

All liquor and alcohol received and stored pursuant to this section shall be in original containers of ten gallons or greater capacity. Liquor and alcohol placed in storage in accordance with the foregoing provisions may remain in storage notwithstanding any change in ownership.

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 17th day of February, A. D. 1956.

GEORGE M. LEADER

No. 349

AN ACT

Amending the act of April twelve, one thousand nine hundred fifty-one (Pamphlet Laws 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," permitting the sale and possession of wine in packages not bearing the official seal of the board.

Liquor Code.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Subsection (f), section 208, subsection (d), section 305, subsection (e), section 409, and clause (4), section 491, act of April 12, 1951, P. L. 90, amended.

Section 1. Subsection (f) of section two hundred eight, subsection (d) of section three hundred five, subsection (e) of section four hundred nine, and clause (4) of section four hundred ninety-one, act of April twelve, one thousand nine hundred fifty-one (Pamphlet Laws 90), known as the "Liquor Code," are amended to read:

Section 208. Specific Subjects on Which Board May Adopt Regulations.—Subject to the provisions of this act and without limiting the general power conferred by the preceding section, the board may make regulations regarding:

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(f) The sealing and labeling of liquor and alcohol sold under this act and of liquor and alcohol lawfully acquired by any person prior to January first, one thousand nine hundred thirty-four. *This section shall not*

be construed to authorize the board to require that packages containing wine have affixed thereto the official seal of the board.

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Section 305. Sales by Pennsylvania Liquor Stores.—

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(d) No liquor or alcohol, *except wine*, shall be sold to any purchaser except in a package bearing the official seal of the board required by this act [which] *and no* package shall [not] be opened on the premises of a Pennsylvania Liquor Store. No manager or other employe of the board employed in a Pennsylvania Liquor Store shall allow any liquor or alcohol to be consumed on the store premises, nor shall any person consume any liquor or alcohol on such premises.

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Section 409. Sacramental Wine Licenses; Fees; Privileges; Restrictions.—

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(e) Any wine purchased under the authority of this section shall not be used for any other than sacramental or religious purposes. Sacramental wine may not be sold by any person except the holder of a sacramental wine license. [All original containers from which sacramental wine is dispensed shall bear the official seal of the board.]

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Section 491. Unlawful Acts Relative to Liquor Alcohol and Liquor Licensees.—

It shall be unlawful—

* * * * *

(4) Liquor Packages Without Official Seal. For any person, except a manufacturer or the board or the holder [of a sacramental wine license or] of an importer's license, [or a priest, clergyman or rabbi who has purchased wine from the holder of a sacramental wine license,] to have or keep any liquor, *except wine*, within the Commonwealth unless the package (except the decanter or other receptacle containing liquor for immediate consumption) in which the liquor is contained while containing that liquor bears the official seal of the board. The use of decanters or other similar receptacles by licensees shall be permitted only in the case of wines and then only in accordance with the regulations of the board, but nothing herein contained shall prohibit the manufacture and possession of wine as provided in (2) of this section.

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APPROVED—The 17th day of February, A. D. 1956.

GEORGE M. LEADER