

1969/91



THE SALE OF LIQUOR REGULATIONS 1963,
AMENDMENT NO. 3

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 19th day of May 1969

Present:

THE RIGHT HON. J. R. MARSHALL PRESIDING IN COUNCIL

PURSUANT to the Sale of Liquor Act 1962, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. **Title**—These regulations may be cited as the Sale of Liquor Regulations 1963, Amendment No. 3, and shall be read together with and deemed part of the Sale of Liquor Regulations 1963* (hereinafter referred to as the principal regulations).

2. The principal regulations are hereby amended by inserting, after regulation 5, the following heading and regulation:

“Application for Keeper’s Licence

“5A. Filing of application for hotelkeeper’s, tourist-house keeper’s, or tavernkeeper’s licence—(1) Any application under section 102 of the Act for a hotelkeeper’s, tourist-house keeper’s, or tavernkeeper’s licence in respect of premises that are not already licensed for the sale of liquor by the holder of the kind of licence to which the application relates may at any time be filed with the Clerk, in accordance with that section and these regulations, notwithstanding that at the time of filing the Commission has not yet issued a certificate authorising the Licensing Committee to issue the hotel, tourist-house, or tavern premises licence for those premises.

*S.R. 1963/151
Amendment No. 1: S.R. 1965/89
Amendment No. 2: S.R. 1968/129

“(2) Where such an application is so filed before the issue of the said certificate it shall be dealt with in accordance with sections 102 to 106 of the Act; but the licence applied for shall not be issued before the premises licence is issued for those premises.”

3. Revocation—(1) Regulation 42 of the principal regulations is hereby revoked.

(2) Regulation 43 of the principal regulations is hereby consequentially amended by omitting the words “or regulation 42”.

P. J. BROOKS,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

The new regulation 5A inserted in the Sale of Liquor Regulations 1963 by regulation 2 of these regulations makes it clear that an application for a keeper's licence in respect of premises for which a hotel, tourist-house, or tavern premises licence is intended to be issued may be made to and dealt with by the Licensing Committee before the Licensing Control Commission has actually issued to the Committee its certificate authorising it to issue the premises licence; but the keeper's licence will not be issued until the premises licence is issued.

Regulation 3 (1) revokes regulation 42 of the principal regulations, which required holders of tavernkeepers' licences to make annual returns of purchases of liquor. That regulation has now been replaced by section 286A (8) of the Sale of Liquor Act 1962 (as inserted by section 3 of the Sale of Liquor Amendment Act 1967).

Regulation 3 (2) makes a consequential amendment.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 22 May 1969.

These regulations are administered in the Department of Justice