



New South Wales

24-Hour Economy Legislation Amendment (Vibrancy Reforms) Bill 2025

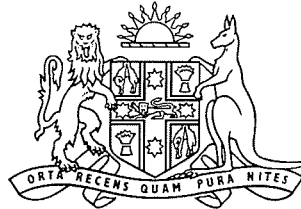
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I certify that this PUBLIC BILL, which originated in the LEGISLATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

Legislative Council
2025

Clerk of the Parliaments



New South Wales

24-Hour Economy Legislation Amendment (Vibrancy Reforms) Bill 2025

Act No , 2025

An Act to amend the *Liquor Act 2007* and other Acts to increase the vibrancy of the night-time economy; and for related purposes.

The Legislature of New South Wales enacts—

1 Name of Act

This Act is the *24-Hour Economy Legislation Amendment (Vibrancy Reforms) Act 2025*.

2 Commencement

This Act commences, or is taken to have commenced, as follows—

- (a) for Schedule 1[7] and [14], to the extent it inserts sections 47F(1)(b)(ii) and (2)(c)–(f) and 47G—on a day or days to be appointed by proclamation,
- (b) for Schedule 1[17]—on 15 March 2026,
- (c) for Schedule 3.1—on 1 December 2025,
- (d) otherwise—on the date of assent to this Act.

Schedule 1 Amendment of Liquor Act 2007 No 90

[1] Section 3A Meaning of dedicated live music and performance venue

Omit the section.

[2] Section 4 Definitions

Omit section 4(1), definition of *dedicated live music and performance venue*.

Insert in alphabetical order—

exempt application, for Part 5, Division 5A—see section 90D.

incentivised event venue—see section 130I.

listed live music and performance venue—see section 130O(1).

live music venue—see section 130F(1).

live performance venue—see section 130G.

metropolitan area means the area prescribed by the regulations as the metropolitan area.

non-metropolitan area means an area other than the metropolitan area.

planning approval, for Part 5, Division 5A—see section 90A.

relevant event, for Part 7B, Division 2—see section 130J.

special entertainment precinct venue—see section 130H.

[3] Sections 4(1), definition of “statement of risks and potential effects”, 45(3), note, 72A, definition of “social impact duty” and 72C(1)(a)

Omit “48” wherever occurring. Insert instead “72I”.

[4] Sections 12A and 12B

Omit the sections.

[5] Section 13 Special events extended trading period for certain venues

Omit section 13(2). Insert instead—

(2) An extended trading period for a special event may be declared only in relation to the following specified days—

(a) the day on which the special event is to be held (the *special event day*),

(b) the day immediately following the special event day,

(c) if the Minister is satisfied the special event will attract visitors to the area in which the relevant licensed premises is located—the day immediately before the special event day.

[6] Section 13(6), definition of “relevant licensed premises”, paragraph (b)

Omit “dedicated”. Insert instead “listed”.

[7] Section 18A

Insert after section 18—

18A Functions on other premises

(1) A club licence endorsed with an authorisation granted by the Authority under this section authorises the licensee to sell liquor—

(a) by retail at a function held on premises other than the premises to which the licence relates, and

- (b) at the times specified by the Authority in the authorisation.
- (2) The Authority may grant the authorisation on application by the licensee.
- (3) The Authority must not grant the authorisation unless satisfied that the functions conducted under the authorisation will be—
 - (a) in line with the purposes for which the club is established, and
Note— See the *Registered Clubs Act 1976*, section 10(1)(e).
 - (b) for the benefit of the members of the club and guests of members.
- (4) Regulations may be made about the following in relation to authorisations under this section—
 - (a) applications for authorisations, including the fees payable,
 - (b) the granting of authorisations.

[8] Section 20A Authorisation conferred by small bar licence

Omit “in sealed containers” wherever occurring in section 20A(1)(b) and (c).

[9] Section 25A Authorisation for restaurants and small bars to sell liquor for consumption away from licensed premises

Omit “in sealed containers” from section 25A(1).

[10] Section 35 Producers—miscellaneous provisions

Omit section 35(6).

[11] Part 4, Division 1A, Subdivision 1, heading

Insert after Division 1—

Division 1A Licence conditions

Subdivision 1 Powers of Authority

[12] Sections 47A and 47B

Renumber sections 52 and 53 as sections 47A and 47B and relocate to Part 4, Division 1A, Subdivision 1, as inserted by item [11].

