Free Zones (AFZs) are implemented as an early intervention method to prevent the escalation of irresponsible street drinking. The AFZ provides a framework that helps maintain public safety by prohibiting the open consumption of alcohol in designated spaces.

Within a special-event context, alcohol consumption has proven effective when managed properly, and monitored alcohol sales and consumption can coexist with the goals of public safety. Special events and festivals frequently take place within existing Alcohol-Free Zones; particularly at Bigge Park and Macquarie Mall. These events, scheduled throughout the year, have become central to Liverpool's vibrant community life and nighttime economy.

In 2023, more than 600,000 people attended Council-run events in the CBD, establishing Macquarie Mall's reputation as a hub of nighttime activity and providing local businesses with significant opportunities to enhance their profiles and increase revenue streams.

Primavera Latin-American Festival is a significant cultural event for Liverpool and a part of our Experience the World series of major events, drawing large crowds and showcasing the rich traditions and cuisine of the Latin-American community. The addition of a pop-up bar enhances the event goer experience and improves the festivals tourism appeal, attracting more visitors to stay and support our local vendors.

Suspension of the AFZ is sought strictly for the festivals operating hours alone, and within a pre-determined area in Macquarie Mall to ensure Police can still enforce areas outside this space. Both Council and the licensee would still need to comply with requirements under the Liquor Act 2007 and the Liquor Regulation 2018, and in consultation with Liverpool PAC.

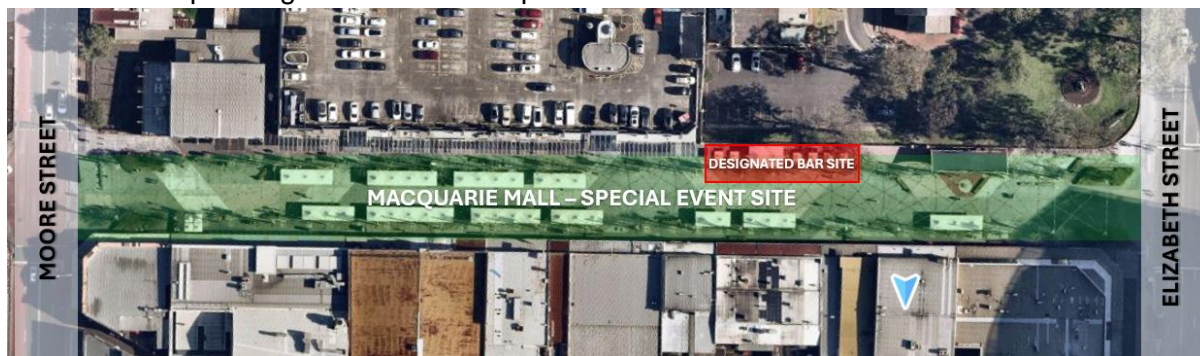
Liverpool City Council Police Area Command (PAC) Licensing is supportive of Council's pop-up bars, having a positive history with the process and parties involved. Liverpool PAC has endorsed past events and expressed that they have no concern regarding the suspension of the Macquarie Mall AFZ during pre-determined Council-run events, pending licensing approval, acknowledging Council's consistent and thorough consultation when assigning operators.

Suspension during Primavera Latin-American Festival

The proposed Primavera pop-up bar element will offer bespoke and culturally relevant menus to complement the overall dining experience. In the past, our pop-up bars have been managed by reputable operators, who consistently provide high-quality service and compliance. All pop-up bars fulfill with the requirements of Liquor & Gaming NSW and are operated in consultation with the Local Area Command's licensing arm. Every necessary measure is taken to ensure the safety of patrons and adherence to responsible service of alcohol (RSA) standards. Proposed suspension of the AFZ will occur in a pre-determined area during operating hours which are;

5pm – 10pm Friday 25th October
5pm – 10pm Saturday 26th October
5pm – 10pm Sunday 27th October

With the bar operating within the below pre-determined area:



The area is approximately 262m², and operation of the bar is pending licensing approval by Liverpool PAC. Outside of operating hours, this zone may be restricted access.



