

Liquor and Other Acts Amendment Bill 2005

Amendments agreed to during Consideration

1 Clause 2—

At page 6, lines 7 to 20—

omit, insert—

- ‘(1) Parts 4 and 5 commence on 1 December 2005.
- ‘(2) The following provisions commence on 1 January 2006—
 - section 3
 - section 4(2), to the extent it inserts the definitions *Anzac Day event, development approval, post-amended Act, pre-amended Act* and *relevant period*
 - sections 5 to 24 and 32 to 35
 - section 36, other than to the extent it inserts new sections 274 and 275.
- ‘(3) Section 26, to the extent it inserts new section 142AL, commences on 1 April 2006.
- ‘(4) The remaining provisions of this Act commence on 1 March 2006.’.

2 Clause 26—

At page 18, lines 7 to 9—

omit, insert—

- ‘(b) that part of licensed premises that—
 - (i) is used principally for the residential accommodation of guests staying at the premises;
or
 - (ii) is a detached bottle shop.’.

3 Clause 26—

At page 18, after line 35—

insert—

‘(c) section 142AG does not apply to licensed premises or premises to which a permit relates during a trading period in which the premises are not open for business after 1a.m.’.

4 Clause 26—

At page 19, lines 18 to 21—

omit.

5 Clause 26—

At page 24, line 13, after ‘prize’—

insert—

‘for consumption on the premises’.

6 Clause 26—

At page 24, lines 22 to 33 and page 25, lines 1 and 2—

omit.

7 Clause 57—

At page 41, lines 13 to 15—

omit, insert—

‘(a) by fax, but only if the documents mentioned in subparagraphs (i), (ii), (iii) and (iv) are sent in the following order—’.

8 Clause 57—

At page 41, lines 21 to 23—

omit, insert—

- ‘(iii) the relevant contract;
- (iv) any other documents; and
- (b) by electronic communication other than fax, if the electronic communication contains—’.

9 Clause 57—

At page 41, lines 28 and 29—

omit, insert—

- ‘(ii) a single document, consisting only of the warning statement and the relevant contract, that is protected against’.

10 Clause 57—

At page 42, lines 12 to 14—

omit, insert—

- ‘(a) by fax, but only if the documents mentioned in subparagraphs (i), (ii), (iii), (iv) and (v) are sent in the following order—’.

11 Clause 57—

At page 42, lines 21 to 23—

omit, insert—

- ‘(iv) the relevant contract;
- (v) any other documents; and
- (b) by electronic communication other than fax, if the electronic communication contains—’.

12 Clause 57—

At page 42, lines 28 to 30—

omit, insert—

- ‘(ii) a single document, consisting only of the warning statement, the information sheet and the relevant contract, that is protected against unauthorised change, with the’.

13 Clause 60—

At page 44, lines 17 to 32 and page 45, lines 1 to 13—

omit, insert—

‘the seller or the seller’s agent must, when faxing the proposed relevant contract, fax the documents mentioned in paragraphs (a), (b), (c) and (d) in the following order—

- (a) a single cover page that includes a clear statement directing the proposed buyer’s attention to the warning statement and the proposed relevant contract;
- (b) the warning statement;
- (c) the proposed relevant contract;
- (d) any other documents.

- ‘(3) If the proposed relevant contract does relate to a unit sale, the seller or the seller’s agent must, when faxing the proposed relevant contract, fax the documents mentioned in paragraphs (a), (b), (c), (d), (e) and (f) in the following order—

- (a) a single cover page that includes a clear statement directing the proposed buyer’s attention to the warning statement, the information sheet, the proposed relevant contract and, if a disclosure statement has not already been given to the buyer or to the buyer’s agent, the disclosure statement;
- (b) the warning statement;
- (c) the information sheet;
- (d) the proposed relevant contract;
- (e) if the disclosure statement has not already been given to the buyer or the buyer’s agent, the disclosure statement;
- (f) any other documents.’.

14 Clause 60—

At page 45, line 32, ‘only’—
omit.

15 Clause 60—

At page 46, lines 4 and 5—
omit, insert—

‘(b) a single document, consisting only of the warning statement and the proposed relevant contract, that is protected against’.

16 Clause 60—

At page 46, line 10, ‘only’—
omit.

17 Clause 60—

At page 46, lines 17 to 19—
omit, insert—

‘(b) a single document, consisting only of the warning statement, the information sheet and the proposed relevant contract, that is protected against unauthorised change, with the warning’.

18 Clause 60—

At page 46, lines 23 to 26—
omit, insert—

‘(4) Despite subsection (3)(b), the disclosure statement may form part of the single document mentioned in that provision if it does not appear before the information sheet.’.