

NORTHERN TERRITORY OF AUSTRALIA

LIQUOR AMENDMENT ACT 1999

No. 70 of 1999

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SCHEDULE



NORTHERN TERRITORY OF AUSTRALIA

No. 70 of 1999

AN ACT

to amend the *Liquor Act* consequential on the enactment of the
Northern Territory Licensing Commission Act

[Assented to 17 December 1999]

[Second reading 14 October 1999]

The Legislative Assembly of the Northern Territory enacts as follows:

1. Short title

This Act may be cited as the *Liquor Amendment Act 1999*.

2. Commencement

This Act comes into operation on the day on which, but immediately after the *Northern Territory Licensing Commission Act 1999* commences.

3. Principal Act

The *Liquor Act* is in this Act referred to as the Principal Act.

4. Interpretation

Section 4 of the Principal Act is amended —

- (a) by omitting from subsection (1) the definitions of "Chairman" and "Commission" and substituting the following:

" 'Chairperson' means —

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- (a) the Chairperson of the Commission appointed under section 6 of the *Northern Territory Licensing Commission Act*; or
- (b) a person appointed to act as the Chairperson under section 8 of that Act while acting as the Chairperson;

'Commission' means the Northern Territory Licensing Commission established by section 4 of the *Northern Territory Licensing Commission Act*;;

- (b) by omitting from subsection (1) the definition of "Deputy Registrar" and substituting the following:

" 'Deputy Director' means a Deputy Director of Licensing appointed under section 24 of the *Northern Territory Licensing Commission Act*;

'Director' means —

- (a) the Director of Licensing appointed under section 22(1) of the *Northern Territory Licensing Commission Act*; or
 - (b) a person appointed to act as the Director under section 22(2) of that Act while acting as the Director;;
- (c) by omitting from subsection (1) the definition of "member" and substituting the following:

" 'member' means a member of the Commission appointed under section 6 of the *Northern Territory Licensing Commission Act*;; and
 - (d) by omitting from subsection (1) the definition of "Registrar".

5. Repeal

- (1) Division 1 of Part II of the Principal Act is repealed.
- (2) Section 17 of the Principal Act is repealed.

6. Further amendments

The Principal Act is amended as set out in the Schedule.

7. Savings

(1) In this section, "Northern Territory Licensing Commission" means the Northern Territory Licensing Commission established by section 4 of the *Northern Territory Licensing Commission Act*.

- (2) On the commencement of this Act, all references to —

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- (a) the Liquor Commission;
- (b) the Chairman of the Liquor Commission;
- (c) a member of the Liquor Commission; or
- (d) the Registrar or Deputy Registrar,

in any contract, arrangement, security, licence, permit, bank account, instrument, register, notice, court document, decision, communication, Act, instrument of a legislative or administrative character or other document made, entered into, granted, issued, served, sent or given before the commencement of this Act are, unless the context otherwise requires to be read as, and have effect as if, references to —

- (e) the Northern Territory Licensing Commission;
- (f) the Chairperson of the Northern Territory Licensing Commission;
- (g) a member of the Northern Territory Licensing Commission; or
- (h) the Director of Licensing or a Deputy Director of Licensing within the meaning of the *Northern Territory Licensing Commission Act*,

as the case requires.

- (3) On the commencement of this Act —
 - (a) all assets (including funds), rights, obligations and liabilities of the Liquor Commission immediately before that commencement are the assets, rights, obligations and liabilities of the Northern Territory Licensing Commission;
 - (b) all matters, proceedings, investigations or remedies arising or in process by, for, against or in respect of the Liquor Commission before that commencement may be instituted, continued or enforced by, for, against or in respect of the Northern Territory Licensing Commission in the same manner as if this Act had not commenced; and
 - (c) any other act, matter or thing done, omitted to be done or in process before that commencement by, to, before or in respect of the Liquor Commission is to have force or effect or be continued as if it has been done, omitted to be done or in process by, before, to or in respect of the Northern Territory Licensing Commission in the same manner as if this Act had not commenced.

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SCHEDULE
AMENDMENTS

Section 6

Provision	Amendment	
	omit	substitute
Heading to Division 3 of Part II	"Registrar, Deputy Registrars and"	
Sections 18(2) and (3) and 22(1)(b)	"Registrar"	"Director"
Section 22(1)(c)	"Deputy Registrar"	"Deputy Director"
Sections 26(1), 27(3), 29(1)(a) and (2)(b) and 33(2)	"Registrar"	"Director"
Section 35(3A)	"Registrar" (twice occurring)	"Director"
Sections 39(1), 41(1), 43(b), 44, 45, 47(2A) and 48(3)(c), and(4)	"Registrar"	"Director"
Section 48(5)	"Registrar" (twice occurring)	"Director"
Sections 48(6) and 49(1)	"Registrar"	"Director"
Section 49(2)	"Registrar" (twice occurring)	"Director"
Section 51(1)	"Chairman"	"Chairperson"
Section 51(2)	"Chairman"	"Chairperson"
	"Registrar"	"Director"
Section 51(2A)	"Chairman" (wherever occurring)	"Chairperson"

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Sections 51(10A) and (10B) and 52(1) and (2)(b)	"Chairman"	"Chairperson"
Sections 58(1)(a) and (2) and 60(1)	"Registrar"	"Director"
Section 61	"Registrar" (twice occurring)	"Director"
Section 62(3)(b)	"Registrar"	"Director"
Section 68	"Registrar" (wherever occurring)	"Director"
Section 69	"Registrar" (twice occurring)	"Director"
Section 70(1)	"Registrar" (wherever occurring)	"Director"
	"Chairman"	"Chairperson"
Sections 70(2) and 71(a)	"Registrar"	"Director"
Section 75(2)	"Registrar"	"Director"
	"Deputy Registrar"	"Deputy Director"
Section 76(a)	"Registrar"	"Director"
Section 77(2)	"Registrar" (twice occurring)	"Director"
Sections 77(3)(b), 78(1)(a) and (2) and 79(1)	"Chairman"	"Chairperson"
Sections 81(1)(a), 90(2)(a) and 92(b)	"Registrar"	"Director"
Section 97	"Chairman"	"Chairperson"
Section 98	"Chairman" (wherever occurring)	"Chairperson"

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Sections 100, 100A(2) and 101	"Chairman"	"Chairperson"
Section 106E(a)	"Registrar"	"Director"
	"Deputy Registrar"	"a Deputy Director"
Sections 107(2), 113(1) and 113A(2)	"Registrar"	"Director"
Section 113A(3)	"Registrar" (twice occurring)	"Director"
Sections 113A(4) and (5) and 114	"Registrar"	"Director"
Section 118(3)(a)	"Registrar"	"Director"
	"Deputy Registrar"	"a Deputy Director"
Sections 119(2)(a) and (4), 122(2)(b), (5), (6), (7), (8) and (11) and 123(1) and (2)	"Registrar"	"Director"

ALTERATIONS TO SECTION HEADINGS

On the day on which the *Liquor Act* is amended by this Act—

- (a) the headings to sections 44 and 60 of the *Liquor Act* are altered by omitting "REGISTRAR" and substituting "DIRECTOR"; and
- (b) the headings to sections 97 and 98 of the *Liquor Act* are altered by omitting "CHAIRMAN" and substituting "CHAIRPERSON".