Conditions and Consultation

Council provides Liverpool PAC with a calendar of events, specifically highlighting any festivals that intend to feature pop-up bars. Any changes or additions will be advised to the PAC with sufficient notice to both Council and ensure all licensing requirements are met.

Licensing requirements for Council pop-up bars are in accordance with the Liquor Act 2007 & the Liquor Regulation 2018 include;

- Site demarcation with perimeter fencing;
- Clear and visible entry conditions and licensee details;
- RSA accredited security force relevant to spatial capacity (not exceeding 100 patrons at a time for a pop-up bar);
- Compliance of trading times between the hours of 10am – 12am.
- Plan of Management including Alcohol Management Plan submitted to Police together with licensing application 4 weeks prior to event; and
- Service rules or limitations (e.g. purchasing limits and elimination of shooters).

Furthermore, this temporary suspension will also be carried out in accordance with Section 645 of the Local Government Act 1993, whereby Council will publish a notice of the suspension on Council's website and at designated sites 14 days prior to suspending the AFZ to inform the public about the upcoming operation of a licensed bar and its trading hours.

For Primavera Latin American Festival, this notice will be published from 11 October 2024.

FINANCIAL IMPLICATIONS

There are no financial implications relating to this recommendation.

CONSIDERATIONS

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|-------------------------|---|
| Economic | Facilitate the development of new tourism based on local attractions, culture and creative industries. |
| Environment | There are no environmental and sustainability considerations. |
| Social | Provide cultural centres and activities for the enjoyment of the arts. Promote community harmony and address discrimination. |
| Civic Leadership | There are no civic leadership and governance considerations. |
| Legislative | <ul style="list-style-type: none"> • Liquor Act 2007 • Liquor Regulation 2018 • Local Government Act 1993 – Section 644A • Section 644A LG Act specifies how public consultation is to be conducted on a proposed alcohol-free zone, including that: <ul style="list-style-type: none"> a. notice should be published in a manner likely to bring it to the attention of members of the public in the area and contain specified information; b. a copy must be given to the officer in charge of the nearest police station and to holders of liquor licences for premise bordering on, adjoining or adjacent to the AFZ; c. a copy must be given to the Anti-Discrimination Board, if required by the ministerial guidelines, giving them 40 days to make representations; and d. Council must consider all representations and submissions • Local Government Act 1993 – Section 645 <p>(1) The council may, at the request of any person or body or of its own motion, suspend the operation of an alcohol-free zone by publishing notice of the suspension in a manner that the council is satisfied is likely to bring the notice to the attention of members of the public in the area as a whole or in a part of the area that includes the zone concerned.</p> |

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| | <p>(2) During the period indicated in such a notice as the period of suspension, the zone does not operate as an alcohol-free zone.</p> <p>(3) In like manner the council may at any time cancel the operation of an alcohol-free zone.</p> |
| Risk | <p>Temporary suspension of the Alcohol-Free Zone is considered within Councils' risk appetite. The suspension will only occur during the operating of a pop-up bar during special event operation hours, within a pre-determined and contained area, and endorsed by Liverpool Police LAC.</p> |

ATTACHMENTS

Nil

CTTE 05

**Minutes of the Civic Advisory Committee
meeting held on 20 August 2024**

| | |
|----------------------------|--|
| Strategic Objective | Healthy, Inclusive, Engaging Promote a harmonious community that celebrates its diversity |
| File Ref | 275946.2024 |
| Report By | Katrina Harvey - Councillor Executive and Support Officer |
| Approved By | Tina Bono - Director Community & Lifestyle |

EXECUTIVE SUMMARY

This report is tabled to present the Minutes of the Civic Advisory Committee meeting held on 20 August 2024.

