



ANNO DECIMO OCTAVO

## ELIZABETHAE II REGINAE

A.D. 1969

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### No. 37 of 1969

#### An Act to amend the Licensing Act, 1967

[Assented to 6th November, 1969.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament hereof, as follows :

1. (1) This Act may be cited as the "Licensing Act Amendment Act, 1969". Short titles.

(2) The Licensing Act, 1967, as amended by this Act, may be cited as the "Licensing Act, 1967-1969".

(3) The Licensing Act, 1967, is hereinafter referred to as "the principal Act".

2. Section 6 of the principal Act is amended—

(a) by inserting after the word "Act" being the last word of subsection (2) the passage "and prescribing, and providing for the payment of, fees for copies of evidence, judgments and other documents supplied by the court";

and

(b) by inserting after subsection (3) the following subsection :—

(4) If the members of the full bench of the court are divided in opinion as to the decision to be given on any question before them, the question shall be decided according to the opinion of the majority, and any judgment or order of the court shall conform with that opinion.

Amendment of  
principal Act,  
s. 6—

Jurisdiction.

Amendment of  
principal Act,  
s. 18—  
Exceptions to  
application of  
Act.

3. Section 13 of the principal Act is amended by inserting after subsection (5) the following subsection :—

(6) This Act shall not apply to or in relation to the sale or supply of wine for the purpose of a sacramental or other like observance in the course of a religious service.

Amendment of  
principal Act,  
s. 15—  
National  
pleasure  
resort or  
national park.

4. Section 15 of the principal Act is amended—

(a) by striking out the passage “or the proprietor of any other premises situated upon any lands that the Governor declares by proclamation (which he is hereby empowered to do) to be a national pleasure resort or a national park” and inserting in lieu thereof the passage “, to the proprietor or lessee of premises situated upon the national pleasure resort at Windy Point, or, with the approval of the Minister of Lands, to the proprietor or lessee of any other premises situated upon lands that constitute a national pleasure resort or a national park” ;

and

(b) by inserting thereafter the following subsection (the present provisions thereof being hereby designated as subsection (1) thereof) :—

(2) The Minister of Lands may, by notice published in the *Gazette*, declare that section 168 of this Act shall not apply to or in relation to the holder of a licence granted under subsection (1) of this section and, upon the publication of that notice, the provisions of that section shall not apply to or in relation to that person.

Enactment of  
new s. 17a of  
principal Act—

5. The following section is enacted and inserted in the principal Act after section 17 :—

W.E.A. may  
hold licence.

17a. (1) Notwithstanding any other provision of this Act, a limited publican's licence may be granted to the Workers' Educational Association of South Australia Incorporated (in this section referred to as “the Association”) in respect of the residential college under the control of the Association and situate at Goolwa known as “Graham's Castle”.

(2) A licence granted under subsection (1) of this section shall be subject to a condition that liquor shall not be sold or supplied pursuant thereto except to persons in residence at the college, and to such further or other conditions as the court thinks fit and specifies in the licence.

(3) Section 168 of this Act shall not apply to or in relation to the Association.

## 6. Section 18 of the principal Act is amended—

Amendment of  
principal Act,  
s. 18—  
Special  
licences.

(a) by striking out from subsection (2) the passage “one day” and inserting in lieu thereof the passage “a period not exceeding three days” ;

and

(b) by inserting after subsection (2) the following subsection :—

(2a) Notwithstanding anything in this Act contained, but subject to this section, a licence may be granted by the court once in every calendar year to the Wine and Brandy Producers' Association of South Australia Incorporated authorizing it, subject to such conditions as the court thinks fit and specifies in the licence, to sell and supply wine produced by members of the Association for consumption by members of the public with meals in a dining room specified by the court, or wine and brandy produced by members of the Association, unaccompanied by food, at a wine and brandy tasting conducted in a place specified by the court, upon the grounds whereon the Annual Royal Show of the Royal Agricultural and Horticultural Society of South Australia incorporated is held, at any time during which that Annual Royal Show is open to the public.