[13] Section 47B(4), as renumbered by item [12]

Omit the subsection.

[14] Part 4, Division 1A, Subdivision 2

Insert after Subdivision 1, as inserted by item [11]—

Subdivision 2 Powers of Secretary

47C Basis for Secretary exercising functions

- (1) The Secretary may exercise the Secretary’s function of imposing conditions under this subdivision—
 - (a) on the Secretary’s own initiative, or
 - (b) for a condition imposed under section 47E(3)(c)—only on application by the licensee.

- (2) The Secretary may exercise the Secretary's function of varying or revoking conditions under this subdivision—
 - (a) on the Secretary's own initiative, or
 - (b) on application by—
 - (i) a licensee, or
 - (ii) the Commissioner of Police.

47D Applications

- (1) An application under this subdivision by a licensee must—
 - (a) be made in the way and form approved by the Secretary, and
 - (b) be accompanied by the application fee prescribed by the regulations, and
 - (c) comply with the requirements approved by the Secretary or prescribed by the regulations.
- (2) The regulations may impose requirements about applications under this subdivision, including—
 - (a) the information or particulars that must accompany an application, or
 - (b) the advertising of an application, or
 - (c) the waiver, remittance or postponement of application fees.

47E Imposition of licence conditions

- (1) The Secretary may impose conditions on a licence under this subdivision for the reasons, or in the circumstances, the Secretary considers necessary or appropriate.
- (2) The Secretary must not impose a condition if the condition is inconsistent with a condition—
 - (a) imposed, or taken to be imposed, by the Authority, or
 - (b) imposed by this Act or the regulations.
- (3) The conditions that may be imposed include the following—
 - (a) conditions prohibiting the sale or supply of liquor on the licensed premises before 10am or after 11pm, or both,
 - (b) conditions restricting the trading hours of, and public access to, the licensed premises,
 - (c) for licensed premises in a prescribed precinct—conditions of the kind imposed on a licence under section 116L.
- (4) The Secretary must not impose a condition as a replacement for the following revoked conditions unless the Secretary is satisfied that the condition is necessary to mitigate the harm that may be caused by the revocation of the revoked condition—
 - (a) a relevant condition referred to in section 47F(2)(c)–(f) that is revoked under section 47F,
 - (b) a condition revoked under 47G.

47F Variation or revocation of licence conditions

- (1) The Secretary may vary or revoke a condition of a licence at any time if—
 - (a) the condition has been imposed by the Secretary under this Act, or

- (b) the condition is a relevant condition that has been imposed, or is taken to have been imposed—
 - (i) by the Authority, and
 - (ii) for a condition of a kind referred to in subsection (2)(c)–(f)—before the commencement of the paragraph concerned.
- (2) The following conditions are **relevant conditions**—
 - (a) conditions relating to the trading hours of licensed premises,
 - (b) conditions relating to licensed premises situated wholly or partly in—
 - (i) a prescribed precinct, or
 - (ii) a precinct to which a precinct liquor accord applies, or
 - (iii) an area to which a community event liquor accord applies,
 - (c) conditions imposing a lockout or a curfew on entry by patrons,
 - (d) conditions requiring security personnel to be on the premises,
 - (e) conditions restricting the number of drinks that may be purchased in a single transaction,
 - (f) conditions restricting the kinds of drinks that may be sold or supplied.

47G Variation or revocation of condition prohibiting glass containers

- (1) The Secretary may vary or revoke a condition of a licence if the condition—
 - (a) has been imposed by the Secretary or the Authority, and
 - (b) prohibits drinks being served in glass containers.
- (2) The Secretary must not vary or revoke a condition under this section unless reasonably satisfied that the revocation or variation would not result in an increase in violence or other alcohol-related harm.
- (3) The Secretary may conduct a review of conditions for the purposes of exercising the Secretary’s functions under this section.
- (4) The Commissioner of Police is authorised to give the Secretary information about offences committed in relation to licensed premises if requested by the Secretary for the purposes of a review.

47H Powers may also be exercised for authorisations

The power of the Secretary to impose, vary or revoke a condition of a licence under this subdivision extends to a condition of an authorisation if—

- (a) the authorisation is held in relation to the licence, and
- (b) section 51 applies to the authorisation.

