

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

*House of Representatives,
6th November, 1947.*

Hon. Mr. Mason

MASTERTON LICENSING RESTORATION

ANALYSIS

<p>Title. Preamble. 1. Short Title. 2. Electoral districts of Pahiatua and Wairarapa declared to be licensing districts. 3. Licensing Committees not to have jurisdiction over Masterton Licensing Trust district.</p>	<p>4. Electors of Masterton Licensing Trust district not to vote for Licensing Committee. 5. Pahiatua Licensing Committee to have jurisdiction over former Masterton no-license district, except Trust district. 6. Modification, for purposes of this Act, of s. 11 of Licensing Amendment Act, 1910. Schedule.</p>
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A BILL INTITULED

AN ACT to provide for the Restoration of Licences for the Sale of Intoxicating Liquor in Portion of the District formerly known as the Masterton No-license District. Title.

5 WHEREAS at the licensing poll held on the twenty-seventh day of November, nineteen hundred and forty-six, a poll was taken in the Masterton no-license district on the question whether licences should be restored in that district and the determination of the electors of the district was in favour of the restoration of licences: Preamble.
10 And whereas on the twenty-eighth day of May, nineteen hundred and forty-seven, pursuant to the Masterton Licensing Emergency Regulations 1947, polls of the

electors of the three portions of the district defined in those regulations were taken on the proposal that trade in alcoholic liquors in those portions of the district should be conducted by trusts representative of the local inhabitants: And whereas on the taking of the last-mentioned polls the determination of the electors of that portion of the district which is described in the Schedule to this Act (the said portion being hereinafter referred to as the Masterton Licensing Trust district) was in favour of the trust proposal and the determination of the electors of the remaining portions of the said district was against the trust proposal: And whereas it is desirable to make suitable provision for the restoration of licences in the said remaining portions of the district:

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

Short Title.

1. This Act may be cited as the Masterton Licensing Restoration Act, 1947.

Electoral districts of Pahiatua and Wairarapa declared to be licensing districts.

2. (1) Subject to the provisions of this Act, the electoral districts of Pahiatua and Wairarapa, as constituted at the passing of this Act, are hereby declared to be, and to have been as from the twenty-seventh day of February, nineteen hundred and forty-seven, licensing districts for the purposes of the Licensing Act, 1908.

See Reprint of Statutes, Vol. IV, p. 234

1945, No. 10

(2) The provisions of this section shall operate notwithstanding anything contained in subsection three of section ten of the Electoral Amendment Act, 1945, or in the report of the Representation Commission made on the seventh day of June, nineteen hundred and forty-six, pursuant to section six of that Act.

Licensing Committees not to have jurisdiction over Masterton Licensing Trust district.

3. No Licensing Committee constituted under the Licensing Act, 1908, shall have any jurisdiction in respect of any part of the Masterton Licensing Trust district.

Electors of Masterton Licensing Trust district not to vote for Licensing Committee.

4. No elector of the licensing district of Pahiatua or of the licensing district of Wairarapa who is enrolled as an elector in respect of a residential address within any part of the Masterton Licensing Trust district shall be entitled to vote at any election of a Licensing Committee under the Licensing Act, 1908.

5 (1) The provisions of this section shall apply with respect to that portion of the licensing district of Pahiatua, other than the Masterton Licensing Trust district, which is situated within the boundaries of the district heretofore known as the Masterton no-license district.

Pahiatua Licensing Committee to have jurisdiction over former Masterton no-license district, except Trust district.

10 (2) Subject to the provisions of section *six* of this Act, the Licensing Committee for the time being in office for the licensing district of Pahiatua shall have in respect of that portion of its district to which this section applies the powers and functions conferred by section eleven of the Licensing Amendment Act, 1910, on Licensing Committees constituted under section ten of that Act, and the provisions of the said section 15 eleven shall, so far as applicable and with the necessary modifications, apply accordingly as if the portion of the district to which this section applies were a licensing district.

See Reprint of Statutes, Vol. IV, p. 350

20 (6. (1) In the application of section eleven of the Licensing Amendment Act, 1910, to that portion of the licensing district of Pahiatua to which section *five* of this Act applies, the following provisions shall apply:—

Modification, for purposes of this Act, of s. 11 of Licensing Amendment Act, 1910.