## 7. Section 19 of the principal Act is amended—

Amendment of  
principal Act,  
s. 19—  
Publican's  
licence.

(a) by striking out from subsection (1) the passage “No offence shall be deemed to be committed by any person by reason of the consumption by him during the hours specified in paragraphs (a) and (b) of this subsection or within fifteen minutes thereafter or during the hours specified in paragraphs (c), (d) and (e) of this subsection or within thirty minutes thereafter of any liquor sold or supplied during the hours specified in such paragraphs respectively.” ;

and

(b) by inserting after subsection (1) the following subsection :—

(1a) No offence is committed by any person by reason only of the fact that—

(a) he consumes liquor on licensed premises within the hours during which liquor may be sold or supplied under the licence in accordance with paragraph

(a) or (b) of subsection (1) of this section or within a period of fifteen minutes thereafter ;

(b) he takes liquor from licensed premises within the hours during which liquor may be sold or supplied under the licence in accordance with paragraph (a) or (b) of subsection (1) of this section, or within a period of thirty minutes thereafter ;

or

(c) he consumes liquor on licensed premises within the hours during which liquor may be sold or supplied under the licence in accordance with paragraphs (c), (d) or (e) of subsection (1) of this section or within a period of thirty minutes thereafter,

if the liquor was sold and supplied within the hours during which liquor may be sold or supplied under the licence.

Amendment of  
principal Act,  
s. 21—  
Wholesale  
storekeeper's  
licence.

8. Section 21 of the principal Act is amended by inserting thereafter the following subsections (the present provisions thereof being hereby designated as subsection (1) thereof):—

(2) Subject to subsection (3) of this section, a wholesale storekeeper's licence granted before the commencement of the Licensing Act Amendment Act, 1969, shall not be renewed unless the court is satisfied that the predominant proportion of the whole of the trade conducted in pursuance of the licence consists of the sale and disposal of liquor to persons licensed under this Act or to persons authorized under the law of any other State or Territory of the Commonwealth to sell liquor.

(3) If, upon the application, next ensuing after the commencement of the Licensing Act Amendment Act, 1969, for the renewal of a wholesale storekeeper's licence, the holder of the licence satisfies the court that, by reason of subsection (2) of this section, the trade conducted by him in pursuance of the licence up to the date of the application could not continue undiminished, the court shall exempt that person from the provisions of that subsection and shall, subject to the provisions of this Act, renew, and continue from time to time to renew, the licence notwithstanding the provisions of that subsection.

(4) A wholesale storekeeper's licence shall not be granted after the commencement of the Licensing Act Amendment Act, 1969, and a licence granted after that date shall not be renewed, unless the court is satisfied that a proportion of not less than ninety per centum of the moneys paid or to be paid to the holder of the licence in respect of the sale and disposal of liquor pursuant to the licence is, or will be, so paid in respect of the sale and disposal of liquor to persons licensed under this Act, or to persons authorized under the law of any other State or Territory of the Commonwealth to sell liquor.

9. Section 22 of the principal Act is amended by inserting after subsection (3) the following subsection :—

Amendment of  
principal Act,  
s. 22—

Retail  
storekeeper's  
licence.

(4) Upon application by the holder of a retail storekeeper's licence whose licence was declared to be a retail storekeeper's licence under subsection (5) of section 3 of this Act, or whose licence was granted to the holder of a storekeeper's Australian wine licence (whether he was the holder of that licence, or the licence was transferred to him from that person) the court shall, if it is satisfied that the licensed premises of the applicant are adequate and properly equipped for the sale and disposal of Australian brandy, so vary any conditions of the licence that restrict the types or kinds of liquor that may be sold or disposed of in pursuance of the licence as to permit the sale and disposal of Australian brandy in pursuance of the licence.

10. Section 26 of the principal Act is amended—

Amendment of  
principal Act,  
s. 26—

Vigneron's  
licence.

