

## **Policy Redesign Project**

*All policies and procedures are being reviewed as part of this project. This document is pending review, but remains in effect until the review is carried out.*

### **Alcohol on Campus**

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| <b>Establishment:</b>       | Council, 20 October 1967   |
| <b>Date Last Amended:</b>   | EDA, 5 November 2010   |
| <b>Nature of Amendment:</b> | Reference to Liquor Licencing Act of SA and equivalent legislation in other jurisdictions and to change Council delegate |
| <b>Date Last Reviewed:</b>  | November 2010  |
| <b>Responsible Officer:</b> | Vice-President (Corporate Services)  |

#### **1. Legislative Framework**

The consumption of alcohol on University premises is governed by:

- the Liquor Licensing Act 1997 (SA), and if outside South Australia, the equivalent legislation applicable in that jurisdiction;
- Clause 22 of the By-laws made pursuant to the Flinders University of South Australia Act, and
- *Rules* which have been approved for this purpose by the University Council.

#### **2. By-Laws**

Clause 22 of the *By-laws* made under The Flinders University of South Australia Act states:

- (a) No person shall, without the permission of the Council or its delegate, bring any alcoholic liquor upon the University grounds, or keep or consume any alcoholic liquor upon the University grounds.
- (b) An authorised person may remove from the University grounds any intoxicated person, and search the University grounds and vehicles for alcoholic liquor, and may seize any alcoholic liquor reasonably suspected of having been brought on to the University grounds contrary to this by-law.
- (c) The Council may confiscate any alcoholic liquor brought on to the University grounds contrary to this by-law, and thereupon such liquor shall become the property of the University.
- (d) This by-law does not apply to any licensed premises within the University grounds.

#### **3. Obtaining a Permit**

Staff wishing to bring alcohol on to University premises or to consume alcohol on University premises, must obtain a permit for this purpose.

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An Application to provide alcohol on University premises can be downloaded [here](#).

## 4. Rules

4.1 In these rules:

'University premises' shall mean all those parts of the University grounds and buildings which are not licensed premises;

]permit' shall mean a permit granted by one of the Council's delegates to bring alcoholic liquor into the University premises and, subject to these Rules, to consume such alcoholic liquor within the University premises;

'Limited Licence' shall mean a licence issued by the Liquor & Gambling Commissioner granted for a special occasion authorising the sale or supply of alcohol and the consumption of alcohol in accordance with the *Liquor Licensing Act 1997* (SA), or if outside South Australia, an equivalent licence issued by the equivalent authority in accordance with the legislation applicable in that jurisdiction.

'undergraduate student' means a student enrolled at the University in a course other than one designated by the Council as a postgraduate course;

'postgraduate student' means a student enrolled at the University in a course designated by the Council as a postgraduate course;

'steward' shall mean a person, not being an undergraduate or postgraduate student, who has been approved by the Council's delegate to serve alcoholic liquor within the University premises at a function for which a permit has been granted, and who shall be responsible for the serving and control of the alcoholic liquor in accordance with the permit.

4.2 The bringing of alcoholic liquor into the University premises or the consumption of alcoholic liquor within the University premises other than as provided by these Rules will be regarded as a serious offence. Offenders who are students of the University will be dealt with by a Board of Enquiry in accordance with Statute 6.4 Student Conduct. Action will be taken against other offenders under the By-laws.

4.3 A person appointed by the Council as the Council's delegate, may issue to any full-time member of the University staff a permit which shall authorise that member of staff to bring into the University premises and to have in his or her own private room (or in the case of a member of staff resident in the University premises, his or her own residential quarters) a reasonable quantity of alcoholic liquor for consumption therein. Any such permit shall remain in force until revoked by the Council's delegate.

