

1958

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VICTORIA

VICTORIAN LICENSING COURT
AND
LICENCES REDUCTION BOARD

REPORT AND STATEMENT
OF ACCOUNTS

FOR YEAR ENDING
30TH JUNE, 1957

PRESENTED TO BOTH HOUSES OF PARLIAMENT BY COMMAND OF HIS EXCELLENCY
THE GOVERNOR

By Authority:

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REPORT FOR YEAR ENDING 30TH JUNE, 1957.

INTRODUCTION.

1. The last Report covered the years ending 30th June, 1955 and 1956, and we then said that the furnishing of an annual report conforms with the practice in other Australian states and that Victoria should follow that practice.

LEGISLATION.

2. Section 177 (a) of the *Licensing Act* 1928 was repealed by the *Aborigines Act* 1957. This removed the prohibition against any aboriginal native being supplied with liquor.

SUPERVISORS.

3. After two years experience of the allocation of areas to assistant supervisors, it is now found that some administrative changes are desirable. The office at Mildura will be discontinued and the area heretofore administered by that officer will be supervised by those stationed at Hamilton, Ballarat and Bendigo. This re-arrangement will provide for an additional officer for the Metropolitan area. It is anticipated that the scheme will come into operation on the 1st January, 1958, and should lead to greater efficiency and at the same time be more economical.

4. The supervisor system continues to work very well, and now every hotel which is the subject of a transfer and which has not been reported on in detail is inspected. With this detailed report, the Court is able to ascertain on whose shoulders the burden of costs of remedying defects and bringing the hotel to the required standard falls as between owner, transferor and transferee. This in many cases has proved of great benefit to incoming licensees, and at the same time enables the Court to determine from the financial angle whether the proposed newcomer is a fit and proper person to conduct licensed premises.

5. We said in our last Report, "The supervisors have been instructed to offer all assistance to owners and licensees by making recommendations for necessary improvements, to be firm where necessary and in consultation with licensing inspectors to enforce the recommendations by invoking Section 138 where there is neglect, refusal or indifference". Over the year the supervisors have done this with the result that a large number of voluntary applications for approval of plans for alterations, extensions and renovations were lodged without recourse to compulsion under Section 138.

6. Licensing (Amendment) Act No. 5908 conferred on the Supervisor of Licensed Premises similar powers to those exercised by licensing inspectors in the issuing of orders under Sections 138, 141 and 142 of the Act, of lodging objections to the renewal of licences and taking proceedings for revocation of same. During the year, forty-four such orders were issued and twelve applications for revocation of licences were lodged by the Supervisor of Licensed Premises.

HOTEL STANDARDS.

7. During the year there has been a marked improvement in the standard of many hotels and the amenities and services provided. We are, however, mindful of the fact that much still remains to be done by many owners and licensees before the standard desired is reached. Nevertheless, it is gratifying to report that many owners and licensees are now endeavouring to improve their licensed premises as the following figures reveal :—

	Plans Approved.	Cost.
Metropolitan areas	119	£ 1,301,511
Country areas	214	1,036,735
	333	2,338,246

For the two preceding years there were 357 applications, involving an expenditure of £3,419,831. Probably the amounts recorded above would have been greater but for the difficulty in many cases of owners obtaining the necessary finance for capital expenditure.

LICENCES TERMINATED.

8. Particulars of all licences terminated by revocation, surrender or lapse during the year can be found in Appendix "A". Save for the licence of the Manyung Hotel, Mt. Eliza which was surrendered because the building was required for other purposes, the other terminations were due to owners not being prepared to, or justified in, expending money to bring the premises up to the required standard. Since 1st July, 1954, thirty-two victualler's licences have been terminated.

APPEALS AGAINST INSPECTORS' ORDERS.

9. A new procedure has been adopted by the Court in matters of appeals against orders served on owners and licensees under Section 138 of the Licensing Act. All appeals must be made returnable for hearing at Melbourne on a gazetted sitting day of the Court, as provided by Section 5 of the *Licensing (Amendment) Act 1955*. The practice adopted is to adjourn these matters to a date to be fixed. When it is considered that there are a sufficient number of appeals, the Court then sets aside a date to deal with them solely. This has in many ways proved both a great saving of time and expense to all parties concerned. Thirty-nine appeals were heard, and these were dealt with as follows:—

Metropolitan—

3 Dismissed
1 Withdrawn
2 Adjourned to dates to be fixed

Country—

1 Allowed
8 Dismissed
9 Withdrawn
5 Struck out
10 Adjourned to dates to be fixed.

REVOCATIONS.

