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**RACING, GAMING AND LIQUOR**

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RG301\*

Liquor Licensing Act 1988

**Liquor Licensing Amendment Regulations 2004**

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Liquor Licensing Amendment Regulations 2004*.

**2. The regulations amended**

The amendments in these regulations are to the *Liquor Licensing Regulations 1989*\*.

[\* Reprinted as at 8 March 2002.

For amendments to 27 May 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 214, and Gazette 30 January 2004.*]

**3. Regulation 3 amended**

Regulation 3(1) is amended by deleting the definition of “wine tax” and inserting instead —

“

“**WET**” has the meaning given to “wine tax” in section 33-1 of the Commonwealth *A New Tax System (Wine Equalisation Tax) Act 1999*.

”.

**4. Regulation 8 amended**

- (1) Regulation 8(1)(e) is amended by deleting “territorial waters of the State” and inserting instead —

“ WA territorial seas ”.

- (2) After regulation 8(1) the following subregulation is inserted —

“

- (1a) In subregulation (1)(e) —

“**WA territorial seas**” means 12 nautical miles of sea off the coast of the State, measured from baselines determined in accordance with Part II Section 2 of the United Nations Convention on the Law of the Sea done at Montego Bay on 10 December 1982.

”.

**5. Regulation 9 amended**

Regulation 9(23) is repealed and the following subregulation is inserted instead —

“

- (23) A licence granted for this purpose may permit the supply of samples of the packaged liquor that is for auction, for tasting.

”.

**6. Regulation 21 amended**

Regulation 21(1) is amended by deleting “wine tax” and inserting instead —

“ WET ”.

**7. Regulation 21A amended**

- (1) Regulation 21A(1) is amended by deleting “wine tax” and inserting instead —

“ WET ”.

- (2) Regulation 21A(2) is amended by deleting “wine tax” in the 2 places where it occurs and inserting instead in both places —

“ WET ”.

**8. Schedule 1 amended**

Schedule 1 is amended by deleting Forms 19 and 19A and inserting the following forms instead —

“

**Form 19**

*Liquor Licensing Act 1988*

[Regulation 19(1)]

**Application Form for Liquor Subsidy**  
(WA Producers Only)

1. CLAIM FOR THE MONTH/PERIOD OF:										
	Month/Quarter	Year								
2. AUSTRALIAN BUSINESS NUMBER:										
3. LIQUOR LICENCE NUMBER:	<table border="1" style="width: 100%; height: 25px;"> <tr> <td style="width: 15px;"></td> </tr> </table>									
4. NAME OF PREMISES:										
5. NAME OF LICENSEE:										
ADDRESS OF LICENSED PREMISES:										
	Postcode									

**6. AMOUNT OF SUBSIDY CLAIM:**

*(a) + (b) + (c) = Total for this period*

**7. ADJUSTMENTS (IF APPLICABLE):**

(a) WET subsidy claimable for Cellar door sales to persons other than liquor merchants (including sales made in a restaurant on the licensed premises). .....	\$
(b) WET subsidy claimable for Mail Order Sales. ....	\$
(c) WET subsidy claimable for Tastings, promotions and donations for which no charge has been made. ....	\$
<b>TOTAL FOR THIS PERIOD:</b>	\$
(e) Amount overpaid/underpaid for the month of .....	\$
<b>TOTAL AMOUNT CLAIMED:</b>	\$

Have your bank details changed? No  Yes  If yes please provide new bank details below:

BANK NAME:  BRANCH NAME:   
 BSB No.  ACCOUNT No:

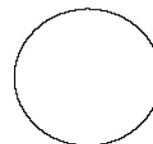
**8. DECLARATION:** I, \_\_\_\_\_ certify that:  
 name of licensee

- (a) I am the licensee of the above named premises;
- (b) the claim I am making for liquor subsidy is complete, true and correct;
- (c) the claim I am making is honestly based on my WET obligations;
- (d) I have all the necessary records to provide information to substantiate my claim;
- (e) I will provide information to substantiate my claim, if requested, at any time by the relevant authorities;
- (f) I have prepared and issued invoices reflecting the liquor subsidy in accordance with requirements of the Australian Taxation Office; and
- (g) my prices to my customers incorporate the amount of the subsidy.

