

Lismore Multi-Venue Barring Policy

The Lismore City Liquor Accord has implemented the following 'Multi-venue barring policy' to reduce alcohol related violence, anti-social behaviour and other alcohol related harm in and around licensed premises.

1. Persons who are involved in any of the following behaviour on or near accord venues may be subject to a barring under this policy:
 - a. violent, threatening or aggressive behaviour
 - b. anti-social or disorderly behaviour
 - c. vandalism, malicious damage or repeated disturbance
 - d. repeated intoxication
 - e. refusing to leave a venue when requested
 - f. use, possession or distribution of illegal drugs (or reasonable suspicion of), or
 - g. any criminal activity.
2. Any accord member can make an application to have a person barred from all accord venues by making a request to the Accord Chairperson. The request should include the name and address (if known) of the person for which the barring is sought and the details of the circumstances leading to the request. Where possible, the request should be accompanied by supporting evidence such as incident register logs, CCTV or witness statements.
3. Each case will be considered on its merits and determined by a panel of licensees ("the Panel"). Accord members who are from public sector agencies, as defined by the Privacy and Personal Information Protection Act 1998, will not participate in the Panel, or be provided information regarding the details of barred persons.
4. When considering whether to bar a person, the Panel will take into account:
 - a. the seriousness of each incident
 - b. the cumulative impact of all incidents
 - c. the acceptance or not of wrongdoing by the person
 - d. the likelihood of further incidents
 - e. any restitution or penalty already paid by the person, and
 - f. any other information which is relevant.
5. Any barring period will be determined in consideration of the guidelines adopted by the [Insert] Accord and attached to this policy. However, these are a general guide and should not be regarded as inflexible. Where appropriate longer or shorter periods may be agreed upon.
6. Each licensee of the [insert] Accord agrees to exercise their common law right to refuse entry or remove the person for the period determined by the Panel. This does not prevent licensees from implementing a longer barring period for their individual venue.
7. Barred persons will be notified in writing by the Accord Chairperson and given an opportunity to have the decision reviewed. Where the address of the barred person is not known, the accord will take all reasonable steps to ascertain the address and notify the person of the barring.
8. Any request for a review must be made in writing within 30 days of the date of the notification, addressed to the Accord Chairperson and include supporting statements/material. The barring period remains in effect until the review is determined.
9. The request will be determined by the Panel who may choose to invite written or verbal submissions from any relevant person.
10. The original requesting accord member will not sit on the review panel; however they will be given an opportunity to respond to any submission made by the barred person.
11. In reviewing the barring period, the Panel will give consideration to all relevant information in accordance with point 4 of this Policy. The Panel will then determine whether to uphold, remove or vary the barring. This could include increasing the barring period.
12. The barred person will receive written notification of the review decision, including confirmation of any barring period in effect.
13. A notice, as agreed upon by the Accord, will be displayed prominently near each entrance of all participating venues to notify persons of this Policy.
14. Any amendments to this Policy can only be made through the consensus of members of the Lismore City Liquor Accord, as detailed in the accord constitution.