



ADVISORY NOTICE NO. 24

**ON-PREMISES CONSUMPTION OF BEER AND WINE
SEPTEMBER 11, 2019**

TO: All Restaurant Liquor License Holders

At its July 31, 2019 meeting, the Board voted to adopt a policy under which restaurant liquor (R) license holders must allow customers to consume wine and beer on-premises. This is consistent with a Pennsylvania Supreme Court ruling in 2009 in which the Court held that in order to qualify for an eating place retail dispenser or E license, an applicant must allow customers to consume the beer on the licensed premises. The parameters of this new policy are as follows:

- R license holders are not required to sell all types of alcohol at all times. Rather, an R license holder need only offer to sell beer for on-premises consumption during the times that it is offering to sell beer for off-premises consumption.
- Similarly, an R license holder need only offer to sell wine for on-premises consumption during the times that it is offering to sell wine for off-premises consumption.
- Since R licensees cannot sell liquor for off-premises consumption, they are under no obligation to sell liquor for on-premises consumption.
- The amount of beer and/or wine that is offered for on-premises consumption can be minimal so long as it is at least one standard size drink per customer per day. A standard size drink of beer is 12 ounces; a standard size drink of wine is 4 ounces.
- R licensees do not have to offer the same brands of beer and wine for on-premises consumption as it does for off-premises consumption.

Any issues not covered by this Advisory Notice may be resolved by writing to:

**The Office of Chief Counsel
Room 401, Northwest Office Building
Harrisburg PA 17124-0001
ra-lblegal@pa.gov**

**BY ORDER OF:
PENNSYLVANIA LIQUOR CONTROL BOARD**

A handwritten signature in black ink that reads 'John K. Stark'. The signature is written in a cursive style with a large, prominent 'J' and 'S'.

JOHN K. STARK
Secretary to the Board