10. A similar practice to that followed in appeals has been adopted in matters of applications by the Supervisor and licensing inspectors to have licences revoked, and has proved very satisfactory. In many of these applications for revocation on the grounds that premises are not of a standard required, the Court has been faced with difficulties in deciding in certain cases what the minimum requirements should be. A number of small country hotels are situate in places where there is no travelling public for which to cater, and where in a given radius there is a small population. The hotel in many of these cases is the communal centre, and to insist on the premises being brought up to a standard to meet the requirements of the Licensing Acts might result in the community being deprived of the amenity of its hotel. The earning capacity of most of these type of premises is insufficient to allow large expenditure on rebuilding or remodelling. There were thirty-nine applications for revocation of victualler's licences for the year; nine in the metropolitan area and thirty in the country. These were dealt with as follows:—

Metropolitan—

1 Granted
1 Dismissed
2 Refused
4 Withdrawn
1 Struck out

Country—

1 Granted
2 Dismissed
3 Withdrawn
8 Struck out
16 Adjourned to dates to be fixed.

SURRENDERS.

11. Twelve victualler's licences and five Australian wine licences were surrendered during the year. Particulars of these are already set out in Appendix "A". A summary of claims for compensation on surrender for the year will be found in Appendix "B".

NEW LICENCES.

12. On the 30th June, 1957, the number of applications for new licences filed since the *Licensing (Amendment) Act 1953* came into operation, was as set out in first column hereof, and the number filed for 1956-57 is as set out in second column hereof:—

(a) Licensed victuallers	.. .. .	22	..	6
(b) Australian wine licences	.. .. .	5	..	2
(c) Spirit merchant's licences	.. .. .	2	..	..
(d) Grocer's licences (already holders of spirit merchant's licences)	.. .. .	12	..	2
(e) Spirit Merchant's and grocer's licences	.. .. .	305	..	21

The number of applications, excluding applications part heard, not dealt with at the 30th June, 1957, are set out hereunder:—

(a) Licensed victuallers	.. .. .	5
(b) Australian wine licences	.. .. .	3
(c) Spirit merchant's licences	.. .. .	1
(d) Grocer's licences (already holders of spirit merchant's licences)	.. .. .	5
(e) Spirit merchant's and grocer's licences	.. .. .	186

A list of applications for licences dealt with by the Court for the year is found in Appendix "C". Since 1st July, 1954, the Court has granted eight conditional certificates for victualler's licences. Particulars and the conditions are set out in Appendix "D". As at the 30th June, 1957, one had been completed at Stratford, the Avon Hotel, and one is in course of erection at Morwell. From enquiries it appears that increasing costs over the original estimates and the difficulty of obtaining additional finance is delaying the commencement of building in at least five others.

COMMUNITY HOTELS.

13. The provision under Act No. 5767 for the granting of victualler's licences to community hotels has attracted only one applicant to date. This application was submitted by Irymple Community Co-operative Society Limited, for a licence for premises to be situate on the corner of Karadoc-avenue and the Calder Highway at Irymple. On the 5th December, 1955, a certificate for the issue of a licence conditional upon the erection of premises which are to be completed within two years at an estimated cost of £50,000 was granted. The Society have been unable to arrange the necessary finance for the erection of the building and are now contemplating a revised scheme.

CANTEENS.

14. Section 33 of the *Licensing (Amendment) Act 1953* provided for the establishment of canteens by a construction authority. The State Electricity Commission, as such a construction authority, was given approval by the Governor in Council to establish nine canteens in various areas of its Kiewa Hydro Works. To date the Commission has only established one canteen at McKay Creek.

APPLICATIONS TO THE COURT.

15. During the period under review, the Court dealt with 366 applications for transfer of licences; 61 applications under Section 111, and 544 miscellaneous applications. Details of the various types of licences are set out in Appendix "E".

PERMITS UNDER SECTION 43, SECTION 44 AND ACT No. 5179.

16. Rules 23 and 24 of the new Rules under the Licensing Acts gazetted on 20th September, 1956, provided a more rigid method in submitting applications for liquor permits and extension of liquor with meals permits. Applicants are required to submit statutory declarations both to the Court and licensing inspectors, setting out among other details, the circumstances of the special occasion together with, in the case of liquor permits, the name of the person or association providing the liquor to be consumed. Licensing inspectors are now provided with material with which to institute enquiries to assist the Court in keeping a close scrutiny of these applications. Details of the number of all permits dealt with for the period under review will be found in Appendix "F".

LICENCES IN EXISTENCE.

