

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 5 March, 1970.*

New South Wales



ANNO UNDEVICESIMO

ELIZABETHÆ II REGINÆ

Act No. , 1970.

An Act relating to membership of clubs, removal of spirit merchants' licenses, objections to grant of certain applications, and to certain other matters; to amend the Liquor Act, 1912; to validate certain matters; and for purposes connected therewith.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Liquor (Amendment) Act, 1970".

(2)

Short title
and com-
mencement.

Liquor (Amendment).

(2) This Act shall be deemed to have commenced upon the third day of December, one thousand nine hundred and sixty-nine.

2. The Liquor Act, 1912, is amended—

Amendment
of Act No.
42, 1912.

5 (a) by inserting next after subsection (1A) of section thirty the following new subsection :—

Sec. 30.
(Qualifica-
tion of
section
twenty-
nine.)

10 (1B) For the purposes of an application for renewal of a license under this Part, paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words “or a site acquired for a place of public worship, hospital, or public school”.

15 (b) (i) by omitting from paragraph (a) of subsection two of section thirty-four the words “against the refusal” and by inserting in lieu thereof the words “from an adjudication in respect of the grant or refusal”;

Sec. 34.
(Renewal of
applica-
tions.)

(ii) by inserting at the end of the same subsection the following new paragraph :—

20 (e) Nothing in the foregoing provisions of this subsection shall preclude the licensing court from hearing and determining, or the holder of a spirit merchant's license making, an application or conditional application for
25 the removal of a spirit merchant's license to other premises within the neighbourhood of the existing premises.

Liquor (Amendment).

3. The Liquor Act, 1912, is further amended—

Further amendment of Act No. 42, 1912.

(a) (i) by omitting from subsection one of section 78F the words "subsection two" and by inserting in lieu thereof the words "subsections two and three";

Sec. 78F. (Objections.)

(ii) by inserting next after subsection two of the same section the following new subsection :—

(3) For the purposes of an application for the renewal of a permit under this Part paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words "or a site acquired for a place of public worship, hospital, or public school".

(b) by omitting subsection (2A) of section 78K and by inserting in lieu thereof the following subsection :—

Sec. 78K. (Effect of permit.)

(2A) (a) No charge shall be imposed or payment demanded as a condition of admission to a restaurant in respect of which a permit is held under this Part.

(b) Subject to paragraphs (c) and (d) of this subsection the holder of a permit under this Part shall not demand or accept payment for anything other than liquor, meals or substantial refreshments (as the case may require) or other goods that have been lawfully supplied or sold in the restaurant.

(c) Notwithstanding paragraph (b) of this subsection the holder of a permit under this Part may demand or accept payment in the nature of an entertainment charge if entertainment as referred to in subparagraph (ii) of paragraph (b) of subsection two of this section is provided and such demand or acceptance is made for entertainment

so

Liquor (Amendment).

so provided after the meal or substantial refreshments referred to in paragraph (b) of this subsection has or have in fact been supplied.

- 5 (d) The Minister may by notice published in the Gazette exempt any restaurant and the holder of the permit in respect thereof from the provisions of this subsection subject to such conditions as the Minister may impose.

4. The Liquor Act, 1912, is further amended—

- | | | |
|----|--|---|
| | | Further amendment of Act No. 42, 1912. |
| 10 | (a) by omitting paragraph (k) of section one hundred and thirty-four; | Sec. 134.
(Conditions of registration of clubs.) |
| | (b) by inserting in subsection one of section 134A after the word "admission" the words "as honorary members"; | Sec. 134A.
(Limitations on club membership.) |
| 15 | (c) by inserting at the end of subsection one of section 134B the following proviso :—
Provided that notwithstanding the foregoing provisions of this subsection— | Sec. 134B.
(Clubs to be incorporated bodies.) |
| 20 | (a) an application for a certificate of registration of a club or conditional application for a certificate of registration of a club made before the commencement of the Liquor (Amendment) Act, 1969, and which has not been granted; or | |
| 25 | (b) an appeal against the grant before or after such commencement of an application for a certificate of registration of a club or conditional application for a certificate of registration of a club, | |
| 30 | may be heard, entertained and determined by the licensing court. | |

(d)

Liquor (Amendment).

(d) (i) by inserting next after paragraph (h) of subsection one of section one hundred and thirty-five the following new paragraph :—

Sec. 135.
(Provisions to be made in rules of clubs.)

5 (hi) no person under twenty-one years of age, unless he has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, shall use or operate or be allowed to use or operate poker machines in the club premises;

10 (ii) by omitting from paragraph (i) of the same subsection the word "twenty-one" wherever occurring and by inserting in lieu thereof the word "eighteen";

15 (iii) by omitting from the same subsection the words "Provided further that paragraph (i) of this subsection shall not preclude a club from admitting members between the ages of eighteen years and twenty-one years where the members proposing and seconding the admission of such members have attained the age of twenty-one years and the eligibility of the club for registration shall not be affected if the rules provide accordingly." and by inserting in lieu thereof the following new proviso :—

20
25
30 Provided further that a club shall not admit members in accordance with paragraph (i) of this subsection under the age of twenty-one years unless the members proposing and seconding the admission of such members have attained the age of twenty-one years.

35 (e) by inserting next after subsection two of section one hundred and forty the following new subsection :—

Sec. 140.
(Objections which may be taken to grant or renewal of certificate.)

(3) For the purposes of an application for the renewal of a certificate of registration of a club paragraph

Liquor (Amendment).

paragraph (liv) of subsection one of this section shall be deemed to be amended by omitting the words "or a site acquired for a place of public worship, hospital, or public school";

5 (f) by inserting at the end of paragraph (c) of subsection four of section one hundred and forty-five the words "or a site acquired for a place of public worship, hospital, or public school";

Sec. 145.
(Removals
of club
premises.)

10 (g) by omitting from section 149A the word "Any" and by inserting in lieu thereof the words "Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any".