- (a) by striking out the word "Every" being the first word of that section, and inserting in lieu thereof the passage "Subject to this section, every";
- (b) by striking out paragraph (ii) of the proviso;
- (c) by inserting after the word "perry" in paragraph (iii) of the proviso the passage "or, in the case of a sale to a person or organization licensed to sell liquor, is sold and delivered at that place or at the licensed premises of that person or organization";
- (d) by striking out from paragraph (i) of the proviso the passage "or fruit" and inserting in lieu thereof the passage, "fruit or vegetables".
- (e) by striking out the passage "or perry" wherever it occurs and inserting in lieu thereof, in each case the passage, "perry or fermented liquor derived from fruit or vegetables";
- (f) by inserting before the word "mead" wherever it occurs the word "brandy";

and

(g) by inserting thereafter the following subsections (the present provisions thereof being hereby designated as subsection (1) thereof) :—

(2) The holder of a vigneron's licence shall not be entitled to sell or dispose of brandy in pursuance of the licence unless he satisfies the court that he uses, in each year, not less than one thousand tons of grapes in the course of his business as a vigneron.

(3) The holder of a vigneron's licence granted after the commencement of the Licensing Act Amendment Act, 1969, shall not be entitled to sell or dispose of wine in pursuance of the licence unless he satisfies the court that he uses, or will use, in each year, not less than ten tons of grapes in the course of his business as a vigneron.

(4) The holder of a vigneron's licence shall not be entitled to sell or dispose of mead, cider, perry or fermented liquor derived from fruit or vegetables in pursuance of the licence unless the mead, cider, perry or fermented liquor derived from fruit or vegetables is made by him to the extent of at least seventy per centum of its total quantity, and to the extent to which it is not made by him, is used only for the purposes of blending with mead, cider, perry or fermented liquor derived from fruit or vegetables made by him.

Repeal and re-enactment of s. 29 of principal Act—  
Five gallon licence.

11. Section 29 of the principal Act is repealed and the following section is enacted and inserted in lieu thereof :—

29. Every five gallon licence shall authorize the person thereby licensed to sell and dispose of liquor on any day (except Sunday, Good Friday and Christmas Day) between the hours of five o'clock in the morning and six o'clock in the evening in quantities of not less than five gallons—

(a) to any person licensed to sell liquor of that kind under this Act ;

and

(b) to any person not licensed under this Act, if that person purchases or acquires the liquor for the purpose of sale or disposal to persons outside the State, and sells or disposes of it accordingly.

Amendment of principal Act, s. 31—  
Restaurant licence.

12. Section 31 of the principal Act is amended by inserting after subsection (3) the following subsections :—

(4) The court may grant a restaurant licence subject to such conditions as it thinks fit, and, without limiting the

generality of the foregoing, subject to conditions limiting the types or kinds of liquor that may be sold and disposed of in pursuance of the licence and where the Court is of the opinion that there are special circumstances justifying it in so doing, and where the applicant carries on business predominantly as a restaurateur and the premises to be licensed do not form part of, or access to them is not obtained through, the premises of general merchants, limiting the hours during which liquor may be sold and disposed of in pursuance of the licence.

(5) Where a restaurant licence has been granted subject to a condition limiting the hours during which liquor may be sold and disposed of in pursuance of the licence, the holder of the licence shall, when liquor may not be sold and supplied in pursuance of the licence, be exempt from the provisions of section 168 of this Act.

(6) Upon application by the holder of a permit granted under section 197a of the Licensing Act, 1932-1966, as in force before the commencement of this Act and continued in force under subsection (6) of section 3 of this Act, the court may grant to that person a restaurant licence which shall be unconditional or subject only to such conditions, specified in the licence, as permit, in the opinion of the court, the enjoyment of trading rights that are not inferior to those enjoyed under the permit.

(7) Upon the grant of a restaurant licence under subsection (6) of this section, the permit shall become and be void and of no effect.

**13. Section 33 of the principal Act is amended—**

(a) by striking out from subsection (1) the passage “seven o’clock in the evening and eleven o’clock” and inserting in lieu thereof the passage “half past seven o’clock in the evening and half past eleven o’clock” ;

and

(b) by striking out from subsection (2) the word “all” and inserting in lieu thereof the passage “most of”.

