

# CONCURRENCE COPY

## LIQUOR (LICENSE FEES) AMENDMENT BILL, 1982

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### EXPLANATORY NOTE

**(This Explanatory Note relates to this Bill as introduced into Parliament)**

The Registered Clubs (Registration Fees) Amendment Bill, 1982, is cognate with this Bill.

The objects of this Bill are—

- (a) to increase the fees payable upon the grant of certain licenses and permits under the Liquor Act, 1912 (Schedule 1);
  - (b) to increase—
    - (i) from 6 per cent to 10 per cent the rate by reference to which the fee for renewal of certain Australian wine licenses under that Act is to be calculated; and
    - (ii) from 8 per cent to 10 per cent the rate by reference to which the fee calculated on a percentage basis for renewal of other licenses, and of permits, under that Act is to be calculated (Schedule 2); and
  - (c) to make other provisions of an ancillary or consequential nature (Schedule 3).
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## **LIQUOR (LICENSE FEES) AMENDMENT BILL, 1982**

No. , 1982.

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### **A BILL FOR**

**An Act with respect to the fees payable for the grant or renewal of certain licenses and permits under the Liquor Act, 1912.**

[MR WALKER—11 *March*, 1982.]

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**See also Registered Clubs (Registration Fees) Amendment Bill, 1982.**

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*Liquor (License Fees) Amendment.*

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**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:—

**5 Short title.**

1. This Act may be cited as the "Liquor (License Fees) Amendment Act, 1982".

**Principal Act.**

2. The Liquor Act, 1912, is referred to in this Act as the Principal Act.

**10 Schedules.**

3. This Act contains the following Schedules:—

SCHEDULE 1.—AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES FOR THE GRANT OF NEW LICENSES AND PERMITS.

15 SCHEDULE 2.—AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES FOR THE RENEWAL OF LICENSES AND PERMITS.

SCHEDULE 3.—CONSEQUENTIAL AMENDMENTS TO THE LIQUOR (AMENDMENT) ACT, 1981.

**Amendment of Act No. 42, 1912.**

4. The Principal Act is amended in the manner set forth in Schedules 20 1 and 2.

**Amendment of Act No. 68, 1981.**

5. The Liquor (Amendment) Act, 1981, is amended in the manner set forth in Schedule 3.

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*Liquor (License Fees) Amendment.*

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## SCHEDULE 1.

(Sec. 4.)

AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES FOR THE  
GRANT OF NEW LICENSES AND PERMITS.

- 5 (1) (a) Section 21 (1) (c)—  
Omit “five thousand dollars”, insert instead “\$20,000”.
- (b) Section 21 (1) (c)—  
Omit “two thousand dollars”, insert instead “\$10,000”.
- (c) Section 21 (1) (d)—
- 10 Omit “sixty dollars in the Metropolitan or Newcastle or Wollongong Licensing Districts, or at less than forty dollars elsewhere”, insert instead “\$1,000”.
- (d) Section 21 (1) (f)—  
Omit “one hundred dollars”, insert instead “\$500”.
- 15 (e) Section 21 (1) (h)—  
Omit the paragraph.
- (f) Section 21 (1) (k)—  
Omit “one hundred dollars:”, insert instead “\$500.”.
- (g) Section 21 (1) (k), proviso—
- 20 Omit the proviso.
- (h) Section 21 (1) (m)—  
Omit “two hundred and fifty dollars:”, insert instead “\$500.”.
- (i) Section 21 (1) (m), proviso—  
Omit the proviso.

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*Liquor (License Fees) Amendment.*

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SCHEDULE 1—*continued.*AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES FOR THE  
GRANT OF NEW LICENSES AND PERMITS—*continued.*

- (j) Section 21 (1) (o)—  
5 Omit "\$100", insert instead "\$1,000".
- (2) (a) Section 78H (1) (a)—  
Omit "sixty dollars", insert instead "\$250".
- (b) Section 78H (1) (b)—  
Omit "one hundred and twenty dollars", insert instead "\$250".
- 10 (c) Section 78H (1) (c)—  
Omit "two hundred and fifty dollars", insert instead "\$1,000".
- (d) Section 78H (1) (d)—  
Omit "sixty dollars", insert instead "\$250".
- (e) Section 78H (1) (e)—  
15 Omit "two hundred and fifty dollars:", insert instead "\$1,000".
- (f) Section 78H (1), proviso—  
Omit the proviso.
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*Liquor (License Fees) Amendment.*

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SCHEDULE 2.