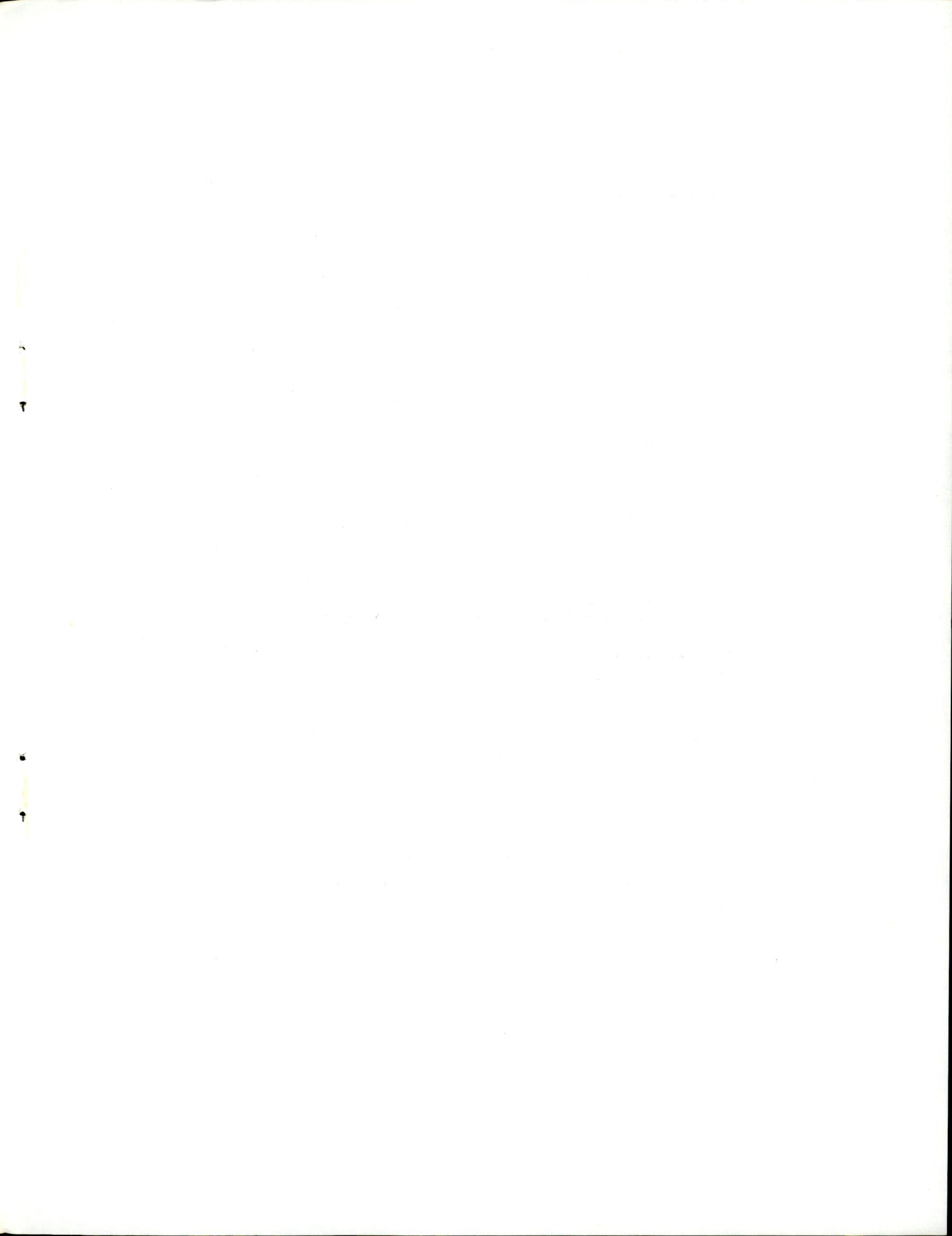
Sec. 149A.
(Persons
under
twenty-one
not to play
poker
machines
in club
premises.)

5. No objection to the renewal of a certificate of registration of a club may be taken on the ground that the rules of the club do not conform to paragraph (hi) or (i) of section one hundred and thirty-five of the Liquor Act, 1912, as amended by this Act, until the thirtieth day of September, one thousand nine hundred and seventy.

Objection
to renewal
of certificate
of
registration.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1970
[5c]



This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

Legislative Assembly Chamber,
Sydney, 5 March, 1970.

New South Wales



ANNO UNDEVICESIMO

ELIZABETHÆ II REGINÆ

Act No. , 1970.

An Act relating to membership of clubs, removal of spirit merchants' licenses, objections to grant of certain applications, and to certain other matters; to amend the Liquor Act, 1912; to validate certain matters; and for purposes connected therewith.

*Polk
Mackin*

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Liquor (Amendment) Act, 1970".

Short title
and com-
mencement.

(2)

Liquor (Amendment).

(2) This Act shall be deemed to have commenced upon the third day of December, one thousand nine hundred and sixty-nine.

2. The Liquor Act, 1912, is amended—

Amendment
of Act No.
42, 1912.

- 5 (a) by inserting next after subsection (1A) of section thirty the following new subsection :—

Sec. 30.
(Qualifica-
tion of
section
twenty-
nine.)

10 (1B) For the purposes of an application for renewal of a license under this Part, paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words “or a site acquired for a place of public worship, hospital, or public school”.

- 15 (b) (i) by omitting from paragraph (a) of subsection two of section thirty-four the words “against the refusal” and by inserting in lieu thereof the words “from an adjudication in respect of the grant or refusal”;

Sec. 34.
(Renewal of
applica-
tions.)

- (ii) by inserting at the end of the same subsection the following new paragraph :—

20 (e) Nothing in the foregoing provisions of this subsection shall preclude the licensing court from hearing and determining, or the holder of a spirit merchant's license making, an application or conditional application for
25 the removal of a spirit merchant's license to other premises within the neighbourhood of the existing premises.

Liquor (Amendment).

3. The Liquor Act, 1912, is further amended—

Further amendment of Act No. 42, 1912.

5 (a) (i) by omitting from subsection one of section 78F the words "subsection two" and by inserting in lieu thereof the words "subsections two and three";

Sec. 78F. (Objections.)

(ii) by inserting next after subsection two of the same section the following new subsection :—

10 (3) For the purposes of an application for the renewal of a permit under this Part paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words "or a site acquired for a place of public worship, hospital, or public school".

HOTELS

15 (b) by omitting subsection (2A) of section 78K and by inserting in lieu thereof the following subsection :—

Sec. 78K. (Effect of permit.)

20 (2A) (a) No charge shall be imposed or payment demanded as a condition of admission to a restaurant in respect of which a permit is held under this Part.

25 (b) Subject to paragraphs (c) and (d) of this subsection the holder of a permit under this Part shall not demand or accept payment for anything other than liquor, meals or substantial refreshments (as the case may require) or other goods that have been lawfully supplied or sold in the restaurant.

30 (c) Notwithstanding paragraph (b) of this subsection the holder of a permit under this Part may demand or accept payment in the nature of an entertainment charge if entertainment as referred to in subparagraph (ii) of paragraph (b) of subsection two of this section is provided and such demand or acceptance is made for entertainment

so

Liquor (Amendment).

so provided after the meal or substantial refreshments referred to in paragraph (b) of this subsection has or have in fact been supplied.

5 (d) The Minister may by notice published in the Gazette exempt any restaurant and the holder of the permit in respect thereof from the provisions of this subsection subject to such conditions as the Minister may impose.

4. The Liquor Act, 1912, is further amended—

Further amendment of Act No. 42, 1912.

- 10 (a) by omitting paragraph (k) of section one hundred and thirty-four; Sec. 134. (Conditions of registration of clubs.)
- (b) by inserting in subsection one of section 134A after the word "admission" the words "as honorary members"; Sec. 134A. (Limitations on club membership.)
- 15 (c) by inserting at the end of subsection one of section 134B the following proviso :— Sec. 134B. (Clubs to be incorporated bodies.)
- Provided that notwithstanding the foregoing provisions of this subsection—
- 20 (a) an application for a certificate of registration of a club or conditional application for a certificate of registration of a club made before the commencement of the Liquor (Amendment) Act, 1969, and which has not been granted; or
- 25 (b) an appeal against the grant before or after such commencement of an application for a certificate of registration of a club or conditional application for a certificate of registration of a club,
- 30 may be heard, entertained and determined by the licensing court.