25 (a) Notwithstanding anything contained in subsection one of the said section eleven, the Licensing Committee may grant any licence to which that section applies either at any annual licensing meeting or at any quarterly licensing meeting held before the day appointed for the annual meeting in the month of June, nineteen hundred and forty-eight, or may hold any special meeting at any time before that day and grant any such licence at that special meeting. For the purposes of this paragraph the provisions of the Licensing Act, 1908, shall apply to every such special meeting in all respects as if it were a quarterly licensing meeting:

35 (b) All references in subsection two of the said section eleven to the district shall be deemed to be references to that portion of the licensing district of Pahiatua to which section 40 *five* of this Act applies:

1941, No. 25

- (c) In determining applications for licences the Licensing Committee shall, after complying with the provisions of subsection three of the said section eleven, have regard to the desirability in the public interest of re-establishing in civil life discharged servicemen within the meaning of Part I of the Rehabilitation Act, 1941: 5
- (d) In determining applications for transfers of licences the Licensing Committee shall have regard to the desirability in the public interest of re-establishing in civil life such discharged servicemen as aforesaid. 10
- (2) The Director of Rehabilitation under the Rehabilitation Act, 1941, or any officer in the service of the Crown authorized by the Director in that behalf, shall be entitled to make representations and to produce evidence to the Licensing Committee with respect to the subject-matter of any application for a licence or for a transfer of a licence under this Act. 15 20

Schedule.

SCHEDULE

MASTERTON LICENSING TRUST DISTRICT

ALL that area in the Wellington Land District bounded by a line commencing at a point on the summit of the Tararua Range due west of the source of the Hector River, in Block I, Eretonga Survey District; thence generally along the summit of the Tararua Range to and along the western watershed of the Mangahao River, to the intersection of that watershed with the northern boundary of Section 2, Block IV, Waiopahu Survey District; thence along a right line to the south-western corner of Eketahuna County, being the intersection of the Tararua Range by a right line bearing $295^{\circ} 30'$ magnetic (1898) from a point in the middle of the Makakahi River, in line with the western boundary of Section 21, Block XIV, Tararua Survey District; thence along that right line, to the middle of the Makakahi River; thence down the middle of that river to a point in line with the northern boundary of Section R 182, Block XIII, Mangaone Survey District, to and along that boundary, the northern boundaries of Section 132, Block XIII aforesaid, Sections 135, 140, Road Reserve 173 and 68 all of Block XIV, Mangaone Survey District, and the production of the last-mentioned boundary to the middle of the Mangaoronga Road; thence along the middle of that road to a point in line with the north-western boundary of section

77, Block XIV, aforesaid; thence to and along that boundary, and the north-western and north-eastern boundaries of Section 26, Block XV, Mangaone Survey District, and the production of the last-mentioned boundary to the middle of Baker Road; thence along that road to a point in line with the north-eastern boundary of Section 29, Block XV aforesaid; thence to and along that boundary and the north-eastern boundaries of Sections 20, 19, 18, and 17, and the production of the last-mentioned boundary to the middle of Barton's Road; thence along that road to a point in line with the north-eastern boundary of Section 91, Block XVI, Mangaone Survey District; thence to and along that boundary, the north-eastern boundaries of Section 92, Block III, Kopuaranga Survey District, Sections 93, 94, 95, 96, and 17, all of Block IV, Kopuaranga Survey District to the north-western boundary of Section 22, Block I, Mangapakeha Survey District; thence along that boundary and the north-western boundaries of Sections 23, 24, and 25, and along the north-eastern boundaries of Section 25 aforesaid and Section 26, all of Block I aforesaid, to the easternmost corner of the last-mentioned section; thence along a right line to the northernmost corner of Section 148, Block II, Mangapakeha Survey District; thence along the north-western boundaries of that section and Section 149 to the north-eastern boundary of Section 225, both of Block II aforesaid; thence along that boundary and its production to the middle of the Tauweru River; thence up the middle of that river to a point in line with the north-eastern boundary of Section 824, Whareama District; thence to and along that boundary to the south-western boundary of Section 822, Whareama District; thence along that boundary and the western boundaries of Sections 825, 826, and 397, all of Whareama District, and the production of the last-mentioned boundary to the middle of the Eketahuna-Tinui Road; thence along the middle of the Eketahuna-Tinui Road to and along the middle of the Makiriri Valley Road to a point in line with the north-eastern boundary of Section 293, Whareama District, in Block VI, Mangapakeha Survey District; thence to and along the north-eastern and south-eastern boundaries of Section 293, the north-eastern boundary of Section 872, and the north-eastern, northern, and south-eastern boundaries of Section 875, all of Whareama District, to the westernmost corner of Lot 2, as shown on the plan numbered 945, deposited in the office of the District Land Registrar at Wellington, being part of Section 877, Whareama District; thence along the southern boundary of the said Lot 2, the western and southern boundaries of Lot 1, as shown on the plan numbered 1175, deposited as aforesaid, being parts of Sections 879 and 881, Whareama District, and the north-western boundaries of Sections 403, 882, and 880, Whareama District, to and across the Bideford-Mangapakeha Road; thence along the generally northern and western boundaries of Section 880, Whareama District, and the generally western boundaries of Lots 3 and 2, as shown on the plan numbered 880, deposited as aforesaid,