17. Appendix "G" indicates the number of each class of licence as at 30th June, 1957.

DISPENSATIONS.

18. Section 111 provides that no transfer of a victualler's licence be granted within a period of twenty-four months, save in exceptional circumstances. The extension from nine months to twenty-four months being made in the 1953 Legislation. The object was to prevent, if possible, trafficking in such licences and to provide some stability in the trade. We stated in the last Report that after two years experience of the new period, we were satisfied that it was a potent factor in achieving that object. We find, however, that the object of the Section is being evaded by the formation of a proprietary company, and the company becoming the licensee. Hence a sale of the lease, licence &c., is effected by the transfer of shares followed by application to the Court for the approval of the purchasers of the shares as directors and of a new nominee. As the licensee company remains the same, there is no need to apply for dispensation.

CLUBS.

19. Following the removal of the limitation of the number of registered clubs by the 1953 Act, the Court has had to consider the impact of new registrations on the liquor industry and has adverted to the question in a number of judgments. It is questionable however whether the Court can take this matter into account. Clubs have no obligations to provide accommodation for the travelling public, and can operate to the disadvantage of licensed hotels in the vicinity who are obliged to provide service and accommodation, and who are continually being pressed by the Court to improve their standards. Consideration might be given to an amendment of the Act on similar lines to the provisions in the New South Wales Legislation viz., that objection may be taken to the grant or renewal of a certificate of registration on these grounds:—

- (a) Having regard to existing facilities and to the objects of the club, the club is not required to meet a genuine and substantial need.
- (b) That registration of the club will result in undue competition and economic waste.

A further matter which is concerning the Court is the sale of liquor by registered clubs to members for consumption off the premises. The 1953 Act permitted the sale of liquor to club members outside the hours when liquor may be sold to, or to be taken away from, licensed victuallers premises by the general public. Sections 189 and 190 of the Principal Act prohibit the carrying away of liquor from licensed premises during prohibited hours, but it has been held that this does not apply to clubs whose members can remove liquor from club premises at any time. These "off sales" are adversely affecting hotel licensees whose trading in such must cease at 6 p.m., and consideration might be given to the whole question of "off sales". It might be thought that it is too late in the day to prohibit such sales in the case of clubs already registered when such right has been enjoyed for many years. However the following amendments are put forward for consideration:—

- (a) "Off sales" in what is called "prohibited hours" within the meaning of that expression in the Act be not permitted by any registered club.
- (b) The Court be empowered, if it thinks fit, to limit new club registrations to consumption of liquor on the premises, i.e., to prohibit "off sales".

The same problem faced the Licensing Commission in New Zealand, and (b) hereof was inserted on its recommendation in the New Zealand Licensing Act.

One hundred and thirty-two applications, including duplications, for club registration have been lodged; two stand part-heard, and 52 as at 30th June, 1957 remained to be heard.

A list of the applications by clubs for registration dealt with by the Court are set out in Appendix "H".

STATUTORY REQUIREMENTS—SECTIONS 89 AND 90.

20. During the period under review the Court has heard many applications for new licences. Before the Court is at liberty to hear evidence of requirement of a licence, the applicant must first prove that all the statutory requirements of Sections 89 and 90 of the Licensing Act have been fulfilled, such as the correct posting of the copy notice of application on the outside of the principal entrance of the premises in question, the correct form of application, correct detailing of plans and specifications &c. All these details are scrutinized very carefully by Counsel of opposing applicants and other objectors, and often before evidence of need can be considered, the Court is placed in the position of having to refuse the application. The Court considers that it should be given some discretionary power in cases where an applicant for a new licence makes some slight technical mistake, which although meeting substantially with the requirements, nevertheless is fatal to his application, although no injustice is occasioned to any interested person. Much time is wasted and expense incurred in many applications owing to the necessity for strict compliance with these Sections.

LICENSING FUND.

21. The balance to be transferred from the Licensing Fund to Consolidated Revenue at the 30th June, 1957, after all statutory payments and cost of administration had been deducted, totalled £2,367,641. Appendix "J" shows the financial statement for the financial year 1956-57, and also a comparison with the financial year 1955-56. Appendix "K" gives details of the income statutory payments and expenses from the Licensing Fund for the past ten years.

VISIT TO NEW ZEALAND.

22. At the request of the Acting Chief Secretary, the Chairman of this Court, Judge Fraser accompanied by Mr. W. E. McAllister, visited the Dominion of New Zealand in September, 1956 to examine the grading of hotels according to the standard of service provided. A detailed report on the visit has been submitted by the Chairman to the Chief Secretary. The report deals with many aspects of the Dominion's liquor industry in relation to administration, standard of hotels, accommodation costs &c., hotel classification and grading, types of licences and registered clubs.