(d)

Liquor (Amendment).

(d) (i) by inserting next after paragraph (h) of subsection one of section one hundred and thirty-five the following new paragraph :— Sec. 135.
(Provisions to be made in rules of clubs.)

5 (hi) no person under twenty-one years of age, unless he has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, shall use or operate or be allowed to use or
10 operate poker machines in the club premises;

15 (ii) by omitting from paragraph (i) of the same subsection the word "twenty-one" wherever occurring and by inserting in lieu thereof the word "eighteen";

20 (iii) by omitting from the same subsection the words "Provided further that paragraph (i) of this subsection shall not preclude a club from admitting members between the ages of
25 eighteen years and twenty-one years where the members proposing and seconding the admission of such members have attained the age of twenty-one years and the eligibility of the club for registration shall not be affected if the rules provide accordingly." and by inserting in lieu thereof the following new proviso :—

30 Provided further that a club shall not admit members in accordance with paragraph (i) of this subsection under the age of twenty-one years unless the members proposing and seconding the admission of such members have attained the age of twenty-one years.

35 (e) by inserting next after subsection two of section one hundred and forty the following new subsection :— Sec. 140.
(Objections which may be taken to grant or renewal of certificate.)

(3) For the purposes of an application for the renewal of a certificate of registration of a club
paragraph

Liquor (Amendment).

- paragraph (liv) of subsection one of this section shall be deemed to be amended by omitting the words "or a site acquired for a place of public worship, hospital, or public school";
- 5 (f) by inserting at the end of paragraph (c) of subsection four of section one hundred and forty-five the words "or a site acquired for a place of public worship, hospital, or public school"; Sec. 145. (Removals of club premises.)
- 10 (g) by omitting from section 149A the word "Any" and by inserting in lieu thereof the words "Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any". Sec. 149A. (Persons under twenty-one not to play poker machines in club premises.)
5. No objection to the renewal of a certificate of registration of a club may be taken on the ground that the rules of the club do not conform to paragraph (hi) or (i) of section one hundred and thirty-five of the Liquor Act, 1912, as amended by this Act, until the thirtieth day of September, one thousand nine hundred and seventy. Objection to renewal of certificate of registration.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1970

[5c]



THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

PHYSICS 351

LECTURE 1

No. , 1970.

A BILL

Relating to membership of clubs, removal of spirit merchants' licenses, objections to grant of certain applications, and to certain other matters; to amend the Liquor Act, 1912; to validate certain matters; and for purposes connected therewith.

[MR MADDISON—26 *February*, 1970.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Liquor (Amendment) Act, 1970".

(2) Short title and commencement.

Liquor (Amendment).

(2) This Act shall be deemed to have commenced upon the third day of December, one thousand nine hundred and sixty-nine.

2. The Liquor Act, 1912, is amended—

Amendment
of Act No.
42, 1912.

5 (a) by inserting next after subsection (1A) of section thirty the following new subsection :—

Sec. 30.
(Qualifica-
tion of
section
twenty-
nine.)

10 (1B) For the purposes of an application for renewal of a license under this Part, paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words “or a site acquired for a place of public worship, hospital, or public school”.

15 (b) (i) by omitting from paragraph (a) of subsection two of section thirty-four the words “against the refusal” and by inserting in lieu thereof the words “from an adjudication in respect of the grant or refusal”;

Sec. 34.
(Renewal of
applica-
tions.)

(ii) by inserting at the end of the same subsection the following new paragraph :—

20 (e) Nothing in the foregoing provisions of this subsection shall preclude the licensing court from hearing and determining, or the holder of a spirit merchant's license making, an application or conditional application for the removal of a spirit merchant's license to other premises within the neighbourhood of
25 the existing premises.

Liquor (Amendment).

3. The Liquor Act, 1912, is further amended—

Further amendment of Act No. 42, 1912.

5 (a) (i) by omitting from subsection one of section 78F the words "subsection two" and by inserting in lieu thereof the words "subsections two and three";

Sec. 78F. (Objections.)

(ii) by inserting next after subsection two of the same section the following new subsection :—

10 (3) For the purposes of an application for the renewal of a permit under this Part paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words "or a site acquired for a place of public worship, hospital, or public school".

15 (b) by omitting subsection (2A) of section 78K and by inserting in lieu thereof the following subsection :—

Sec. 78K. (Effect of permit.)

20 (2A) (a) No charge shall be imposed or payment demanded as a condition of admission to a restaurant in respect of which a permit is held under this Part.

25 (b) Subject to paragraphs (c) and (d) of this subsection the holder of a permit under this Part shall not demand or accept payment for anything other than liquor, meals or substantial refreshments (as the case may require) or other goods that have been lawfully supplied or sold in the restaurant.

30 (c) Notwithstanding paragraph (b) of this subsection the holder of a permit under this Part may demand or accept payment in the nature of an entertainment charge if entertainment as referred to in subparagraph (ii) of paragraph (b) of subsection two of this section is provided and such demand or acceptance is made for entertainment

so

Liquor (Amendment).

so provided after the meal or substantial refreshments referred to in paragraph (b) of this subsection has or have in fact been supplied.

- 5 (d) The Minister may by notice published in the Gazette exempt any restaurant and the holder of the permit in respect thereof from the provisions of this subsection subject to such conditions as the Minister may impose.

4. The Liquor Act, 1912, is further amended—

- | | | |
|----|--|---|
| | | Further amendment of Act No. 42, 1912. |
| 10 | (a) by omitting paragraph (k) of section one hundred and thirty-four; | Sec. 134.
(Conditions of registration of clubs.) |
| | (b) by inserting in subsection one of section 134A after the word "admission" the words "as honorary members"; | Sec. 134A.
(Limitations on club membership.) |
| 15 | (c) by inserting at the end of subsection one of section 134B the following proviso :—
Provided that notwithstanding the foregoing provisions of this subsection— | Sec. 134B.
(Clubs to be incorporated bodies.) |
| 20 | (a) an application for a certificate of registration of a club or conditional application for a certificate of registration of a club made before the commencement of the Liquor (Amendment) Act, 1969, and which has not been granted; or | |
| 25 | (b) an appeal against the grant before or after such commencement of an application for a certificate of registration of a club or conditional application for a certificate of registration of a club, | |
| 30 | may be heard, entertained and determined by the licensing court. | |

(d)

Liquor (Amendment).

(d) (i) by inserting next after paragraph (h) of subsection one of section one hundred and thirty-five the following new paragraph :—

Sec. 135.
(Provisions to be made in rules of clubs.)

