

Liquor Control (Licences and Permits) Bill

EXPLANATORY MEMORANDUM

Clause 1 outlines the purposes of the Bill.

Clause 2 is the commencement provision.

Clause 3 provides that the **Liquor Control Act 1987** is the Principal Act for the purposes of the Bill.

Clause 4 amends section 3 of the Principal Act by inserting the definition of “prescribed area”.

Clause 5 inserts after section 4A of the Principal Act new section 4B the effect of which is to enable the Governor in Council by Order to prescribe any area as a prescribed area.

Clause 6 amends section 101 of the Principal Act by amending sub-section (5). The effect of the amendment to sub-section (5) is to provide an additional ground upon which the Commission can cancel or suspend or vary a term or condition of a licence or impose a fine.

Clause 7 inserts after section 112 of the Principal Act new sections 112A and 112B. The effect of the new sections is to provide that the Governor in Council may, on the recommendation of the Minister after the Minister has consulted the Minister administering the **Police Regulation Act 1958**, by order published in the Government Gazette require a licensee or permittee whose licensed premises are within a prescribed area to use a weapon detection device or contribute to the costs incurred by the police in providing services to the licensed premises and the immediate surrounds. An Order in Council requiring the use of a weapon detection device expires after 3 months but may be extended by up to another 3 months. Sections 112A and 112B expire on 30 June 1997.

Clause 8 amends section 145A of the Principal Act by inserting new paragraph (aa) in sub-section (1) and new sub-section (4A). Paragraph (aa) in effect provides that a levy imposed under section 112B (1) is a debt due to the Crown. Sub-section (4A) provides that this levy if paid to the Commission or recovered by the Chief Executive Officer must be paid by the Chief Executive Officer to the Chief Commissioner of Police.

Clause 9 inserts after section 157 of the Principal Act new section 157A. Section 157A provides the meaning of the term “weapon” in respect to the use of a weapon detection device and enables a licensee or permittee to refuse admittance to a person who has been detected with a weapon. Section 157A expires on 30 June 1997.

