

# LIQUOR

---

## No. 8 of 1966

### An Ordinance to amend the *Liquor Ordinance* 1929-1965.

1.—(1.) This Ordinance may be cited as the *Liquor Ordinance* 1966.\* Short title  
and citation.

(2.) The *Liquor Ordinance* 1929-1965† is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Liquor Ordinance* 1929-1966.

2. Section 5 of the Principal Ordinance is amended by adding at the end of the definition of “Trading hours” in sub-section (1.) the words “and, in the case of the premises licensed under a Special (Construction Camp) Licence, the hours fixed under section twenty-six H of this Ordinance.” Interpretation.

3. Section 17A of the Principal Ordinance is amended—

(a) by omitting the words “the Minister” (first occurring) and inserting in their stead the words “a Minister or an authority of the Commonwealth, as the case may be,”;

(b) by inserting, after the word “hotel”, the words “or of any premises used or to be used as a wet canteen at a construction camp”; and

(c) by inserting, after the words “the Minister” (second and third occurring), the words “or the authority”.

Agent of  
Minister or  
authority,  
when deemed to  
be licensee.

4. Section 18 of the Principal Ordinance is amended—

(a) by omitting from paragraph (f) of sub-section (1.) the word “and”; and

Licences.

\* Made on 29 April, 1966; notified in the *Commonwealth Gazette* and commenced on 5 May, 1966.

† Ordinance No. 15, 1929, as amended by Nos. 5 and 6, 1930; Nos. 4, 11 and 15, 1931; Nos. 9 and 15, 1932; Nos. 10 and 11, 1935; No. 26, 1936; Nos. 6, 25 and 27, 1938; No. 19, 1942; No. 3, 1943; Nos. 4 and 11, 1945; No. 8, 1946; Nos. 1, 5, 6 and 7, 1948; No. 13, 1950; No. 11, 1951; No. 7, 1954; No. 9, 1955; Nos. 3 and 8, 1956; Nos. 14 and 21, 1959; Nos. 8 and 18, 1962; No. 14, 1963; No. 3, 1964; and Nos. 8 and 17, 1965.

(b) by adding at the end of that sub-section the following paragraphs:—

“ (h) Motel Licences, which shall be in accordance with Form 7 in the Schedule; and

“ (i) Special (Construction Camp) Licences, which shall be in accordance with Form 8 in the Schedule.”.

5. After section 26E of the Principal Ordinance the following sections are inserted:—

Motel  
Licences.

“ 26F.—(1.) A Motel Licence may be granted to a lessee or occupier, being a lessee or occupier other than a partnership, or to a person on behalf of the lessee or occupier, being a lessee or occupier which is a partnership, of premises used or to be used as a motel.

“ (2.) Subject to this Ordinance, a Motel Licence shall authorize the licensee to sell, supply and dispose of liquor on the licensed premises—

- (a) to persons having a *bona fide* meal for which a price (excluding the price of any liquor) of not less than Fifty cents is paid and as part of that meal—
  - (i) on any day, except Christmas Day, Good Friday or a Sunday, between the hours of ten o'clock in the morning and midnight; and
  - (ii) on Christmas Day or a Sunday, between hours of noon and ten o'clock in the evening;
- (b) at any time to lodgers for consumption by them in their suites on the licensed premises; and
- (c) at any time to guests of a lodger, in the company of, and at the expense of, the lodger, for consumption in his suite on the licensed premises.

“ (3.) The licensee under a Motel Licence shall cause all bottles and drinking vessels that have been used in the supply or consumption of liquor to be removed from every dining room of the motel—

- (a) on any day referred to in sub-paragraph (i) of paragraph (a) of the last preceding sub-section—before half-past twelve o'clock in the morning of the day next succeeding; and

(b) on any day referred to in sub-paragraph (ii) of paragraph (a) of the last preceding sub-section—  
before half-past ten o'clock in the evening of that day,

and shall not permit or suffer any such bottles or vessels to be in any such dining room after that time and before the hour of ten o'clock in the morning next succeeding on any day, except Christmas Day, Good Friday or a Sunday, or before noon on Christmas Day or a Sunday.