The Chairman wishes to place on record his appreciation of the valuable assistance rendered by the Chairman of the Licensing Control Commission (Mr. A. M. Goulding) and the Secretary (Mr. Eric Graham) who made it possible in the short time available, to examine all the various matters desired, of covering extensive territory and to see so many licensed premises. During the eleven days occupied by the visit, more than 1,600 miles were covered.

COURT AND PREMISES.

23. It is very gratifying to report that the Court took over occupancy of its new premises at 632 Bourke-street, Melbourne on the 13th August, 1956, where modern and adequate office accommodation has been provided. The official opening of the Court Room took place on the 22nd August, 1956; the Honorable A. G. Rylah, Chief Secretary, and the Honorable Murray Porter, Assistant Minister both taking a seat on the bench with the Members of the Court.

DEATH OF REGISTRAR.

24. It is with regret that we have to record the death of Mr. Henry M. McAlister, Registrar of this Court. Following a sudden collapse he passed away in the Court's office on the 10th April, 1957. We wish to place on record our appreciation of his faithful service during the period he had served the Court. He had held the office as Registrar since his appointment on the 25th September, 1944.

APPOINTMENT OF REGISTRAR.

25. Mr. William E. McAllister was appointed to fill the vacant office of Registrar on the 27th June, 1957. He has been on the Court's staff since 1935. Prior to his appointment he held the office of Deputy Supervisor of Licensed Premises.

STAFF.

26. The Members of the Court desire to place on record their appreciation of the work of the staff. The transfer from the Crown Law Offices to the new premises at 632 Bourke-street, Melbourne, on the 10th August, 1956, was effected very smoothly due to the co-operation of all officers. With the adequate and modern accommodation now provided, the staff are able to carry out their duties in a very efficient manner.

27. The members of the Court also record their thanks to the Chief Secretary, the Officers of his Department, the Chief Commissioner of Police and the Licensing Inspectors for their assistance and willingness to co-operate whenever requested.

A. M. FRASER, Chairman.

FRANCIS FIELD, Member.

R. J. ATCHISON, Member.

12th December, 1957.

APPENDIX "A".

LICENCES TERMINATED, PERIOD 1ST JULY, 1956 TO 30TH JUNE, 1957.
VICTUALLERS LICENCES.

Date.	Licensing Area.	Hotel and Location.	How Terminated.
2.7.56	Ballarat	Plough and Harrow Hotel, Ballarat	Renewal of licence refused
30.7.56	Wangaratta	Royal Standard Hotel, Rutherglen	Surrendered as from 4th August, 1956
13.8.56	Ballarat	British Queen Hotel, Ballarat	Surrendered as from 31st December, 1956
3.9.56	Wangaratta	Strathbogie Hotel, Strathbogie	Surrendered as from date
18.9.56	Bendigo	Junction Hotel, Arnold	Surrendered as from date
30.10.56	Wangaratta	Punt Hotel, Gooramadda	Surrendered as from 31st December, 1956
19.11.56	Bendigo	Terminus Hotel, Dunolly	Surrendered as from 30th November, 1956
23.11.56	Central Metropolitan	Antonios Hotel, Melbourne	Renewal refused for 1957
10.12.56	Wangaratta	Yarrowonga Hotel, Yarrowonga	Surrendered as from 31st December, 1956
14.12.56	Bendigo	Exchange Hotel, Rushworth	Surrendered as from date
21.3.57	Ballarat	Essex Hotel, Ballarat	Surrendered as from 30th March, 1957
29.4.57	Warrnambool	Club Hotel, Portland	Licence revoked
13.5.57	Warragul	State Mine Hotel, South Dudley	Surrendered as from date
13.5.57	Geelong	Eastern View Hotel, Eastern View	Surrendered as from date
26.6.57	Southern Metropolitan	Manyung Hotel, Mt. Eliza	Surrendered as from date

OTHER LICENCES.

