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Mr. Fish.

LICENSING ACT 1881 AMENDMENT.

ANALYSIS.

<p>Title.</p> <p>1. Short Title.</p> <p>2. Repeal of section 5 of "Licensing Act, 1881."</p>	<p>3. Section 13 also repealed. Nominated Committees established, &c.</p> <p>4. Section 150 repealed. Record of conviction discretionary.</p> <p>5. Sections 206 and 207 amended.</p>
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A BILL INTITULED

AN ACT to amend "The Licensing Act, 1881."

Title.

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

5 **1.** The Short Title of this Act is "The Licensing Act 1881 Amendment Act, 1883," and it shall be read, incorporated, and construed, *mutatis mutandis*, with "The Licensing Act, 1881" (hereinafter referred to as "the said Act"), and further shall come into force on the day of , one thousand eight

10 hundred and eighty-three.

Short Title.

2. Section five of the said Act is hereby repealed.

3. Section thirteen of the said Act is hereby repealed, and the following is enacted in lieu thereof:—

Repeal of section 5 of "Licensing Act, 1881." Section 13 also repealed.

The Licensing Committee for an ordinary licensing district shall be constituted as follows, that is to say,—

15 **(1.)** The Licensing Committee shall consist of five persons (resident either within or outside of any district), to be appointed by the Governor, who may remove from office all or any of the said Committee, and appoint other persons in lieu of the person or persons so removed. Such Committee may also be appointed by the Governor to exercise all their powers within any one or more districts.

Nominated Committees established, &c.

20 **(2.)** Any member of a Licensing Committee may, by writing under his hand addressed to the Governor, resign his office, and if any member of a Licensing Committee shall die, resign, become disqualified, or shall absent himself from two consecutive quarterly licensing meetings of such Committee (unless in case of sickness or other lawful excuse), his office shall become vacant, and shall be filled

25 by the appointment of some other person by the Governor.

30 **(3.)** The Governor shall appoint from time to time a person to be Clerk to the Licensing Committee of one or more districts, and may remove such Clerk from office.

- (4.) The Governor shall appoint a time and place within each district for the first meeting of the Committee thereof, and the members of such Committee at such meeting shall elect one of their number to be their Chairman, who shall have an original and casting vote, and shall hold office during the continuance of the period for which such Committee was appointed. 5
- (5.) Every Licensing Committee shall hold its meetings in the place used as the courthouse of the Resident Magistrate in the licensing district; or, if there be no such courthouse, then at such place, not being licensed premises, as may from time to time be appointed by the Chairman. 10
- (6.) The Chairman shall sign, on behalf of the Committee, all certificates and other documents (if any) issued or received by it; and, in his absence from any meeting of the Committee, the members present thereat shall elect one of their number to be Chairman for such meeting only. 15

Subsections two to six, both inclusive of this section, shall apply, as far as may be, to every Licensing Committee within the colony.

4. Section one hundred and fifty of the said Act is hereby repealed, and in lieu thereof the following is enacted, that is to say,— 20

Every record of an offence against any of the last four foregoing sections may, in the discretion of the Committee, be indorsed on the license of the person convicted.

5. The following amendments are also made in the said Act:— 25

- (1.) The words "shall be proved to have been made against him" in the seventh line of the two hundred and sixth section shall be struck out, and the words "shall have been recorded by indorsement on his license" shall be inserted in place thereof. 30
- (2.) The second paragraph of the said two hundred and sixth section, relating to the disqualification of licensed premises, is hereby repealed.
- (3.) The word "shall" in the second and third subsections of section two hundred and seven of the said Act shall be struck out, and the words "may, in the discretion of the Licensing Committee," shall be inserted in place thereof. 35

Section 150
repealed.

Record of conviction
discretionary.

Sections 206 and 207
amended.