“ (4.) A person shall not carry away from a motel licensed under this Ordinance liquor that has been sold or supplied to him by, or on behalf of, the licensee at those premises.

“ (5.) Except as provided by this section, a person shall not drink liquor or permit or suffer liquor to be drunk in a motel licensed under this Ordinance.

“ (6.) It shall be a defence to a prosecution under the last preceding sub-section that the liquor was drunk—

(a) by the occupier of the premises or a member of the family of the occupier dwelling on the premises or a servant of the occupier or a guest of any such person; or

(b) by a person or a member of the class of persons specified in a special permit granted in pursuance of section thirty of this Ordinance and that the liquor was drunk during the hours and in the rooms or places specified in the permit.

“ (7.) Proof of any matters referred to in the last preceding sub-section shall lie on the person charged.

“ (8.) A person who contravenes or fails to comply with any provision of this section shall be guilty of an offence and shall be liable, on conviction, to a penalty not exceeding One hundred dollars.

“ 26G.—(1.) A Motel Licence shall not be granted or renewed unless—

(a) the motel contains for public accommodation at least twenty-five units, each comprising a living area, with a suitable complement of bedding and furniture, bathing and toilet facilities;

(b) each unit in the motel has a floor area of not less than two hundred square feet including a bathroom which has a floor area of not less than twenty-five square feet and which may contain a toilet and shower recess;

Conditions  
for the grant  
or renewal of  
Motel Licences.

- (c) a certificate of occupancy or a certificate of completion has been issued in respect of the motel by the Proper Authority under the Canberra Building Regulations;
- (d) the motel contains, to the satisfaction of the Magistrate, a common well-appointed and sufficient dining room or restaurant that is open to the public;
- (e) in addition to the bathing and toilet facilities in each unit, the motel is provided, in accordance with law, with toilet facilities, conveniently situated in relation to the dining room or restaurant, for lodgers and the public frequenting the motel, to the satisfaction of the Magistrate; and
- (f) the motel is protected from the ingress of flies and insects by such wire doors and window screens as the Magistrate thinks sufficient.

“(2.) The licence fee payable upon the grant of a Motel Licence is One hundred dollars and the licence fee payable upon the renewal of the licence is—

- (a) a sum equal to five per centum of the amount (including duties) paid or payable for all liquor purchased or procured, during the year ended on the thirty-first day of October next preceding the date of the renewal, for disposal in pursuance of the licence; or
- (b) One hundred dollars,

whichever is the greater.

Special  
(Construction  
Camp) Licence.

“26H.—(1.) A Special (Construction Camp) Licence may be granted in respect of premises used or to be used as a wet canteen at a construction camp—

- (a) to a contractor, not being a partnership, or to a person on behalf of the contractor, being a partnership; or
- (b) where the premises are associated with a work being constructed by the Minister of State for Works or an authority of the Commonwealth and are to be managed by a person as agent for the Minister or the authority, to that person.

“(2.) Subject to this Ordinance, a Special (Construction Camp) Licence shall authorize the licensee to sell, supply and dispose of liquor on the licensed premises to persons employed in connexion with and to other persons directly associated with the work and their guests during trading hours as fixed in accordance with the next succeeding sub-section.

“(3.) The trading hours in any week, which shall not, without the approval of the Magistrate, exceed forty hours, are as fixed by the licensee, having regard to shift-work being performed on the work, but so that the hours, whether in one or several periods, do not exceed five hours on a week day, eight hours on a Saturday and seven hours on a Sunday except where the Magistrate approves of trading hours in excess of forty hours in any week, when the trading hours on any day in that week may be varied by the licensee to such an extent as not to exceed in the aggregate the number of hours approved by the Magistrate for that week.