Date.	Licensing Area.	Licence.	Location.	How Terminated.
9.7.56	Bairnsdale	Spirit Merchant and Grocer	Raymond-street, Sale	Surrendered as from date
24.9.56	Southern Metropolitan	Australian Wine	Somerville	Surrendered as from date
22.10.56	Northern Metropolitan	Australian Wine	Spring-street, Reservoir	Surrendered as from date
5.11.56	Mildura	Australian Wine	Waitchie	Surrendered as from date
10.12.56	Western Metropolitan	Billiard Table	69A Puckle-street, Moonee Ponds	Lapsed renewal not sought
31.12.56	Central Metropolitan	Spirit Merchant	96-102 Franklin-street, Melbourne	Lapsed renewal not sought
31.12.56	Southern Metropolitan	Australian Wine	47 Glenhuntly-road, Elsternwick	Lapsed renewal not sought
31.12.56	Bairnsdale	Billiard Table	Omeo Highway, Bruthen	Lapsed renewal not sought
31.12.56	Bairnsdale	Billiard Table	Esplanade, Paynesville	Lapsed renewal not sought
31.12.56	Hamilton	Billiard Table	Main-street, Edenhope	Lapsed renewal not sought
31.12.56	Hamilton	Billiard Table	Main-street, Stawell	Lapsed renewal not sought
31.12.56	Shepparton	Billiard Table	Grant-street, Alexandra	Lapsed renewal not sought
31.12.56	Shepparton	Billiard Table	Mechanics Institute, Kyabram	Lapsed renewal not sought
31.12.56	Wangaratta	Billiard Table	Chalet, Mt. Buffalo	Lapsed renewal not sought
31.12.56	Warragul	Billiard Table	Yarragon	Lapsed renewal not sought
31.12.56	Southern Metropolitan	Billiard Table	Derby-parade, Caulfield	Lapsed renewal not sought
31.12.56	Eastern Metropolitan	Billiard Table	135 Bridge-road, Richmond	Lapsed renewal not sought
31.1.57	Hamilton	Australian Wine	Murtoa	Surrendered as from date
25.3.57	Wangaratta	Australian Wine	Nunn-street, Benalla	Surrendered as from date
30.6.57	Central Metropolitan	Spirit Merchant and Grocer	37 Errol-street, North Melbourne	Lapsed second half of licence fee not paid

APPENDIX " B ".

SUMMARY OF CLAIMS FOR COMPENSATION DEALT WITH FOR PERIOD 1ST JULY, 1956
TO 30TH JUNE, 1957.

Date.	Licensing Area.	Hotel and Location.	Compensation Awarded.		
			Owner.	Occupier.	Total.
2.8.56	Ballarat	Carlyons Hotel, Ballarat	£ nil	£ nil	£ nil
9.11.56	Bendigo	Junction Hotel, Arnold	600	260	860
25.3.57	Bairnsdale	Cassilis Hotel, Cassilis	300	25	325
28.5.57	Shepparton	Commercial Hotel, Bonnie Doon	4,100	1,500	5,600
28.5.57	Ballarat	Essex Hotel, Ballarat	1,300	240	1,540
28.5.57	Bendigo	Exchange Hotel, Rushworth	680	60	740
28.5.57	Bairnsdale	Nowa Nowa Hotel, Nowa Nowa	nil	nil	nil
28.5.57	Wangaratta	Punt Hotel, Gooramadda	625	25	650
28.5.57	Wangaratta	Royal Standard Hotel, Rutherglen	1,200	50	1,250
28.5.57	Bendigo	Terminus Hotel, Dunolly	590	25	615

AUSTRALIAN WINE LICENCES.

Date.	Licensing Area.	Location of Premises.	Award to Occupier.
			£
6.9.56	Shepparton	Arcadia	50
6.9.56	Eastern Metropolitan	Main-street, Croydon	nil
6.10.56	Central Metropolitan	272 Little Collins-street, Melbourne	125
28.5.57	Hamilton	McDonald-street, Murtoa	150
28.5.57	Northern Metropolitan	Spring-street, Reservoir	nil
28.5.57	Wangaratta	Nunn-street Benalla	nil
29.5.57	Mildura	Waitchie	100
29.5.57	Central Metropolitan	206 Exhibition-street, Melbourne	nil
29.5.57	Southern Metropolitan	Somerville	130

APPENDIX " C ".

LIST OF APPLICATIONS FOR LICENCES DEALT WITH BY THE COURT FOR THE PERIOD
1ST JULY, 1956 TO 30TH JUNE, 1957.

