

# **A LAW TO REGULATE THE STORAGE, DISTRIBUTION, MARKETING AND SALE OF LIQUOR AND SPIRITS IN KADUNA STATE**

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**A LAW TO REGULATE THE STORAGE, DISTRIBUTION, MARKETING AND SALE OF LIQUOR AND SPIRITS IN KADUNA STATE**



( 3 )

Date of Commencement

**BE IT ENACTED** by the Kaduna State House of Assembly as follows:

Enactment

1. This Law may be cited as the Liquor and Spirits (Regulation) Law, 2019.

Short Title

2. This Law shall come into operation on.....<sup>29<sup>th</sup></sup>.....day of .....<sup>May</sup>.....2019.

Commencement

3. In this Law:

Interpretation

**"Appropriate Authority"** means the Local Government Councils in the State;

**"License"** includes:

- (a) Distribution and marketing: for the storage, distribution and marketing of liquor and spirits for a specified period of time;
- (b) On-license: for the sale and/or consumption of liquor or spirits on the premises either for a specified period of the day or through-out the day; and
- (c) Off-license: for the sale only, of liquor and/or spirit;

**"Liquor"** means intoxicating liquid of every description including beer, cider and fermented malt liquor and local fermented grains;

**"Spirits"** means distilled liquors, and mixtures made from such distilled liquors including wines and gin;

**"State"** means Kaduna State of Nigeria.

4. The storage, distribution, marketing and sale of liquor and spirits is hereby regulated under this Law. Regulation
5. The storage, distribution, marketing and sale of liquor and spirits shall be carried out under a licence issued by the appropriate authority in compliance with the conditions of the license. Licensing
6. The appropriate authority may issue licenses to applicants (renewable annually) subject to the payment of fees as prescribed in the Tax Codification Law, or any other relevant Law, for the storage, distribution, marketing and sale of liquor and spirits and the license shall state the conditions upon which it is issued. Renewal of Licenses
7. Upon the receipt of an application for license: Displayed of Application
  - (1) the appropriate authority shall cause same to be displayed in a conspicuous public place and invite objections to the issuance of the license from residents of the area where the license is applied for and the objection must be received within 14 days of the publication.
  - (2) On the expiration of the 14 days period if no objection is received the appropriate authority may proceed to issue the license but if an objection is raised the applicant shall be informed accordingly and shall be required to make a presentation to the authority within 7 days of being informed of the objection.
  - (3) Upon the receipt of the applicants presentation the authority shall proceed to either issue the license or reject the application and inform the applicant of the rejection immediately.
8. Any person who: Offences
  - (1) Overtly sells or displays liquors and/or spirits in a place other than a licensed facility or other place approved by

Law commits an offence and shall be liable on conviction to imprisonment to a term of not less than three (3) years or a fine of not less than Two Hundred and Fifty Thousand Naira Only (₦250,000.00)

(2) Owns, keeps, or operates a warehouse for the stocking, marketing or distribution of liquor and/or spirits without a license, commits an offence and shall be liable on conviction to imprisonment for a term of not less than five years (5) or fine of not less than Five Hundred Thousand Naira Only (₦500,000.00) or both.

(3) Any person who sells or offers liquors and/or spirits to a person below the age of 18 commits an offense and shall be liable on conviction to a term of imprisonment of not less than five years (5) or a fine of not less than Five Hundred Thousand Naira Only (₦500,000.00) or both.

9. Any person who abets, instigates or facilitates the commission of any of the offences stipulated in Section 8 of this Law shall be punished in the same manner and to the same extent as if he had directly committed the offence.

Abetment of Offences

10. Any Court in the State shall have jurisdiction to summarily try any person accused of committing an offence under the provisions of this Law and may make Orders for:

Court

(a) impounding, confiscating or auctioning of the liquor or spirit; or

(b) sealing and/or demolition of any premises used for the purpose of contravening any of the provisions of this Law.

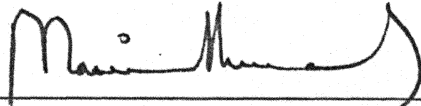
11. The appropriate licensing authority may make Regulations regarding licenses issued under this Law including the prescription of conditions attached to the licenses and generally for the purpose of giving effect to the provisions of this Law.

Licensing Authority

12. The Liquor Law, Cap 90, Laws of Kaduna State, 1991 is hereby repealed.

Repealed

DATED AT KADUNA this .....<sup>29<sup>th</sup></sup>..... day of .....<sup>May</sup>..... 2019



**Malam Nasir Ahmad el-Rufai,**  
Governor, Kaduna State.

### EXPLANATORY NOTE

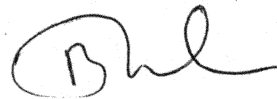
(This note does not form part of this Law and has no legal effect.)