(Sec. 4.)

AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES PAYABLE  
FOR THE RENEWAL OF LICENSES AND PERMITS.

5 (1) (a) Section 21 (1) (b), (d), (g), (l), (n), (o1), (q)—

Omit “8” wherever occurring, insert instead “10”.

(b) Section 21 (1) (i)—

Omit the paragraph, insert instead:—

10 (i) for the renewal of an Australian wine license—a sum  
equal to 10 per centum of the amount paid or payable  
by or on behalf of the licensee for all liquor authorised  
to be sold pursuant to the license which, during the 12  
15 months ended on 31st December next preceding the date  
of the application for the renewal of the license, was  
delivered upon or purchased for the premises in respect  
of which the renewal is sought.

(2) Section 23 (3)—

After section 23 (2), insert:—

20 (3) Where the fee for renewal of a license is required to be  
calculated as a percentage of an amount paid or received for  
purchases or sales of liquor by or on behalf of the licensee or pursuant  
to the license and there were no such purchases or sales, the fee for  
renewal of the license is the amount prescribed by the regulations in  
respect thereof.

25 (3) Section 78H (2)—

Omit “8”, insert instead “10”.

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*Liquor (License Fees) Amendment.*

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SCHEDULE 2—*continued.*

AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES PAYABLE  
FOR THE RENEWAL OF LICENSES AND PERMITS—*continued.*

- (4) Section 152H (1)—  
5 Omit “8”, insert instead “10”.

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SCHEDULE 3.

(Sec. 5.)

CONSEQUENTIAL AMENDMENTS TO THE LIQUOR (AMENDMENT) ACT, 1981.

- (1) Schedule 2 (2) (a)—  
10 Omit “(i),”.
- (2) Schedule 2 (2) (b)—  
Omit the paragraph, insert instead:—  
(b) Section 21 (1) (i)—  
15 Omit “12 months ended on 31st December next preceding”, insert instead “period prescribed by the regulations for the purposes of this subsection that ended on the day so prescribed that last preceded”.
- (3) Schedule 2 (2) (c)—  
Omit the paragraph.
- 20 (4) Schedule 2 (10) (a), (b), (c)—  
Omit the paragraphs.

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1982



**LIQUOR (LICENSE FEES) AMENDMENT ACT, 1982, No. 49**

**New South Wales**



ANNO TRICESIMO PRIMO

**ELIZABETHÆ II REGINÆ**

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**Act No. 49, 1982.**

An Act with respect to the fees payable for the grant or renewal of certain licenses and permits under the Liquor Act, 1912. [Assented to, 6th May, 1982.]

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See also Registered Clubs (Registration Fees) Amendment Act, 1982.

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*Liquor (License Fees) Amendment.*

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**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:—

**Short title.**

1. This Act may be cited as the "Liquor (License Fees) Amendment Act, 1982".

**Principal Act.**

2. The Liquor Act, 1912, is referred to in this Act as the Principal Act.

**Schedules.**

3. This Act contains the following Schedules:—

SCHEDULE 1.—AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES FOR THE GRANT OF NEW LICENSES AND PERMITS.

SCHEDULE 2.—AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES FOR THE RENEWAL OF LICENSES AND PERMITS.

SCHEDULE 3.—CONSEQUENTIAL AMENDMENTS TO THE LIQUOR (AMENDMENT) ACT, 1981.

**Amendment of Act No. 42, 1912.**

4. The Principal Act is amended in the manner set forth in Schedules 1 and 2.

**Amendment of Act No. 68, 1981.**

5. The Liquor (Amendment) Act, 1981, is amended in the manner set forth in Schedule 3.

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*Liquor (License Fees) Amendment.*

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## SCHEDULE 1.

(Sec. 4.)

AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES FOR THE  
GRANT OF NEW LICENSES AND PERMITS.