“(4.) A licensee shall not sell, supply or dispose of liquor on Good Friday, the morning of the twenty-fifth of April, Christmas Day or a day or portion of a day that is prescribed.

“(5.) The licensee shall forthwith inform an Inspector of the trading hours fixed under this section and of any variation of those hours.

“(6.) The sale, supply and disposal of liquor under a Special (Construction Camp) Licence is subject to the following conditions:—

(a) If less than fifty men are employed at the construction camp, beer shall be sold, supplied and disposed of at the licensed premises in glasses from cans containing thirteen and one-third ounces that are to be opened and the contents of which are to be consumed on the licensed premises;

(b) If more than fifty persons are employed at the construction camp—

(i) full bar service shall be provided at the licensed premises;

(ii) beer shall be supplied in glasses of standard measure, spirits by the nip and wines by the glass; and

(iii) liquor shall not be sold, supplied or disposed of, whether in cans, bottles or otherwise, for consumption off the licensed premises; and

(c) Liquor shall be sold, supplied and disposed of at the current public bar prices at the licensed hotel in the Territory that is nearest to the licensed premises at the construction camp.

“(7.) A person shall not carry away from the premises licensed under a Special (Construction Camp) Licence liquor that has been sold or supplied to him by, or on behalf of, the licensee at those premises.

Penalty: Ten dollars.

“(8.) For the purposes of this section—

‘contractor’ means a person or a partnership constructing a work under a contract with the Commonwealth or an authority of the Commonwealth, or, where there are several contractors in respect of the work, means the main or principal contractor;

‘construction camp’ means a camp, situated beyond ten miles from the boundary of the City Area, that is associated with a work that is being constructed by the Minister of State for Works or by an authority of the Commonwealth or that is the subject of a contract with the Commonwealth or an authority of the Commonwealth and on which at least twenty persons are being or will be employed who will ordinarily reside at the camp during the construction of the work.

“26i.—(1.) A Special (Construction Camp) Licence shall not be granted unless—

- (a) the premises at which liquor is to be sold or supplied and the equipment thereof are of such a standard as, in the opinion of the Magistrate, is sufficient;
- (b) the premises are provided with sanitary accommodation for both sexes of such extent and standard as, in the opinion of the Magistrate, is necessary;
- (c) the premises are protected from the ingress of flies and insects by such wire doors and screens as the Magistrate thinks sufficient; and
- (d) seating and table accommodation, at which liquor may be sold, supplied or disposed of, is provided at the premises to the satisfaction of the Magistrate.

“(2.) The licence fee payable upon the grant of a Special (Construction Camp) Licence is Sixty dollars, and the licence fee payable upon the renewal of the licence is—

- (a) a sum equal to five per centum of the amount (including duties) paid or payable for all liquor purchased or procured, during the year ended on the thirty-first day of October next preceding the date of the renewal, for disposal in pursuance of the licence; or
  - (b) Sixty dollars,
- whichever is the greater.

Conditions  
of grant of  
Special  
(Construction  
Camp)  
Licences.

“26j. The Minister or the authority of the Commonwealth responsible for the work in connexion with which the construction camp at which the licensed premises are situated is established shall, within seven days after the completion of the work, notify the Registrar that the work has been completed and the Registrar shall thereupon cancel the Special (Construction Camp) Licence granted in respect of those premises.”.

Cancellation  
of Special  
Licences on  
completion  
of work.

**6.** Section 28 of the Principal Ordinance is amended—

Transfers

- (a) by omitting from paragraph (a) of sub-section (1.) the words “the Minister, the Minister” and inserting in their stead the words “a Minister or an authority of the Commonwealth, that Minister or authority”; and
- (b) by omitting from sub-section (4.) the words “the Minister or his agent” and inserting in their stead the words “a Minister or authority or the agent of the Minister or authority”.

