

New Zealand.

## ANALYSIS.

- |  |  |
|--|--|
| <p>Title.</p> <p>1. Short Title.</p> <p>2. Extended definition of "shop-assistants." Commercial travellers excepted.</p> <p>3. Provisions as to hawkers and other persons not carrying on business in shops.</p> | <p>4. Half-holiday for employes in shops and work-rooms.</p> <p>5. Section 5 of principal Act amended.</p> <p>6. Section 18 of principal Act repealed.</p> <p>7. Section 6 of Act of 1895 amended.</p> <p>8. Section 17 of Act of 1895 amended.</p> <p>9. Case of common entrance to shop and factory.</p> |
|--|--|

## 1896, No. 33.

AN ACT to amend the Law for limiting the Hours of Business in Shops. Title.  
[16th October, 1896.]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. The Short Title of this Act is "The Shops and Shop-assistants Act Amendment Act, 1896," and it shall form part of and be read with "The Shops and Shop-assistants Act, 1894" (hereinafter called "the principal Act"). Short Title.

2. The following persons or classes of persons shall be deemed to be shop-assistants within the meaning of the principal Act, that is to say:— Extended definition of "shop-assistants."

All persons in the shopkeeper's employment who sell or deliver his goods or canvass for orders for his goods, whether such persons are at any time actually employed inside the shop or not.

Nothing in this Act contained shall apply to *bona fide* commercial travellers, meaning thereby persons employed by merchants as commercial travelling agents for the purpose of selling goods to or seeking orders for goods from persons who are dealers therein, and who buy to sell again. Commercial travellers excepted.

3. With respect to hawkers or pedlars, and other persons who carry on business by selling or offering goods for sale by retail otherwise than in a shop, the following provisions shall apply:— Provisions as to hawkers and other persons not carrying on business in shops.

(1.) Every such person shall be deemed to be a shopkeeper, and every assistant employed by him in or about such business shall be deemed to be a shop-assistant, within the meaning of the principal Act.

(2.) Every such person shall be deemed to keep a shop open whenever and wherever for the time being he is selling or offering goods for sale as aforesaid.

Half-holiday for employes in shops and workrooms.

4. Whenever any shop-assistant is employed partly in a shop and partly in a workroom in connection therewith, and the Inspector is of opinion that the principal employment of such assistant is in connection with such shop, then it shall be a sufficient compliance with the provisions of the principal Act or any other Act relating to shops and workrooms if such shop-assistant receives a half-holiday in accordance with the provisions of the principal Act or amendment thereof.

Section 5 of principal Act amended.

5. Section five of the principal Act is hereby amended by substituting the words "at any work in connection with the business of" in lieu of the words "in the ordinary course of his business in."

Section 18 of principal Act repealed.

6. Section eighteen of the principal Act is hereby repealed, and the following section is substituted therefor:—

"The closing-hour of all offices shall be not later than five o'clock in the afternoon of each week-day except Saturday, when the closing-hour shall be not later than one o'clock in the afternoon: Provided that exception shall be made in respect of not exceeding ten days in each calendar month when employes may be required to continue at work, or to return to work, for not exceeding three hours in any one day. It is further provided that this section shall not apply to shipping, tramway, and newspaper offices."

Section 6 of Act of 1895 amended.

7. Section six of "The Shops and Shop-assistants Act Amendment Act, 1895," is hereby amended by repealing the word "closed."

Section 17 of Act of 1895 amended.

8. (1.) The proviso to section seventeen of the last-mentioned Act is hereby amended as follows:—

(a.) By substituting the words "such notice shall" in lieu of the words "requisition will"; and also

(b.) By substituting the word "Minister" in lieu of the words "Governor in Council."

(2.) So long as such *Gazette* notice continues in force, every shop-keeper who fails or neglects to close his shop in accordance therewith is liable to a penalty not exceeding five pounds.

(3.) Such *Gazette* notice may be revoked or altered by the Minister upon a similar requisition to that pursuant to which such notice was originally gazetted.

Case of common entrance to shop and factory.

9. In cases where a shop and factory have a common entrance it will be sufficient for the provisions of this Act if such entrance be closed but not locked.