

[Act 1995 No 70]



New South Wales

Liquor Further Amendment Bill 1995

Explanatory note

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

Overview of Bill

The object of this Bill is:

- to allow hotels and restaurants to trade until midnight on 24th December (Christmas Eve) when that day falls on a Sunday, and
 - to allow liquor stores to trade between 8 a.m. and 10 p.m. (instead of 10 a.m. and 10 p.m.) on 24th December when that day falls on a Sunday, and
 - to allow those restaurants that are permitted to supply liquor without meals between 11 p.m. on a day other than a Sunday or a restricted trading day and 3 a.m. on the following day to supply liquor without meals between 11 p.m. on New Year's Eve and 2 a.m. on the following day when New Year's Eve falls on a Sunday.
-

Outline of provisions

Clause 1 specifies the name (also called the short title) of the proposed Act.

Clause 2 provides for the proposed Act to commence on the day on which the Governor assents to it.

Clause 3 is a formal provision that gives effect to Schedule 1, which amends the *Liquor Act 1982*.

Schedule 1 Amendments

Trading hours for hotels, liquor stores and restaurants

Section 24 of the *Liquor Act 1982* specifies the trading hours applicable to a hotel. Normally a hotel can remain open for the supply of liquor on a Sunday from 10 a.m. to 10 p.m. An amendment to the section will allow hotels to remain open for the supply of liquor until midnight on Christmas Eve when Christmas Eve falls on a Sunday. However, the supply of liquor for consumption off the licensed premises will not be permitted after 10 p.m. unless authorised under a variation of trading hours granted by the Licensing Court under section 25 of that Act. (See Schedule 1 [3].)

Section 26 of the *Liquor Act 1982* specifies the trading hours for liquor stores (premises in respect of which an off-licence to sell liquor by retail is in force). An amendment to the section will allow liquor stores to remain open for the sale of liquor from 8 a.m. to 10 p.m. (instead of 10 a.m. to 10 p.m.) on Christmas Eve when Christmas Eve falls on a Sunday. (See Schedule 1 [4].)

Section 31 of the *Liquor Act 1982* specifies the trading hours applicable to a licensed restaurant. Normally a licensed restaurant can remain open for the supply of liquor on a Sunday from noon to 10 p.m. An amendment to the section will allow restaurants to remain open for the supply of liquor until midnight on Christmas Eve when Christmas Eve falls on a Sunday. If the restaurant concerned relates to a motel, the amendment will also apply to a function room of the motel. (See Schedule 1 [6] and [7].)

The amendments made by Schedule 1 [1], [2] and [5] are consequential on the amendments made by Schedule 1 [3] and [6].

Trading hours for certain licensed restaurants

Section 32 of the *Liquor Act 1982* enables the trading hours for certain restaurants to be varied where entertainment is provided. An amendment to the section provides that a restaurant that is normally permitted to supply liquor otherwise than with or as ancillary to a meal from 11 p.m. on a day other than a Sunday or a restricted trading day to 3 a.m. the following day will be able to similarly supply liquor between 11 p.m. on New Year's Eve and 2 a.m. on the following day when New Year's Eve falls on a Sunday. (See Schedule 1 [8].)