

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE ON THE
STATUTES AMENDMENT BILL]

House of Representatives, 24 October 1956

Hon. Mr Marshall

LICENSING AMENDMENT

ANALYSIS

Title	3. Voting papers at licensing polls
1. Short Title	4. Section 110 of Licensing Amend-
2. Boundaries of no-licence districts not to be altered	ment Act 1948 (as to records of sales) amended

A BILL INTITULED

An Act to amend the Licensing Act 1908

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

1. Short Title—This Act may be cited as the Licensing Amendment Act 1956, and shall be read together with and deemed part of the Licensing Act 1908 (hereinafter referred to as the principal Act).

2. Boundaries of no licence districts not to be altered—The principal Act is hereby amended by inserting, after section five, the following section:

No. 112—1

“5A. (1) Notwithstanding any future changes in electoral districts, every no-licence district constituted under this Act at the commencement of this section shall, so long as it continues to be a no-licence district, continue for the purposes of this Act to be a licensing district with the same name and boundaries as at the commencement of this section.

“(2) The boundaries of any licensing district for the time being adjoining any such no-licence district shall be deemed to be adjusted so far as may be necessary to give effect to subsection one of this section.

“(3) Whenever the Representation Commission established under the Electoral Act 1956 divides New Zealand into electoral districts it shall in its report declare the names and boundaries of the no-licence districts and of the other licensing districts of which the boundaries are adjusted as aforesaid, and upon the taking effect of the report the districts so declared shall be deemed to be constituted licensing districts.

“(4) There may from time to time be appointed a Returning Officer for each licensing district under this section. All references in this Act to the Returning Officer shall, in relation to any such licensing district, be deemed to be references to the Returning Officer appointed under this subsection, and not to the Returning Officer appointed for the electoral district.

“(5) This section is in substitution for section ten of the Electoral Amendment Act 1945, and that section is hereby repealed.”

3. Voting papers at licensing polls—(1) Section twelve of the principal Act, as amended by subsection two of section two of the Licensing Amendment Act 1949, is hereby further amended by repealing paragraph (c) of subsection two.

(2) Section fourteen of the principal Act is hereby amended by repealing paragraphs (c), (d), (f), and (1) of subsection one.

(3) Section fifteen of the Licensing Amendment Act 1910 is hereby repealed.

(4) Section five of the Legislature Amendment Act 1911 is hereby amended by repealing subsection two.

(5) The Licensing Amendment Act 1918 is hereby amended by repealing form 2 in the Schedule thereto, and substituting the new form 2 set out in the First Schedule to this Act.

(6) The Licensing Amendment Act 1910 is hereby amended by repealing the Second Schedule thereto, as set out in the Schedule to the Licensing Amendment Act 1949, and substituting the new Second Schedule set out in the Second Schedule to this Act.

(7) The following enactments are hereby consequentially repealed, namely:

(a) The First Schedule to the Licensing Amendment Act 1914:

(b) Subsection four of section fifty-six of the Licensing Amendment Act 1918.

4. Section 110 of Licensing Amendment Act 1948 (as to records of sales) amended—(1) Section one hundred and ten of the Licensing Amendment Act 1948 is hereby amended by inserting, after subsection two (as substituted by section six of the Licensing Amendment Act 1955), the following subsection:

“(2A) Notwithstanding the provisions of subsection one and paragraphs (a) and (b) of subsection two of this section, it shall not be necessary for the holder of a wine maker’s licence or the holder of a wine seller’s licence to keep a record of any sale of wine, cider, or perry, if—

“(a) The quantity sold does not exceed one reputed quart;
and

“(b) The sale is not in compliance with an order received by an employee of the licensee at any unlicensed premises.”

(2) Section four of the Licensing Amendment Act 1955 is hereby amended by omitting from paragraph (a) of subsection six the words “subsections two to six”, and substituting the words “subsection two and subsections three to six”.

SCHEDULES

FIRST SCHEDULE

Section 3 (5)

NEW FORM 2 IN SCHEDULE TO LICENSING AMENDMENT ACT 1918

"Form 2

VOTING PAPER

Licensing District of

GENERAL LICENSING POLL

.....
[Consecutive Number]*Directions*

Strike out the two proposals for which you do not wish to vote.

After voting, fold this paper and place it in the ballot box. You must not take it out of the polling booth.

If you spoil this paper, return it to the Issuing Officer and obtain another.

I VOTE FOR NATIONAL CONTINUANCE

I VOTE FOR STATE PURCHASE AND CONTROL

I VOTE FOR NATIONAL PROHIBITION

SECOND SCHEDULE

Section 3 (6)

NEW SECOND SCHEDULE TO LICENSING AMENDMENT ACT 1910

"SECOND SCHEDULE

Form 1

VOTING PAPER

.....
[Consecutive Number]

Licensing District of

LOCAL RESTORATION POLL

Directions

Strike out the proposal for which you do not wish to vote.

After voting, fold this paper and place it in the ballot box. You must not take it out of the polling booth.

If you spoil this paper, return it to the Issuing Officer and obtain another.

I VOTE FOR LOCAL RESTORATION

I VOTE FOR LOCAL NO-LICENCE

SECOND SCHEDULE—*continued*

Form 2
VOTING PAPER

.....
[*Consecutive Number*]

Licensing District of
LOCAL TRUST POLL

Directions

Strike out the proposal for which you do not wish to vote.
After voting, fold this paper and place it in the ballot box. You must not take it out of the polling booth.
If you spoil this paper, return it to the Issuing Officer and obtain another.
(Proposal to determine whether a local Trust should be established to conduct hotels and sell intoxicating liquor in the district, or whether licences should be issued under the Licensing Act.)

I VOTE FOR TRUST CONTROL
I VOTE FOR LICENCES UNDER THE LICENSING ACT"