**7.** Section 31 of the Principal Ordinance is amended by omitting paragraph (a) of sub-section (3.) and inserting in its stead the following paragraph:—

Persons  
debarred from  
holding  
licences.

- “(a) manager of a residential hotel or premises used or to be used as a wet canteen at a construction camp as agent for a Minister; or”.

**8.** Section 42 of the Principal Ordinance is amended by omitting the words “or Club” and inserting in their stead the words “, Club or Motel”.

Register  
of lodgers.

**9.** Section 43 of the Principal Ordinance is amended by adding at the end thereof the following sub-section:—

Offences by  
licensees.

“(4.) It is not an offence under sub-section (1.) of this section for the holder of a Special (Construction Camp) Licence—

- (a) to permit liquor to be consumed by a person on the licensed premises during a period of ten minutes immediately following the expiration of the time of any period of trading hours on any day if the liquor so consumed was sold or supplied to that person by, or on behalf of, the licensee during that period of trading hours on that day; or
- (b) to permit a person to be on the licensed premises during that period of ten minutes on any day if that person was on the premises for the purpose of consuming liquor sold or supplied to that person by, or on behalf of, the licensee during that period of trading hours on that day.”.

Persons present  
on licensed  
premises during  
prohibited  
hours.

**10.** Section 49 of the Principal Ordinance is amended—

- (a) by omitting from paragraph (ca) of sub-section (2.) the word “or” (second occurring);
- (b) by inserting in that paragraph, after the word “twenty-one”, the words “or paragraph (a) of sub-section (2.) of section twenty-six F”;
- (c) by omitting from paragraph (cb) of sub-section (2.) the words “nineteen or” and inserting in their stead the word “nineteen,”;
- (d) by inserting in that paragraph, after the word “twenty-one”, the words “or paragraph (a) of sub-section (2.) of section twenty-six F”;
- (e) by omitting from paragraph (d) of sub-section (2.) the word “or” (second occurring); and
- (f) by adding at the end of that sub-section the following paragraph:—

“; or (f) in the case of premises in respect of which a Special (Construction Camp) Licence has been issued, being a person who was on those premises at the time when any period of trading hours on any day expires, is on those premises during a period of ten minutes immediately following the expiration of that time for the purpose of consuming liquor sold or supplied to that person during that period of trading hours.”.

Exhibition of  
lists of charges  
for meals, &c.

**11.** Section 57 of the Principal Ordinance is amended by inserting, after the word “hotel”, the words “or motel”.

Schedule.

**12.** The Schedule to the Principal Ordinance is amended by adding at the end thereof the following forms:—

“Section 18.

Form 7.

THE AUSTRALIAN CAPITAL TERRITORY  
Liquor Ordinance 1929-1966  
MOTEL LICENCE

Whereas the Licensing Magistrate for the Australian Capital Territory has granted  
to \_\_\_\_\_ of \_\_\_\_\_ a Motel Licence  
in respect of certain premises known as \_\_\_\_\_ the renewal of a Motel Licence  
and delineated on the attached plan: \_\_\_\_\_ situated at \_\_\_\_\_

And whereas the requisite fee for the said licence, as specified below, has this  
renewal, day been paid into my office:

I do hereby declare that the person abovenamed is, subject to the provisions of the *Liquor Ordinance* 1929-1966, authorized by himself, his servants or agents to sell, supply and dispose of liquor on the said premises—

- (a) to persons having a *bona fide* meal for which a price (excluding the price of any liquor) of not less than Fifty cents is paid and as part of that meal—
  - (i) on any day except Christmas Day, Good Friday or a Sunday, between the hours of ten o'clock in the morning and midnight; and
  - (ii) on Christmas Day or a Sunday, between the hours of noon and ten o'clock in the evening;
- (b) at any time to lodgers for consumption by them on the licensed premises; and
- (c) at any time to the guests of lodgers, only in the company of, and at the expense of, the lodgers for consumption in their suites on the licensed premises.

