

LIQUOR AMENDMENT (FEES)  
ACT.

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Act No. 6, 1928.

George V.  
No. 6, 1928.  
— An Act to provide for the increase of certain license and other fees payable under the Liquor Act, 1912, as amended by subsequent Acts; to amend that Act as so amended and certain other Acts; and for purposes connected therewith. [Assented to, 30th May, 1928.]

BE

**B**E it enacted by the King's Most Excellent Majesty, No. 6, 1928.  
by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

**1.** This Act may be cited as the "Liquor Amendment Short title.  
(Fees) Act, 1928," and shall be read with the Liquor Act, 1912, as amended by subsequent Acts.

**2.** The Liquor Act, 1912, as amended by subsequent Amendment of  
Act No. 42,  
1912.  
Acts is amended—

- (a) by omitting from paragraph (b) of section Sec. 21.  
twenty-one the words "two pounds per  
centum" and by inserting in lieu thereof the (Renewal fee  
of publican's  
license.)  
words "five pounds per centum";
- (b) by inserting at the end of the same section the Sec. 21.  
following new subsection:—

(2) Any holder of a publican's license who Holder of  
publican's  
license to  
is not the owner of the premises in respect of bear only  
three-fifths  
of license fee.  
which the license fee is paid shall, notwithstanding any agreement to the contrary whether made before, on or after the commencement of the Liquor Amendment (Fees) Act, 1928, cf. Act No.  
42, 1919,  
s. 33.  
be entitled to deduct from any rent payable by him in respect of such premises, or to recover from his lessor in any court of competent jurisdiction, a sum equal to two-fifths of the license fee paid by him; and notwithstanding any such agreement, where such sum is so deducted from such rent or paid by or recovered from such lessor, such lessor may in like manner deduct from any rent payable by him or may recover as aforesaid a sum equal to the amount so deducted or paid or recovered, and so on until the lessor to whom the rent is payable is not himself a lessee of another person:

Provided always that where the sum paid to the lessee by the owner or lessor in respect of such license fee exceeds one-third of the rent payable to such owner or lessor, the Colonial Treasurer may, on the application of such  
owner

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owner or lessor, and on the recommendation of the board, order the payment to him out of the Consolidated Revenue Fund of such sum, not exceeding the difference between the sum so paid to the lessee and one-third of such rent, as the board may deem fair and reasonable in the circumstances.

Secs. 20, 21.  
(Booth or  
stand  
licenses.)

- (c) (i) by omitting from section twenty the words “for a period not exceeding seven days, but not to exceed (with any renewal or renewals thereof) a period of twenty-eight days,” and by inserting in lieu thereof the words “on a particular day or days to be specified in the license.”

Sec. 37.  
(Fee for  
transfer of  
license.)

- (ii) by omitting from paragraph (j) of section twenty-one the words “or a renewal thereof, two pounds” and by inserting in lieu thereof the words “two pounds per day.”

- (d) by omitting subsection three of section thirty-seven and by inserting in lieu thereof the following subsection:—

(3) The fee payable for every such indorsement or grant of transfer shall be a sum equal to two pounds per centum of the amount of the license fee paid in respect of the license for the year current at the date of the transfer, but shall not in any case be less than two pounds.