47I Limitation on Secretary’s powers under subdivision

- (1) This subdivision does not authorise the Secretary to vary or revoke a condition—
 - (a) imposed, or taken to be imposed, by the Authority, or
 - (b) imposed by this Act or the regulations.
- (2) This section does not apply to—
 - (a) the imposition of a condition referred to in section 47E(2)(a) or (b), or
 - (b) the variation or revocation of a condition in accordance with section 47F or 47G.

Subdivision 3 Miscellaneous

47J Natural justice for licensee

- (1) This section applies to a decision of the Secretary or the Authority under this division—
 - (a) to impose a condition on a licence after it has been granted, or
 - (b) to vary or revoke a condition of a licence.
- (2) This section does not apply if the licensee applied for the imposition, variation or revocation of the condition.
- (3) The Secretary or Authority must not make the decision unless the Secretary or Authority has—
 - (a) given the licensee a reasonable opportunity to make submissions about the proposed decision, and
 - (b) taken submissions made into consideration before making the decision.

47K Conditions may be temporary

- (1) The Secretary or Authority, when imposing a condition on a licence, must consider whether the condition should be imposed on a permanent or temporary basis.
- (2) If a condition is imposed on a temporary basis (a **temporary condition**), it may be set to end—
 - (a) on a specified date (the **end date**), or
 - (b) when specified criteria (**eligibility criteria**) are met by the licensee.
- (3) A date may be specified for when a particular eligibility criteria must be met and a failure to meet the eligibility criteria by that date is a breach of the temporary condition.
- (4) The end date or eligibility criteria for a temporary condition may be varied or revoked under this division in the same way as the temporary condition may be varied or revoked.
- (5) If the end date or eligibility criteria for a temporary condition is revoked before the temporary condition ends, the temporary condition becomes a permanent condition.
- (6) An application by a licensee to vary or revoke an end date or the eligibility criteria for a temporary condition must—
 - (a) be made in the way and form approved by the regulator, and
 - (b) be accompanied by the application fee prescribed by the regulations, and
 - (c) comply with the requirements approved by the regulator or prescribed by the regulations.
- (7) The regulations may impose requirements about applications under this section, including—
 - (a) the information or particulars that must accompany an application, or
 - (b) the advertising of an application, or
 - (c) the waiver, remittance or postponement of application fees.
- (8) In this section—
regulator means—

- (a) for an application made to the Authority—the Authority, or
- (b) for an application made to the Secretary—the Secretary.

47L Certain conditions about music and sound repealed

- (1) This section applies to a condition of a licence if—
 - (a) the condition—
 - (i) prohibits or restricts live music or other entertainment, or
 - (ii) imposes sound limits or acoustic restrictions, and
 - (b) the condition was imposed more than 3 years before the commencement of this section, and
 - (c) the condition was imposed by the Secretary or the Authority.
- (2) The condition is revoked and has no effect.
- (3) The Secretary may impose a condition on the licence under Subdivision 2 in similar terms to the revoked condition.
- (4) The Secretary must not impose the condition unless the Secretary is satisfied sufficient grounds exist for imposing the condition.
- (5) A way in which the Secretary may be satisfied sufficient grounds exist is if the Secretary reasonably believes—
 - (a) noise may be emitted from the licensed premises, and
 - (b) the noise will unreasonably disturb persons who reside near the licensed premises.
- (6) This section is repealed on the day that is 3 years after the day on which this section commences.

[15] Part 4, Division 2, heading

Omit the heading. Insert instead—

Division 2 Authorisations

[16] Section 49 Extended trading authorisation—general provisions

Omit section 49(2). Insert instead—

(2) Extended trading authorisation for consumption on premises

The Authority may authorise a licensee to sell or supply liquor for consumption on licensed premises during a specified period between midnight and 5am on any day if—

- (a) the licence authorises the sale or supply of liquor for consumption on the licensed premises, and
- (b) the licence is not a packaged liquor licence, and
- (c) the licensee applies to the Authority for the authorisation.