Nature of Licence.	Applicant.	Premises.	How Dealt With.	Date.
Australian Wine	A. N. Arvanitakis	422 Toorak-road, Toorak	Granted	2.7.56
Billiard Table	T. A. Hand	163 High-street, Echuca	Granted	2.7.56
Spirit Merchant and Grocer	C. M. Rechter	Nepean Highway, Rosebud	Granted	24.8.56
Spirit Merchant and Grocer	Harmsworth Stores Pty. Ltd.	Nepean Highway, McCrae	Granted	24.8.56
Spirit Merchant and Grocer	I. and W. Chadwick	Nepean Highway, West Rosebud	Refused	24.8.56
Spirit Merchant and Grocer	E. J. Marshall	Nepean Highway, Rosebud	Refused	24.8.56
Spirit Merchant and Grocer	Webster's Stores	Beach-road, Rosebud	Refused	24.8.56
Spirit Merchant and Grocer	Walkers Quality Stores	84 Mount-street, Heidelberg	Granted	29.8.56
Spirit Merchant and Grocer	Norman's Self Service Pty. Ltd.	The Mall, Heidelberg West	Granted	29.8.56
Spirit Merchant and Grocer	J. E. Hogan and L. J. Martin	Cr. Hawdon and Burgundy-streets, Heidelberg	Refused	29.8.56
Spirit Merchant and Grocer	Coulter's Pty. Ltd.	149 Bell-street, West Heidelberg	Refused	29.8.56
Spirit Merchant and Grocer	Francis Pty. Ltd.	Cr. The Mall and Bell street, West Heidelberg	Refused	29.8.65
Grocer	K. M. and E. O. Sanders	Cr. Boolarra Avenue and Delburn street, East Newborough	Refused	2.10.56
Spirit Merchant and Grocer	T. I. Trotman	247 Melville-road, West Brunswick	Granted	18.10.56
Spirit Merchant and Grocer	A. B. and V. J. O'Donnell	132-4 Union-street, Brunswick	Refused	18.10.56
Spirit Merchant and Grocer	E. and J. Thompson	110 Moreland-road, East Brunswick	Refused	18.10.56
Spirit Merchant and Grocer	F. P. Mount	57 Moreland-road, East Coburg	Refused	18.10.56
Spirit Merchant and Grocer	S. Mantello	651 Sydney-road, Brunswick	Refused	18.10.56
*Victualler	John McGauran Pty. Ltd.	Cr. Princes Highway and Collins street, Morwell	Granted	7.12.56
*Victualler	Sandown Investments Pty. Ltd.	Cr. Buckingham and Balmoral Avenues, Springvale	Granted	18.12.56
*Victualler	Newborough Hotels Pty. Ltd.	Cr. Monash Avenue and Rutherglen road, Newborough	Granted	13.6.57
*Spirit Merchant and Grocer	J. M. Ross	353 Somerville-road, Kingsville	Granted	25.6.57
Spirit Merchant and Grocer	G. and R. Curro	124 Roberts-street, Yarraville	Refused	25.6.56
*Spirit Merchant and Grocer	A. B. Nash	118-20 Williamstown-road, West Footscray	Granted	27.6.57
Spirit Merchant and Grocer	H. B. Lyons	17 Hotham-street, Seddon	Refused	27.6.57
Spirit Merchant and Grocer	Burgoine's Stores Pty. Ltd.	53 Leeds-street, Footscray	Refused	27.6.57
*Victualler	Hotel International Pty. Ltd.	Lancefield-road, East Keilor	Granted	28.6.57

* Licences issued conditionally upon promises being erected or altered, such conditions not being fulfilled at 30th June, 1957.
The number standing part-heard or awaiting judgment was 20.

APPENDIX " D ".

CONDITIONAL CERTIFICATES ISSUED FOR THE GRANT OF VICTUALLERS' LICENCES
SINCE 1st JULY, 1954.

Date of Conditional Certificate.	Applicant.	Premises.	Conditions.
7.6.1955	Myers and Bryant Proprietary Limited	Boundary Bend	Work to commence within two months and finish within ten months of commencement. On 5th August, 1957, period for completion was extended for twenty-four months from 1st July, 1957
26.8.1955	Braves Proprietary Limited ..	Cr. Tyers and Dixon streets, Stratford	Work to commence forthwith and be completed within nine months
3.11.1955	Murray Hotels Proprietary Limited	Cr. Langtree-avenue and Seventh-street, Mildura	Work to commence within twelve months and finish within two years of commencement
4.11.1955	Gabriel Hotel Proprietary Limited	31 Albert-road, Melbourne ..	Work to commence within six months and finish within two years from date of grant
7.12.1956	John McGauran Proprietary Limited	Cr. Princes Highway and Collins-street, Morwell	Work to commence within six months and be completed within eighteen months from commencement
18.12.1956	Sandown Investments Proprietary Limited	Cr. Buckingham and Balmoral-avenues, Springvale	Work to commence on 1st March, 1957, and finish by 30th September, 1958
13.6.1957	Newborough Hotels Proprietary Limited	Cr. Monash and Rutherglen-roads, Newborough	Work to commence within six months and be completed within twelve months from commencement
28.6.1957	Hotel International Proprietary Limited	Lancefield-road, East Keilor ..	Work to commence on 1st October, 1957, and finish by 30th September, 1959

APPENDIX " E ".

