

Executive Order No. 19-47

WHEREAS, The Guam Congress in session sitting on Saturday, 1 March 1947 resolved that prohibition on Guam should cease, and that the importation, sale, purchase, possession and use of intoxicating liquor be permitted on Guam subject to certain regulations, and

WHEREAS regulations, regulations and restrictions governing such importation, sale, purchase, possession and use have been resolved by the Guam Congress in session sitting on Saturday, the 3rd day of April 1947, and

WHEREAS in addition to citizens of Guam who are represented by the members of the Guam Congress, there are presently on Guam a great number of civilians temporarily residing on Guam who desire to have the benefit of the importation, sale purchase, possession and use of intoxicating liquor under different regulations and restrictions than those resolved by the Guam Congress, and

WHEREAS with very few exceptions all of the civilians on Guam who are not permanent residents of Guam reside in camp areas which fall within the limits of presently proposed post-war naval and military reservations, and

WHEREAS the Naval Government of Guam is desirous of following the wishes and proposals of the Guam Congress and also to permit these persons temporarily on Guam in the interest of the United States of America to enjoy as many privileges as are consistent with the welfare of Guam,

NOW THEREFORE, prohibition on Guam is by this order abolished and the importation, sale, purchase, possession and use of intoxicating liquor is hereby made legal subject to the following regulations:

- (1) Intoxicating liquor shall be imported and sold only by properly licensed wholesale and retail dealers.
- (2) The Department of Internal Affairs shall upon proper application issue licenses to prospective wholesalers and retailers of intoxicating liquors on the following schedule of fees:
  - (a) Wholesale dealers..... \$200.00 per annum
  - (b) Retail dealers..... \$100.00 per annum
  - (c) Combination wholesale and retail. \$300.00 per annum dealers
- (3) The Department of Internal Affairs, upon the recommendation of the Trade Commission, shall pass upon the qualification of a prospective wholesaler or retailer of intoxicating liquor, but there shall otherwise be no limitation on the number of licensed wholesalers and retailers of intoxicating liquors on the Island of Guam.
- (4) No person shall be issued a license to operate as a wholesaler or retailer of intoxicants in the Island of Guam except such person be a citizen of Guam or a permanent resident of Guam by express permission of the Governor. No wholesaler or retailer of intoxicating liquor shall sell such intoxicants in any form or quantity except in containers with the seal unbroken for consumption and use off the premises of the vendor, and no retailer of intoxicants shall make sales to any purchaser except between the hours of 9 o'clock in the morning and 6 o'clock in the evening of the same day.

- (5) There shall be no rationing on the wholesale or retail of intoxicants except such rationing regulations as may be imposed by a wholesaler or retailer because of the problem of supply.
- (6) No liquor shall be sold to any person under the age of 21 years or to any person than under the influence of intoxicating liquor.

Violation of any of these regulations which shall result in a conviction by a court of proper jurisdiction shall subject the violator to a fine of not less than \$100.00 nor more than \$1000.00 or to a confinement in the Civil Jail of not less than one month nor more than one year or both such fine and imprisonment.

As an exception to the above regulations, licenses may be obtained from the Department of Internal Affairs for the importation, sale, purchase, possession and use of intoxicating liquors in Civil Government Reservations as such reservations are defined and provided for in Proclamation No. 1-47 subject to the following regulations:

- (a) Licenses for such purposes herein before enumerated may be issued to any non-profit organization within the Civil Government Reservations.
- (b) The holder of such license may sell individual drinks but may not make package or bulk sales and no drink will be sold to any persons not a member of such organization or the invited guest of such a member.
- (c) Bars for the sale of individual drinks will be operated within the following hours:

Monday through Friday - 5 o'clock P.M. to 10 o'clock P.M.  
 Saturdays - 3 o'clock P.M. to Midnight  
 Sundays and Holidays - 3 o'clock P.M. to 10 o'clock P.M.

No intoxicants shall be sold to any person under the age of 21 years. No person shall operate as a wholesaler or retailer of intoxicants until he shall have obtained a license to operate as such from the Department of Internal Affairs.

- (d) All intoxicants sold by wholesalers and retailers under this order are subject to tax as prescribed under the laws of Guam. Violators of the provisions of the foregoing regulations shall upon conviction by a court of proper jurisdiction be subject to a fine of not less than \$100.00 nor more than \$1000.00 or confinement in the Civil Jail for a period of not less than one month nor more than one year or both such fine and imprisonment.

Executive Order No. 9-47 is hereby cancelled. The provisions of Section 653 of the Penal Code of Guam are hereby declared in full force and effect except such portions as may be in conflict with this Executive Order in which case the provisions of this Executive Order shall prevail.

Given under my hand at Agaña, Guam, this 12th day of May, A. D., 1947.

C. A. PO'NALL,  
 Governor of Guam

AUTHENTICATED:

*[Handwritten signature]*