[17] Section 49(3)(b)

Omit the paragraph. Insert instead—

- (b) the licensee provides evidence that relevant events, within the meaning of Part 7A, Division 2, are held at the licensed premises on average—
 - (i) for licensed premises in the metropolitan area—at least 10 times in each month, or

- (ii) for licensed premises in a non-metropolitan area—at least 2 times in each week, and

[18] Section 54 Secretary may impose, vary or revoke licence conditions

Omit the section.

[19] Section 59A, heading

Omit the heading. Insert instead—

59A Short distance removal of unrestricted club licence or hotel licence

[20] Section 59A(1)

Insert “or a hotel licence” after “unrestricted club licence”.

[21] Section 59A(2)

Omit the subsection. Insert instead—

- (2) Despite another provision of this Act, if the application is granted—
 - (a) for a registered club licence—the registered club may continue to operate the club’s premises under the licence as if the licence were an unrestricted club licence, or
 - (b) for a hotel licence that authorises trade 24 hours a day from Monday to Saturday—the licensee may continue to operate the proposed licensed premises subject to the same trading hours as applied to the existing licensed premises.

[22] Section 59A(3), definitions of “existing licensed premises” and “proposed premises”

Omit “unrestricted club” wherever occurring.

[23] Section 66 Appointment of managers

Insert “, without the approval of the Authority,” after “must not” in section 66(1)(b).

[24] Section 66(1A)

Insert after section 66(1)—

- (1A) The Authority may give approval under subsection (1)(b) if the licensee makes an application to the Authority—
 - (a) in the way and form approved by the Authority, and
 - (b) accompanied by the fee prescribed by the regulations.

[25] Section 66(6)

Omit the subsection.

[26] Section 72C Contents of cumulative impact assessment

Omit “section 94” from section 72C(3)(a). Insert instead “section 90B”.

[27] Part 4, Division 6, heading

Insert after Division 5—

Division 6 Miscellaneous

[28] Sections 72I–72N

Renumber sections 48, 54A, 55, 56, 57 and 58 as sections 72I, 72J, 72K, 72L, 72M and 72N and relocate to Part 4, Division 6, as inserted by item [27].

[29] Section 73 Prevention of excessive consumption of alcohol on licensed premises

Omit “subsection (5A)” from section 73(5)(b). Insert instead “subsection (5D)”.

[30] Section 73(5A)–(5D)

Omit section 73(5A). Insert instead—

- (5A) The licensee does not commit an offence against subsection (1)(a) for failing to remove an intoxicated person from licensed premises if—
 - (a) the licensee and relevant employees or agents of the licensee had reasonable grounds to believe the intoxicated person—
 - (i) required medical assistance and medical assistance had been sought, or
 - (ii) required transport to be able to leave the licensed premises and a means of transport had been sought, and

Example— a taxi to take the person home
 - (b) the licensee and the licensee’s employees or agents refused to serve the person liquor after becoming aware the person was intoxicated, and
 - (c) the intoxicated person was actively monitored while on the licensed premises by the licensee or an employee or agent of the licensee, and
 - (d) the presence of the intoxicated person was reported in the relevant incident register, regardless of when the incident occurred, including the following information—
 - (i) the time at which the licensee, or an employee or agent of the licensee first became aware the intoxicated person was on the licensed premises,
 - (ii) the actions taken in relation to the person,
 - (iii) the time the person left the licensed premises, and
 - (e) the licensee ensured the intoxicated person—
 - (i) did not make unreasonable noise or cause a disturbance, and
 - (ii) did not enter a gaming room.
- (5B) For subsection (5A)(d)—
 - (a) the **relevant incident register** is—
 - (i) for a licensee who maintains an incident register under section 72L—that incident register, or
 - (ii) otherwise—a register—
 - (A) maintained by the licensee for this section, and
 - (B) in a form approved by the Secretary, and
 - (b) the licensee must ensure the information is recorded as soon as practicable, but no later than 24 hours, after becoming aware the intoxicated person was on the licensed premises.
- (5C) Section 72L(4) and (5) apply to an incident register referred to in subsection (5B)(a)(ii) as if it were kept under section 72L.
- (5D) The Secretary must—

- (a) issue guidelines relating to the prevention of intoxication on licensed premises, and
- (b) make the guidelines publicly available in a way the Secretary considers appropriate.

[31] Part 5, Division 5A

Insert after Division 5—

Division 5A Boundaries of licensed premises

90A Definitions

In this division—

exempt application—see section 90D.

planning approval means—

- (a) a development consent within the meaning of the *Environmental Planning and Assessment Act 1979*, or
- (b) an approval under that Act, Division 5.2.