**WARNING**  
 Penalties apply if you provide false or misleading information

**WHERE THE LICENSEE IS A COMPANY:**

The common seal of \_\_\_\_\_ was hereunto affixed by order of its Directors in accordance with its Articles of Association, in the presence of:



Name and Signature of Director(s) \_\_\_\_\_ Date: \_\_\_/\_\_\_/\_\_\_ Ph No: \_\_\_\_\_  
 \_\_\_\_\_ Date: \_\_\_/\_\_\_/\_\_\_ Ph No: \_\_\_\_\_

**WHERE THE LICENSEE IS ONE OR MORE INDIVIDUAL PERSONS:**

Signature(s) \_\_\_\_\_ Date: \_\_\_/\_\_\_/\_\_\_ Ph No: \_\_\_\_\_  
 \_\_\_\_\_ Date: \_\_\_/\_\_\_/\_\_\_ Ph No: \_\_\_\_\_

<b>FOR OFFICE USE ONLY</b>	<b>DATE RECEIVED:</b> ___/___/___	<b>AMOUNT PAYABLE: \$</b>
	<b>DATE PAID:</b> ___/___/___	

**Form 19A**

*Liquor Licensing Act 1988*

[Regulation 19(1)]

**Application for Liquor Subsidy — Low Alcohol**  
(WA Wholesalers/Beer Producers)

<b>1. CLAIM FOR THE MONTH/PERIOD OF:</b>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>								
	Month/Quarter	Year								
<b>2. AUSTRALIAN BUSINESS NUMBER:</b>	<input style="width: 100%;" type="text"/>									
<b>3. LIQUOR LICENCE NUMBER:</b>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 12.5%;"><input style="width: 100%;" type="text"/></td> </tr> </table>		<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>
<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>			
<b>4. NAME OF PREMISES:</b>	<input style="width: 100%;" type="text"/>									
<b>5. NAME OF LICENSEE:</b>	<input style="width: 100%;" type="text"/>									
<b>ADDRESS OF LICENSED PREMISES:</b>	<input style="width: 100%;" type="text"/>									
	Postcode									
<b>6. AMOUNT OF SUBSIDY CLAIM:</b>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Low Alcohol Beer</td> <td style="width: 30%;">\$</td> </tr> <tr> <td>Low Alcohol Wine</td> <td>\$</td> </tr> <tr> <td><b>TOTAL FOR THIS PERIOD:</b></td> <td>\$</td> </tr> </table>		Low Alcohol Beer	\$	Low Alcohol Wine	\$	<b>TOTAL FOR THIS PERIOD:</b>	\$		
Low Alcohol Beer	\$									
Low Alcohol Wine	\$									
<b>TOTAL FOR THIS PERIOD:</b>	\$									
<b>7. ADJUSTMENTS (IF APPLICABLE):</b>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Amount overpaid/underpaid for the month of .....</td> <td style="width: 30%;">\$</td> </tr> <tr> <td><b>TOTAL AMOUNT CLAIMED:</b></td> <td>\$</td> </tr> </table>		Amount overpaid/underpaid for the month of .....	\$	<b>TOTAL AMOUNT CLAIMED:</b>	\$				
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<b>TOTAL AMOUNT CLAIMED:</b>	\$									

Have your bank details changed? No  Yes  If yes please provide new bank details below:

BANK NAME:	<input style="width: 100%;" type="text"/>	BRANCH NAME:	<input style="width: 100%;" type="text"/>
BSB No.	<input style="width: 100%;" type="text"/>	ACCOUNT No:	<input style="width: 100%;" type="text"/>

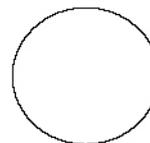
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name of licensee

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- (c) I have all the necessary records to provide information to substantiate my claim;
- (d) I will provide information to substantiate my claim, if requested, at any time by the relevant authorities;
- (e) I have prepared and issued invoices reflecting the liquor subsidy; and
- (g) my prices to my customers incorporate the amount of the subsidy.

**WARNING**  
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**WHERE THE LICENSEE IS A COMPANY:**

The common seal of \_\_\_\_\_ was hereunto affixed by order of its Directors in accordance with its Articles of Association, in the presence of:



Name and Signature of Director(s)	Common Seal	
_____	Date: ___ / ___ / ___	Ph No: _____
_____	Date: ___ / ___ / ___	Ph No: _____

**WHERE THE LICENSEE IS ONE OR MORE INDIVIDUAL PERSONS:**

Signature(s)

\_\_\_\_\_ Date: \_\_\_ / \_\_\_ / \_\_\_ Ph No: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_ / \_\_\_ / \_\_\_ Ph No: \_\_\_\_\_

<b>FOR OFFICE USE ONLY</b>	<b>DATE RECEIVED:</b> ___ / ___ / ___	<b>AMOUNT PAYABLE: \$</b>
	<b>DATE PAID:</b> ___ / ___ / ___	<b>PAYMENT DETAILS:</b>

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

\_\_\_\_\_