



Queensland

# Liquor Amendment Bill 2004





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# Liquor Amendment Bill 2004

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**2004**

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**A Bill**

for

**An Act to amend the *Liquor Act 1992***

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| <b>The Parliament of Queensland enacts—</b>                               | 1  |
| <b>Clause 1 Short title</b>   | 2  |
| This Act may be cited as the <i>Liquor Amendment Act 2004</i> .           | 3  |
| <b>Clause 2 Commencement</b>  | 4  |
| This Act commences on a day to be fixed by proclamation.                  | 5  |
| <b>Clause 3 Act amended</b>   | 6  |
| This Act amends the <i>Liquor Act 1992</i> .                              | 7  |
| <b>Clause 4 Amendment of s 4 (Definitions)</b>                            | 8  |
| (1) Section 4—  | 9  |
| <i>insert—</i>  | 10 |
| ‘ <i>airport</i> includes—  | 11 |
| (a) an aerodrome, airfield and landing strip; and                         | 12 |
| (b) another place used for the landing or parking of aircraft;            | 13 |
| and   | 14 |
| (c) a tarmac.’  | 15 |
| (2) Section 4, definition <i>public place</i> , paragraph (b)—            | 16 |
| <i>omit, insert—</i>  | 17 |
| ‘(b) an airport; or   | 18 |
| (c) a vehicle, boat or aircraft that is in or on a place                  | 19 |
| mentioned in paragraph (a) or (b).’                                       | 20 |
| <b>Clause 5 Amendment of s 103L (Authority of restricted area permit)</b> | 21 |
| (1) Section 103L(1)—  | 22 |
| <i>omit, insert—</i>  | 23 |
|   | 24 |

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|                 |   |                |
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|                 | ‘(1) A restricted area permit authorises the permittee to have in possession in a public place in a restricted area more than the prescribed quantity of liquor for the area— | 1<br>2<br>3    |
|                 | (a) at the times and on the day or days, and for the purpose, stated in the permit; or  | 4<br>5         |
|                 | (b) during the period, of not more than 1 year, and for the purpose, stated in the permit.’   | 6<br>7         |
|                 | (2) Section 103L(3)—  | 8              |
|                 | <i>omit.</i>  | 9              |
| <b>Clause 6</b> | <b>Amendment of s 103M (Restriction on grant of restricted area permit)</b>   | 10<br>11       |
|                 | Section 103M(a) and (b), ‘or event’—  | 12             |
|                 | <i>omit.</i>  | 13             |
| <b>Clause 7</b> | <b>Amendment of s 168B (Prohibition of possession of liquor in restricted area)</b>   | 14<br>15       |
|                 | (1) Section 168B, heading, ‘ <b>Prohibition of</b> ’—   | 16             |
|                 | <i>omit, insert—</i>  | 17             |
|                 | ‘ <b>Prohibition on</b> ’.  | 18             |
|                 | (2) Section 168B—   | 19             |
|                 | <i>insert—</i>  | 20             |
|                 | ‘(2A) Also, subsection (1) does not apply to the possession of liquor in the ordinary course of lawful business by a carrier if—  | 21<br>22       |
|                 | (a) the carrier collected the liquor from a person, and is delivering it by means of a vehicle to another person, at premises outside the restricted area; and                | 23<br>24<br>25 |
|                 | (b) the package or container in which the liquor is to be delivered is labelled in writing on the outside with—   | 26<br>27       |
|                 | (i) the name and address of each of the consignor and the consignee of the liquor; and  | 28<br>29       |

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| (ii) if the consignment of the liquor is for the purpose  | 1  |
| of sale and the seller of the liquor is not the           | 2  |
| consignor, the name and address of the seller; and        | 3  |
| (iii) if the consignment of the liquor is for the purpose | 4  |
| of sale and the purchaser of the liquor is not the        | 5  |
| consignee, the name and address of the purchaser;         | 6  |
| and   | 7  |
| (c) the liquor is not removed from the vehicle while the  | 8  |
| vehicle is in the restricted area; and                    | 9  |
| (d) the liquor is securely stored in—                     | 10 |
| (i) a locked container fixed to the vehicle; or           | 11 |
| (ii) a part of the vehicle that is locked; and            | 12 |
| (e) neither the liquor, nor the package or container      | 13 |
| mentioned in paragraph (b), is visible from outside the   | 14 |
| vehicle.’.  | 15 |
| (3) Section 168B(4), ‘subsection (3)’—                    | 16 |
| <i>omit, insert—</i>                                      | 17 |
| ‘subsection (4)’.   | 18 |
| (4) Section 168B(2A) to (5)—                              | 19 |
| <i>renumber</i> as section 168B(3) to (6).                | 20 |