90B Authority may set and change boundaries

- (1) The boundaries of licensed premises must be specified by the Authority when the licence is granted.
- (2) The boundaries of licensed premises may be changed by the Authority—
 - (a) on the Authority's own initiative, or
 - (b) on application by—
 - (i) the owner of the premises, or
 - (ii) the licensee.
- (3) An application under this section must be accompanied by—
 - (a) for a change of boundaries requiring planning approval—a copy of the approval and evidence the approval is in force, and
 - (b) for a change of boundaries that will apply to land owned by a person other than the applicant—evidence the person has given consent to the application.
- (4) If a fee is prescribed by the regulations for a change of the boundaries of licensed premises, a change to the boundaries does not take effect until the fee is paid.
- (5) Subsection (4) does not apply to a proposed change of boundaries—
 - (a) resulting from an exempt application, or
 - (b) referred to in section 90C(2)(b).
- (6) The Authority must not specify or change the boundaries of licensed premises unless, in the Authority's opinion, a primary purpose requirement under this Act in relation to the licensed premises is or will be complied with.

90C Consultation requirements for change of boundaries

- (1) The Authority must not change the boundaries of licensed premises unless the Authority has—
 - (a) given each relevant person a reasonable opportunity to make submissions in relation to the proposed change, and

- (b) taken the submissions made into consideration before deciding whether to make the change.
- (2) This section does not apply to—
 - (a) an exempt application, or
 - (b) a proposed permanent change of boundaries of licensed premises if the change—
 - (i) is substantially the same as a temporary change of boundaries resulting from—
 - (A) an exempt application, or
 - (B) a former relevant application, and
 - (ii) is not inconsistent with the requirements for—
 - (A) the exempt application, or
 - (B) the former relevant application, other than a requirement relating to the period for the temporary change of boundaries.
- (3) In this section—
 - former relevant application** means an application to which—
 - (a) former section 94A applied, or
 - (b) for an application made before the commencement of section 94A—the *Liquor Regulation 2018*, clause 130B applied.
 - relevant person** means—
 - (a) the Commissioner of Police, and
 - (b) for a temporary change of boundaries for licensed premises relating to a building, or part of a building, adjacent to the licensed premises—
 - (i) the local council for the area in which the building or part is located, and
 - (ii) a licensee for a licence relating to the building or part, and
 - (c) for another change of boundaries—
 - (i) the licensee, and
 - (ii) the Secretary.

90D Meaning of “exempt application”

- (1) For this division, an application for a temporary change to the boundaries of licensed premises is an **exempt application** if the application meets the requirements set out in this section.

[32] Section 90D(2), (3), (6) and (7)

ReNUMBER section 94A(2), (3), (6) and (7) as section 90D(2), (3), (6) and (7) and relocate after section 90D(1), as inserted by item [31].

[33] Section 90D(4) and (5)

Insert after section 90D(3), as renumbered by item [32]—

- (4) The application may only apply to the sale or supply of liquor on the relevant land for the period—
 - (a) determined in the approval or consent to use, or notice to allow the use of, the relevant land, or
 - (b) authorised by the licensee’s licence.

- (5) For relevant land prescribed by the regulations, the application must not, despite subsection (4), apply to the sale or supply of liquor on the relevant land between midnight and 10 am.

[34] Sections 94, 94A, other than the provisions renumbered by item [32], and 94B

Omit the sections.

[35] Section 111 Carrying liquor away from premises to which on-premises licence relates

Omit section 111(2)(b) and (c). Insert instead—

- (b) the liquor was sold or supplied to the person—
(i) in accordance with this Act, and
(ii) for consumption away from the premises.

[36] Part 7B

Insert before Part 8—

Part 7B Live music and performance venues

Division 1 Key terms

130F Live music venues

- (1) For this Act, a venue is a *live music venue* if—
(a) one of the following types of licence is in force for the venue—
(i) a hotel licence,
(ii) a club licence,
(iii) a small bar licence,
(iv) an on-premises licence,
(v) a producer/wholesaler licence, and
(b) live music forms a significant part of the venue's normal operations.
(2) The regulations may prescribe the circumstances in which live music forms a significant part of a venue's normal operations.

