

STATUTORY RULES

1970 No. 202

REGULATIONS UNDER THE DEFENCE (VISITING FORCES) ACT 1963.*

I, THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Regulation under the *Defence (Visiting Forces) Act 1963*.

Dated this *fourteenth*
day of *December*, 1970.

Paul Hasluck
Governor-General.

By His Excellency's Command,

(SGD.) T. E. F. HUGHES
Attorney-General.

AMENDMENT OF THE DEFENCE (VISITING FORCES) REGULATIONS†

After regulation 12 of the *Defence (Visiting Forces) Regulations* the following regulation is inserted:—

“ 13.—(1.) In this regulation—

- ‘the Board’ means the Australian Services Canteens Organization Board of Management constituted under the Regulations;
- ‘the Canteens Organization’ means the Australian Services Canteens Organization constituted by the Australian Services Canteens Organization Regulations made under the *Defence Act 1903-1956*;
- ‘the Regulations’ means the Australian Services Canteens Organization Regulations in force under the *Defence Act 1903-1970*;
- ‘the visiting force’ means the body of the Forces of the United States of America that is present in Australia by arrangement with the Minister and is known as the United States R. & R. Centre Sydney.

Canteen for
United States
R. & R. Centre
Sydney

“(2.) The powers exercisable by the Board under regulation 13 of the Regulations to conduct, maintain and operate the Canteens Organization for the purposes specified in sub-regulation (1.) of regulation 4 of the Regulations in relation to members of the Military Forces of the Commonwealth, and the other powers exercisable by the Board under regulation 13 of the Regulations for the purpose of so conducting, maintaining and operating the Canteens Organization, are exercisable by the Board with respect to the visiting force to the extent to which those powers would be exercisable if the visiting force were a part of the Defence Forces.

“(3.) The power conferred on the Board by regulation 19 of the Regulations to delegate any of its powers or functions under the Regulations to a person or committee specified in that regulation extends to delegating any of its powers or functions in relation to conducting, maintaining and operating the Canteens Organization in relation to the visiting force to a person or committee so specified or to the Canteens Organization Representative with the visiting force.

* Notified in the *Commonwealth Gazette* on 1970.
† Statutory Rules 1963, No. 134, as amended by Statutory Rules 1965, No. 2.

“ (4.) The power conferred on the Board by regulation 20 of the Regulations to employ such persons as it considers necessary for the purpose of the Regulations extends to employing such persons as it considers necessary for the purpose of exercising any of the powers exercisable by the Board by virtue of sub-regulation (2.) of these Regulations.

“ (5.) The Board may appoint a person to be the Canteens Organization Representative with the visiting force.

“ (6.) The Canteens Organization Representative with the visiting force shall, in the exercise and performance of such powers, duties and functions as are delegated to him in pursuance of regulation 19 of the Regulations and in accordance with the instructions of the Board, but not otherwise, act as the agent of the Board in the establishment of a canteen for the visiting force and in the conduct, management, administration and control of a canteen so established.

“ (7.) It is not necessary, under or by reason of any law of a State, to obtain or have any licence or permission for—

- (a) keeping;
- (b) supplying, on sale or otherwise, to a person—
 - (i) who is a member of the visiting force; or
 - (ii) who is employed by the Board;
- (c) supplying, at the expense of such a person, to a guest of that person; or
- (d) permitting the consumption of,

intoxicating liquor at a canteen established, conducted, maintained or operated by the Board in exercise of the powers conferred on the Organization by sub-regulation (2.) of this regulation, if the intoxicating liquor is the property of the Board, of such a person or of any such persons.”