

Liquor Regulation 2002

Section 40 – Prescription of limits for noise that if exceeded constitute unreasonable noise

For the definition unreasonable noise in section 4 of the Act, the limits for noise are as follows—

- (a) between 6a.m. and 10p.m.—the adjusted maximum sound pressure level LA10, plus adjustments for tonal and impulse components, exceeding the background level LA90 by more than 10dB(A);
- (b) between 10p.m. and 6a.m.—the sound pressure level LOCT10, in a full octave band with centre frequencies from 63HZ to 2000HZ, exceeding the background level LOCT90 by more than 8dB in any octave band.



Noise nuisance complaint diary

Complainant name and address _____

[illegible]



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Locked Bag 180 City East QLD 4002
Telephone (07) 3872 0999 Facsimile (07) 3872 0998
Email liquorcompliance@justice.qld.gov.au

NOISE NUISANCE COMPLAINT FORM

RELATING TO PREMISES LICENSED UNDER THE *LIQUOR ACT 1992*

Noise nuisance complaint made by -	Alleged source of the noise
Name _____	Name of premises _____
Residential address _____ _____	_____
Telephone _____ Home Mobile	Address _____ _____
Email _____	

PLEASE ADD EXTRA PAGE/S AS REQUIRED, ENSURING TO SIGN EACH PAGE

Does the noise affect your wellbeing (eg, your opportunity to sleep, relax or hold a conversation)?		YES
		NO
How does the noise affect your wellbeing?		
Please specify where in your premises the noise can be heard.		
When is the noise a problem (time of day/night)?		
How long does the noise create disturbance to you?		
Is the noise a regular problem or intermittent?		
When did the noise first become a problem?		
How can you tell which premises the noise is coming from?		
Please tick the boxes that best describes the noise problem	<input type="checkbox"/>	Continuous/Steady
	<input type="checkbox"/>	Fluctuating
	<input type="checkbox"/>	Bass
	<input type="checkbox"/>	High Pitch / Singing or Voice
How long have you been living at your current premises?		
Have you undertaken any renovations at your premises?		
If Yes, when did this occur?		
Tick the box that best reflects your observations of the Licensed Premises and the noise?	<input type="checkbox"/>	Entertainment just commenced
	<input type="checkbox"/>	Building work at premises
	<input type="checkbox"/>	Change in style of entertainment
	<input type="checkbox"/>	No changes
	<input type="checkbox"/>	Always been an issue
Have you made contact with the management of the premises?		
If Yes, when and who did you speak to?		
Do you give permission for your contact details to be provided to the premises?		
Are you interested in participating in mediation between yourself and the Management of the premises?		
Have you kept a diary of the days and times when noise has been a problem?		
If Yes, could you please provide a copy of this to OLGR Officers?		
Has this noise problem been reported to any other agency?	<input type="checkbox"/>	Local Council
	<input type="checkbox"/>	Police
	<input type="checkbox"/>	Another Government Agency
Would you be willing to allow an officer to take noise readings from inside your premises?	<input type="checkbox"/>	YES
	<input type="checkbox"/>	NO
Would you be willing to appear at a Magistrates Court Hearing or Queensland Civil and Administrative Tribunal hearing to give evidence relating to the information contained in this complaint should it prove necessary?	<input type="checkbox"/>	YES
	<input type="checkbox"/>	NO

DECLARATION

I hereby certify that the above information is true and correct and I understand that the information may be used by the Office of Liquor and Gaming Regulation as evidence as required.

Signature _____

Date ____ / ____ / 20____

Full Name _____



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PREMISES NAME

COMPLAINANT NAME & ADDRESS

[illegible]

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Signature _____

Date ____ / ____ / 20____

Full Name _____



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PREMISES NAME

COMPLAINANT NAME & ADDRESS

[illegible]

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142ZZB Providing a safe environment and preserving amenity

(1) A licensee or permittee must, in the conduct of business on the relevant premises, provide and maintain a safe environment in and around the relevant premises.

Maximum penalty—100 penalty units.

[s 142ZZB]

Liquor Act 1992

Part 6 Obligatory provisions and offences

Current as at 5 December 2019 Page 243

Authorised by the Parliamentary Counsel

(2) A licensee or permittee must, in the conduct of business on the relevant premises, take all reasonable steps to ensure the use of the premises does not adversely affect the amenity of the area in which the premises are located.

Maximum penalty—100 penalty units.

(3) A licensee or permittee must, in the conduct of business on the relevant premises, take all reasonable steps to ensure the behaviour of persons entering or leaving the premises does not adversely affect the amenity of the area in which the premises are located.

Maximum penalty—100 penalty units.

(4) If a licensee or permittee knows or has reason to believe that a relevant offence is being, or is about to be, committed in or around the relevant premises, the licensee or permittee must take reasonable steps to stop or prevent the commission of the offence.

Maximum penalty—100 penalty units.

(5) For subsection (4), an offence is a relevant offence if the commission of the offence may reasonably be expected to have an adverse impact on—

(a) the health and safety of a person in or around the



relevant premises; or

(b) the amenity of the area in which the premises are located.

(6) A licensee or permittee must, in the conduct of business on the relevant premises, engage in the positive practices prescribed by regulation for this section.

Maximum penalty—100 penalty units.

(7) A licensee or permittee must not, in the conduct of business on the relevant premises, engage in, or allow another person to engage in, an unacceptable practice prescribed by regulation for this section.

Maximum penalty—100 penalty units.

[s 142ZZC]

Liquor Act 1992

Part 6 Obligatory provisions and offences

Page 244 Current as at 5 December 2019

Authorised by the Parliamentary Counsel

(8) A regulation may prescribe a practice to be a positive practice for subsection (6) or an unacceptable practice for subsection (7) for the purposes of—

(a) providing and maintaining a safe environment in and around licensed premises and premises to which permits relate; and

(b) ensuring the use of the premises does not adversely affect the amenity of the areas in which they are located.



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