This licence shall commence on the \_\_\_\_\_ day of \_\_\_\_\_  
 renewal 19\_\_\_\_, and shall, unless sooner cancelled, continue until the \_\_\_\_\_  
 day of \_\_\_\_\_, 19\_\_\_\_.

Given under my hand at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_  
 19\_\_\_\_.

Licence fee paid—\$ \_\_\_\_\_

Registrar.

“ Section 18.

Form 8.

THE AUSTRALIAN CAPITAL TERRITORY

*Liquor Ordinance* 1929-1966

SPECIAL (CONSTRUCTION CAMP) LICENCE

Whereas the Licensing Magistrate of the Australian Capital Territory has granted to \_\_\_\_\_ of \_\_\_\_\_ a Special (Construction Camp) Licence in respect of premises the renewal of a Special (Construction Camp) Licence and delineated on the attached plan: known as \_\_\_\_\_

And whereas the requisite fee for the licence, renewal, as specified below, has this day been paid into my office:

I do hereby declare that the person abovenamed is, subject to the provisions of the *Liquor Ordinance* 1929-1966, authorized by himself, his servants or agents to sell, supply and dispose of liquor on the licensed premises, during the trading hours fixed or varied in accordance with that Ordinance.

This licence shall commence on the \_\_\_\_\_ day of \_\_\_\_\_  
 renewal 196\_\_\_\_, and shall, unless sooner cancelled, continue until the \_\_\_\_\_  
 day of \_\_\_\_\_, 19\_\_\_\_.

Given under my hand at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Licence fee paid—\$ \_\_\_\_\_

Registrar.”

13. The Principal Ordinance is amended as set out in the Schedule to this Ordinance.

Amendments  
 in relation  
 to decimal  
 currency.

## THE SCHEDULE

Provisions amended	Omit—	Insert—
Section 14 (6.) ..	Twenty pounds	Forty dollars
Section 15 (1.) ..	Fifty pounds (twice occurring)	One hundred dollars
Section 16 (6.) ..	Two pounds	Four dollars
Section 19 (2.) ..	Five shillings	Fifty cents
Section 20 (2.) ..	Ten pounds	Twenty dollars
Section 20 (3.) ..	Fifty pounds (wherever occurring)	One hundred dollars
Section 21 (2.) ..	Five shillings	Fifty cents
Section 21 (7.) ..	Fifty pounds	One hundred dollars
Section 22 (2.) ..	Thirty pounds (wherever occurring)	Sixty dollars
Section 23A ..	Twenty pounds	Forty dollars
Section 24 (2.) ..	Two pounds	Four dollars
Section 24 (8.) ..	Fifty pounds	One hundred dollars
Section 26 (4.) ..	Ten pounds (wherever occurring)	Twenty dollars
Section 26 (5B.) ..	Two pounds	Four dollars
Section 26A (6.) ..	Fifty pounds	One hundred dollars
Section 26B (2.) ..	Thirty pounds (wherever occurring)	Sixty dollars
Section 26c (3.) ..	Fifty pounds	One hundred dollars
Section 26c (4.) ..	Fifty pounds	One hundred dollars
Section 26D (1.) ..	Thirty pounds (wherever occurring)	Sixty dollars
Section 28 (2.) ..	Two pounds	Four dollars
Section 29 (4.) ..	Two pounds	Four dollars
Section 30 (10.) ..	Twenty pounds	Forty dollars
Section 30 (11.) ..	Two pounds	Four dollars
Section 30 (12.) ..	Fifty pounds	One hundred dollars
Section 30 (13.) ..	Two pounds	Four dollars
Section 30 (15.) ..	Two pounds	Four dollars
Section 30 (16.) ..	Fifty pounds	One hundred dollars
Section 30 (19.) ..	Ten pounds	Twenty dollars
Section 30 (20.) ..	Five shillings	Fifty cents
Section 32A (11.) ..	One hundred pounds	Two hundred dollars
Section 33A (2.) ..	Fifty pounds	One hundred dollars
Section 36 (2.) ..	One hundred pounds	Two hundred dollars
Section 37 (2.) ..	One hundred pounds	Two hundred dollars
Section 39 (4.) ..	Two pounds	Four dollars
Section 40 (2.) ..	Five pounds	Ten dollars
Section 41 (2.) ..	Fifty pounds	One hundred dollars
Section 42 (1.) ..	Ten pounds	Twenty dollars
Section 42 (2.) ..	Five pounds	Ten dollars
Section 43 (1.) (a) ..	Twenty pounds	Forty dollars
Section 43 (1.) (b) ..	Fifty pounds	One hundred dollars
Section 43 (1.) (c) ..	Fifty pounds	One hundred dollars
Section 43 (1.) (d) ..	Twenty pounds	Forty dollars
Section 43 (1.) (e) ..	Two pounds	Four dollars
Section 43 (1.) (g) ..	Ten pounds	Twenty dollars
Section 43 (1.) (h) ..	Ten pounds	Twenty dollars
Section 43 (1.) (i) ..	Ten pounds	Twenty dollars
Section 43 (1.) (j) ..	Fifty pounds	One hundred dollars
	One hundred pounds	Two hundred dollars
Section 43 (1.) (k) ..	Twenty pounds	Forty dollars
Section 43 (1.) (l) ..	Ten pounds	Twenty dollars
Section 43 (1.) (m) ..	Ten pounds	Twenty dollars
Section 43 (1.) (n) ..	Twenty pounds	Forty dollars
Section 43 (1.) (o) ..	Ten pounds	Twenty dollars
Section 43 (1.) (p) ..	Twenty pounds	Forty dollars

