

LICENSING ORDINANCE (No. 2) 1975

607

No. 24 of 1975

An Ordinance to amend the
Licensing Ordinance 1939 as amended

[Assented to 26 August 1975]

BE it ordained by the Legislative Assembly for the Northern Territory of Australia as follows:

1. This Ordinance may be cited as the *Licensing Ordinance* (No. 2) 1975. Short title

2. The *Licensing Ordinance* 1939 as amended is in this Ordinance referred to as the Principal Ordinance. Principal Ordinance

3. Section 46 of the Principal Ordinance is amended by omitting sub-section (1A) and substituting the following sub-sections: Application for temporary licence or permission to make alteration or addition

“(1A) Where a licensing magistrate makes an order under sub-section (1) authorizing a person temporarily to suspend the carrying on of his business, then—

- (a) during the period of that suspension, notwithstanding section 21, the licence does not expire and does not need to be renewed;
- (b) during the period of that suspension the person remains licensed, but for the purposes of section 134(1) is deemed to be unlicensed; and
- (c) if there is an annual sittings of the Court during the period of that suspension, the licensee shall, upon the resumption of the business, be liable to pay the licensing fee he would have been obliged to pay had his licence been renewed at those sittings.

“(1AB) Where a licensee suspends the carrying on of his business in pursuance of an order under sub-section (1), he may, at any time

before the expiration of the period of suspension, apply to a licensing magistrate to have the period of suspension brought to an end.”.

Removal
without
certificate

4. Section 94 of the Principal Ordinance is amended by omitting sub-section (2) and substituting the following sub-sections:

“(2) Where a licensing magistrate makes an order under sub-section (1) authorizing a club temporarily to suspend the sale and supply of liquor, then—

- (a) during the period of that suspension, the certificate of registration does not expire, and does not need to be renewed;
- (b) during the period of that suspension the club remains registered, but for the purposes of section 134(1) the person deemed to be the licensee of the club is deemed to be unlicensed; and
- (c) if there is an annual sittings of the Court during the period of that suspension, the club shall, upon the resumption of the sale and supply of liquor, be liable to pay the licensing fee it would have been obliged to pay had the licence been renewed at those sittings.

“(2A) Where a club suspends the sale and supply of liquor in pursuance of an order under sub-section (1), it may, at any time before the expiration of the period of suspension, apply to a licensing magistrate to have the period of suspension brought to an end.”.