Amendment of  
principal Act,  
s. 33—

Theatre  
licence.

**14. Section 41 of the principal Act is amended by striking out from subsection (1) the passage “or vigneron’s licence” and inserting in lieu thereof the passage “vigneron’s licence, or five gallon licence”.**

Amendment of  
principal Act,  
s. 41—

Conditions  
precedent to  
application.

Amendment of  
principal Act,  
s. 47—  
Matters to be  
established.

**15.** Section 47 of the principal Act is amended by striking out from paragraph (e) of section 47 the passage “for any licence in” and inserting in lieu thereof the passage “in relation to”.

Amendment of  
principal Act,  
s. 48—  
Objections.

**16.** Section 48 of the principal Act is amended—

(a) by striking out from subparagraph (a) of paragraph (2) the passage “recognized youth centre”;

(b) by striking out from subparagraph (a) of paragraph (2) the word “, centre”.

and

(c) by striking out from paragraph (h) of subsection (2) the passage “for a new licence in” and inserting in lieu thereof the passage “in relation to”.

Enactment of  
new s. 48a of  
principal Act—

**17.** The following section is enacted and inserted in the principal Act after section 48 :—

Alteration  
affecting  
trading  
conditions.

**48a.** (1) Where the holder of a licence applies for the variation of the conditions of the licence or for approval of any addition or alteration to the licensed premises and the court is of the opinion that the variation, addition or alteration could significantly affect the nature or extent of the business carried on in pursuance of the licence, it shall order notice of the application to be given in a manner and form prescribed by rules of court.

(2) A person may, in a manner and form prescribed by rules of court, object to the application.

Amendment of  
principal Act,  
s. 51—  
Application to  
transfer.

**18.** Section 51 of the principal Act is amended—

(a) by striking out paragraphs (a) and (b) of subsection (1) and inserting in lieu thereof the passage “has given notice of his entry upon licensed premises under section 55 of this Act”;

and

(b) by striking out from subsection (1) the passage “the subject of the certificate or”.

Amendment of  
principal Act,  
s. 52—  
Transfer on  
sale.

**19.** Section 52 of the principal Act is amended—

(a) by striking out paragraph (b) of subsection (1) and inserting in lieu thereof the following paragraph :—

(b) a person who has given notice of his entry upon licensed premises under section 55 of this Act ;

and



- (b) by striking out paragraph (c) and the word "or" immediately preceding that paragraph.

20. Section 55 of the principal Act is amended—

Amendment of  
principal Act,  
s. 55—  
Transmission  
of licences.

- (a) by striking out from subsection (1) the passage "or of a certificate under this section," ;

- (b) by striking out from subsection (1) the passage "subject to obtaining a certificate from the court as hereinafter mentioned, continue and carry on the business thereof for a period not exceeding twenty-eight days after such entry" and inserting in lieu thereof the passage "subject to, and in accordance with, the conditions of the licence and the provisions of this Act, continue to carry on business in pursuance of the licence for a period of two months, in all respects as if he were the licensee named in the licence" ;

- (c) by striking out from subsection (1) the passage "of twenty-eight days" and inserting in lieu thereof the passage "of two months" ;

- (d) by striking out subsection (2) and inserting in lieu thereof the following subsection :—

(2) A person entering upon licensed premises and continuing to carry on business in pursuance of the licence, shall, within seven days after entry, give written notice thereof to the clerk. ;

- (e) by striking out subsection (3) and inserting in lieu thereof the following subsection :—

(3) The clerk shall send to the Commissioner of Police particulars of the notice referred to in subsection (2) of this section. ;

- (f) by striking out from subsection (4) the passage "fourteen days after obtaining a certificate, present or send the same to the clerk and" and inserting in lieu thereof the passage "one month after entry" ;

and

- (g) by striking out subsection (5) and inserting in lieu thereof the following subsection :—

(5) A person who enters upon premises under this section shall be subject to the provisions of this Act in all respects as if he were the licensee named in the licence.