RECOMMENDATION

That Council receives and notes the Minutes of the Civic Advisory Committee meeting held on 20 August 2024.

REPORT

The Minutes of the Civic Advisory Committee meeting held on 20 August 2024 are attached for the information of Council.

FINANCIAL IMPLICATIONS

None of the actions contained in the minutes will have a financial impact on Council.

CONSIDERATIONS

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|-------------------------|--|
| Economic | There are no economic and financial considerations. |
| Environment | There are no environmental and sustainability considerations. |
| Social | There are no social and cultural considerations. |
| Civic Leadership | Encourage the community to engage in Council initiatives and actions. Provide information about Council's services, roles and decision-making processes. Deliver services that are customer focused. Operate a well-developed governance system that demonstrates accountability, transparency and ethical conduct. |
| Legislative | There are no legislative considerations relating to this report. |
| Risk | The risk is deemed to be low and is within Council's risk appetite. |

ATTACHMENTS

1. Minutes of the Civic Advisory Meeting held on 20 August 2024



MINUTES FROM CIVIC ADVISORY COMMITTEE MEETING 20 August 2024

COUNCILLORS:

Deputy Mayor Macnaught
Councillor Green

Chairperson
Councillor

COMMITTEE MEMBERS:

Colin Harrington
Stephen Dobell-Brown
Bob Brassell
June Young
Beryl Lucas
Alf Vella
Ellie Robertson(Online)

Former Mayor
Former Councillor
Former Civic Officer
Community Member
Liverpool Quota Inc.
Former Councillor
Community Member

COUNCIL ATTENDEES:

Melissa Wray
Katrina Harvey

A/Council and Executive Services Coordinator
Council and Executive Services Officer

APOLOGIES:

Councillor Rhodes
Councillor Harle
Karen McMenamin
Dean Bradshaw

Councillor
Councillor
General Manager Liverpool Hospital
Base Manager Holsworthy Barracks



OPEN

Meeting opened at 2.40pm.

1. WELCOME, ATTENDANCE AND APOLOGIES

Deputy Mayor Macnaught opened the meeting and apologies were noted.

2. DECLARATIONS OF INTEREST

Mr Alf Vella had a conflict of interest due to knowing two individuals Mr Rod Garlic and Ms Germaine Bishop, which is non-pecuniary and less than significant. Due to this conflict of interest, Mr Vella will not be taking part in the voting process and will remain in the room.

Clr Dr Betty Green had a conflict of interest due to knowing Mr Gopal Krishna, which is non-pecuniary and less than significant. Due to this conflict of interest, Clr Green will not be taking part in the voting process and will remain in the room.

Deputy Mayor Macnaught had a conflict of interest due to knowing Mr Vince Tripodina, which is non-pecuniary and less than significant. Due to this conflict of interest, Deputy Mayor Macnaught will not be taking part in the voting process and will remain in the room.

3. UPDATE ON STATUS OF RESOLUTIONS FROM PREVIOUS MEETING

John Edmondson VC Statue

Deputy Mayor Macnaught read an update on the following matter which was discussed at the last Committee meeting in August 2023. The information is shown below:

Update: Staff have advised that they are awaiting response from Frasers, the developers at Edmondson Park.

Action: QTON – Request Frasers Property to provide a more detailed update and clarification on the reason for the delay. An update on this matter to be provided at the next meeting.

Interpretive Sign at Remembrance Drive

Deputy Mayor Macnaught read an update on the following matter which was discussed at the last Committee meeting in August 2023. The information is shown below:

Update: An email has been sent to staff for updates on where the design of the Interpretive sign is and how far along is the designing of the sign.

Action: Staff to clarify who is taking ownership of the project; who has the design and what it looks like; Remembrance Drive Committee to provide any feedback and approval on the design.

Update to be provided at the next meeting.



Maria Locke Award

Mr Dobell- Brown suggested having a Maria Locke award within Council's Order of Liverpool Awards (or Australia Day Awards). An update was provided listing other Councils who have Maria Locke Awards or similar awards.

