

24-HOUR ECONOMY LEGISLATION AMENDMENT (VIBRANCY REFORMS) BILL 2023

Schedule of amendments referred to in the Legislative Council's message of 23 November 2023.

No. 1 **OPP No. 1 [c2023-136C]**

Page 4, Schedule 1. Insert after line 19—

[4A] Section 36A Review by Authority of certain decisions

Omit “give a direction” from section 36A(1), definition of *reviewable decision*, paragraph (a)(iii).

Insert instead “issue an improvement notice”.

[4B] Section 36A(1), definition of reviewable decision

Insert after section 36A(1), definition of *reviewable decision*, paragraph (c)—

(c1) a decision under section 34A to give a gaming and liquor licensee, or an employee or agent of a gaming and liquor licensee, a written direction,

No. 2 **OPP No. 2 [c2023-136C]**

Page 5, Schedule 2[1], line 31. Omit “*statement of risk of harm and other potential impacts*”. Insert instead “*statement of risks and potential effects*”.

No. 3 **OPP No. 3 [c2023-136C]**

Page 10, Schedule 2[20], proposed section 48, line 23. Omit “*Risk of harm and other potential impacts*”. Insert instead “*Risks and potential effects*”.

No. 4 **OPP No. 4 [c2023-136C]**

Page 10, Schedule 2[20], proposed section 48(1), line 27. Omit “*statement of risk of harm and other potential impacts*”. Insert instead “*statement of risks and potential effects*”.

No. 5 **OPP No. 5 [c2023-136C]**

Page 11, Schedule 2[20], proposed section 48(2), line 2. Omit “statement of risk of harm and other potential impacts”. Insert instead “statement of risks and potential effects”.

No. 6 **OPP No. 6 [c2023-136C]**

Page 11, Schedule 2[20], proposed section 48(3)(a), line 11. Omit “statement of risk of harm and other potential impacts”. Insert instead “statement of risks and potential effects”.

No. 7 **OPP No. 7 [c2023-136C]**

Page 11, Schedule 2[20], proposed section 48(4), line 17. Omit “statement of risk of harm and other potential impacts”. Insert instead “statement of risks and potential effects”.

No. 8 **OPP No. 8 [c2023-136C]**

Page 11, Schedule 2[20], proposed section 48(5)(a), line 26. Omit “statements of risk of harm and other potential impacts”. Insert instead “statements of risks and potential effects”.

No. 9 **OPP No. 9 [c2023-136C]**

Page 11, Schedule 2[20], proposed section 48(5)(b), lines 27 and 28. Omit “statements of risk of harm and other potential impacts”. Insert instead “statements of risks and potential effects”.

No. 10 **OPP No. 10 [c2023-136C]**

Page 11, Schedule 2[20], proposed section 48(5)(c), lines 29 and 30. Omit “statements of risk of harm and other potential impacts”. Insert instead “statements of risks and potential effects”.

No. 11 **OPP No. 11 [c2023-136C]**

Page 11, Schedule 2[20], proposed section 48(5)(d), lines 31 and 32. Omit “statements of risk of harm and other potential impacts”. Insert instead “statements of risks and potential effects”.

No. 12 **OPP No. 12 [c2023-136C]**

Page 11, Schedule 2[20], proposed section 48(6), line 34. Omit “statement of risk of harm and other potential impacts”. Insert instead “statement of risks and potential effects”.

No. 13 **OPP No. 13 [c2023-136C]**

Page 15, Schedule 2[36], proposed section 79B(4)(a), line 31. Insert “and who are not part of the same household or part of the complainant’s household” after “neighbourhood”.

No. 14 **LCP No. 1 [c2023-137]**

Page 19, Schedule 2. Insert after line 4—

(5D) Also, a minor does not commit an offence under subsection (1)(d) if the minor leaves the licensed premises within a reasonable period after being informed by a responsible person that the minor must not be within the area.

(5E) It is a defence to a prosecution for an offence under subsection (1)(d) if it is proved that at the time of the alleged offence the minor did not know, and could not reasonably be expected to have known, that the alleged offence had been committed.

Example—A minor is unaccompanied in a bottle shop but is unaware unaccompanied minor must not be within the area.

No. 15 **LCP No. 2 [c2023-137]**

Page 19, Schedule 2. Insert after line 23—

[54A] Section 124(6A)

Insert after section 124(6)—

(6A) It is a defence to a prosecution for an offence under subsection (2)(d) if it is proved that, at the time of the alleged offence, the licensee had taken all reasonable precautions to avoid commission of the alleged offence.

