



ANNO DECIMO TERTIO

# GEORGI VI REGIS.

A.D. 1949.

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## No. 64 of 1949.

### An Act to amend the Licensing Act, 1932-1945.

[Assented to 8th December, 1949.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

Short titles.

1. (1) This Act may be cited as the "Licensing Act Amendment Act, 1949".

(2) The Licensing Act, 1932-1945, as amended by this Act, may be cited as the "Licensing Act, 1932-1949".

(3) The Licensing Act, 1932-1945, is hereinafter called "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Repeal and re-enactment of s. 200 of the principal Act—

Duty to supply food and lodging.

3. Section 200 of the principal Act is repealed and the following section is inserted in its place :—

200. (1) The holder of a publican's licence if requested to supply any person with meals or lodging shall comply with that request :

Provided that the holder of a publican's licence shall not be required by this subsection to supply meals or lodging—

(a) to a person of bad reputation or an intoxicated person ;

(b) if he has reasonable cause to believe that the person to be supplied is unable to pay, or will not pay for any meals or lodging supplied ;

- (c) if at the time when the request is made the holder of the licence has already entered into engagements or arrangements with other persons by reason of which his premises are or will be so fully occupied as to render it impossible to comply with the request ;
- (d) if for any other cause, not due to want of diligence on the part of the holder of the licence or to his failure to comply with this Act, he is unable to comply with the request :

Provided also that the holder of a publican's licence shall not be required by this subsection to supply any meal except between the hours of eight o'clock and nine thirty o'clock in the morning, twelve thirty o'clock and two o'clock in the afternoon, and six o'clock and seven thirty o'clock in the evening.

(2) A request shall be deemed to be made to a holder of a licence if it was made to him personally, or to any person apparently in charge of his licensed premises, or to any person on the licensed premises who appears to have authority to receive requests for the supply of meals or lodging.

(3) A person who contravenes this section shall be guilty of an offence and liable for a first offence to a fine not exceeding twenty-five pounds, and for a second or subsequent offence to a fine not exceeding fifty pounds.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

C. W. M. NORRIE, Governor.