

# Liquor and Registered Clubs (Olympic and Paralympic Games) Bill 1999

## Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

## Overview of Bill

The object of this Bill is to temporarily modify certain provisions of the *Liquor Act 1982* and the *Registered Clubs Act 1976* in order to put in place special arrangements relating to the conduct of the Olympic Games and the Paralympic Games in the year 2000.

## Outline of provisions

### Part 1 Preliminary

**Clause 1** sets out the name (also called the short title) of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on a day or days to be appointed by proclamation.

**Clause 3** defines certain words and expressions used in the proposed Act. Some provisions are expressed to apply only during *the Games period* which is defined to be the period from 2 September 2000 (the date on which the Olympic Village is to open) until 29 October 2000 (the last day of the Paralympic Games).

**Clause 4** provides that notes included in the proposed Act do not form part of it.

### Part 2 Liquor Act 1982

**Clause 5** provides that the proposed Part is to be construed with and as if it formed part of the *Liquor Act 1982*. The proposed Part therefore has effect as if it made unincorporable amendments to the *Liquor Act 1982*. The clause also provides that, in the event of an inconsistency between the proposed Part and the *Liquor Act 1982*, the proposed Part is to prevail to the extent of any inconsistency.

**Clause 6** enables the suspension of existing liquor licences at identified competition and major non-competition venues during the whole or any part of the period from 15 August 2000 to 1 November 2000, inclusive.

**Clause 7** enables the issue of temporary Governor's licences in respect of identified competition and major non-competition venues for the whole or any part of the period from:

- (a) 1 June 2000 to 1 November 2000, inclusive, in the case of the International Broadcast Centre, and
- (b) 1 August 2000 to 1 November 2000, inclusive, for other venues.

**Clause 8** permits, if an application is granted by the Licensing Court, an extension of trading hours for the Novotel Hotel and the Ibis Hotel, which are situated at Homebush Bay, in the same way as trading hours may currently be extended for hotels located in the City of Sydney.

**Clause 9** enables an extension of trading hours for hotels and on-licences, subject to specified controls:

- (a) in the Cities of Sydney and South Sydney and the local government area of North Sydney,

and

(b) in other specified local government areas, with the agreement of the local consent authority. **Clause 10** enables the sale and supply of liquor at universities to Olympic Games technical officials who are accommodated at those universities, and their guests, during the period from 1 August 2000 to 1 November 2000, inclusive.

**Clause 11** relates to the sale and supply of liquor on vessels in waterways comprising, or that are located between, Port Stephens and Jervis Bay. Under section 35 of the *Liquor Act 1982*, liquor may only be sold or supplied on a vessel during a voyage after the vessel has left its berth. Clause 11 will enable an authorisation to be granted, with effect during the Games period, to sell and supply liquor to persons attending a function on a vessel while the vessel is berthed alongside or moored, subject to any conditions that may be imposed by the Licensing Court and the conditions that are specified in the clause.

### **Part 3 Registered Clubs Act 1976**

**Clause 12** provides that the proposed Part is to be construed with and as if it formed part of the *Registered Clubs Act 1976*. The proposed Part therefore has effect as if it made unincorporable amendments to the *Registered Clubs Act 1976*. The clause also provides that, in the event of an inconsistency between the proposed Part and the *Registered Clubs Act 1976*, the proposed Part is to prevail to the extent of any inconsistency.

**Clause 13** enables a registered club to enter into an arrangement, with the consent of a majority of the full members, for the use during the Games period of the whole or any part of its premises by persons, such as national Olympic committees, who are not members.

### **Part 4 Miscellaneous**

**Clause 14** provides that the functions conferred by the proposed Act are in addition to other functions conferred by law.

**Clause 15** provides that no civil liability is created by an act or omission of a person in good faith in purported administration or execution of the proposed Act or any regulations made under it.

**Clause 16** provides that no action in nuisance lies as a consequence of an act or omission of a person in the execution of a function under the proposed Act or any regulations made under it.

**Clause 17** provides for the enforcement of the provisions of the proposed Act.

**Clause 18** enables the making of regulations for the purposes of the proposed Act.

**Clause 19** provides that the proposed Act ceases to have effect on 31 December 2000.

### **Schedule 1 Greater Metropolitan Sydney**

**Schedule 1** lists the local government areas that form Greater Metropolitan Sydney and in which trading hours may be extended as referred to in clause 9 of the proposed Act.