

Mr. Laurensen.

BEER DUTY ACT AMENDMENT.

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A BILL INTITULED

AN ACT to amend the Beer Duty Act, 1908.

Title.

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

1. This Act may be cited as the Beer Duty Act Amendment Act, 1909, and it shall form part of and be read together with the Beer Duty Act, 1908.

Short Title.

2. In this Act—

Interpretation.

10 “Brewer's license” means a license under the Beer Duty Act, 1908, authorising any person to carry on the trade or business of a brewer:

“No-license district” means a licensing district under the Licensing Act, 1908, in which no licenses under that Act exist.

15 3. As soon as practicable after the passing of this Act the Minister of Customs shall prepare a register of brewers' licenses for the Dominion, and shall enter therein the particulars of each such license in force, including the names of the holders thereof and the place where the brewery in respect of which the license is held is situated.

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licenses.

25 4. No brewer's license shall hereafter be granted or renewed within any no-license districts, and no new brewer's license shall be granted authorising any person to carry on such trade or business at any place situated within ten miles of a no-license district.

No licenses to be granted within no-license districts.

5. No new brewer's license shall hereafter be granted until the application therefor shall have been approved of in writing by the Minister of Customs.

Approval of Minister of Customs.

No extension in number of brewers' licenses.

6. No new brewer's license shall hereafter be granted if the result would be to increase the number of brewers' licenses in the Dominion beyond the number in existence on the passing of this Act, as shown by the said register.

Minister's approval required before permit granted under section 29 of Beer Duty Act, 1908.

7. After the passing of this Act no permit under section twenty-nine of the Beer Duty Act, 1908, shall be granted for the removal of beer from any brewery to any depot, warehouse, or place, until the depot, warehouse, or place shall have been approved by the Minister of Customs as a place where beer may be stored in bulk; and the approval of the Minister shall not be given if, in the opinion of the Minister, the depot, warehouse, or place might be used for facilitating breaches or evasions of the provisions of the Licensing Act, 1908, or if for any other reason he shall consider it inexpedient to give such approval.

Minimum quantity of beer that may be removed.

8. After the passing of this Act it shall not be lawful for a brewer or other person to remove beer from a brewery under any permit issued by virtue of the provisions of section twenty-nine of the Beer Duty Act, 1908, in quantities of less than thirty-six gallons in each cask or package, or to withdraw any of the contents from any such cask or package after it shall have left the brewery where the beer was manufactured; and all beer removed to a depot, warehouse, or place under any permit shall be kept in such depot, warehouse, or place, and sold or removed therefrom in the original package.

Unlawful to remove liquor from brewery for purposes of storage.

9. Notwithstanding anything in the Beer Duty Act, 1908, it shall not be lawful for a brewer to remove liquor for the purpose of storage or sale from his brewery to, or to store and keep liquor in, any depot, warehouse, or place beyond the limits of the licensing district in which his brewery is situated, or within ten miles of any no-license district:

Provided that, in respect of liquor which has been sold by a brewer, the removal of such liquor for the purpose of delivery to the purchaser thereof, or the storage of such liquor (after such removal) for a reasonable time in the course of transit from the brewery to the place of delivery to the purchaser, and for the purpose of such transit only, shall not be deemed to be a breach of the section.

Penalty.

10. Every person who commits any breach of any of the provisions of sections *eight* and *nine* of this Act is liable for a first offence to a penalty not exceeding *fifty* pounds, and for a second or any subsequent offence to imprisonment for any term not exceeding *three* months.