

[L.S.]



I Assent,

Rodney Williams,
Governor-General.

8th April, 2015.

ANTIGUA AND BARBUDA

LICENSING (INTOXICATING LIQUOR) (AMENDMENT) ACT, 2015

No. 3 of 2015

AN ACT to amend the Licensing (Intoxicating Liquor) Act, Cap. 249.

ENACTED by the Parliament of Antigua and Barbuda as follows:

1. Short title

This Act may be cited as the Licensing (Intoxicating Liquor) (Amendment) Act, 2015.

2. Interpretation

In this Act “principal Act” means the Licensing (Intoxicating Liquor) Act, Cap. 249.

3. Repeal of section 4 and licenses granted thereunder validated

Section 4 of the principal Act is repealed and all licenses granted to premises to sell liquor within the prohibited area, contrary to the provisions of section 4, are hereby declared to be validly granted.

4. Amendment of section 11 - Occasional permit

The principal Act is amended in section 11 as follows—

- (a) by the deletion of the proviso to subsection (7)(a) thereof and the substitution of the following—



LICENSING (INTOXICATING LIQUOR) (AMENDMENT) ACT, 2015

No. 3 of 2015

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LICENSING (INTOXICATING LIQUOR) (AMENDMENT) ACT, 2015

ARRANGEMENT

Sections

1. Short title.
2. Interpretation
3. Repeal of section 4 and licenses granted thereunder validated
4. Amendment of section 11- Occasional permit
5. Amendment of section 24- Restriction on supply of intoxicating liquor to children for consumption on licensed premises
6. Amendment of section 60- Fees on registration of license
7. Amendment of section 79- Power of Justices to close licensed premises in case of riot
8. Amendment of section 83- No pawn or pledge to be received as security for payment of money in respect of spirituous liquors

(b) by the deletion of the words “three thousand” and the substitution thereof of the words “five thousand”.

8. Amendment of section 83- No pawn or pledge to be received as security for payment of money in respect of spirituous liquors

Section 83 of the principal Act is repealed and the following substituted-

“83. If any retailer of spirituous liquors, with or without license, takes or receives any pawn or pledge from any person by way of security for the payment of any money due or purporting to be due from any such retailer, such retailer commits an offence and is liable, on summary conviction, to a fine not exceeding five hundred dollars for any pawn or pledge so taken or received by him and the person to whom any such pawn or pledge belongs shall have the same remedy for recovering such pawn or pledge, or the value thereof, as if the same had never been pawned or pledged.”

Passed by the House of Representatives on the 23rd day of February, 2015.

Gerald Watt, Q.C.,
Speaker.

Ramona Small,
Clerk to the House of Representatives.

Passed by the Senate on the 10th day of March, 2015.

Alicia Williams Grant,
President.

Ramona Small,
Clerk to the Senate.

“Provided that where the payment of a fee is required as a condition in such written permit, the fee prescribed shall not exceed two hundred dollars;”

(b) by the deletion of paragraph (b) of subsection (7) thereof and the substitution of the following—

“(b) to any licensed person to keep open his premises for the sale of intoxicating liquor until 11 pm on any day other than Sunday.”

5. Amendment of section 24- Restriction on supply of intoxicating liquor to children for consumption on licensed premises

Section 24 of the principal Act is amended as follows—

(a) by the deletion of the word “sixteen” wherever it occurs in the section and replacing it with the word “eighteen”; and

(b) by the repeal of subsection (5) and the substitution of the following—

“(5) Any person who contravenes this section commits an offence and is liable on summary conviction if—

(a) he is the holder of the license or an employee of the license holder, to a fine not exceeding two thousand dollars;

(b) he is the buyer under the age of eighteen years, to a fine not exceeding five hundred dollars; and

(c) on subsequent conviction, in the case of the holder or the buyer under the age of eighteen years, to a fine of one thousand dollars.

6. Amendment of section 60- Fees on registration of license

Section 60 of the principal Act is amended by the repeal of the words “twenty four cents” and the substitution of the words “ten dollars”.

7. Amendment of section 79- Power of Justices to close licensed premises in case of riot

Section 79 of the principal Act is amended as follows—

(a) by the deletion of the word “Justice” wherever it occurs in the section and the substitution thereof of the words “police officer above the rank of Inspector”; and