5 (hi) no person under twenty-one years of age, unless he has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, shall use or operate or be allowed to use or
10 operate poker machines in the club premises ;

(ii) by omitting from paragraph (i) of the same subsection the word "twenty-one" wherever
15 occurring and by inserting in lieu thereof the word "eighteen";

(iii) by omitting from the same subsection the words
20 "Provided further that paragraph (i) of this subsection shall not preclude a club from admitting members between the ages of eighteen years and twenty-one years where the members proposing and seconding the admission of such members have attained the age of
25 twenty-one years and the eligibility of the club for registration shall not be affected if the rules provide accordingly." and by inserting in lieu thereof the following new proviso :—

30 Provided further that a club shall not admit members in accordance with paragraph (i) of this subsection under the age of twenty-one years unless the members proposing and seconding the admission of such members have attained the age of twenty-one years.

(e) by inserting next after subsection two of section one hundred and forty the following new
35 subsection :—

Sec. 140.
(Objections which may be taken to grant or renewal of certificate.)

(3) For the purposes of an application for the renewal of a certificate of registration of a club
paragraph

Liquor (Amendment).

paragraph (liv) of subsection one of this section shall be deemed to be amended by omitting the words "or a site acquired for a place of public worship, hospital, or public school";

5 (f) by inserting at the end of paragraph (c) of subsection four of section one hundred and forty-five the words "or a site acquired for a place of public worship, hospital, or public school";

Sec. 145.
(Removals
of club
premises.)

10 (g) by omitting from section 149A the word "Any" and by inserting in lieu thereof the words "Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any".

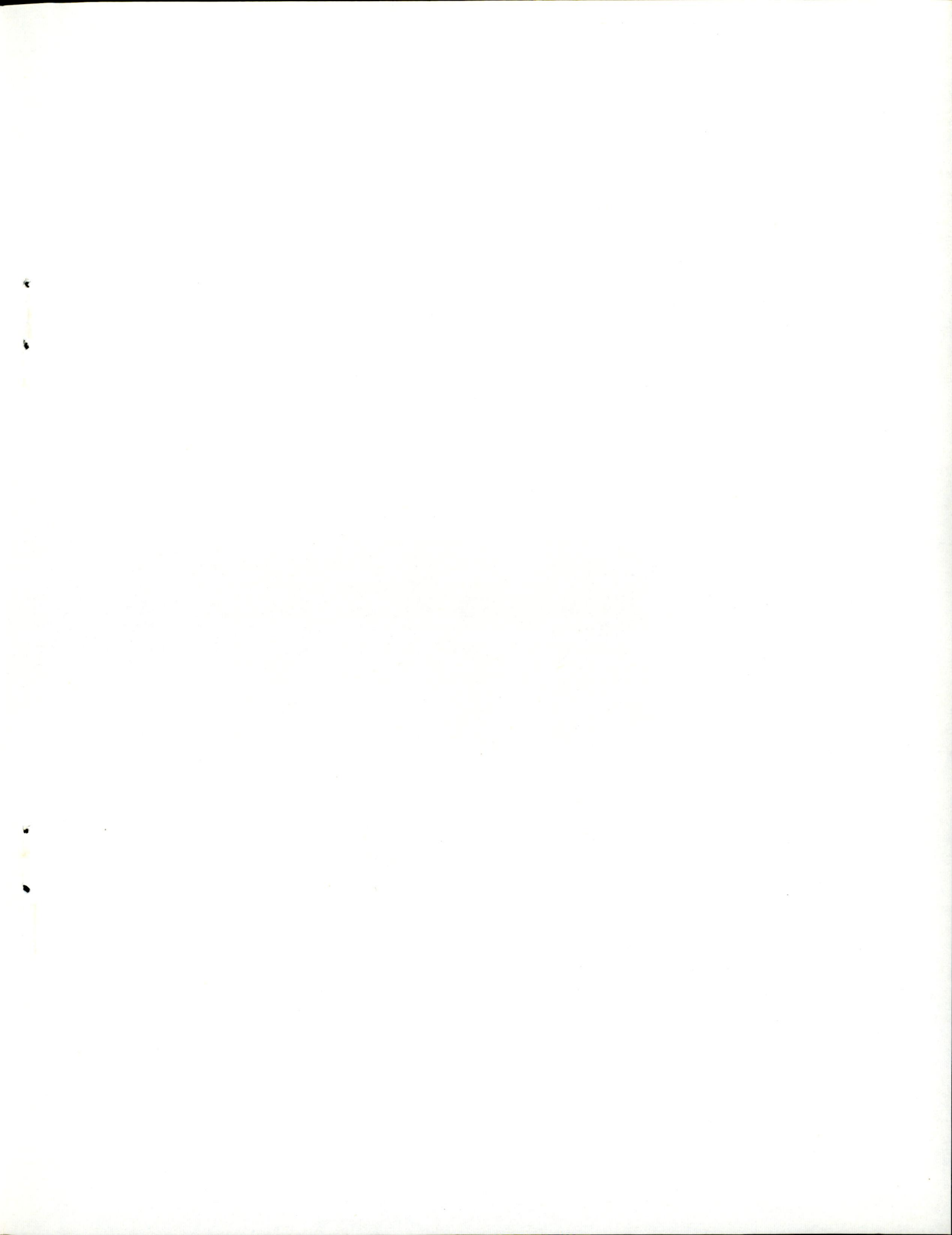
Sec. 149A.
(Persons
under
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15 5. No objection to the renewal of a certificate of registration of a club may be taken on the ground that the rules of the club do not conform to paragraph (hi) or (i) of section one hundred and thirty-five of the Liquor Act, 1912, as amended by this Act, until the thirtieth day of September, one thousand nine hundred and seventy.

Objection
to renewal
of certificate
of
registration.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1970
[5c]



LIQUOR (AMENDMENT) BILL, 1970

EXPLANATORY NOTE

THIS Bill amends the Liquor Act, 1912, and its objects are—

- (a) to restrict the ground of objection that premises or proposed premises are in the vicinity of a site acquired for a place of public worship, hospital, or public school to applications for the grant or removal of a license, permit or certificate of registration as a club;
- (b) to allow a licensing court to hear and determine appeals against the grant or refusal of a spirit merchant's license notwithstanding that an application for a similar license was, within a period of twelve months of the date of hearing of the appeal, refused;
- (c) to extend the jurisdiction of the licensing court to hear and determine an application for the removal of a spirit merchant's license to premises within the neighbourhood of the existing premises where circumstances beyond the control of the applicant necessitate the making of an application notwithstanding that an application for a license has been refused within the preceding 12 months;
- (d) to provide that a restaurant permit holder shall not impose or demand payment as a condition of admission to a restaurant;
- (e) to allow a restaurant permit holder to demand or accept payment in the nature of an entertainment charge, if entertainment is provided and the demand or acceptance is made after a meal or substantial refreshment is supplied;
- (f) to permit the licensing court to grant club licenses in respect of applications made before the commencement of the Liquor (Amendment) Act, 1969, notwithstanding that the club is not incorporated;
- (g) to permit registered clubs to admit persons over 18 years and under 21 years of age as members;
- (h) to provide that no persons under 21 years of age other than persons who have attained the age of 18 years and have served outside Australia as a member of the Australian armed forces may play poker machines;
- (i) to provide that a person between the age of 18 and 21 years seeking membership of a club shall be proposed and seconded by a person over 21 years;
- (j) to make provisions ancillary to and consequential upon the foregoing.