Amendment of  
principal Act,  
s. 56—  
Removal of  
licence.

**21.** Section 56 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection :—

(1) A person holding a licence of any kind under this Act (except a packet licence or a railway licence) may apply to the court to remove his business to other suitable premises.

Amendment of  
principal Act,  
s. 57—  
Objections to  
removal of  
licence.

**22.** Section 57 of the principal Act is amended—

(a) by striking out from paragraph (b) the passage “, recognized youth centre,”;

and

(b) by striking out from paragraph (b) the word “, centre”.

Amendment of  
principal Act,  
s. 58—  
Procedure on  
application  
for removal.

**23.** Section 58 of the principal Act is amended—

(a) by striking out from subsection (1) the passage “or his certificate under section 55”;

(b) by striking out from paragraph (a) of subsection (3) the passage “or of a certificate under section 55”;

and

(c) by striking out from paragraph (a) of subsection (3) the passage “or certificate” wherever it occurs.

Amendment of  
principal Act,  
s. 65—  
Certificate.

**24.** Section 65 of the principal Act is amended by inserting after subsection (5) the following subsection :—

(6) A certificate may be granted subject to such terms and conditions as the court thinks fit.

Amendment of  
principal Act,  
s. 66—  
Permits.

**25.** Section 66 of the principal Act is amended—

(a) by inserting after subsection (2) the following subsections :—

(2a) Where an entertainment is to be held by a *bona fide* club, association, society or public body formed for social, charitable, sporting, athletic, political or literary purposes, or for such other purposes as the court in its discretion deems appropriate, the court may grant a permit for the supply and consumption of liquor at that entertainment during hours or in circumstances. in

which the supply and consumption of liquor would otherwise be unlawful but liquor shall not be supplied pursuant to a permit under this subsection unless no charge is made directly or indirectly therefor, or unless the cost of the liquor is included in the cost of admission to the entertainment and no further charge is made for liquor supplied pursuant to the permit.

(2b) Where an entertainment is to be held upon premises in respect of which a permit is in force under section 66a of this Act, the court may grant a permit for the supply and consumption of liquor at that entertainment but liquor shall not be supplied pursuant to the last-mentioned permit unless no charge is made therefor directly or indirectly by the holder of the permit, or the cost of the liquor is included in the cost of admission to the entertainment, and no further charge is made therefor.

(b) by inserting after subsection (4) the following subsection :—

(4a) The premises in respect of which a permit is granted may be separately situated in more than one place, and a permit may be granted on condition that it may be used, in the alternative, in respect of any one of those places, but shall not be used in respect of more than one place.

(c) by inserting after subsection (19) the following subsection :—

(19a) A permit shall not be granted under this section—

(a) in respect of Good Friday ;

or

(b) in respect of Christmas Day or any other prescribed day or part of a day except for premises in relation to which a full publican's licence or a permit under section 66a of this Act is in force.

and

(d) by striking out from subsection (20) the passage "but does not include any function which is to be held on Good Friday, Christmas Day, or any other prescribed day or part of a day".

Enactment of  
new s. 66a of  
principal Act—

**26.** The following section is enacted and inserted in the principal Act after section 66 :—

Reception  
house  
permits.

66a. (1) The proprietor of any premises that are, in the opinion of the court, suitable for the holding of a wedding reception, banquet, or other like social gathering, and are habitually used for such purposes, may, upon application to the court, accompanied by the fee prescribed by rules of court, being not less than fifty dollars and not more than two hundred dollars, be granted a permit for the keeping, sale and supply of liquor upon those premises, subject to the provisions of this section.

(2) A permit granted under this section shall be subject to the following conditions—

(a) that the liquor kept, sold or supplied in pursuance of the permit shall be purchased from holders of full publicans' licences or retail storekeepers' licences whose licensed premises are situated in the vicinity of the premises in respect of which the permit is in force, or if that is impracticable, or would prevent a reasonable choice of licensee from whom to make purchases, from the holder of a licence nominated by the court ;

(b) that liquor shall not be sold or supplied in pursuance of the permit except to the holder of a permit under section 66 of this Act for the purposes of an entertainment, held upon the premises in respect of which that permit is in force ;

and

(c) such other conditions as the court thinks fit and specifies in the permit.

