



New South Wales

Liquor Amendment (Parliamentary Precincts) Bill 2004

Explanatory note

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

Overview of Bill

The objects of this Bill are:

- (a) to amend the *Liquor Act 1982* to remove the exemption of Parliament House from the application of that Act and to allow a Governor's licence to be issued to authorise the sale of liquor in the Parliamentary precincts (within the meaning of the *Parliamentary Precincts Act 1997*), and
- (b) to amend the *Parliamentary Precincts Act 1997* to allow the Presiding Officers to enter into a memorandum of understanding with the Director of Liquor and Gaming regarding the exercise of functions under the *Liquor Act 1982* in the Parliamentary precincts.

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 a day or days to be appointed by proclamation.

Clause 3 is a formal provision that gives effect to the amendments to the *Liquor Act 1982* set out in Schedule 1.

Clause 4 is a formal provision that gives effect to the amendments to the *Parliamentary Precincts Act 1997* set out in Schedule 2.

Schedule 1 Amendment of Liquor Act 1982

Schedule 1 [1] and [2] omit section 6 (1) (a) from, and insert proposed section 19 (1) (a1) into, the *Liquor Act 1982* to give effect to paragraph (a) of the Overview set out above.

Schedule 2 Amendment of Parliamentary Precincts Act 1997

Schedule 2 inserts proposed section 27A into the *Parliamentary Precincts Act 1997* to give effect to paragraph (b) of the Overview set out above.

First print



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No. , 2004

A Bill for

An Act to amend the *Liquor Act 1982* and the *Parliamentary Precincts Act 1997* in relation to the operation and enforcement of the *Liquor Act 1982* in the Parliamentary precincts.

| | |
|--|----------|
| The Legislature of New South Wales enacts: | 1 |
| 1 Name of Act | 2 |
| This Act is the <i>Liquor Amendment (Parliamentary Precincts) Act 2004</i> . | 3 4 |
| 2 Commencement | 5 |
| This Act commences on a day or days to be appointed by proclamation. | 6 7 |
| 3 Amendment of Liquor Act 1982 No 147 | 8 |
| The <i>Liquor Act 1982</i> is amended as set out in Schedule 1. | 9 |
| 4 Amendment of Parliamentary Precincts Act 1997 No 66 | 10 |
| The <i>Parliamentary Precincts Act 1997</i> is amended as set out in Schedule 2. | 11 12 |

Schedule 1 Amendment of Liquor Act 1982

(Section 3)

[1] Section 6 Application of Act

Omit section 6 (1) (a).

[2] Section 19 Governor's licences

Insert after section 19 (1) (a):

(a1) in the Parliamentary precincts (within the meaning of the *Parliamentary Precincts Act 1997*),

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Schedule 2 Amendment of Parliamentary Precincts Act 1997

(Section 4)

Section 27A

Insert after section 27:

27A Memorandum of understanding with Director of Liquor and Gaming

- (1) The Presiding Officers may enter into a memorandum of understanding with the Director of Liquor and Gaming regarding the exercise in the Parliamentary precincts of functions under the *Liquor Act 1982* by special inspectors holding office under section 109 of that Act.
- (2) The memorandum of understanding may be amended, revoked or replaced from time to time.
- (3) Functions under the *Liquor Act 1982* must as far as practicable be exercised in conformity with the memorandum of understanding. However, a failure to comply with this subsection does not itself invalidate anything done or omitted to be done by a special inspector.