

1974 WL 27860 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

July 18, 1974

*1 Mr. Robert M. McInnis
Recorder
457 Main Street
North Myrtle Beach, S. C. 29582

Dear Mr. McInnis:

The following information should answer the questions that you submitted to the Attorney General, July 12, 1974.

RE: A weapon, as described in Section 16-145, carried under or by the seat of an automobile

S. C. Statute 16-129.1(9) makes it unlawful to carry such weapon in an automobile unless in a closed glove compartment of closed trunk.

RE: The lawfulness of an unconcealed blackjack

The mere possession of a blackjack is not unlawful. However, if it is concealed, it constitutes a deadly weapon and would be a violation of S. C. Statute 16-145, 1965 Op.A.G. 141.

RE: Transportation of tax paid liquor with a broken seal

S. C. Statute 4-29(1) requires that such liquor be transported within the luggage compartment or cargo area of the automobile. Section 1, (D)-(F) of the S. C. Rules and Regulations for the Alcoholic Beverage Control Commission defines luggage compartment as the trunk of a passenger car and the area behind the last seat of a station wagon. Cargo area is defined as the area behind the cab of a truck.

If you require any more information in this matter, I will gladly assist you.

Sincerely,

Andrew K. Epting, Jr.
Law Clerk

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