

Section 46 Submission – Liquor Control Act 1988 (WA)

Applicant

Lagardere/AWPL Pty Ltd (Discover Perth – Terminal 1, Perth Airport)

Purpose of Submission

This submission is made pursuant to section 46 of the Liquor Control Act 1988 (WA) in support of an application for the grant of a Special Commercial Facility Licence.

The applicant submits that the proposed business model is unique and that a Special Commercial Facility Licence is the most appropriate licence category. The primary purpose of the premises is the retail sale of Western Australian gifts, souvenirs and travel-related merchandise to airport passengers. The proposed sale of liquor is ancillary and complementary to the principal retail business.

Nature of the Business

Discover Perth operates as a specialty retail store located within Terminal 1 of Perth Airport. The store offers a curated range of Western Australian and Australian products, including souvenirs, locally made gifts, gourmet food items, confectionery, travel accessories, apparel and other retail merchandise targeted at domestic and international travellers.

The applicant proposes to introduce a limited range of premium packaged liquor products, including Western Australian wines, beers, ciders and spirits, together with selected Australian products. The liquor offering is intended to complement the existing product range by showcasing locally produced beverages and providing passengers with gift and souvenir options representative of Western Australia.

Liquor sales will remain a minor component of the overall business and are not intended to become the primary focus of the store.

Why a Special Commercial Facility Licence is Appropriate

The premises operate in the unique environment of an international airport terminal and serve a transient customer base consisting primarily of airline passengers and visitors. The proposed liquor sales are incidental to the broader retail offering and are designed to enhance the customer experience by allowing travellers to purchase locally produced packaged liquor alongside other Western Australian products.

The business is not intended to function as a dedicated liquor retailer or venue for the consumption of alcohol. All liquor will be sold in sealed containers for takeaway only, subject to all applicable legislative requirements and responsible service obligations.

Inappropriateness of Other Licence Categories

The applicant submits that other licence categories available under the Liquor Control Act 1988 are not suitable for the proposed operation for the following reasons:

- **Hotel Licence:** The premises do not provide accommodation or operate as a hotel.
- **Tavern Licence:** The business does not provide facilities primarily for the sale and consumption of liquor on the premises.
- **Restaurant Licence:** The premises are not operated as a restaurant and the sale of liquor is not ancillary to meals.
- **Small Bar Licence:** The business does not operate as a bar or provide on-premises consumption of liquor.
- **Liquor Store Licence:** The principal purpose of the premises is not the sale of liquor. Rather, it is a specialty gift and souvenir retail business where liquor forms only a complementary part of the product range.
- **Producer, Wholesaler or Club Licence:** The nature of the business does not fall within any of these licence categories.

Accordingly, none of the standard licence classes appropriately reflects the proposed operation.

Responsible Operation

The applicant is committed to responsible retailing practices and compliance with all conditions imposed on the licence. Staff involved in liquor sales will receive appropriate training, age verification procedures will be implemented, and liquor will only be sold in accordance with the approved licence conditions.

The liquor display area will be clearly defined within the store and integrated into the existing retail environment in a manner that supports responsible sales practices.

Conclusion

The proposed sale of packaged liquor is ancillary to the principal business of operating a specialty Western Australian gift and souvenir store within Perth Airport. The unique nature of the airport retail environment and the complementary role of liquor sales distinguish the business from traditional licensed premises.

For these reasons, the applicant respectfully submits that a Special Commercial Facility Licence is the most appropriate licence category and requests that the application be granted.

Hasan Saeed

Hasan Saeed
Food Safety & Licensing Manager
Lagardere/AWPL Pty Ltd