being parts of Section 865, Whareama District, to the westernmost corner of the said Lot 2; thence along a right line bearing $296^{\circ} 33'$ to the south-eastern boundary of Section 876, Whareama District; thence along the south-eastern and southern boundaries of the said Section 876 to the north-eastern boundary of part Lot 5, as shown on the plan numbered 2336, deposited as aforesaid, being parts of sections of Whareama District; thence along the generally north-eastern boundary of the said part Lot 5 to the south-eastern boundary of Section 863, Whareama District; thence along the south-eastern and southern boundaries of Section 863, the south-eastern boundaries of Sections 868 and 866, all of Whareama District and the production of the last-mentioned boundary to the middle of the Rorokoko Stream; thence up the middle of that stream to a point in line with the southern boundary of Section 98, Whareama District, in Block XVI, Kopuaranga Survey District; thence to and along the southern boundaries of Sections 98, 97, 13, and 12, Whareama District, and the production of the last-mentioned boundary to the middle of the Tauweru River; thence down the middle of the Tauweru River, to and up the middle of the Mangatopitopi Stream, to a point in line with the western boundary of Punui Block, in Block III, Otahoua Survey District; thence to and along the western boundary of Punui Block, the northern and western boundaries of Taumatawhakapono West Block, the western and south-western boundaries of Taumatania Block, and the production of the last-mentioned boundary to the middle of the Tauweru River; thence down the middle of the Tauweru River, to and down the middle of the Ruamahanga River, to a point in line with the middle of the road forming the south-western boundary of Section 110, Taratahi Plain Block, in Block XVI, Tiffin Survey District; thence to and along the middle of the road forming the south-western boundaries of Sections 110, 32, and 11, Carter's Road forming the south-eastern boundary of Section 1, Somerset Road forming the south-western boundary of Section 1, Dorset Road forming the north-western boundaries of Sections 1, 2, 3, 4, and 5, Francis Road forming the south-western boundaries of Sections 84, 166, and 150, and Hughes Road forming the south-eastern boundary of Section 186, to a point in line with the north-eastern boundary of Section 187, all of Taratahi Plain Block; thence to and along the north-eastern boundary of the said Section 187 and its production to the middle of the Wellington-Wairarapa Railway; thence along the middle of the said railway to the middle of Chester Road forming the south-western boundary of the said Section 187; thence along the middle of Chester Road, to and along the middle of the Masterton-Carterton Road to a point in line with the north-eastern boundary of Section 205, Taratahi Plain Block; thence to and along the north-eastern boundaries of Sections 205 and 141 to a point distant 2300 links from the easternmost corner of the last-mentioned section; thence along a right line parallel

to the south-eastern boundary of the said Section 141 to the north-eastern boundary of Section 173; thence along the north-eastern boundary of Section 173 to a point distant 2028 links from the easternmost corner of that section; thence along a right line to a point on the south-western boundary of Section 173, distant 2026 links from the southernmost corner of that section, and the production of that line across Belvedere Road; thence along the south-western side of Belvedere Road to the northernmost corner of Lot 4, as shown on the plan numbered 1834, deposited as aforesaid being part of Section 175; thence along the north-western boundaries of Lots 4, 3, 2, and 1, as shown on the said Plan 1834, to the south-western boundary of Section 175; thence along the south-western boundary of Section 175 to Lincoln Road; thence along the north-western side of Lincoln Road to the easternmost corner of Section 241, Taratahi Plain Block; thence along the north-eastern boundaries of Sections 241 and 240, the south-eastern and north-eastern boundaries of Section 237, the south-eastern and north-eastern boundaries of Section 308, the north-eastern boundaries of Sections 307 and 306, Taratahi Plain Block, the south-eastern and north-eastern boundaries of Section 2, the north-eastern and western boundaries of Section 3, both of Block V, Tiffin Survey District, to the Kaitangata Stream; thence along a right line due west to the Waiohine River; thence up the right bank of the Waiohine River to and up the right bank of the Hector River to the source of the last-mentioned river; thence along a right line due west to the summit of the Tararua Range, being the point of commencement.