No. 16 **GOVT No. 1 [c2023-130]**

Page 21, Schedule 2[67], line 34. Omit “close a road, temporarily or otherwise,”. Insert instead “temporarily close a road”.

No. 17 **GOVT No. 2 [c2023-130]**

Page 21, Schedule 2[67], line 37. Omit “close a classified road, temporarily or otherwise,”. Insert instead “temporarily close a road”.

No. 18 **OPP No. 14 [c2023-136C]**

Page 24, Schedule 3[9], line 34. Omit “statement of risk of harm and other potential impacts”. Insert instead “statement of risks and potential effects”.

- No. 19 **OPP No. 15 [c2023-136C]**
Page 25, Schedule 3[9], line 15. Omit “statement of risk of harm and other potential impacts”. Insert instead “statement of risks and potential effects”.
- No. 20 **OPP No. 16 [c2023-136C]**
Page 25, Schedule 3[9], line 27. Omit “statement of risk of harm and other impacts”. Insert instead “statement of risks and potential effects”.
- No. 21 **OPP No. 17 [c2023-136C]**
Page 25, Schedule 3[9], lines 29 and 30. Omit “statement of risk of harm and other potential impacts”. Insert instead “statement of risks and potential effects”.
- No. 22 **OPP No. 18 [c2023-136C]**
Page 27, Schedule 3[10], proposed clause 22, lines 8 and 9. Omit “statements of risk of harm and other potential impacts”. Insert instead “statements of risks and potential effects”.
- No. 23 **OPP No. 19 [c2023-136C]**
Page 27, Schedule 3[11], line 26. Omit “**Statement of risk of harm and other potential impacts**”. Insert instead “**Statements of risks and other potential effects**”.
- No. 24 **OPP No. 20 [c2023-136C]**
Page 27, Schedule 3[11], proposed clause 27, line 27. Omit “**statement of risk of harm and other potential impacts**”. Insert instead “**statements of risks and potential effects**”.
- No. 25 **OPP No. 21 [c2023-136C]**
Page 27, Schedule 3[11], proposed clause 28, line 34. Omit “**Statement of risk of harm and other potential impacts**”. Insert instead “**Statements of risks and other potential effects**”.
- No. 26 **OPP No. 22 [c2023-136C]**
Page 27, Schedule 3[11], proposed clause 28, lines 38 and 39. Omit “statement of risk of harm and other potential impacts”. Insert instead “statement of risks and potential effects”.
- No. 27 **OPP No. 23 [c2023-136C]**
Page 28, Schedule 3[11], proposed clause 28A, line 1. Omit “**Statement of risk of harm and other potential impacts**”. Insert instead “**Statements of risks and other potential effects**”.
- No. 28 **OPP No. 24 [c2023-136C]**
Page 28, Schedule 3[11], proposed clause 28A(1), line 4. Omit “statement of risk of harm and other potential impacts”. Insert instead “statement of risks and potential effects”.
- No. 29 **OPP No. 25 [c2023-136C]**
Page 28, Schedule 3[11], proposed clause 28A(2), lines 14 and 15. Omit “statement of risk of harm and other potential impacts”. Insert instead “statement of risks and potential effects”.
- No. 30 **OPP No. 26 [c2023-136C]**
Page 29, Schedule 3[11], proposed clause 29, line 9. Omit “**statement of risk of harm and other potential impacts**”. Insert instead “**statements of risks and potential effects**”.
- No. 31 **OPP No. 27 [c2023-136C]**
Page 29, Schedule 3[11], proposed clause 29, lines 11 and 12. Omit “statement of risk of harm and other potential impacts”. Insert instead “statement of risks and potential effects”.
- No. 32 **OPP No. 28 [c2023-136C]**

Page 29, Schedule 3[12], line 17. Omit “statement of risk of harm and other potential impacts”.
Insert instead “statement of risks and potential effects”.

No. 33 **OPP No. 29 [c2023-136C]**

Page 29, Schedule 3[14], line 25. Omit “statement of risk of harm and other potential impacts”.
Insert instead “statement of risks and potential effects”.

No. 34 **OPP No. 30 [c2023-136C]**

Page 29, Schedule 3[15], line 31. Omit “statement of risk of harm and other potential impacts”.
Insert instead “statement of risks and potential effects”.