- (1) (a) Section 21 (1) (c)—  
Omit “five thousand dollars”, insert instead “\$20,000”.
- (b) Section 21 (1) (c)—  
Omit “two thousand dollars”, insert instead “\$10,000”.
- (c) Section 21 (1) (d)—  
Omit “sixty dollars in the Metropolitan or Newcastle or Wollongong Licensing Districts, or at less than forty dollars elsewhere”, insert instead “\$1,000”.
- (d) Section 21 (1) (f)—  
Omit “one hundred dollars”, insert instead “\$500”.
- (e) Section 21 (1) (h)—  
Omit the paragraph.
- (f) Section 21 (1) (k)—  
Omit “one hundred dollars:”, insert instead “\$500.”.
- (g) Section 21 (1) (k), proviso—  
Omit the proviso.
- (h) Section 21 (1) (m)—  
Omit “two hundred and fifty dollars:”, insert instead “\$500.”.
- (i) Section 21 (1) (m), proviso—  
Omit the proviso.

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*Liquor (License Fees) Amendment.*

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SCHEDULE 1—*continued.*AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES FOR THE  
GRANT OF NEW LICENSES AND PERMITS—*continued.*

(j) Section 21 (1) (o)—

Omit "\$100", insert instead "\$1,000".

(2) (a) Section 78H (1) (a)—

Omit "sixty dollars", insert instead "\$250".

(b) Section 78H (1) (b)—

Omit "one hundred and twenty dollars", insert instead "\$250".

(c) Section 78H (1) (c)—

Omit "two hundred and fifty dollars", insert instead "\$1,000".

(d) Section 78H (1) (d)—

Omit "sixty dollars", insert instead "\$250".

(e) Section 78H (1) (e)—

Omit "two hundred and fifty dollars:", insert instead "\$1,000".

(f) Section 78H (1), proviso—

Omit the proviso.  

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*Liquor (License Fees) Amendment.*

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SCHEDULE 2.

(Sec. 4.)

AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES PAYABLE  
FOR THE RENEWAL OF LICENSES AND PERMITS.

(1) (a) Section 21 (1) (b), (d), (g), (l), (n), (o1), (q)—

Omit "8" wherever occurring, insert instead "10".

(b) Section 21 (1) (i)—

Omit the paragraph, insert instead:—

(i) for the renewal of an Australian wine license—a sum equal to 10 per centum of the amount paid or payable by or on behalf of the licensee for all liquor authorised to be sold pursuant to the license which, during the 12 months ended on 31st December next preceding the date of the application for the renewal of the license, was delivered upon or purchased for the premises in respect of which the renewal is sought.

(2) Section 23 (3)—

After section 23 (2), insert:—

(3) Where the fee for renewal of a license is required to be calculated as a percentage of an amount paid or received for purchases or sales of liquor by or on behalf of the licensee or pursuant to the license and there were no such purchases or sales, the fee for renewal of the license is the amount prescribed by the regulations in respect thereof.

(3) Section 78H (2)—

Omit "8", insert instead "10".

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*Liquor (License Fees) Amendment.*

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SCHEDULE 2—*continued.*AMENDMENTS TO THE PRINCIPAL ACT RELATING TO FEES PAYABLE  
FOR THE RENEWAL OF LICENSES AND PERMITS—*continued.*

- (4) Section 152H (1)—  
Omit “8”, insert instead “10”.

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SCHEDULE 3.

(Sec. 5.)

## CONSEQUENTIAL AMENDMENTS TO THE LIQUOR (AMENDMENT) ACT, 1981.

- (1) Schedule 2 (2) (a)—  
Omit “(i),”.
- (2) Schedule 2 (2) (b)—  
Omit the paragraph, insert instead:—  
(b) Section 21 (1) (i)—  
Omit “12 months ended on 31st December next preceding”, insert instead “period prescribed by the regulations for the purposes of this subsection that ended on the day so prescribed that last preceded”.
- (3) Schedule 2 (2) (c)—  
Omit the paragraph.

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*Liquor (License Fees) Amendment.*

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SCHEDULE 3—*continued.*

CONSEQUENTIAL AMENDMENTS TO THE LIQUOR (AMENDMENT)  
ACT, 1981—*continued.*

(4) Schedule 2 (10) (a), (b), (c)—

Omit the paragraphs.

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

J. A. ROWLAND,  
*Governor.*

*Government House,  
Sydney, 6th May, 1982.*

