

Authorised Version No. 002
**Liquor Control Reform (Wholesale Liquor
Supply Information) Regulations 2015**

S.R. No. 58/2015

Authorised Version incorporating amendments as at
1 July 2016

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1 Objective

The objective of these Regulations is to prescribe matters relating to the provision of wholesale liquor supply information under the **Liquor Control Reform Act 1998**.

2 Authorising provision

These Regulations are made under section 180 of the **Liquor Control Reform Act 1998**.

3 Commencement

These Regulations come into operation on 1 July 2015.

4 Definitions

In these Regulations—

* * * * *

Reg. 4 def. of
bottle
revoked by
S.R. No.
77/2016
reg. 4(a).

bulk means, in relation to wine or fortified wine, supply—

- (a) in a container with a capacity of more than 20 litres; or
- (b) for bottling elsewhere or for blending with another wine;

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Reg. 4 def. of
cask
revoked by
S.R. No.
77/2016
reg. 4(a).

* * * * *

cider is a beverage that—

- (a) is the product of the complete or partial fermentation of the juice or must of apples, pears or other fruit;
- (b) has not had added to it, at any time, any ethyl alcohol from any other source;
- (c) has not had added to it, at any time, any liquor or substance (other than water or the juice or must of apples, pears or other fruit) that gives colour or flavour;

fortified wine means wine to which a spirit has been added, including frontignac, madeira, marsala, muscat, port, sherry and tokay, and that has an alcohol content by volume not exceeding 22% at a temperature of 20° Celsius;

heavy strength beer means beer with an alcohol content by volume of 3·5% or more at a temperature of 20° Celsius;

Reg. 4 def. of
large container
inserted by
S.R. No.
77/2016
reg. 4(b).

large container means a container with a capacity of 2 litres or more but not exceeding 20 litres;

low strength beer means beer with an alcohol content by volume of less than 3% at a temperature of 20° Celsius;

medium strength beer means beer with an alcohol content by volume of 3% or more but less than 3.5% at a temperature of 20° Celsius;

ready to drink spirits means spirits that are mixed with other beverages, but does not include fortified wine;

small container means a container with a capacity of less than 2 litres;

Reg. 4 def. of
***small
container***
inserted by
S.R. No.
77/2016
reg. 4(b).

spirits means liquor that is obtained by distillation and has an alcohol content by volume exceeding 10% at a temperature of 20° Celsius;

the Act means the **Liquor Control Reform Act 1998**.

5 Additional information for the definition of wholesale liquor supply information

For the purposes of paragraph (d) of the definition of ***wholesale liquor supply information*** in section 66AA of the Act, the following is the prescribed additional information relating to a wholesale liquor transaction—

- (a) the licence number of the licensee to whom liquor is supplied;
- (b) the postcode of premises to which the liquor is delivered;
- (c) the volume in litres of low strength beer, medium strength beer, heavy strength beer, wine, fortified wine, spirits, ready to drink spirits and cider that is supplied;

Reg. 5(e)
amended by
S.R. No.
77/2016 reg. 5.

- (d) if beer is supplied, whether it is supplied in a container with a capacity of—
 - (i) 48 litres or less; or
 - (ii) more than 48 litres;
- (e) if wine or fortified wine is supplied, whether it is supplied in a small container, a large container or in bulk.

6 Requirement to provide wholesale liquor supply information

For the purposes of section 66AD(1) of the Act—

- (a) the prescribed period is a financial year;
- (b) the prescribed person is the Commission;
- (c) the prescribed day of every year is 15 August.

7 Form for the provision of wholesale liquor supply information

For the purposes of section 66AD(3)(a) of the Act, the wholesale liquor supply information must be provided in a form approved by the Commission.

8 Purposes for which wholesale liquor supply information may be used

For the purposes of section 66AD(3)(b) of the Act, wholesale liquor supply information may be used for the following purposes—

- (a) the development, implementation and evaluation of policies to minimise harm arising from the misuse and abuse of alcohol; and
- (b) research into the relationship between alcohol consumption and the misuse and abuse of alcohol.

