

## SUPPLEMENTARY ORDER PAPER.

### HOUSE OF REPRESENTATIVES.

Thursday, the 15th Day of September, 1904.

#### LICENSING ACTS AMENDMENT BILL.

Mr. WILFORD, in Committee, to move to add the following new clauses:—

A. Section eleven of "The Alcoholic Liquors Sale Control Act, 1893," is hereby repealed.

58A. Wherever in the lease of any licensed premises a rent is reserved which is larger than that intended to be actually paid, whether an allowance is actually contracted for or not, or whether any such allowance is to be professedly made in respect of such rent or in respect of any other dealings between the parties whatsoever, and where the reservation of such larger rent is intended to secure that the lessee shall buy all or any part of the fermented or spirituous liquors used by him in the said licensed premises from the lessor or any other person or corporate body whatsoever, then there shall be deemed to be reserved as the actual rent of such lease the rent intended to be actually paid, and no more shall in any event be or become payable; and in determining what rent is intended to be so actually paid, or any of the other matters aforesaid, any Court of law shall be entitled to receive oral evidence of any agreement or understanding between the parties, whether express or implicit, and to examine entries in books kept by the parties respectively, and to hear evidence as to values, and shall determine the same upon a consideration of the whole of the circumstances.