4.4 An application for a permit for a function to be held on University premises must be made to the relevant Council's delegate on the form provided, normally at least seven days in advance of the function. The application must set out the following information:

- (a) the nature, time, date and place of the proposed function;
- (b) the name of the person or persons organising the function or, in the case of a function being organised by a club or society, the names of the responsible officers;
- (c) whether the function will be attended by members of staff, postgraduate students, undergraduate students or invited members of the general public;
- (d) the duration of the function, the expected number of persons attending and the quantity and type of alcoholic liquor for which the permit is sought;
- (e) the name(s) of the persons whom the organisers propose to employ as stewards.

4.5 Where approved by the Council's delegate, permits shall be granted in writing and shall state in specific terms the follows:

- (a) the date, time, place and duration of the function;
- (b) the amount and type of alcoholic liquor that may be provided and consumed in relation to the number expected to attend;
- (c) the number and names of the persons to be employed as stewards by the organisers of the function.

4.6 The stewards employed at a function for which a permit has been granted shall be required:

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- (a) to take charge of the alcoholic liquor provided before any has been served, and to ensure that the amount provided does not exceed the amount stated in the permit;
  - (b) to ensure that no additional supplies of alcoholic liquor are brought in during the course of the function;
  - (c) to check the number of persons attending the function and to reduce the amount of alcoholic liquor to be consumed if the number is less than that stated on the permit.

4.7 Where a permit has been granted for a function organised by postgraduate students, the employment of stewards will be required if any undergraduate students will be present, but not otherwise unless the Council's delegate shall so direct.

4.8 For functions at which undergraduate or postgraduate students will be present, permits will be granted only for the consumption of wines or beer. Permission will not be granted for the consumption of spirits.

4.9 Any alcoholic liquor suspected of having been brought into a function without the approval of the Council's delegate shall be confiscated immediately.

4.10 No permit shall be deemed to authorise the sale, supply or consumption of alcoholic liquor if such sale, supply or consumption would be a contravention of the Liquor Licensing Act 1997 (SA), or if outside South Australia, the equivalent legislation applicable in that jurisdiction.

4.11 If at any time prior to a function for which a permit has been granted the Council's delegate has reason to believe that a breach of any of these Rules may occur, the permit may be withdrawn immediately and the organisers informed accordingly.

4.12 If any breach of any of these Rules should occur during a function for which a permit has been granted, the stewards shall immediately withdraw all supplies of alcoholic liquor and shall report the breach of the Rules to the Council's delegate as soon as possible.

4.13 Where a function to be held on University premises will be attended wholly or predominantly by members of the public, the organisers of the function may seek the approval of the relevant Council's delegate to apply to the Liquor & Gambling Commissioner in accordance with the Liquor Licensing Act 1997 (SA) (or if outside South Australia, the equivalent authority in accordance with the equivalent legislation applicable in that jurisdiction) for a limited licence. If the Council's delegate approves the request, the organisers of the function shall be responsible for making application to the Liquor & Gambling Commissioner or equivalent for a limited licence and for the payment of any fees or charges involved. Prior to the holding of a function a copy of the limited licence granted by the Liquor & Gambling Commissioner for that function shall be supplied by the organisers to the Council's delegate who shall forward it to the Vice-President (Corporate Services) of the University for the University's records.

4.14 The organisers of a function for which a limited licence has been granted will be responsible for ensuring that the sale, supply and consumption of alcoholic liquor complies with the provisions of the Liquor Licensing Act 1997 (SA), (or if outside South Australia, the equivalent legislation applicable in that jurisdiction) and with any special conditions under which the special permit may have been granted.

4.15 At every function for which a permit or a limited licence has been granted, the organisers shall supply a reasonable quantity of non-alcoholic drinks.

*Footnote:* It should be noted that for the purpose of Rule 10 a sale of alcoholic liquor will be deemed to have been made if an inclusive charge is made for any function and any part of that charge is used to defray all or part of the cost of the alcoholic liquor supplied at the function.

## **Related Links**

[Alcohol and other drugs on University premises](#)