THE UNIVERSITY OF CHICAGO

PHILOSOPHY DEPARTMENT

PHILOSOPHY 101

LECTURE NOTES

BY

DR. [Name]

CHICAGO, ILL.

19[Year]

PHILOSOPHY DEPARTMENT

UNIVERSITY OF CHICAGO

CHICAGO, ILL.

19[Year]

PHILOSOPHY DEPARTMENT

UNIVERSITY OF CHICAGO

CHICAGO, ILL.

19[Year]

PHILOSOPHY DEPARTMENT

UNIVERSITY OF CHICAGO

CHICAGO, ILL.

19[Year]

PHILOSOPHY DEPARTMENT

UNIVERSITY OF CHICAGO

CHICAGO, ILL.

19[Year]

PHILOSOPHY DEPARTMENT

UNIVERSITY OF CHICAGO

CHICAGO, ILL.

19[Year]

PROOF

No. , 1970.

A BILL

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[MR MADDISON—26 February, 1970.]

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- (2) Short title and commencement.

Liquor (Amendment).

(2) This Act shall be deemed to have commenced upon the third day of December, one thousand nine hundred and sixty-nine.

2. The Liquor Act, 1912, is amended—

Amendment
of Act No.
42, 1912.

5 (a) by inserting next after subsection (1A) of section thirty the following new subsection :—

Sec. 30.
(Qualifica-
tion of
section
twenty-
nine.)

10 (1B) For the purposes of an application for renewal of a license under this Part, paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words “or a site acquired for a place of public worship, hospital, or public school”.

15 (b) (i) by omitting from paragraph (a) of subsection two of section thirty-four the words “against the refusal” and by inserting in lieu thereof the words “from an adjudication in respect of the grant or refusal”;

Sec. 34.
(Renewal of
applica-
tions.)

(ii) by inserting at the end of the same subsection the following new paragraph :—

20 (e) Nothing in the foregoing provisions of this subsection shall preclude the licensing court from hearing and determining, or the holder of a spirit merchant’s license making, an application or conditional application for the removal of a spirit merchant’s license to other premises within the neighbourhood of
25 the existing premises.

3.

Liquor (Amendment).

3. The Liquor Act, 1912, is further amended—

Further amendment of Act No. 42, 1912.

5 (a) (i) by omitting from subsection one of section 78F the words "subsection two" and by inserting in lieu thereof the words "subsections two and three";

Sec. 78F. (Objections.)

(ii) by inserting next after subsection two of the same section the following new subsection :—

10 (3) For the purposes of an application for the renewal of a permit under this Part paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words "or a site acquired for a place of public worship, hospital, or public school".

15 (b) by omitting subsection (2A) of section 78K and by inserting in lieu thereof the following subsection :—

Sec. 78k. (Effect of permit.)

20 (2A) (a) No charge shall be imposed or payment demanded as a condition of admission to a restaurant in respect of which a permit is held under this Part.

25 (b) Subject to paragraphs (c) and (d) of this subsection the holder of a permit under this Part shall not demand or accept payment for anything other than liquor, meals or substantial refreshments (as the case may require) or other goods that have been lawfully supplied or sold in the restaurant.

30 (c) Notwithstanding paragraph (b) of this subsection the holder of a permit under this Part may demand or accept payment in the nature of an entertainment charge if entertainment as referred to in subparagraph (ii) of paragraph (b) of subsection two of this section is provided and such demand or acceptance is made for entertainment

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Liquor (Amendment).

so provided after the meal or substantial refreshments referred to in paragraph (b) of this subsection has or have in fact been supplied.

5 (d) The Minister may by notice published in the Gazette exempt any restaurant and the holder of the permit in respect thereof from the provisions of this subsection subject to such conditions as the Minister may impose.

4. The Liquor Act, 1912, is further amended—

Further amendment of Act No. 42, 1912.

10 (a) by omitting paragraph (k) of section one hundred and thirty-four;

Sec. 134. (Conditions of registration of clubs.)

(b) by inserting in subsection one of section 134A after the word "admission" the words "as honorary members";

Sec. 134A. (Limitations on club membership.)

15 (c) by inserting at the end of subsection one of section 134B the following proviso :—

Sec. 134B. (Clubs to be incorporated bodies.)

Provided that notwithstanding the foregoing provisions of this subsection—

20 (a) an application for a certificate of registration of a club or conditional application for a certificate of registration of a club made before the commencement of the Liquor (Amendment) Act, 1969, and which has not been granted; or

25 (b) an appeal against the grant before or after such commencement of an application for a certificate of registration of a club or conditional application for a certificate of registration of a club,

30 may be heard, entertained and determined by the licensing court.

(d)

Liquor (Amendment).

(d) (i) by inserting next after paragraph (h) of subsection one of section one hundred and thirty-five the following new paragraph :—

Sec. 135.
(Provisions to be made in rules of clubs.)

5

(hi) no person under twenty-one years of age, unless he has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, shall use or operate or be allowed to use or operate poker machines in the club premises ;

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(ii) by omitting from paragraph (i) of the same subsection the word "twenty-one" wherever occurring and by inserting in lieu thereof the word "eighteen";

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25

(iii) by omitting from the same subsection the words "Provided further that paragraph (i) of this subsection shall not preclude a club from admitting members between the ages of eighteen years and twenty-one years where the members proposing and seconding the admission of such members have attained the age of twenty-one years and the eligibility of the club for registration shall not be affected if the rules provide accordingly." and by inserting in lieu thereof the following new proviso :—

30

Provided further that a club shall not admit members in accordance with paragraph (i) of this subsection under the age of twenty-one years unless the members proposing and seconding the admission of such members have attained the age of twenty-one years.

35

(e) by inserting next after subsection two of section one hundred and forty the following new subsection :—

Sec. 140.
(Objections which may be taken to grant or renewal of certificate.)

(3) For the purposes of an application for the renewal of a certificate of registration of a club

paragraph

Liquor (Amendment).

