

NORTHERN TERRITORY OF AUSTRALIA  
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NORTHERN TERRITORY OF AUSTRALIA

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Regulations 1992, No. 10\*

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Regulations under the *Liquor Act*

I, KEITH JOHN AUSTIN ASCHE, the Acting Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Liquor Act*.

Dated 27 March 1992.

K.J.A ASCHE  
Acting Administrator

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AMENDMENTS OF THE LIQUOR REGULATIONS

1. COMMENCEMENT

These Regulations shall come into operation on 1 April 1992.

2. PRESCRIBED FEES

Regulation 3 of the Liquor Regulations is amended by omitting subregulation (1) and substituting the following:

"(1) Subject to subregulation (2), the fees calculated as set out in both Part 1 and Part 2 of the Schedule, less, in the case of fees (other than fixed sum fees) calculated under Part 1, 7% of the cost into store of liquor containing 3% or less of ethyl alcohol by volume at 20°C, are the relevant prescribed fees for the purposes of section 35 of the Act."

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\* Notified in the *Northern Territory Government Gazette* on 30 March 1992.

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3. PRESCRIBED PERIOD

Regulation 6 of the Liquor Regulations is amended by omitting paragraphs (a) and (b) and substituting the following:

- "(a) when calculating a fee under Part 1 of the Schedule -
  - (i) in respect of the first licence period in a financial year, all licence periods in the immediately preceding financial year; and
  - (ii) in respect of any other license period in a financial year, all license periods in that financial year preceding the licence period in respect of which the fee is due and payable; and
- (b) when calculating a fee under Part 2 of the Schedule, the licence period immediately preceding that to which the fee relates."

4. PRESCRIBED MANNER FOR CALCULATING LICENCE FEE FOR LICENCE REFERRED TO IN SECTION 35(1)(C)

Regulation 7 of the Liquor Regulations is amended -

- (a) by omitting "The licence" and substituting "(1) The licence";
- (b) by inserting, after "item 3", the words "of Part 1"; and
- (b) by adding at the end the following:

"(2) Notwithstanding subregulation (1), the licence fee payable under Part 2 of the Schedule in respect of a licence referred to in section 35(1)(c) of the Act shall be calculated in the same manner as if the licence were issued under section 35(1)(a) of the Act."

5. NEW REGULATION

The Liquor Regulations are amended by inserting, after regulation 7, the following:

"8. CERTAIN LICENCE FEES TO BE PAID INTO TRUST ACCOUNT

"Licence fees calculated as set out in Part 2 of the Schedule and paid to the Commission shall, if a trust account has been opened in the Trust Fund in accordance with the *Financial Administration and Audit Act* for the purpose of receiving those fees, be accounted for in accordance with the procedures of the Commission and then paid to that trust account."

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6. SCHEDULE

The Schedule to the Liquor Regulations is amended -

- (a) by inserting, after "SCALE OF FEES PAYABLE UNDER LIQUOR ACT", the heading "PART I - GENERAL FEES"; and
- (b) by adding at the end the following:

"PART 2 - FEES PAYABLE TO TRUST ACCOUNT

"In this Part -

'beer' means beer, ale, lager, stout or liquor of any other kind produced by brewing, and, for the purposes of calculating the fee under this Part, includes spirits containing 6% or less of ethyl alcohol by volume at 20°C;

'brought into store' means all liquor purchased or procured during a licence period or, in respect of a licence referred to in section 35(1)(c) of the Act, the period specified in regulation 6(b), for disposal under the licence, not being liquor sold to -

- (a) any other licensee for the purposes of disposal pursuant to the licence of that other licensee;
- (b) a person permitted under a law of a State or another Territory of the Commonwealth to sell liquor; or
- (c) a consular representative or Trade Commissioner in Australia of another country if the consular representative or Commissioner is a citizen of that country and is not otherwise engaged in a business, occupation or profession;

'spirits' means liquor of the kind produced by distillation, and includes a beverage mixed with spirits or to which spirits has been added;

'wine' means wine, cider, mead, perry or other liquor produced from the fermentation of berries, fruit, honey or vegetables, and includes a beverage (other than spirits) mixed with wine or to which wine has been added.

"2. In this Part, 'beer', 'wine' or 'spirits' do not include beer, wine or spirits containing 3% or less of ethyl alcohol by volume at 20°C.

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"3. There shall be payable, in addition to and together with each fee payable under Part 1, an amount calculated as follows:

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Category of liquor	Prescribed fee per litre of liquor brought into store \$
Beer	0.20
Wine	0.48
Spirits	1.60

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