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**RACING, GAMING AND LIQUOR**

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RA301\*

Liquor Licensing Act 1988

**Liquor Licensing Amendment Regulations  
(No. 2) 2001**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Liquor Licensing Amendment Regulations (No. 2) 2001*.

**2. Regulation 9A amended and transitional**

- (1) Regulation 9A(1)(h) of the *Liquor Licensing Regulations 1989*\* is amended by deleting subparagraph (i) and “or” after it and inserting instead —

“

- (i) an attraction for tourists; or

”.

- (2) Regulation 9A(2) of the *Liquor Licensing Regulations 1989*\* is amended as follows:

- (a) by deleting the full stop at the end of the subregulation and substituting a semicolon;
- (b) by inserting after the definition of “specified” the following definition —

“

“**tourist**” means a person who is —

- (a) staying at a place that is at least 40 kilometres from his or her usual place of residence for a period of at least one night;
- (b) intending to stay away from his or her usual place of residence for a period of less than 12 months;
- (c) not in the course of travelling on a regular journey between his or her usual place of residence and his or her place of work or education; and
- (d) travelling in the course of a holiday or for leisure, business, to visit friends or relatives or for any other reason.

”.

- (3) Subject to subregulation (4), the *Liquor Licensing Regulations 1989* as amended by this regulation apply to and in respect of any application for a special facility licence —
- (a) made, but not finally determined, before the coming into operation of this regulation; or
  - (b) made on or after the coming into operation of this regulation.
- (4) Nothing in these regulations affects —
- (a) an application for review under section 25 of a decision in respect of a special facility licence; or
  - (b) an appeal under section 28 in respect of a special facility licence,

instituted but not finally determined before the coming into operation of this regulation.

[\* Reprinted 7 January 2000.

*For amendments to 26 April 2001 see 2000 Index to Legislation of Western Australia, Table 4, p. 199.]*

By Command of the Lieutenant-Governor and  
deputy of the Governor,

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

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