

1997

**THE LEGISLATIVE ASSEMBLY FOR THE  
AUSTRALIAN CAPITAL TERRITORY**

**LIQUOR ACT 1975**

**LIQUOR REGULATIONS (AMENDMENT)**

**Subordinate Law No. 41 of 1997**

**EXPLANATORY MEMORANDUM**

**Circulated by the authority of the Attorney-General**

## **LIQUOR REGULATIONS (AMENDMENT)**

**Subordinate Law No. 41. of 1997**

### **PURPOSE**

The intention of the amendment is to extend the trading hours during which liquor can be sold for consumption on licensed premises for New Years Day 1 January 1998 and to correct an error in the prescribed times applicable to Special licences in subsection 3A(3).

### **BACKGROUND**

On 1 October 1997 trading hours for the sale of liquor were prescribed on a permanent basis. For the consumption of liquor on licensed premises prescribed times are between midnight and 4am (or 5am) and between 7am (or 8am) and midnight on any day. For the consumption of liquor off licensed premises prescribed times are between 8am and 11pm on any day.

For New Year celebrations on 1 January 1997, during the trial of trading hour restrictions, there was a relaxation of the restrictions for the sale of liquor for consumption on licensed premises between 4am and 6am.

### **DETAILS OF THE AMENDMENT**

Clause (1) of the amendment sets the commencement date for the regulations as the date on which they are notified in the Gazette.

Clause (2) provides that in these regulations reference to the "Principal Regulations" means the Liquor Regulations.

Clause (3) amends subsection 3A(3) of the Principal Regulations to provide for the purpose of Special Licences the prescribed times during which liquor cannot be sold. For Special licences the prescribed times when the sale of liquor for consumption on licensed premises is not permitted are in the case of a licensee who gives notification to the Registrar in accordance with subregulation (5) between 5am and 8am and in any other case between 4am and 7am. In relation to the sale of liquor for consumption off licensed premises prescribed times during which liquor cannot be sold are between midnight and 8am and between 11pm and midnight on any day. This clause amends the current regulation which incorrectly prescribes times relevant to

the hours during which liquor can be sold as opposed to hours during which liquor cannot be sold.

Clause (3) also provides that for 1 January 1998 the Principal regulations have effect as if regulation 3A is amended to provide that:

- for General, On and Club licences the prescribed times for the sale of liquor for consumption on licensed premises are, for licensees who have given to the Registrar notification in accordance with subregulation (5), between midnight and 6am and between 8am and midnight and in any other case between midnight and 6am and between 7am and midnight on any day; and
- for Spécial licences the prescribed times when the sale of liquor for consumption on licensed premises is not permitted are, for licensees who have given to the Registrar notification in accordance with subregulation (5), between 6am and 8am and in any other case between 6am and 7am.

#### **FINANCIAL IMPLICATIONS**

Nil