Committee members discussed the current Liverpool City Council awards, noting the current awards include most categories.

Consideration on an additional award that "overcomes adversity and challenges in the community" could be considered in the future.

Action

Committee recommended no further action for the Award.

Civic Awards Policy and Charter / Conflict of Interest

A draft copy of the Civic Advisory Committee Policy and Charter was emailed to Committee members prior to the meeting.

Conflicts of Interest should be declared at each meeting.

Action

- Review of the Civic Awards Policy and Charter to be revised by Committee members checking any anomalies, terminology update and suggested amendments.
- Committee members to provide marked changes prior to the meeting. An updated version with tracked changes and clean copy to be presented for review at the next meeting.

Committee Member Retiring

QTON - New Committee members to fill a vacancy and EOI from Mr Adrian Lai to join Committee.

Action

- Staff to provide further information on Mr Adrian Lai and confirm details if he would need to be invited by Council to join the Committee.
- Staff to provide information on the steps required to fill a vacancy on the Committee
- Staff to advise on requirements if the current Civic and Advisory Committee need to reapply to be on the Committee when the new council is elected in September 2024.
- Staff to provide the process for new Community members being onboarded.
- Update required on current Committee when term ends and new term starts before seeking more people on the Committee
- Staff to confirm what part of the two year term are we currently up to



Australia Day Awards and Order of Liverpool Awards

Council staff have designed a new marketing plan, where the marketing tools used included: QR codes, online forms, communications to the nominees, postcard sized information and announcements in the Liverpool Life magazine and Liverpool In The Loop.

Council received 15 nominations this year for the 2024 Order of Liverpool Awards.

Action

- A debrief to be held to discuss the process after the Award presentation.

Missing plaques on Liverpool Georges River bridge (City Side) and Light Horsemen Bridge

The missing plaques have been replaced on the Liverpool Georges River Bridge and on the Light Horsemen Bridge.

Mr Vella noted that another plaque in Bigge Park is now missing and needs to be replaced.

Action

- Council to replace the missing plaque in Bigge Park
- Council Staff to advise on better ways to anchor plaques to prevent removal and if it is suitable for the bridge.

4. ORDER OF LIVERPOOL AWARDS

The Committee reviewed a scoresheet of the average scores of the Order of Liverpool Award nominees.

Note:

As the remaining part of this section of the minutes contains personal information regarding recommended recipients to receive an Order of Liverpool Award, it has been excluded from these minutes. A separate report is on the Agenda for the 28 August 2024 Council meeting in the Confidential Book regarding the Order of Liverpool Awards, which contains this section of the minutes.

Action

The Committee discussed the 2025 Order of Liverpool Awards and recommended:

1. Application forms to include if the work is voluntary, paid employment or community service
2. Compare the policy of two years ago to the current policy
3. Application forms to be grouped together for years of service when reviewing



5. GENERAL BUSINESS

Anzac Day Service

Mr Brassell raised concerns on the processes of the 2024 Anzac Day service in Bigge Park.

Action

The Committee recommended:

- Guidelines and runsheet to be provided to MC
- Protocol list for Anzac Day services including introduction of guests and wreath laying
- List of precedents of who is called up first
- Invite the Minister of Religion
- Invite Anglican and Catholic ministers
- Collaborative discussions with Event organiser (Council and RSL Sub Branch) and invite them to attend the next Civic and Advisory Committee meeting

CPAC Sculpture – Honour of Anzac 100 Year Anniversary

The Committee discussed the previously donated sculpture of the fortification of a tank trap. The sculpture is currently stored at Casula Powerhouse Arts Centre awaiting installation.

Action

Update on the installation to be provided at the next Civic and Advisory Committee meeting.

Next meeting to be held on Tuesday 29 October 2024 at 2.00pm.

CLOSE

Meeting closed at 4.31pm