130G Live performance venues

For this Act, a venue is a *live performance venue* if the venue—

- (a) is a music hall, concert hall, dance hall, theatre or other venue, and
(b) is licensed under an on-premises licence relating to a public entertainment venue, and
(c) is used primarily for live performances or other creative or cultural events, and
(d) is not a live music venue.

130H Special entertainment precinct venues

For this Act, a venue is a *special entertainment precinct venue* if—

- (a) the venue is located in a special entertainment precinct, and
(b) live music performances or other arts and cultural events—
(i) are held at the venue, or

- (ii) are intended to be held at the venue and the Secretary has been notified of the intention.

130I Incentivised event venues

For this Act, a venue is an *incentivised event venue* if the venue participates in an incentivised event.

Division 2 Extended trading hours

130J Definition

In this division—

relevant event means a live music performance or other arts and cultural event meeting the following criteria—

- (a) the performance or event is of a duration of 45 minutes or more,
- (b) the performance or event is held after—
 - (i) for a Saturday or Sunday—midday, or
 - (ii) otherwise—6pm.

130K Live music and performance venues

- (1) This section applies to—
 - (a) a live music venue, or
 - (b) a live performance venue.
- (2) The trading period for the venue is extended by 2 hours after the time that would otherwise apply to the venue under—
 - (a) section 12, or
 - (b) an extended trading authorisation.
- (3) The 2-hour extension does not apply to the venue unless—
 - (a) the development consent for the venue permits the extended trading hours, and
 - (b) a relevant event is held on each day that the venue trades during the 2-hour extended trading period.

130L Special entertainment precinct venues and incentivised event venues

- (1) This section applies to—
 - (a) a special entertainment precinct venue, or
 - (b) an incentivised event venue.
- (2) The trading period for the venue is extended by 1 hour after the time that would otherwise apply to the venue under—
 - (a) section 12, or
 - (b) an extended trading authorisation.
- (3) The 1-hour extension does not apply to the venue unless—
 - (a) the development consent for the venue permits the extended trading hours, and
 - (b) for an incentivised event venue—the relevant event is held in conjunction with the incentivised event.

- (4) The licensee must ensure that, in any month in which the venue trades during the 1-hour extension, at least 10 relevant events are held at the venue during the month.

130M Records must be kept about extended hours

- (1) This section applies to a venue if the trading period for the venue is extended under this division.
- (2) It is a condition of the licence for the venue that the licensee must keep records of each relevant event held at the venue.
- (3) The records must be kept in the form and way approved by the Secretary.
- (4) The licensee must, if asked by a police officer or inspector—
 - (a) make the records available for inspection, and
 - (b) allow the police officer or inspector to make copies of the records.

130N Provisions of division prevail

- (1) To the extent of an inconsistency between a provision of this division and a relevant condition applying to the venue, the provision of this division prevails.
- (2) In this section—
relevant condition means a condition prescribed by the regulations under section 116I—
 - (a) prohibiting or restricting the sale or supply of liquor on licensed premises in certain circumstances or at certain times, including in circumstances or at times otherwise permitted by or under this Act, or
 - (b) prohibiting patrons from entering licensed premises at certain times.

Division 3 Listed venues

130O Listed live music and performance venues

- (1) For this Act, a licensed premises is a *listed live music and performance venue* if the licensed premises—
 - (a) is one or more of the following—
 - (i) a live music venue,
 - (ii) a live performance venue,
 - (iii) a special entertainment precinct venue,
 - (iv) an incentivised event venue, and
 - (b) is on a list of venues—
 - (i) kept by the Secretary, and
 - (ii) published on an appropriate government website.
- (2) The regulations may prescribe the following—
 - (a) applications for inclusion on the list, including application fees,
 - (b) the matters the Secretary must consider in deciding whether to include a venue on the list,
 - (c) the circumstances in which a venue may be removed from the list,
 - (d) the procedure for adding a venue to the list or removing a venue from the list.

[37] Sections 137(3)(b) and 140(3)(c)

Omit “section 55” wherever occurring. Insert instead “section 72K”.

