

*Legal Supplement Part C to the "Trinidad and Tobago Gazette", Vol. 40,  
No. 144, 30th July, 2001*

No. 23 of 2001

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First Session Sixth Parliament Republic of Trinidad  
and Tobago

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HOUSE OF REPRESENTATIVES

**BILL**

AN ACT to amend the Liquor Licences Act, Chap. 84:10.

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## THE LIQUOR LICENCES (AMENDMENT) BILL, 2001

**Explanatory Note**

(These notes form no part of the Bill but are intended only to indicate its general purport)

The purpose of this Bill is to amend the Liquor Licences Act, Chap. 84:10, ("the Act") to provide for a new licence called a cultural entertainment licence which will be granted to cultural organisations which provide entertainment to the national community such as steelbands, chutney groups, calypsonians and tassa groups.

The Act will be amended so that intoxicating liquor will be permitted to be sold on premises belonging to a cultural group without the hassle and expense that is experienced in obtaining a liquor licence by businesses such as bars, restaurants and hotels.

The procedure for obtaining a cultural entertainment licence will be similar to that for obtaining a special event licence. The applicant who must be the head of the cultural group must apply to the Licensing Authority who is the Clerk of the Peace assigned to the Magisterial District in which the spirituous liquor would be sold. Every application must be accompanied by a fee of one thousand dollars and must state:

- (a) the names, occupations, ages and address of each member of the group;
- (b) the identification numbers appearing on their—
  - (i) I.D. Cards
  - (ii) Passports; or
  - (iii) Driving Permits;
- (c) the precise address and location of the premises in which the liquor will be sold;
- (d) the activities of the cultural organisation.

In addition, each application must also be accompanied by a plan of the premises in which the liquor will be sold.

Information contained in an application must be published in a daily newspaper in accordance with section 47P.

The Licensing Authority may refuse to grant a licence where there is an objection under section 47O or 47Q.

Cultural organisations would be required to observe the restrictions imposed under proposed sections 47R and 47S.

## **BILL**

AN ACT to amend the Liquor Licences Act, Chap. 84:10

[ , 2001]

ENACTED by the Parliament of Trinidad and Tobago as Enactment  
follows:

**1.** This Act may be cited as the Liquor Licences Short title  
(Amendment) Act, 2001.

Interpretation      **2. In this Act the Liquor Licences Act is referred to as “the Act”.**

Part VB added to the Act      **3. The Act is amended by inserting after section 47I the following Part:**

“PART VB

CULTURAL ENTERTAINMENT LICENCE

Application of Part VB      47J. Where the provisions of this Part conflict with the provisions of any other Part, the provisions of this Part shall apply.

Definitions      47K. In this Part—  
    “cultural organisation” means any steelband, chutney group, tassa group, calypso tent or other body that is so designated for the purposes of this Act by Order of the Minister;

“plan” means a drawing of the premises of the cultural organisation in which intoxicating liquor will be sold.

Cultural entertainment licence      47L. It shall be lawful for any cultural organisation to which a cultural entertainment licence is granted under this Part to sell intoxicating liquor at the premises of a cultural organisation stipulated in the said licence.

Application to Licensing Authority      47M. (1) Every person desiring to obtain a cultural entertainment licence on behalf of a cultural group shall make an application to the Licensing Authority.

(2) For the purposes of this Part, the Clerk of the Peace assigned to the Magisterial District in which the premises of the cultural organisation are situated, shall be the Licensing Authority.

(3) A cultural entertainment licence shall be valid for one year.

Particulars to be stated in application      47N. (1) Every application shall state—  
    (a) the name, occupation, age and address of the applicant and his position in the cultural organisation;

(b) the identification number appearing on his—

- (i) I.D. Card;
- (ii) Passport; or
- (iii) Driving Permit;

(c) the precise address and location of the premises; and

(d) the activities of the cultural organisation.

(2) Every application shall be accompanied by a plan of the premises together with a fee of one thousand dollars.

Copy of application to be submitted to the police station

47O. (1) A copy of the application and plan of the premises shall be submitted to the officer in charge of the Police Station within the Magisterial District in which the premises are situated.

(2) The police officer, referred to in subsection (1), on receipt of the copy of the application, shall acknowledge same by affixing the station stamp on the original application and certifying the receipt of the copy thereon.

(3) The officer in charge of the Police Station may object to the granting of a cultural entertainment licence and his objection shall be submitted to the Licensing Authority not more than fourteen days after the date of the receipt of the copy of the application.

(4) The Licensing Authority may refuse to grant a licence where there is an objection under subsection (3).

Notice

47P. Notice of an application for a cultural entertainment licence shall, within fourteen days of the receipt of the application by the Licensing Authority, be published in a daily newspaper with all the information required under section 47N(1), for a period of at least seven days.

Objection

47Q. (1) The owner of the premises in respect of which a cultural entertainment licence is applied for or any owner or occupier of property situated within a quarter of a mile therefrom, may submit an objection to the granting of a cultural entertainment licence to the

Licensing Authority within fourteen days of the last day of publication of the notice of application.

(2) The Licensing Authority may, upon receipt and consideration of an objection under subsection (1), refuse to grant a cultural entertainment licence to the applicant for the licence in respect of which the objection was made.

Licensing Authority to grant licence where there is no objection 47R. (1) Where there is no objection under section 47O or 47Q, the Licensing Authority may, within thirty-five days of the receipt of the application, grant a licence to the applicant in respect of premises referred to in the application.

(2) Where an objection has been submitted by the police, the Licensing Authority shall set the matter down for hearing for the day following the day on which the objection was received and such objection shall be heard and determined by a Magistrate within a reasonable time thereafter.

Cultural entertainment licence to be in the form of occasional licence Restrictions 47S. A cultural entertainment licence shall be in the form of the occasional licence with the words "cultural entertainment licence" substituted for the words "occasional licence".

47T. (1) A cultural organisation shall not be permitted more than one cultural entertainment licence.

(2) A cultural organisation that is in possession of more than one cultural entertainment licence is liable on summary conviction to a fine of one hundred thousand dollars.

(3) A cultural organisation may sell liquor only between the hours of 6.00 p.m. and 4.00 a.m.

Restriction on location 47U. A cultural entertainment licence shall not be granted to a cultural organisation for sale of intoxicating liquor in a dwelling house.

Passed in the House of Representatives this day of , 2001.

*Clerk of the House*

I confirm the above.

*Speaker*

Passed in the Senate this       day of       ,  
2001.

*Clerk of the Senate*

I confirm the above.

*President of the Senate*

No. 23 of 2001

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FIRST SESSION

**SIXTH PARLIAMENT**

REPUBLIC OF  
TRINIDAD AND TOBAGO

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**BILL**

AN ACT to amend the Liquor Licences Act,  
Chap. 84:10

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Received and read the

First time .....

Second time .....

Third time .....

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