Amendment of  
principal Act,  
s. 67—  
Club permit.

**27.** Section 67 of the principal Act is amended by inserting after subsection (6) the following subsections :—

(6a) A person who has, at least seven days before the day on which an application for a permit under this section is to be heard, given written notice in a manner and form prescribed by rules of court of his intention to object to the grant of a permit, shall be entitled to be heard on the objection at the hearing of the application.

(6b) If, after hearing all the evidence adduced, the court is of the opinion that there appears good and sufficient reason why the permit should not be granted, the court may refuse the application for a permit.

(6c) If, in the opinion of the court, a person who objects to the grant of a permit under subsection (6a) of this section, has failed to show a good and sufficient reason why the permit should not be granted, the court may order him to pay such costs as the court deems just to the applicant.

28. The following section is enacted and inserted in the principal Act after section 67 :—

Enactment of  
new s. 67a of  
principal Act—

67a. (1) Any club that was in existence at the date of the commencement of the Licensing Act, 1967, may, upon application to the court accompanied by a fee of ten dollars, be granted a permit permitting members of the club to keep liquor upon the club premises and permitting the consumption of liquor on such portion of the club premises as is specified by the court on such days (including Sundays) and during such periods as the court deems proper.

Permit for  
keeping  
liquor.

(2) A permit shall not be granted under subsection (1) of this section unless, in the opinion of the court—

(a) there are adequate restrictions upon admission to membership of the club ;

and

(b) there is adequate reason for the grant of the permit.

(3) A permit under this section shall be granted upon condition that liquor consumed upon the club premises must be provided by, and at the expense of, a member of the club and that a member of the club shall not introduce more than three visitors to the club on any one day during the period within which liquor may be consumed under the permit.

(4) The provisions of subsections (3), (5), (6), (7), (8), (10), (11), (12), (13), (17) and (18) of section 66 of this Act shall, *mutatis mutandis*, and so far as they might be applicable, apply to permits under this section.

29. Section 72 of the principal Act is amended by inserting after paragraph (c) the following paragraph :—

Amendment of  
principal Act,  
s. 72—  
Permits for  
auctioneers.

; or

(d) for such purposes, or in such circumstances as justify, in the opinion of the court, the grant of a permit.

30. Section 73 of the principal Act is amended—

Amendment of  
principal Act,  
s. 73—  
Offences.

(a) by inserting after subsection (1) the following subsection :—

(1a) If an applicant for a permit or certificate under this Division makes any false statement in

or in support of, or in the course of, his application for a permit or certificate, he shall be guilty of an offence. ;

and

(b) by inserting after the passage "subsection (1)" in subsection (2) the passage "or subsection (1a)".

Amendment of principal Act, s. 82—  
Power of company to hold licence.

**31.** Section 82 of the principal Act is amended by inserting after subsection (4) the following subsection :—

(4a) A society registered under the Industrial and Provident Societies Act, 1923-1966, shall, for the purposes of this Act, be deemed to be, and at all times to have been, a company incorporated under the laws of the State.

Enactment of new s. 86a of principal Act—

**32.** The following section is enacted and inserted in the principal Act after section 86 :—

86a. The holder of a licence may, with the approval of the court, surrender the licence, and upon such surrender the licence shall become and be void and of no effect.

Surrender of licence.

Amendment of principal Act, s. 88—  
Conditions of licence.

**33.** Section 88 of the principal Act is amended—

(a) by inserting after the passage "as the court thinks fit" in paragraph (h) the passage "or elected for such a period and in such a manner as the court may approve".

and

(b) by inserting after subsection (1) the following subsection :—

(2) The court may make a decision under section 42 of this Act in relation to a club notwithstanding that the premises of the club have not been erected or completed if it is satisfied that the conditions referred to in subsection (1) of this section will exist with respect to the club when the erection of the premises is completed.