[38] Section 137A

Insert after section 137—

137A Codes of practice

- (1) The Secretary may approve codes of practice setting out standards to be met by a licensee to ensure a safe environment on the licensed premises.
- (2) The Authority must consider an approved code of practice if—
 - (a) the Authority is deciding whether a licensee has failed to address a significant risk to the safety of employees or other persons on the licensed premises, and
 - (b) the Authority has been given, or is otherwise aware of, the approved code of practice, and
 - (c) the code of practice is relevant in the circumstances.

[39] Section 139 Grounds for making complaint

Insert after section 139(3)(hb)—

- (hc) that the licensee or manager has failed to prevent or address a significant risk to the safety of employees or other persons on the licensed premises,

[40] Section 139(6)

Insert after section 139(5)—

- (6) For this section, the circumstances in which a licensee or manager fails to prevent or address a significant risk to the safety of employees or other persons on the licensed premises includes circumstances prescribed by the regulations.

[41] Section 144Z Notice of proposed remedial action

Omit “55” wherever occurring in section 144Z(1)(a)(iv) and (b)(iv). Insert instead “72K”.

[42] Schedule 1 Savings and transitional provisions

Insert at the end of the schedule, with appropriate part and clause numbering—

Part Provisions consequent on enactment of 24-Hour Economy Legislation Amendment (Vibrancy Reforms) Act 2025

Definition

In this part—

amending Act means the *24-Hour Economy Legislation Amendment (Vibrancy Reforms) Act 2025*.

Listed live music and performance venues

A venue is taken to be a listed live music and performance venue if the venue was, immediately before the repeal of section 3A by the amending Act, a dedicated live music and performance venue.

Requirement for sealed containers

- (1) Sections 20A and 25A, as amended by the amending Act, extend to sales of liquor occurring before the amendment.
- (2) A term of an authorisation granted under section 25A before the amendment has no effect to the extent it requires liquor sold for consumption away from the licensed premises to be in sealed containers.

Variation or revocation of licence conditions

Section 47F extends to a condition imposed before the commencement of the section.

Licence conditions—applications by licensee

- (1) The renumbering of section 53 by the amending Act does not affect an application made under that section before the renumbering.
- (2) An application made under section 54 before its repeal is taken to have been made under section 47D.

Relevant events

- (1) Until the beginning of 15 March 2026, section 130K(3)(b) is taken to be substituted with the following—
 - (b) a live music performance or other arts and cultural event that meets the following criteria is held at the venue on each night the venue trades during the 2-hour extended trading period—
 - (i) the performance or event is of a duration of 45 minutes or more,
 - (ii) the performance or event is held after 8pm.
- (2) Until the beginning of 15 March 2026, section 130L(4) is taken to be substituted with the following—
 - (4) The licensee must ensure that on any day that the venue trades during the 1-hour extension—
 - (a) the day falls in a 7-day period in which 2 live music performances or other arts and cultural events are held at the venue, and
 - (b) each performance or event—
 - (i) is of a duration of 45 minutes or more, and
 - (ii) is held after 8pm.

Renumbered and re-enacted provisions

- (1) A reference in a document to a provision of this Act that is renumbered by the amending Act is taken to be a reference to the provision as renumbered.
- (2) A reference in a document to a provision of this Act that is repealed and re-enacted by the amending Act is taken to be a reference to the re-enacted provision.

Schedule 2 Amendment of Gaming and Liquor Administration Act 2007 No 91

[1] Section 3 Definitions

Insert in alphabetical order in section 3(1)—

marine authority, for Part 4, Division 5B—see section 33B.

marine improvement notice, for Part 4, Division 5B—see section 33B.

relevant person, for Part 4, Division 5B—see section 33B.

relevant purpose, for Part 4, Division 5B—see section 33B.

[2] Section 5 Meaning of “close associate”

Insert after section 5(1)—

- (1A) A reference in the gaming and liquor legislation to a *close associate* of a person includes a reference to a former close associate of the person.

[3] Section 7 Members of Authority

Omit section 7(2). Insert instead—

- (2) The Minister must, when making recommendations to the Governor—
- (a) only recommend persons who are on the recommended members list, and
 - (b) consider the terms of existing members to try to ensure the staged replacement of members, and
 - (c) try to ensure the Authority has members who together have expertise or experience in each of the following—
 - (i) the responsible operation of licensed venues or music festivals,
 - (ii) law enforcement, including in relation to financial crime,
 - (iii) accounting or corporate governance,
 - (iv) harm minimisation.