**9 Persons to whom the Commission may disclose the
wholesale liquor supply information**

For the purposes of section 66AD(3)(c) of the Act,
the Commission may disclose wholesale liquor
supply information to—

- (a) the Minister; and
 - (b) employees of the Department responsible for
providing advice to the Minister on the
administration of sections 66AA to 66AD of
the Act.
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Endnotes

1 General information

See www.legislation.vic.gov.au for Victorian Bills, Acts and current authorised versions of legislation and up-to-date legislative information.

The Liquor Control Reform (Wholesale Liquor Supply Information) Regulations 2015, S.R. No. 58/2015 were made on 16 June 2015 by the Administrator of the State of Victoria, as the Governor's deputy, with the advice of the Executive Council under section 180 of the **Liquor Control Reform Act 1998**, No. 94/1998 and came into operation on 1 July 2015: regulation 3.

The Liquor Control Reform (Wholesale Liquor Supply Information) Regulations 2015 will sunset 10 years after the day of making on 16 June 2025 (see section 5 of the **Subordinate Legislation Act 1994**).

INTERPRETATION OF LEGISLATION ACT 1984 (ILA)

Style changes

Section 54A of the ILA authorises the making of the style changes set out in Schedule 1 to that Act.

References to ILA s. 39B

Sidenotes which cite ILA s. 39B refer to section 39B of the ILA which provides that where an undivided regulation, rule or clause of a Schedule is amended by the insertion of one or more subregulations, subrules or subclauses the original regulation, rule or clause becomes subregulation, subrule or subclause (1) and is amended by the insertion of the expression "(1)" at the beginning of the original regulation, rule or clause.

Interpretation

As from 1 January 2001, amendments to section 36 of the ILA have the following effects:

- **Headings**

All headings included in a Statutory Rule which is made on or after 1 January 2001 form part of that Statutory Rule. Any heading inserted in a Statutory Rule which was made before 1 January 2001, by a Statutory Rule made on or after 1 January 2001, forms part of that Statutory Rule.

This includes headings to Parts, Divisions or Subdivisions in a Schedule; Orders; Parts into which an Order is divided; clauses; regulations; rules; items; tables; columns; examples; diagrams; notes or forms.

See section 36(1A)(2A)(2B).

- **Examples, diagrams or notes**

All examples, diagrams or notes included in a Statutory Rule which is made on or after 1 January 2001 form part of that Statutory Rule. Any examples, diagrams or notes inserted in a Statutory Rule which was made before 1 January 2001, by a Statutory Rule made on or after 1 January 2001, form part of that Statutory Rule. See section 36(3A).

- **Punctuation**

All punctuation included in a Statutory Rule which is made on or after 1 January 2001 forms part of that Statutory Rule. Any punctuation inserted in a Statutory Rule which was made before 1 January 2001, by a Statutory Rule made on or after 1 January 2001, forms part of that Statutory Rule. See section 36(3B).

- **Provision numbers**

All provision numbers included in a Statutory Rule form part of that Statutory Rule, whether inserted in the Statutory Rule before, on or after 1 January 2001. Provision numbers include regulation numbers, rule numbers, subregulation numbers, subrule numbers, paragraphs and subparagraphs. See section 36(3C).

- **Location of "legislative items"**

A "legislative item" is a penalty, an example or a note. As from 13 October 2004, a legislative item relating to a provision of a Statutory Rule is taken to be at the foot of that provision even if it is preceded or followed by another legislative item that relates to that provision. For example, if a penalty at the foot of a provision is followed by a note, both of these legislative items will be regarded as being at the foot of that provision. See section 36B.

- **Other material**

Any explanatory memorandum, table of provisions, endnotes, index and other material printed after the Endnotes does not form part of a Statutory Rule. See section 36(3)(3D)(3E).

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Endnotes

2 Table of Amendments

This publication incorporates amendments made to the Liquor Control Reform (Wholesale Liquor Supply Information) Regulations 2015 by statutory rules, subordinate instruments and Acts.

Liquor Control Reform (Wholesale Liquor Supply Information) Amendment
Regulations 2016, S.R. No. 77/2016

Date of Making: 28.6.16
Date of Commencement: 1.7.16: reg. 3

3 Amendments Not in Operation

There are no amendments which were Not in Operation at the date of this publication.

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Endnotes

4 Explanatory details

No entries at date of publication.