Amendment of principal Act, s. 89—  
Rules of club.

**34.** Section 89 of the principal Act is amended by striking out from paragraph (f) of subsection (1) the passage "on any one day" and inserting in lieu thereof the passage "at any one time".

Amendment of principal Act, s. 118—  
Duty to display names, etc.

**35.** Section 118 of the principal Act is amended—

(a) by inserting after the word "person" wherever it occurs in subsection (1) the passage "(not being a body corporate)";

and

(b) by inserting after subsection (1) the following subsection :—

(1a) Every body corporate—

(a) holding a full publican's licence shall keep its name and the Christian name and surname of the manager of the licensed premises and the words "Licensed Dealer in Ales, Wines and Spirits" ;

or

(b) holding a wine licence shall keep its name and the Christian name and surname of the manager of the licensed premises and the words "Licensed Dealer in Australian Wines",

legibly painted in letters of not less than three inches in length, on some conspicuous part of the front of the licensed premises.

**36.** Section 131 of the principal Act is amended—

(a) by striking out subsection (2) thereof ;  
and

(b) by striking out from subsection (5) the passage "other than music provided by live artists on the premises" and inserting in lieu thereof the passage "if the music is not provided by live artists on the premises or is provided by not more than one live artist on the premises".

Amendment of principal Act, s. 131—  
Entertainment permits.

**37.** Section 136 of the principal Act is amended by striking out from subsection (2) the passage "during any day or time during which the sale of liquor is prohibited by law".

Amendment of principal Act, s. 136—  
Penalty for drinking on unlicensed premises.

**38.** Section 154 of the principal Act is amended by striking out from subsection (1) the word "twenty" and inserting in lieu thereof the word "eighteen".

Amendment of principal Act, s. 154—  
Persons to be employed in bar-rooms.

**39.** Section 158 of the principal Act is amended by inserting after the passage "the licensed premises" in subsection (1) the passage "(being premises in respect of which a full publican's licence is in force)".

Amendment of principal Act, s. 158—  
Times when premises may not be open nor liquor sold.

**40.** Section 160 of the principal Act is repealed.

Repeal of s. 160 of principal Act.

**41.** Section 163 of the principal Act is repealed.

Repeal of s. 163 of principal Act.

Amendment of  
principal Act,  
s. 171—

Liquor not  
to be carried  
from premises  
during  
prohibited  
hours.

**42.** Section 171 of the principal Act is amended by striking out subsection (5) and inserting in lieu thereof the following subsection :—

(5) This section shall not be construed as preventing—

(a) the licensee of the premises, or a *bona fide* lodger or traveller from carrying away at any time of a day from premises in respect of which a full publican's licence is in force liquor that is reasonably required for the consumption of that person on that day ;

or

(b) the licensee of the premises or a *bona fide* lodger from carrying away at any time of a day from premises in respect of which a limited publican's licence is in force liquor that is reasonably required for the consumption of that person on that day, being, in the case of a *bona fide* lodger, the last day of his residence at the premises.

Repeal of  
s. 187 of  
principal Act.

Amendment of  
principal Act,  
s. 198—  
Service of  
process,  
notices and  
documents.

**43.** Section 187 of the principal Act is repealed.

**44.** Section 198 of the principal Act is amended—

(a) by inserting after the passage "most usual place of abode" in subsection (1) the passage "or, in the case of a company, if and when given to, or left with a person apparently responsible to the company, at the registered office of the company" ;

(b) by inserting after the passage "place of abode" first occurring in subsection (2) the passage "or, in the case of a company, at the registered office of the company" ;

and

(c) by inserting after the passage "place of abode" second occurring in subsection (2) the passage "or registered office".

Amendment of  
principal Act,  
s. 210—  
Proceedings.

**45.** Section 210 of the principal Act is amended by striking out from subsection (1) the word "three" and inserting in lieu thereof the word "twelve".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

J. W. HARRISON, Governor.