[4] Section 8 Selection panel for appointment of members

Insert after section 8(1)—

- (1A) The Minister may establish the selection panel before the vacancy occurs.

[5] Section 8(2)

Omit “more”. Insert instead “not less”.

[6] Section 8(3)

Omit the subsection. Insert instead—

- (3) The selection panel must ensure the recommended members list comprises the following persons—
- (a) at least 1 person who is—
 - (i) a Judge or former Judge, or
 - (ii) a lawyer of at least 7 years standing with experience in administrative law,
 - (b) other persons, each of whom has expertise or experience in—
 - (i) the responsible operation of licensed venues or music festivals, or

- (ii) law enforcement, including in relation to financial crime, or
- (iii) accounting or corporate governance, or
- (iv) harm minimisation.

[7] Section 21 Requirement to provide information and records

Omit section 21(1A) and (3).

[8] Section 21(2)

Omit “or (1A)”.

[9] Part 4, Division 5B

Insert after Division 5A—

Division 5B Functions of marine authority

33B Definitions

In this division—

marine authority has the same meaning as in the *Liquor Act 2007*.

marine improvement notice means a notice under the *Liquor Act 2007*, section 75(1)(c).

relevant person has the same meaning as in the *Liquor Act 2007*, section 75.

relevant purpose means the following—

- (a) determining whether to give a relevant person a marine improvement notice,
- (b) giving a relevant person a marine improvement notice.

33C Requirement to give information

- (1) A marine authority may direct a relevant person for licensed premises to give information to the marine authority if—
 - (a) the licensed premises is a vessel, and
 - (b) the marine authority requires the information for a relevant purpose.
- (2) The direction must specify—
 - (a) the information required, and
 - (b) the way in which the information must be given, and
 - (c) the reasonable time in which the information must be given.

33D Requirement to answer questions

A marine authority may direct a relevant person to answer questions if—

- (a) the marine authority requires information for a relevant purpose, and
- (b) the marine authority reasonably suspects the relevant person has the information, and
- (c) the questions relate to the information.

33E Direction may be written or oral

A direction under this division may be given—

- (a) in writing, or
- (b) orally.

33F Power to take photographs and recordings

A marine authority may take photographs or other recordings the marine authority considers necessary for a relevant purpose.

33G Use of information and documents

- (1) The marine authority may give information collected under this division to the Authority or the Secretary.
- (2) The Authority or the Secretary may use the information in the exercise of a function of the Authority or the Secretary under the gaming and liquor legislation.
- (3) In this section—
information includes a document or recording.

[10] Section 36A Review by Authority of certain decisions

Omit “section 54” from section 36A(1), definition of *reviewable decision*, paragraph (a)(i).
Insert instead “Part 4, Division 1A, Subdivision 2”.

[11] Section 36A(1), definition of “reviewable decision”, paragraph (a)(ia)

Insert after paragraph (a)(i)—

- (ia) a decision under section 47K to impose, vary or revoke an end date or eligibility criteria,

[12] Section 36A(1), definition of “reviewable decision”, paragraph (a)(ii)

Omit “section 54A”. Insert instead “section 72J”.

Schedule 3 Amendment of other Acts

3.1 24-Hour Economy Legislation Amendment (Vibrancy Reforms) Act 2024 No 76

Schedule 5.1 Environmental Planning and Assessment Act 1979 No 203

Insert after proposed clause 1A(5)—

- (6) Subclause (4) does not apply to the following conditions—
 - (a) a condition of a complying development consent,
 - (b) a condition of a development consent granted by the Minister under this Act, Part 4, Division 4.3.

3.2 Local Government Act 1993 No 30

[1] Section 202 Definitions

Omit the definition of *dedicated live music and performance venue*.

Insert in alphabetical order—

listed live music and performance venue has the same meaning as in the *Liquor Act 2007*.

[2] Section 202B Meaning of “special entertainment precinct”

Omit section 202B(1)(c). Insert instead—

- (c) listed live music and performance venues are authorised to trade for an additional 1 hour under the *Liquor Act 2007*, section 130L.

[3] Dictionary

Omit the definition of *dedicated live music and performance venue*.

Insert in alphabetical order—

listed live music and performance venue, for Chapter 8, Part 3—see section 202.