

**LIQUOR ACT 1982—REGULATION**

(Relating to late payment of liquor licence fee instalments)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Liquor Act 1982, has been pleased to make the Regulation set forth hereunder.

ANNE COHEN  
Chief Secretary.

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**Commencement**

1. This Regulation commences on 16 January 1992.

**Amendments**

2. The Liquor Regulation 1983 is amended:

- (a) by omitting clause 37 (2)–(5) and by inserting instead the following subclauses:

- (2) The penalty for a failure to pay by the due date an instalment of licence fee payable in respect of the licensing period that commences on 16 January 1992 or my subsequent licensing period is:

- (a) \$250; and

- (b) 0.15 percent of the amount of the instalment for each day by which the payment is late.

- (3) If an instalment is not paid within 2 months after the due date, the licence is cancelled.

- (4) A penalty resulting from a failure to pay an instalment by the due date may be recovered by the Board as a debt due to the Crown.

- (b) by omitting clause 37 (8) and clauses 37 and 37<sup>o</sup>C.

**EXPLANATORY NOTE**

The object of this Regulation is to amend the Liquor Regulation 1983:

- (a) to vary the provisions relating to penalties for late payment of an instalment of a liquor licence fee; and
- (b) to repeal clauses 37B and 37C (relating to the effect on trading of certain natural disasters), the operation of which is spent.

At present, late payment of an instalment of licence fee attracts a lump sum penalty of \$100 and, in addition, an amount calculated at 0.15 per cent of the amount of the instalment. The licence may be cancelled if this penalty is not paid within 1 month after the instalment is paid or within 3 months after the due date for payment of the instalment (whichever is earlier).

The effect of the amendments is that, in relation to licensing periods commencing on or after 16 January 1992:

- the lump sum component of the penalty will be increased from \$100 to \$250; and
  - a failure to pay the penalty will not result in automatic licence cancellation, but the amount of the penalty may be recovered as a debt due to the Crown.
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