

RACING, GAMING AND LIQUOR

RA301

LIQUOR LICENSING ACT 1988

LIQUOR LICENSING AMENDMENT REGULATIONS (No. 2) 1996

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Liquor Licensing Amendment Regulations (No. 2) 1996*.

Principal regulations

2. In these regulations the *Liquor Licensing Regulations 1989** are referred to as the principal regulations.

[* *Published in Gazette 27 January 1989, pp. 209-61.*
For amendments to 21 October 1996 see 1995 Index to Legislation of Western Australia, Table 4, p. 170.]

Regulations 18A, 18B, 18C and 18D inserted

3. After regulation 18 of the principal regulations the following regulations are inserted —

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Evidence of age

18A. A person who is required to produce evidence of his or her age —

- (a) to an authorized person, because the person is a suspected juvenile within the meaning of section 126 (1) of the Act; or
- (b) to an authorized officer, because the age of the person is or may be material to a suspected offence within the meaning of section 160 (1) of the Act,

may comply with the requirement by producing a Proof of Age Card issued to the person under regulation 18B.

Proof of Age Cards

18B. (1) The Director may issue a Proof of Age Card to a person if the person is at least 18 years old and applies to the Director in accordance with this regulation.

(2) An application for a Proof of Age Card shall be made in a form approved by the Director and be accompanied by —

- (a) sufficient documentary evidence of the applicant's identity and age;
- (b) 2 identical colour photographs (of the size required for a passport) of the applicant, taken within the 6 months immediately preceding the date of the application, with each photograph bearing the endorsement set out in subregulation (4) and the signature of the approved person who makes the endorsement; and
- (c) the fee prescribed in item 15A of Schedule 3.

(3) The applicant shall provide any other information or documents (which may include an example of the applicant's signature in a medium specified by the Director) that the Director may require in relation to the application.

(4) The endorsement referred to in subregulation (2) (b) shall be made by an approved person in the following words: "This is a true photograph of [*the full name of the applicant to be inserted here*]."

(5) In this regulation —

"approved person" means a person —

- (a) who is not related by birth or marriage to the applicant;
- (b) who has known the applicant for at least one year; and
- (c) before whom a statutory declaration may be made under section 2 of the *Declarations and Attestations Act 1913*;

"sufficient documentary evidence of the applicant's identity and age" means —

- (a) the applicant's birth certificate;
- (b) the applicant's passport;
- (c) the applicant's motor vehicle driver's licence (but only if it displays a photograph of the applicant); or
- (d) a document that the Director considers to be equivalent to the document referred to in paragraph (a), (b) or (c),

and any other document or documents that the Director may require the applicant to produce to prove the applicant's identity and age to the Director's satisfaction.

Form and content of Proof of Age Cards

18C. (1) A Proof of Age Card issued to a person under regulation 18B —

- (a) shall be in a form approved by the Director; and

- (b) shall display a photograph of the person, the person's date of birth, the person's signature and any other matter that the Director may approve.
- (2) In subregulation (1) —

“photograph” and **“signature”** include a reproduction, produced by any process approved by the Director, of a photograph or signature.

Lost, stolen or destroyed Proof of Age Cards

18D. A person may obtain a replacement for a Proof of Age Card that has been lost, stolen or destroyed, or that otherwise needs to be replaced, by applying to the Director in accordance with regulation 18B.

Schedule 3 amended

4. Schedule 3 to the principal regulations is amended by inserting after item 15 the following item —

“ 15A. Application for Proof of Age Card 15.00 ”.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.