



NORTHERN TERRITORY OF AUSTRALIA

No. 75 of 1993

AN ACT

to amend the *Liquor Act*

[Assented to 23 November 1993]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Liquor Amendment Act (No. 3) 1993*.

2. COMMENCEMENT

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

3. NEW SECTION

The *Liquor Act* is amended by inserting after section 37 the following:

"38. REFUNDS TO BE PAID TO PERSON ENTITLED

"(1) The Commission shall not make a refund of any amount paid as a purported licence fee under this Act unless the person to whom the refund is payable (in this section called 'the applicant') satisfies the Commissioner that the applicant -

- (a) has not charged to, or recovered from, and will not charge to, or recover from, any other person any amount in respect of the whole or any part of that amount so paid; or

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- (b) if the applicant has so charged or recovered any such amount, will reimburse, or will take all reasonable steps to reimburse, each such other person for the amount so charged or recovered.

"(2) A person referred to in subsection (1)(b) may sue for and recover as a debt due and payable by the applicant any amount referred to in that subsection as having been recovered from the person by the applicant."
