

SUPPLEMENTARY ORDER PAPER.

LEGISLATIVE COUNCIL.

Thursday, the 14th Day of September, 1893.

ALCOHOLIC LIQUORS SALE CONTROL BILL.

The Hon. Mr. SHRIMSKI to move the following amendments:—

Clause 12. To add the following subsection:—

- (8.) Section one hundred and sixty-six of the principal Act is hereby amended by the omission of the words “to be consumed on the premises” in the first paragraph thereof; and also of the words “not being resident on the premises, or a *bonâ fide* guest, lodger, or traveller,” in the subsection of the said section.

The Hon. Sir P. A. BUCKLEY to move—

After clause 23. To insert a new clause:—

23A. Where as a result of a poll of the electors of a district, for a reduction in the number of licenses in the district, any licensed premises are closed by reason of the license of the licensee of the said premises having been endorsed for breaches of the law, the lessor of such premises may, within fourteen days after such closing, give written notice to the lessee of his desire to terminate the lease, and the same shall, on the expiration of fourteen days from the giving of such notice, be deemed to be determined as by effluxion of time.

Also to amend the proposed amendments on Supplementary Order Paper No. 8 as follows:—

24. In the event of the licensed premises which a lessee is bound under his lease to keep as licensed premises being closed as a result of a poll of the electors of the district that no licenses are to be granted in the district, the following provisions shall apply:—

(a.) The lessee may, within fourteen days after such closing, give notice in writing to the lessor that he, the lessee, desires to have the rent in respect of the premises fixed by arbitration.

(b.) On receipt of such notice the rent shall within one month thereafter be fixed under “The Arbitration Act, 1890,” by two arbitrators or their umpire, in manner thereby provided, and each party shall take all necessary steps under such Act for the purpose aforesaid; and such rent so fixed shall, from the date of closing the licensed premises, be the rent thenceforth payable under the said lease in lieu of the rent thereby reserved.

- (c.) If any doubt or difficulty shall arise in or about the matters aforesaid, the same may be decided by a Judge of the Supreme Court on a summary application made by either party, and such Judge may also decide that any informality or irregularity prior to the fixing of such rent shall not affect the award.
- (d.) If the lessor shall within fourteen days after the fixing of the rent as aforesaid give written notice to the lessee of his desire to terminate the lease, the same shall, on the expiration of fourteen days from the giving of such notice, be deemed to be determined as by effluxion of time.

If the lessee shall not within fourteen days after receipt of such last-before-mentioned notice pay all rent and other outgoings, computed up to the date of such closing as aforesaid, and give up possession of the demised premises, the lease shall remain in force and be unaffected by such closing, except that the lessee shall be released from any liability to keep the demised premises as licensed premises.

24A. The two *last preceding* sections shall apply to any existing or future lease which word shall extend to a tenancy under any agreement express or implied.

The word "lessee" in the aforesaid sections shall include an assignee of a lease, and the word "lessor" shall include the person for the time being entitled to the rents of the demised premises.