- paragraph (liv) of subsection one of this section shall be deemed to be amended by omitting the words "or a site acquired for a place of public worship, hospital, or public school";
- 5 (f) by inserting at the end of paragraph (c) of subsection four of section one hundred and forty-five the words "or a site acquired for a place of public worship, hospital, or public school"; Sec. 145. (Removals of club premises.)
- 10 (g) by omitting from section 149A the word "Any" and by inserting in lieu thereof the words "Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any". Sec. 149A. (Persons under twenty-one not to play poker machines in club premises.)
- 15 **5.** No objection to the renewal of a certificate of registration of a club may be taken on the ground that the rules of the club do not conform to paragraph (hi) or (i) of section one hundred and thirty-five of the Liquor Act, 1912, as amended by this Act, until the thirtieth day of September, one thousand nine hundred and seventy. Objection to renewal of certificate of registration.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1970

THE UNIVERSITY OF CHICAGO

DEPARTMENT OF CHEMISTRY

RESEARCH REPORT
No. 1000

BY

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New South Wales



ANNO UNDEVICESIMO

ELIZABETHÆ II REGINÆ

Act No. 14, 1970.

An Act relating to membership of clubs, removal of spirit merchants' licenses, objections to grant of certain applications, and to certain other matters; to amend the Liquor Act, 1912; to validate certain matters; and for purposes connected therewith. [Assented to, 26th March, 1970.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Liquor (Amendment) Act, 1970".

Short title
and com-
mencement.

(2)

Liquor (Amendment).

(2) This Act shall be deemed to have commenced upon the third day of December, one thousand nine hundred and sixty-nine.

Amendment
of Act No.
42, 1912.

2. The Liquor Act, 1912, is amended—

Sec. 30.
(Qualifica-
tion of
section
twenty-
nine.)

- (a) by inserting next after subsection (1A) of section thirty the following new subsection :—

(1B) For the purposes of an application for renewal of a license under this Part, paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words “or a site acquired for a place of public worship, hospital, or public school”.

Sec. 34.
(Renewal of
applica-
tions.)

- (b) (i) by omitting from paragraph (a) of subsection two of section thirty-four the words “against the refusal” and by inserting in lieu thereof the words “from an adjudication in respect of the grant or refusal”;

- (ii) by inserting at the end of the same subsection the following new paragraph :—

(e) Nothing in the foregoing provisions of this subsection shall preclude the licensing court from hearing and determining, or the holder of a spirit merchant’s license making, an application or conditional application for the removal of a spirit merchant’s license to other premises within the neighbourhood of the existing premises.

Liquor (Amendment).

3. The Liquor Act, 1912, is further amended—

Further amendment of Act No. 42, 1912.

(a) (i) by omitting from subsection one of section 78F the words "subsection two" and by inserting in lieu thereof the words "subsections two and three";

Sec. 78F. (Objections.)

(ii) by inserting next after subsection two of the same section the following new subsection :—

(3) For the purposes of an application for the renewal of a permit under this Part paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words "or a site acquired for a place of public worship, hospital, or public school".

(b) by omitting subsection (2A) of section 78K and by inserting in lieu thereof the following subsection :—

Sec. 78K. (Effect of permit.)

(2A) (a) No charge shall be imposed or payment demanded as a condition of admission to a restaurant in respect of which a permit is held under this Part.

(b) Subject to paragraphs (c) and (d) of this subsection the holder of a permit under this Part shall not demand or accept payment for anything other than liquor, meals or substantial refreshments (as the case may require) or other goods that have been lawfully supplied or sold in the restaurant.

(c) Notwithstanding paragraph (b) of this subsection the holder of a permit under this Part may demand or accept payment in the nature of an entertainment charge if entertainment as referred to in subparagraph (ii) of paragraph (b) of subsection two of this section is provided and such demand or acceptance is made for entertainment

Liquor (Amendment).

so provided after the meal or substantial refreshments referred to in paragraph (b) of this subsection has or have in fact been supplied.

(d) The Minister may by notice published in the Gazette exempt any restaurant and the holder of the permit in respect thereof from the provisions of this subsection subject to such conditions as the Minister may impose.

Further amendment of Act No. 42, 1912.

Sec. 134.
(Conditions of registration of clubs.)

Sec. 134A.
(Limitations on club membership.)

Sec. 134B.
(Clubs to be incorporated bodies.)

4. The Liquor Act, 1912, is further amended—

- (a) by omitting paragraph (k) of section one hundred and thirty-four;
- (b) by inserting in subsection one of section 134A after the word "admission" the words "as honorary members";
- (c) by inserting at the end of subsection one of section 134B the following proviso :—

Provided that notwithstanding the foregoing provisions of this subsection—

- (a) an application for a certificate of registration of a club or conditional application for a certificate of registration of a club made before the commencement of the Liquor (Amendment) Act, 1969, and which has not been granted; or
- (b) an appeal against the grant before or after such commencement of an application for a certificate of registration of a club or conditional application for a certificate of registration of a club,

may be heard, entertained and determined by the licensing court.

(d)

Liquor (Amendment).

- (d) (i) by inserting next after paragraph (h) of subsection one of section one hundred and thirty-five the following new paragraph :—

Sec. 135.
(Provisions to be made in rules of clubs.)

(hi) no person under twenty-one years of age, unless he has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, shall use or operate or be allowed to use or operate poker machines in the club premises ;

- (ii) by omitting from paragraph (i) of the same subsection the word "twenty-one" wherever occurring and by inserting in lieu thereof the word "eighteen";

- (iii) by omitting from the same subsection the words "Provided further that paragraph (i) of this subsection shall not preclude a club from admitting members between the ages of eighteen years and twenty-one years where the members proposing and seconding the admission of such members have attained the age of twenty-one years and the eligibility of the club for registration shall not be affected if the rules provide accordingly." and by inserting in lieu thereof the following new proviso :—

Provided further that a club shall not admit members in accordance with paragraph (i) of this subsection under the age of twenty-one years unless the members proposing and seconding the admission of such members have attained the age of twenty-one years.

- (e) by inserting next after subsection two of section one hundred and forty the following new subsection :—

Sec. 140.
(Objections which may be taken to grant or renewal of certificate.)

(3) For the purposes of an application for the renewal of a certificate of registration of a club

paragraph

Liquor (Amendment).

paragraph (liv) of subsection one of this section shall be deemed to be amended by omitting the words "or a site acquired for a place of public worship, hospital, or public school";

Sec. 145.
(Removals
of club
premises.)

- (f) by inserting at the end of paragraph (c) of subsection four of section one hundred and forty-five the words "or a site acquired for a place of public worship, hospital, or public school";

Sec. 149A.
(Persons
under
twenty-one
not to play
poker
machines
in club
premises.)

