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No. S 718

LIQUOR CONTROL (SUPPLY AND CONSUMPTION) ACT 2015

LIQUOR CONTROL (SUPPLY AND CONSUMPTION) (LIQUOR LICENSING) (AMENDMENT) REGULATIONS 2023

In exercise of the powers conferred by section 35 of the Liquor Control (Supply and Consumption) Act 2015, the Minister for Home Affairs makes the following Regulations:

Citation and commencement

1. These Regulations are the Liquor Control (Supply and Consumption) (Liquor Licensing) (Amendment) Regulations 2023 and come into operation on 2 January 2024.

Replacement of regulation 2

2. In the Liquor Control (Supply and Consumption) (Liquor Licensing) Regulations 2015 (G.N. No. S 181/2015) (called in these Regulations the principal Regulations), replace regulation 2 with —

“Definitions

2.—(1) In these Regulations —

“electronic commerce platform” means an online platform that —

- (a) enables an individual to buy an item online through the platform;
- (b) allows the individual to pay for the item online through the platform; and
- (c) automatically confirms with the individual a delivery address for the item;

“telecommunication service” has the meaning given by section 2 of the Telecommunications Act 1999;

“third-party electronic commerce platform”, in relation to a licensee, means an electronic commerce platform not operated by the licensee;

“working day” means any day other than Saturday, Sunday or public holiday.

(2) In these Regulations, a reference to an individual being drunk is a reference to an individual who is drunk under section 14(6) of the Act.”.

Deletion of regulation 9

3. In the principal Regulations, delete regulation 9.

Amendment of regulation 11

4. In the principal Regulations, in regulation 11 —

(a) after paragraph (1), insert —

“(1A) A licensee, and an employee of a licensee, must not supply any liquor to an individual who is younger than 18 years through any one or more of the following means:

(a) online (whether through an electronic commerce platform or otherwise);

(b) a telecommunication service.

(1B) A licensee, and an employee of a licensee, who supplies liquor to an individual online (other than through a third-party electronic commerce platform) or through a telecommunication service must —

(a) warn the individual that it is an offence for the individual to buy liquor if the individual is younger than 18 years; and

(b) inform the individual about the penalty for the offence.

(1C) A licensee, and an employee of a licensee, who supplies liquor to an individual through a third-party electronic commerce platform must not do so if the licensee or employee (as the case may be) knows, or ought reasonably to know, that the person operating the electronic commerce platform does not do any of the following:

- (a) take all reasonable steps to ascertain that the individual is 18 years or older;
- (b) warn the individual that it is an offence for the individual to buy liquor if the individual is younger than 18 years;
- (c) inform the individual about the penalty for the offence.”;

- (b) in paragraph (2), after “licensee”, insert “, and an employee of a licensee,”;
- (c) in paragraph (5), after “(1),”, insert “(1A), (1B), (1C),”;
- (d) in paragraph (6), after “(1)(b),”, insert “(1A),”; and
- (e) after paragraph (6), insert —

“(7) It is a defence to a prosecution for an offence under paragraph (1C) if the person proves that the person, before supplying the liquor, carried out each act referred to in paragraph (1C)(a), (b) and (c).”.

Amendment of regulation 14

5. In the principal Regulations, in regulation 14 —

- (a) in paragraph (1), replace “provided at <https://licences.business.gov.sg/>” with “called GoBusiness”; and
- (b) replace paragraph (2) with —

“(2) In exceptional circumstances, the application must be made —

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- (a) in person at the Licensing Officer's office at 391 New Bridge Road, Block D, #02-701, Singapore 088762 on a working day during the office's business hours; or
- (b) by email to SPF_Licensing_Feedback@spf.gov.sg.”.

[G.N. No. S 961/2022]

Made on 6 November 2023.

PANG KIN KEONG
*Permanent Secretary,
Ministry of Home Affairs,
Singapore.*

[PS10/12/03; AG/LEGIS/SL/163C/2020/2 Vol. 1]

(To be presented to Parliament under section 36 of the Liquor Control (Supply and Consumption) Act 2015).