

# Section 39 (Liquor Licensing) Certificates

**A Liquor Licence from the Department of Racing, Gaming and Liquor must be obtained in order to sell liquor from a premises.**

To apply for a Liquor Licence the applicant must obtain a Section 39 Certificate from the relevant Local Government to submit with their application.

Section 39 certificates are required for all new liquor licensing applications, and applications for any alterations to existing licensed premises including hotels, taverns, cabarets, liquor stores, special facility licences, restaurants and club licences.

Additional detailed information on how to apply for a liquor licence is available from the Department's website [www.rgl.wa.gov.au](http://www.rgl.wa.gov.au) (search Department Roles, The Role of Local Government).

## Section 39 Certificate (Local Government Health Approval)

A certificate issued by a Local Government under section 39 of the Liquor Control Act 1988 confirms that the premises, or proposed premises, complies with all the relevant requirements under the *Health Act 1911*, the *Food Act 2008*, any written law relating to the sewerage or drainage of that premises under the Local Government Act 1995, and the Local Government (Miscellaneous Provisions) Act 1960.

Local governments are able to condition Section 39 certificates if a premises has outstanding work to be completed, or withhold the certificate until the premises has been made to comply. Local governments may also impose conditions requiring that music must not be amplified over a specified level.

## Details of Application

To obtain a Section 39 Certificate the applicant must submit the following information to the City of Armadale:

- A detailed site plan demonstrating the location of premises to be licensed.
- A detailed internal layout plan of the premises, demonstrating the area of the premises to which the liquor licence will apply.
- Completed Department of Racing, Gaming and Liquor forms (Liquor Control Act 1988 Certificate of Local Health Authority – Section 39 application form available from [www.rgl.wa.gov.au](http://www.rgl.wa.gov.au) ).
- Fee for Section 39 Certificate (refer to Health Services Schedule of Fees [www.armadale.wa.gov.au/application-forms-and-fees](http://www.armadale.wa.gov.au/application-forms-and-fees) for applicable fee).

Applicants should ensure that requests for Section 39 certificates are lodged promptly so that the City has sufficient time to process the application.

For further information refer to Department of Racing, Gaming and Liquor Application Kit, [www.rgl.wa.gov.au/liquor/liquor-applications/application-kits](http://www.rgl.wa.gov.au/liquor/liquor-applications/application-kits).