# The Official Gazette

## (EXTRAORDINARY)

## OF GUYANA

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**TABLE OF CONTENTS** **PAGE**

**FIRST SUPPLEMENT**

**LEGAL SUPPLEMENT**


**A.** **ACTS —** Act No. 18 of 2022 - The Intoxicating Liquor Licensing (Amendment) Act 2022 … … … … 305

**B.** **SUBSIDIARY LEGISLATION — NIL**

**C.** **BILLS — NIL**



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**TUESDAY 15TH NOVEMBER, 2022**

THE OFFICIAL GAZETTE 15TH NOVEMBER, 2022
LEGAL SUPPLEMENT — A

GUYANA

**ACT No. 18 of 2022**

# INTOXICATING LIQUOR LICENSING (AMENDMENT) ACT 2022

I assent.

Mohamed Irfaan Ali,
President.

15th November, 2022

## ARRANGEMENT OF SECTIONS

**SECTION**

1. Short title.
2. Amendment of section 2 of the Principal Act.
3. Amendment of section 52 of the Principal Act.
4. Insertion of new section 52A in the Principal Act.
5. Amendment of section 54 of the Principal Act.
6. Amendment of section 56 of the Principal Act.

**AN ACT** to amend the Intoxicating Liquor Licensing Act.

A.D. 2022 Enacted by the Parliament of Guyana:-

Short title. 1. This Act, which amends the Intoxicating Liquor Licensing Act, may be cited as the Intoxicating Liquor Licensing (Amendment) Act 2022.

Cap.82:21

Amendment of section 2 of the Principal Act. 2. Section 2 of the Principal Act is amended by inserting immediately after the definition of "district" the following definition –

"drunken person" means a person whose physical or mental conduct is substantially impaired as a result of the introduction of intoxicating liquor into the person's body and who exhibits those plain and easily observed or discovered outward manifestations of behaviour commonly known to be produced by the overconsumption of intoxicating liquor, and "drunkenness" shall be construed accordingly;".

Amendment of section 52 of the Principal Act. 3. Section 52 (2) of the Principal Act is amended by substituting for the words "two thousand dollars" and "six thousand dollars" the words "five hundred thousand dollars" and "one million dollars", respectively.

Insertion of new Section 52A in the Principal Act. 4. The Principal Act is amended by inserting immediately after section 52 the following section-

"Holder of licence to verify age of persons. 52A. For the purposes of sections 50, 51 and 52, the holder of a licence under this Act or any servant of a licence holder shall, before allowing any person in any bar on any

licensed premises, selling any intoxicating liquor to any person or employing any person to work on any licensed premises, verify the age of that person.".

Amendment of section 54 of the Principal Act.

5. Section 54 of the Principal Act is amended as follows-

(a) by substituting for subsection (1), the following subsection –

"(1) The holder of a licence under this Act shall –

(a) not permit any drunkenness or any violent, quarrelsome, or riotous conduct to take place on his premises;

(b) not sell, give or barter intoxicating liquor to a drunken person;

(c) not allow another person to sell, give or barter intoxicating liquor to a drunken person within the premises;

(d) not sell, give or barter intoxicating liquor to a drunken person he knows is likely to leave the premises by driving a motor vehicle unless that person has identified another person to be the designated driver of the motor vehicle;

(e) not sell, give or barter intoxicating liquor to a person identified as a designated driver under paragraph (d);

(f) where he knows that a drunken person is attempting to drive or is in charge of a motor vehicle on the road or other public place, inform the nearest police station and request their immediate assistance;

(g) conspicuously post signs on the premises that discourage drinking and driving; and

(h) ensure that announcements are made, on the premises, at regular intervals that persons should not drink and drive."; and

(b) in subsection (2), by substituting for the words "four thousand dollars" and "ten thousand dollars" the words "one hundred thousand dollars" and "two hundred thousand dollars", respectively; and

(c) by inserting immediately after subsection (3), the following subsections-

"(4) The obligations of a holder of a licence set out under subsection (1) shall apply *mutatis mutandis* to the holder of any licence granted under the Music and Dancing Licences Act. Cap. 23:03

(5) In this section "motor vehicle" has the same meaning as assigned under the Motor Vehicles and Road Traffic Act.". Cap. 51:02

Amendment of section 56 of the Principal Act.

6. Section 56 of the Principal Act is amended as follows-

(a) in subsection (1), by substituting for the word "may" wherever it appears, the word "shall"; and

(b) in subsection (2), by substituting for the words "six thousand dollars" the words "one hundred thousand dollars".

*Passed by the National Assembly on the 7th November, 2022.*

*S.E. Isaacs,*

Clerk of the National Assembly.

**(BILL No. 20/2022)**