APPLICATIONS TO THE VICTORIAN LICENSING COURT.

Licence.	Transfers.				Dispensations from Provisions of Section 111.				Miscellaneous Applications.			
	Granted.	Refused.	With-drawn.	Struck-out.	Granted.	Refused.	With-drawn.	Struck-out.	Granted.	Refused.	With-drawn.	Struck-out.
Victualler ..	285	5	31	10	49	..	6	6	402	2	12	21
Spirit Merchant and Grocer ..	14	..	2	2	..	..	..	..	45	..	2	1
Australian Wine ..	10	2	1	1	..	..	..	..	30	2	1	1
Billiard Table ..	3	..	..	..	..	..	..	..	10	..	..	1
Club .. ..	..	..	..	..	..	..	..	..	2	..	..	..
Vigneron ..	..	..	..	..	..	..	..	..	5	..	..	..
Spirit Merchant...	..	..	..	..	..	..	..	..	7	..	..	..
	312	7	34	13	49	..	6	6	501	4	15	24

APPENDIX "F".

SUMMARY OF EXTENDED MEALS PERMIT AND LIQUOR PERMIT APPLICATIONS DEALT WITH BY THE VICTORIAN LICENSING COURT FOR THE FINANCIAL YEARS OF 1955-56 AND 1956-57.

Period and Area.	Extended Permits Liquor with Meals. Section 43 (3).			Permits Unlicensed Premises. Section 44 (6).			Permits Public Halls. Act No. 5197.		
	Granted.	Refused.	Withdrawn.	Granted.	Refused.	Withdrawn.	Granted.	Refused.	Withdrawn.
<i>1st July, 1955, to 30th June, 1956</i>									
Country Licensing Areas	778	8	7	277	..	..	2,680	5	16
Metropolitan Licensing Areas	1,800	25	5	744	1	2	10,161	8	2
Total	2,578	33	12	1,021	1	2	12,841	13	18
<i>1st July, 1956, to 30th June, 1957</i>									
Country Licensing Areas	815	1	7	223	8	1	2,973	10	8
Metropolitan Licensing Areas	2,378	24	10	637	3	4	10,707	6	4
Total	3,193	25	17	860	11	5	13,680	16	12

APPENDIX "G".

LICENCES IN EXISTENCE AS AT 30TH JUNE, 1957.

Area.	Hotels.	Clubs.	Spirit Merchant and Grocer.	Spirit Merchant.	Australian Wine.	Railway Refreshment Room.	Vigneron.	Billiard Table.	Brewers.
Central Metropolitan ..	169	36	33	47	19	..	..	6	2
Eastern Metropolitan ..	124	24	43	2	16	1	..	5	1
Northern Metropolitan ..	130	7	23	2	13	..	..	..	1
Southern Metropolitan ..	133	36	42	6	15	..	..	7	1
Western Metropolitan ..	128	13	19	3	6	..	..	7	..
	684	116	160	60	69	1	..	25	5
Bairnsdale	72	8	12	1	..	..	..	7	..
Ballarat	135	12	22	2	4	2	..	7	1
Bendigo	155	7	15	2	3	3	..	4	..
Geelong	85	6	15	1	3	2	..	9	2
Hamilton	95	4	20	..	3	3	..	2	1
Mildura	55	7	8	2	6	2	..	7	1
Shepparton	80	..	10	..	5	2	1	5	1
Wangaratta	110	1	15	1	1	3	9	9	1
Warragul	70	6	8	..	4	3	..	7	..
Warrnambool	94	2	14	..	1	1	..	5	..
	951	53	139	9	30	21	10	62	7
Total	1,635	169	299	69	99	22	10	87	12

APPENDIX "H".

LIST OF APPLICATIONS FOR CLUB REGISTRATIONS DEALT WITH BY THE COURT
FROM 1ST JULY, 1956 TO 30TH JUNE, 1957.