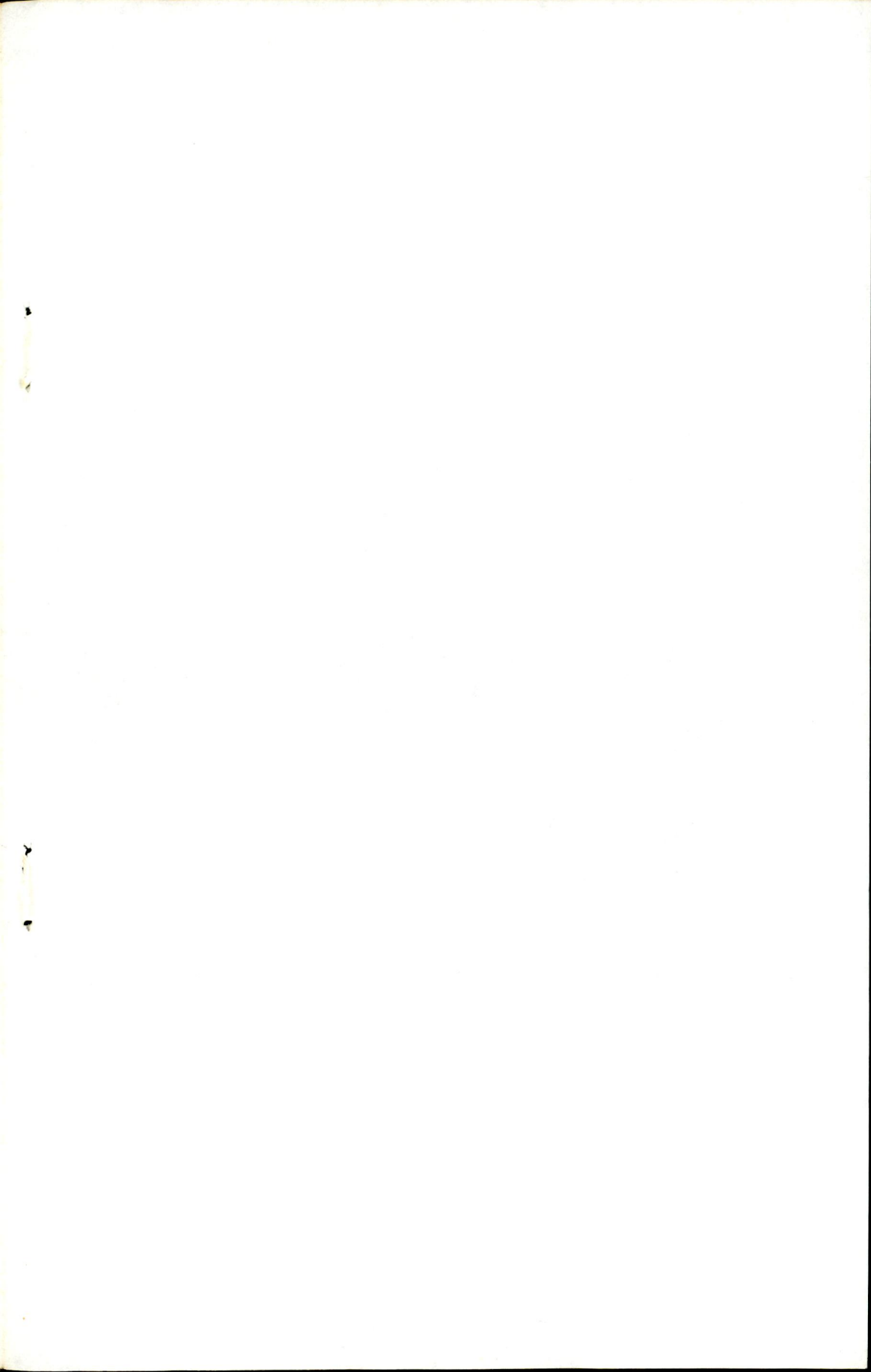
- (g) by omitting from section 149A the word "Any" and by inserting in lieu thereof the words "Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any".

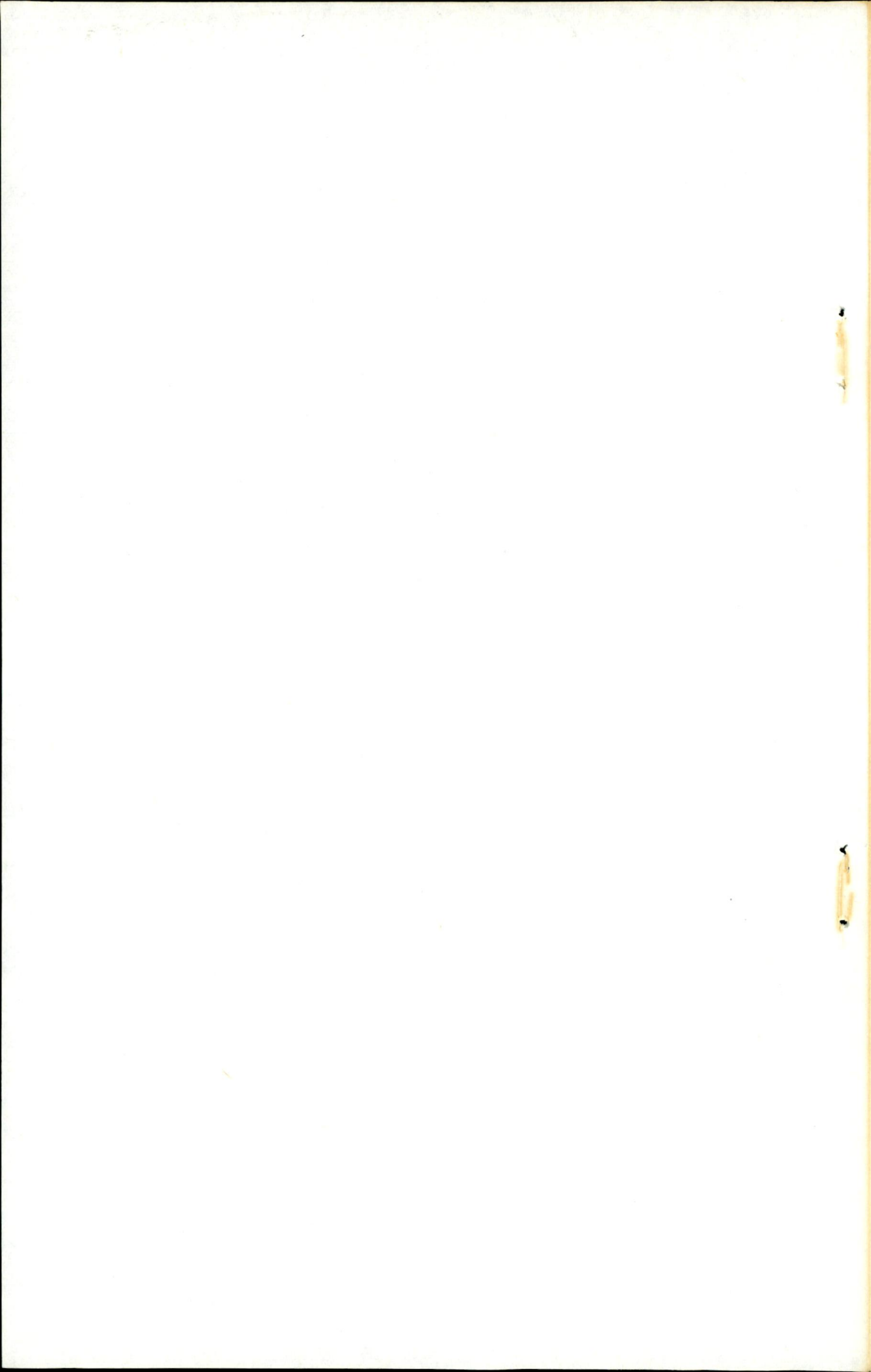
Objection
to renewal
of certificate
of
registration.