The purpose of this Bill is to regulate the Storage distribution marketing and sale of liquors and spirits in Kaduna State.

This printed impression has been carefully compared with the Bill which has passed the Kaduna State House of Assembly and found to be true and correctly printed copy of the said Bill.

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**HON. AMINU ABDULLAHI SHAGALI**  
(Speaker)



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**BELLO ZUBAIRU IDRIS Esq.**  
(Clerk to the Legislature)

**SCHEDULE**

**FORM L.1**

**ON – LIQUOR LICENSE (PERIODIC)**

Name: .....

Of ..... is  
hereby licensed to sale

liquor/spirits on:

.....

.....

(Address and Description of the Premises Licensed)

This license is issued subject to the following conditions:

1. That the sale of liquor/spirit shall be carried out between the hours of 4p.m – 10p.m only.
2. That liquor/spirit may be consumed within the licensed premises.
3. That liquor/spirit shall not be sold to any person below the age of 18 years.
4. That violation of any of the conditions of this license shall render the license liable to revocation and prosecution of the Licensee.
5. That this license shall be subject to annual renewal.

Date of Issue: .....

Expiry Date: .....

**LICENSE FEE PAID:** .....

Name of Authorised Officer: .....

Signature/Date/Official Stamp: .....

**FORM L.2**

**ON – LIQUOR LICENSE (WHOLE-DAY)**

Name:

.....

of:.....is hereby licensed to sale

Liquor/spirits on:

.....

.....

(Address and Description of the Premises Licensed)

This license is issued subject to the following conditions:

1. That the sale of liquor/spirit may be carried out throughout 24 hours of the day.
2. That liquor/spirit may be consumed within the licensed premises.
3. That liquor/spirit shall not be sold to any person below the age of 18 years.
4. That violation of any of the conditions of this license shall render the license liable to revocation and prosecution of the Licensee.
5. That this license shall be subject to annual renewal.

Date of Issue: .....

Expiry Date: .....

**LICENSE FEE PAID:** .....

Name of Authorised Officer: .....

Signature/Date/Official Stamp: .....

**FORM L.3**

**OFF – LIQUOR LICENSE (PERIODIC)**

Name: .....

of..... is hereby licensed to sale

Liquor/spirits on:

.....

.....

(Address and Description of the Premises Licensed)

This license is issued subject to the following conditions:

1. That the sale of liquor/spirit may be carried out between the hours of 4p.m – 10p.m only.
2. That liquor/spirit shall not be consumed within the licensed premises.
3. That liquor/spirit shall not be sold to any person below the age of 18 years.
4. That violation of any of the conditions of this license shall render the license liable to revocation and prosecution of the Licensee.
5. That this license shall be subject to annual renewal.

Date of Issue: .....

Expiry Date: .....

**LICENSE FEE PAID:** .....

Name of Authorised Officer: .....

Signature/Date/Official Stamp: .....



**FORM L.4**

**OFF – LIQUOR LICENSE (WHOLE-DAY)**

Name: .....

of..... is hereby licensed to sale

Liquor/spirits on:

.....

.....

(Address and Description of the Premises Licensed)

This license is issued subject to the following conditions:

1. That the sale of liquor/spirit may be carried out throughout 24 hours of the day.
2. That liquor/spirit shall not be consumed within the licensed premises.
3. That liquor/spirit shall not be sold to any person below the age of 18 years.
4. That violation of any of the conditions of this license shall render the license liable to revocation and prosecution of the Licensee.
5. That this license shall be subject to annual renewal.

Date of Issue: .....

Expiry Date: .....

**LICENSE FEE PAID:** .....

Name of Authorised Officer: .....

Signature/Date/Official Stamp: .....

**FORM L.5**

**DISTRIBUTION AND MARKETING LICENSE**

Name: .....

of..... is hereby licensed to sale

Liquor/spirits on:

.....

.....

(Address and Description of the Premises Licensed)

This license is issued subject to the following conditions:

1. That the licensed premises may be used for stocking, marketing and distribution of liquors/spirits only and may be carried out throughout 24 hours of the day.
2. That liquor/spirit shall not be consumed within the licensed premises.
3. That liquor/spirit shall not be sold to any person below the age of 18 years.
4. That violation of any of the conditions of this license shall render the license liable to revocation and prosecution of the Licensee.
5. That this license shall be subject to annual renewal.

Date of Issue: .....

Expiry Date: .....

**LICENSE FEE PAID:** .....

Name of Authorised Officer: .....

Signature/Date/Official Stamp: .....

**BURIALS LAW  
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