Club.	Premises.	How Dealt With.	Date.
Port Melbourne Returned Servicemen's Club	Cr. Bridge and Station streets, Port Melbourne	Withdrawn after intimation that Court was not prepared to grant registration	2.7.56
Tivoli Club	240-42 Victoria-street, North Richmond ..	Granted	20.7.56
Alexandra Club	139 Collins-street, Melbourne	Granted	16.8.56
Lyceum Club	86 Queen-street, Melbourne	Granted	20.8.56
Toorak R.S.L. Memorial Trust Patriotic Fund Club	72 Clendon-road, Toorak	Granted	24.8.56
Hamilton Returned Servicemen's Club ..	81 Kennedy-street, Hamilton	Granted	20.9.56
Yallourn Bowling Club	Parkway, Yallourn	Granted	20.9.56
Sandringham Yacht Club	Jetty-road, Sandringham	Granted	9.10.56
Quamby Club	98 Elizabeth-street, Melbourne	Granted	19.10.56
Royal Victorian Motor Yacht Club ..	Nelson-place, Williamstown	Granted	24.10.56
The Light Car Club of Australia ..	19 Brunswick-street, Fitzroy	Granted	31.10.56
Williamstown Sub-branch R.S.S.A.I.L.A. Club	128 Ferguson-street, Williamstown ..	Granted	31.5.57
Morwell Club	Helen-street, Morwell	Granted	13.6.57
Yallourn Golf Club	Yallourn-road, Yallourn	Granted	13.6.57
Moe Club	Moore-street, Moe	Adjourned. Date to be fixed	13.6.57
Morwell R.S.L. Club	53 Elgin-street, Morwell	Granted	28.6.57

APPENDIX "J"
THE LICENSING FUND.
FINANCIAL YEAR 1956-57.

	<i>Receipts.</i>		<i>Expenditure.</i>	
1955-56		£		£
	410,976		1955-56	
	10,982	331,269		45,558
7,108		10,439	Salaries and expenses of Court, Board and Office	52,194
9,558		10,587	Allowances to Licensing Inspectors, Licensing Police, witnesses &c.	45,178
539		10,716	Annual payment to metropolitan and country municipalities (4th Schedule, Act 3717)	58,244
	17,205	253	Compensation payments for surrenders and deprivations	865
		21,556	Annual payments to Police Superannuation Fund (Act 3717 Section 311)	23,000
1,863,981		2,027,162	Transfer to Consolidated Revenue (Act 3717 Section 312) amended by Acts 4571 and 4613	2,307,641
2,158		2,287	Expenses Liquor Referendum	504
292,765		316,420	Balance Licensing Fund (including investments in Stock £311,000)	330,765
15,428		14,642		
4,294		3,416		
75		75		
79,257		93,572		
19,746		23,138		
	2,277,704	2,480,712		
5,060		5,760		
26,137		27,129		
	31,197	32,889		
	1,601	1,526		
	205	Nil		
	2,749,870	2,878,391		
				2,878,391

APPENDIX "K".

STATEMENT SHOWING INCOME.

STATUTORY PAYMENTS AND EXPENSES PAID FROM LICENSING FUND SINCE 1ST JULY, 1947.

Serial.	Year.	Income Licensing Fund.	Salary and Expenses of Court, Board and Office.	Expenses of Licensing Inspectors and Licensing Police.	Compensation to Owners and Licensees for Premises Closed.	Municipalities.	Police Superannuation Fund.	Consolidated Revenue.	Cost of Liquor Referendum.	Total Payments and Expenses.	Licensees Balance remaining in Licensing Fund.	
1	1947-48	502,804	7,198	18,015	Nil	58,964	23,000	465,607	..	572,804	410,976
2	1948-49	628,149	8,408	20,732	95	58,964	23,000	516,930	..	628,149	410,976
3	1949-50	701,930	8,558	25,414	5,000	58,964	23,000	580,994	..	701,930	410,976
4	1950-51	802,511	10,597	27,404	975	58,964	23,000	681,571	..	802,511	410,976
5	1951-52	1,347,602	13,480	31,367	175	58,924	23,000	1,220,656	..	1,347,602	410,976
6	1952-53	1,786,543	15,272	38,323	300	58,900	23,000	1,650,747	..	1,786,543	410,976
7	1953-54	1,989,331	15,963	36,422	3,460	58,900	23,000	1,851,586	..	1,989,331	410,976
8	1954-55	2,132,881	28,845	40,812	2,105	58,736	23,000	1,979,383	..	2,132,881	410,976
9	1955-56	2,338,894	45,558	43,536	Nil	58,616	23,000	2,168,184	79,707	2,418,601	331,269
10	1956-57	2,547,122	52,194	45,178	865	58,244	23,000	2,367,641	504	2,547,626	330,765

Since 1922 the following amounts have been transferred out of the Licensing Fund :—

	£
Payments for Compensation for Premises closed	535,520
Payments to Municipalities	2,108,318
Payments to Police Superannuation Fund	805,000
Payments to Consolidated Revenue	18,540,166