THE SCHEDULE—*continued*

Provisions amended	Omit—	Insert—
Section 43 (1.) (g) ..	One hundred pounds	Two hundred dollars
Section 43 (1.) (r) ..	One hundred pounds	Two hundred dollars
Section 43 (1.) (s) ..	Five pounds	Ten dollars
Section 43c (1.) ..	Five pounds	Ten dollars
Section 43D (1.) ..	Twenty pounds	Forty dollars
Section 43D (2.) ..	Two pounds	Four dollars
Section 43E (1.) ..	Fifty pounds	One hundred dollars
Section 44 (1.) ..	Ten pounds	Twenty dollars
Section 46 ..	Ten pounds	Twenty dollars
Section 47 (1.) ..	Five pounds	Ten dollars
Section 48A ..	Fifty pounds	One hundred dollars
Section 49 (1.) ..	Two pounds	Four dollars
Section 50 (3.) ..	Two pounds	Four dollars
Section 51 (2.) ..	Twenty pounds	Forty dollars
Section 52 (1.) ..	Fifty pounds	One hundred dollars
	One hundred pounds	Two hundred dollars
Section 54 (1.) ..	Fifty pounds	One hundred dollars
Section 54A (1.) ..	Twenty pounds	Forty dollars
Section 54B (1.) ..	Fifty pounds	One hundred dollars
Section 55 ..	Twenty pounds	Forty dollars
Section 56 ..	Five pounds	Ten dollars
Section 57 ..	Two pounds	Four dollars
Section 58 (2.) ..	Ten pounds	Twenty dollars
Section 58A (1.) ..	Twenty shillings	Two dollars
Section 58A (3.) ..	Ten pounds	Twenty dollars
Section 59 ..	Two pounds	Four dollars
Section 60 ..	Five pounds	Ten dollars
Section 61 (11.) ..	Twenty pounds	Forty dollars
Section 62 ..	Ten pounds	Twenty dollars
The Schedule—		
Forms 1 and 2 ..	Five shillings (wherever occurring)	Fifty cents
	£ (wherever occurring)	\$
Forms 3, 4, 5 and 6 ..	£ (wherever occurring)	\$