5. No objection to the renewal of a certificate of registration of a club may be taken on the ground that the rules of the club do not conform to paragraph (hi) or (i) of section one hundred and thirty-five of the Liquor Act, 1912, as amended by this Act, until the thirtieth day of September, one thousand nine hundred and seventy.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1970





I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 19 March, 1970.*

New South Wales



ANNO UNDEVICESIMO

ELIZABETHÆ II REGINÆ

Act No. 14, 1970.

An Act relating to membership of clubs, removal of spirit merchants' licenses, objections to grant of certain applications, and to certain other matters; to amend the Liquor Act, 1912; to validate certain matters; and for purposes connected therewith. [Assented to, 26th March, 1970.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Liquor (Amendment) Act, 1970".
- (2)
- Short title and commencement.

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

L. A. PUNCH,
Chairman of Committees of the Legislative Assembly.

Liquor (Amendment).

(2) This Act shall be deemed to have commenced upon the third day of December, one thousand nine hundred and sixty-nine.

Amendment
of Act No.
42, 1912.

2. The Liquor Act, 1912, is amended—

Sec. 30.
(Qualifica-
tion of
section
twenty-
nine.)

- (a) by inserting next after subsection (1A) of section thirty the following new subsection :—

(1B) For the purposes of an application for renewal of a license under this Part, paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words “or a site acquired for a place of public worship, hospital, or public school”.

Sec. 34.
(Renewal of
applica-
tions.)

- (b) (i) by omitting from paragraph (a) of subsection two of section thirty-four the words “against the refusal” and by inserting in lieu thereof the words “from an adjudication in respect of the grant or refusal”;

- (ii) by inserting at the end of the same subsection the following new paragraph :—

(e) Nothing in the foregoing provisions of this subsection shall preclude the licensing court from hearing and determining, or the holder of a spirit merchant's license making, an application or conditional application for the removal of a spirit merchant's license to other premises within the neighbourhood of the existing premises.

Liquor (Amendment).

3. The Liquor Act, 1912, is further amended—

Further
amendment
of Act No.
42, 1912.

- (a) (i) by omitting from subsection one of section 78F the words “subsection two” and by inserting in lieu thereof the words “subsections two and three”;

Sec. 78F.
(Objec-
tions.)

- (ii) by inserting next after subsection two of the same section the following new subsection :—

(3) For the purposes of an application for the renewal of a permit under this Part paragraph (f) of section twenty-nine shall be deemed to be amended by omitting the words “or a site acquired for a place of public worship, hospital, or public school”.

- (b) by omitting subsection (2A) of section 78K and by inserting in lieu thereof the following subsection :—

Sec. 78K.
(Effect of
permit.)

(2A) (a) No charge shall be imposed or payment demanded as a condition of admission to a restaurant in respect of which a permit is held under this Part.

(b) Subject to paragraphs (c) and (d) of this subsection the holder of a permit under this Part shall not demand or accept payment for anything other than liquor, meals or substantial refreshments (as the case may require) or other goods that have been lawfully supplied or sold in the restaurant.

(c) Notwithstanding paragraph (b) of this subsection the holder of a permit under this Part may demand or accept payment in the nature of an entertainment charge if entertainment as referred to in subparagraph (ii) of paragraph (b) of subsection two of this section is provided and such demand or acceptance is made for entertainment

so

Liquor (Amendment).

so provided after the meal or substantial refreshments referred to in paragraph (b) of this subsection has or have in fact been supplied.

(d) The Minister may by notice published in the Gazette exempt any restaurant and the holder of the permit in respect thereof from the provisions of this subsection subject to such conditions as the Minister may impose.

4. The Liquor Act, 1912, is further amended—

Further amendment of Act No. 42, 1912.

Sec. 134. (Conditions of registration of clubs.)

Sec. 134A. (Limitations on club membership.)

Sec. 134B. (Clubs to be incorporated bodies.)

- (a) by omitting paragraph (k) of section one hundred and thirty-four;
- (b) by inserting in subsection one of section 134A after the word "admission" the words "as honorary members";
- (c) by inserting at the end of subsection one of section 134B the following proviso :—

Provided that notwithstanding the foregoing provisions of this subsection—

- (a) an application for a certificate of registration of a club or conditional application for a certificate of registration of a club made before the commencement of the Liquor (Amendment) Act, 1969, and which has not been granted; or
- (b) an appeal against the grant before or after such commencement of an application for a certificate of registration of a club or conditional application for a certificate of registration of a club,

may be heard, entertained and determined by the licensing court.

(d)

Liquor (Amendment).

- (d) (i) by inserting next after paragraph (h) of subsection one of section one hundred and thirty-five the following new paragraph :—

Sec. 135.
(Provisions to be made in rules of clubs.)

(hi) no person under twenty-one years of age, unless he has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, shall use or operate or be allowed to use or operate poker machines in the club premises ;

- (ii) by omitting from paragraph (i) of the same subsection the word "twenty-one" wherever occurring and by inserting in lieu thereof the word "eighteen";

- (iii) by omitting from the same subsection the words "Provided further that paragraph (i) of this subsection shall not preclude a club from admitting members between the ages of eighteen years and twenty-one years where the members proposing and seconding the admission of such members have attained the age of twenty-one years and the eligibility of the club for registration shall not be affected if the rules provide accordingly." and by inserting in lieu thereof the following new proviso :—

Provided further that a club shall not admit members in accordance with paragraph (i) of this subsection under the age of twenty-one years unless the members proposing and seconding the admission of such members have attained the age of twenty-one years.

- (e) by inserting next after subsection two of section one hundred and forty the following new subsection :—

Sec. 140.
(Objections which may be taken to grant or renewal of certificate.)

(3) For the purposes of an application for the renewal of a certificate of registration of a club

paragraph

Liquor (Amendment).

paragraph (liv) of subsection one of this section shall be deemed to be amended by omitting the words "or a site acquired for a place of public worship, hospital, or public school";

Sec. 145.
(Removals
of club
premises.)

- (f) by inserting at the end of paragraph (c) of subsection four of section one hundred and forty-five the words "or a site acquired for a place of public worship, hospital, or public school";

Sec. 149A.
(Persons
under
twenty-one
not to play
poker
machines
in club
premises.)

- (g) by omitting from section 149A the word "Any" and by inserting in lieu thereof the words "Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any".

Objection
to renewal
of certificate
of
registration.

5. No objection to the renewal of a certificate of registration of a club may be taken on the ground that the rules of the club do not conform to paragraph (hi) or (i) of section one hundred and thirty-five of the Liquor Act, 1912, as amended by this Act, until the thirtieth day of September, one thousand nine hundred and seventy.

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER,
Governor.

*Government House,
Sydney, 26th March, 1970.*

