



New South Wales

Liquor Amendment (Intoxication) Bill 2019

Explanatory note

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

This Bill is cognate with the *Liquor Amendment (Harm Reduction Areas) Bill 2019*.

Overview of Bill

The object of this Bill is to extend the application of provisions of the *Liquor Act 2007* about intoxication from liquor to intoxication from drugs and other intoxicating substances.

Outline of provisions

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 the date of assent to the proposed Act.

Clause 3 amends the definition of *intoxicated* in the *Liquor Act 2007* to include persons who are intoxicated because of the consumption of drugs or other intoxicating substances. It also makes a consequential amendment to a provision that gives a defence to an offence of a licensee permitting intoxication on licensed premises. The defence is currently available if the licensee can prove that the intoxicated person did not consume alcohol on the licensed premises. The proposed amendment will require the licensee to prove that the intoxicated person did not consume alcohol, drugs or other intoxicating substances on the licensed premises.



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Liquor Amendment (Intoxication) Bill 2019

No. , 2019

A Bill for

An Act to amend the *Liquor Act 2007* to extend the application of provisions of that Act about intoxication to intoxication from drugs and other intoxicating substances.

The Legislature of New South Wales enacts:	1
1 Name of Act	2
This Act is the <i>Liquor Amendment (Intoxication) Act 2019</i> .	3
2 Commencement	4
This Act commences on the date of assent to this Act.	5
3 Amendment of Liquor Act 2007 No 90	6
(1) Section 5 Meaning of “intoxicated”	7
Insert “, a drug or other intoxicating substance” after “liquor” in section 5 (1) (b).	8
(2) Section 73 Prevention of intoxication on licensed premises	9
Insert “, a drug or other intoxicating substance” after “alcohol” in section 73 (4) (b).	10