

## New Zealand.



### ANALYSIS.

<p>Title.</p> <p>1. Short Title.</p> <p>2. Spirituous or fermented liquor not to be brought on board Her Majesty's ships without consent of commanding officer.</p> <p>3. Power of entry and search on boats or vessels hovering about Her Majesty's ships.</p> <p>4. Penalty for bringing liquor on board such ships, or inciting or aiding officers or men of such ships to desert.</p> <p>5. Penalty for employing or concealing deserter.</p> <p>6. Power to apply Act to ships of colonial Government.</p> <p>7. Order in Council to be gazetted and may be</p>	<p>made general or special with modifications.</p> <p>8. Spirituous or fermented liquor not to be brought into camp, barrack, &amp;c., without consent of commanding officer.</p> <p>9. Power to search boats or vehicles and to seize and confiscate liquor found therein.</p> <p>10. Penalty for bringing liquor into camp, barrack, &amp;c., or inciting or aiding officers or men in Defence Force to desert.</p> <p>11. Power to apprehend person acting contrary to Act.</p> <p>12. Offences to be heard and penalties recovered in a summary way.</p> <p>13. Half penalty to be paid to informer.</p>
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### 1888, No. 5.

<p>Title.</p>	<p>AN ACT to provide for the Maintenance of Discipline in Her Majesty's Ships in the Waters of New Zealand and in the Local Forces of the Colony in certain Cases. [29th June, 1888.]</p> <p>BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—</p>
<p>Short Title.</p>	<p>1. The Short Title of this Act is "The Naval and Military Forces Discipline Act, 1888."</p>
<p>Spirituous or fermented liquor not to be brought on board Her Majesty's ships without consent of commanding officer.</p> <p>Power of entry and search on boats or vessels hovering about Her Majesty's ships.</p>	<p>2. No person shall bring on board any of Her Majesty's ships or vessels in the waters of New Zealand any spirituous or fermented liquor of any description without the previous consent of the officer commanding the ship or vessel on which the same may be so brought.</p> <p>3. Any officer in Her Majesty's service, or warrant or petty officer of the navy, or non-commissioned officer of marines, with or without seamen or persons under his command, may lawfully enter into or upon and search any boat or vessel hovering about or approaching, or which may have hovered about or approached, any of Her Majesty's ships or vessels, and if any spirituous or fermented liquor be found on board such boat or vessel, to seize such spirituous or fermented liquor, and the same shall be forfeited to Her Majesty.</p>
<p>Penalty for bringing liquor on board such ships, or inciting or aiding officers or men of such ships to desert.</p>	<p>4. If any person shall bring any spirituous or fermented liquor on board any of Her Majesty's ships or vessels without such previous consent as aforesaid, or shall approach or hover about any of Her Majesty's ships or vessels for the purpose of bringing any spirituous or fermented liquor on board the same without such previous consent, or for the purpose of giving or selling, without such previous consent,</p>

spirituous or fermented liquor to men in Her Majesty's service, or of inciting, aiding, or assisting any officer, seaman, or marine in Her Majesty's service to desert or improperly absent himself from his ship or vessel, every such person shall, upon conviction thereof before a Justice of the Peace, be liable to a penalty not exceeding twenty pounds for every such act or offence.

5. Every person who shall conceal, harbour, employ, or continue to employ any officer, seaman, or marine in Her Majesty's service who shall be a deserter, or improperly absent from his duty, knowing him to be such a deserter or improperly absent from his duty, shall be liable to a penalty of ten pounds for every such concealment, harbouring, employment, or continuing of employment as aforesaid.

Penalty for employing or concealing deserter.

6. The Governor may from time to time, by Order in Council, order and direct that the preceding provisions of this Act shall extend and apply, *mutatis mutandis*, to any ship or vessel the property of Her Majesty in the colony or used or employed by the Government of the colony.

Power to apply Act to ships of colonial Government.

7. Every Order in Council so made shall be gazetted, and shall take effect from a day to be named therein, and may be made applicable to all ships or vessels as last aforesaid, or to any particular ship or vessel, and any such order shall contain such variations or additions as to the persons or authorities by whom effect may be given thereto as the Governor in Council shall think fit to insert therein. Any such Order in Council may be varied, altered, or revoked, or made anew as occasion shall require.

Order in Council to be gazetted, and may be made general or special, with modifications.

8. No person shall bring or convey any spirituous or fermented liquor of any description into any camp, barrack, fort, or other place where any of the Defence Forces of New Zealand, enrolled or serving under the provisions of "The Defence Act, 1886," may be quartered, stationed, or serving, without the previous consent of the officer commanding such camp, barrack, fort, or other place on which the same may be so brought: Provided that the provisions of "The Licensing Act, 1881," shall not be deemed to extend or apply to any camp authorised by the Minister of Defence.

Spirituous or fermented liquor not to be brought into camp, barrack, &c., without consent of commanding officer.

9. Any officer in the said Defence Forces or non-commissioned officer of such forces with or without persons under his command, may lawfully enter into or upon and search any boat or vessel, or any conveyance, or vehicle of any kind hovering about or approaching, or which may have hovered about or approached, any such camp, barrack, fort, or other place as aforesaid, and if any spirituous or fermented liquor be found on board such boat or vessel, or in or on such conveyance or vehicle, may seize such spirituous or fermented liquor, and the same shall be forfeited to Her Majesty.

Power to search boats or vehicles and to seize and confiscate liquor found therein.

10. If any person shall bring or convey any spirituous or fermented liquor into any such camp, barrack, fort, or other place as aforesaid, without such previous consent as aforesaid, or shall approach or hover about any such camp, barrack, fort, or other place as aforesaid, and either in any boat or vessel, or in any conveyance or vehicle, or without being in such boat or vessel, conveyance or vehicle, for the purpose of bringing any spirituous or fermented liquor on or into any such camp, barrack, fort, or other place as aforesaid, without such previous consent, or for the purpose of giving or

Penalty for bringing liquor into camp, barrack, &c., or inciting or aiding officers or men in Defence Force to desert.

selling, without such previous consent, spirituous or fermented liquor to men enrolled or serving in the Defence Forces or any branch thereof, or of inciting, aiding, or assisting any officer, non-commissioned officer, or private, or other person enrolled or serving in the Defence Forces or any branch thereof, to desert or improperly absent himself from any camp, barrack, fort, or other place as aforesaid, every such person shall, upon conviction thereof before a Justice of the Peace, be liable to a penalty not exceeding twenty pounds for every such act or offence.

Power to apprehend person acting contrary to Act.

11. So far as regards Her Majesty's Naval Forces, any officer in Her Majesty's service or any such warrant or petty officer or non-commissioned officer as aforesaid, or any constable, and so far as regards the Defence Forces, any commissioned officer of such forces, or any non-commissioned officer thereof, or any constable may with or without any warrant or other process, apprehend or cause to be apprehended any offender or person acting contrary to the provisions of this Act, and bring him or cause him to be brought before a Justice of the Peace for the purpose of being dealt with under this Act.

Offences to be heard and penalties recovered in a summary way.

12. All offences against this Act or any Order in Council made thereunder may be heard and determined and all penalties recovered in a summary way before one or more Justice or Justices of the Peace in the manner provided by "The Justices of the Peace Act, 1882."

Half penalty to be paid to informer.

13. One moiety of every penalty recovered under this Act shall be paid to the informer or complainant, and the residue shall be paid into the Public Account of the colony and form part of the Consolidated Fund.