

ORDINANCE LAID BEFORE THE STATES

THE LIQUOR LICENSING (RENEWAL DATE AND FEES) ORDINANCE, 2020

In pursuance of the provisions of the proviso to Article 66A(1) of The Reform (Guernsey) Law, 1948, as amended, "The Liquor Licensing (Renewal Date and Fees) Ordinance, 2020", made by the Policy & Resources Committee on the 26th May, 2020, is laid before the States.

EXPLANATORY MEMORANDUM

The purpose of the Ordinance is to provide, for this year only, for a suspension of the payment of fees in respect of the renewal of a liquor licence from the end of May to the end of November, a delay to the introduction of new fees to the start of December, and the Committee for Home Affairs to have the power to direct that a reduced or nil licence renewal fee be payable in respect of licensed premises in specified circumstances.

Section 1 temporarily modifies the effect of section 11 of the Liquor Licensing Ordinance, 2006 by substituting new subsections (1), (2) and (2A) for existing subsections (1) and (2). The modifications made by section 1 cease to have effect, by virtue of section 4, on 2nd December 2020. The modifications change the date on which licences expire from 31st May to 30th November, and change the date by which a renewal fee has to be paid (otherwise the licence will cease to be valid the following day) from "on or before the 31st May immediately preceding commencement of the licensing year to which the licence relates" to 30th November 2020. The modifications made by section 1 also provide that the Committee can direct that a reduced renewal fee (including a nil fee) may be paid in respect of any licensed premises the operation of which has been affected by emergency regulations, or where the licence was granted after 1st June.

The amendment at section 2 to the 2020 Regulations delays the coming into force of new fees from 1st June, 2020 to 1st December, 2020.

Section 3 is the citation provision. Section 4 provides that the Ordinance comes into force on 27th May, 2020, and provides for the modifications made by section 1 to cease to have effect on 2nd December, 2020 as set out above. Subsection (3) saves anything done under or in reliance on the modifications of section 1, on those modifications ceasing to have effect.

The Ordinance was approved by the Legislation Review Panel on the 18th May, 2020 and made by the Policy & Resources Committee in exercise of its powers under Article 66A(1) of the Reform (Guernsey) Law, 1948. Under the proviso to the said Article 66A(1), the States of Deliberation have the power to annul the Ordinance.

The full text of the legislation can be found at:

<http://www.guernseylegalresources.gg/article/90621/Statutory-Instruments>