

Supplementary Order Paper.

HOUSE OF REPRESENTATIVES.

Wednesday, the 30th Day of November, 1927.

LICENSING AMENDMENT BILL.

Right Hon. Mr. COATES, in Committee, to move the following amendments:—

Clause 5, subclause (2): To omit this subclause, and substitute the following subclause:—

(2) Simultaneously with every general election for members of Parliament held while a determination in favour of national prohibition is in force there shall be submitted for the determination of the electors of each electoral district the questions whether national prohibition shall continue or, in the alternative, whether licenses to sell intoxicating liquor shall be restored in New Zealand:

Provided that a poll shall not be taken under this section on the occasion of any general election if on such occasion a licensing poll would not have been taken under the principal Act if national prohibition had not been carried.

Clause 5, subclause (13): To omit the words "fifty-five per centum," and substitute the words "one-half."

Clause 5, subclause (15), paragraph (d): To insert, after the words "restoration of licenses, and" in line 23, the words "except as provided in the next succeeding paragraph"; to insert, after the words "one thousand" in line 25, the words "five hundred."

Clause 5, subclause (15): To insert, after the proviso to paragraph (d), the following new paragraph:—

"(e) Notwithstanding anything to the contrary in the last preceding paragraph, if a proposal in favour of national restoration is carried at the first poll taken after the poll at which the proposal in favour of national prohibition was carried, the following provisions shall apply, namely,—

(i) No licenses shall be granted in a former no-license district unless the determination of the electors of that district at a poll taken in accordance with the next succeeding section is in favour of the restoration of licenses therein; and

(ii) The number of publicans' licenses to be granted in any other licensing district or in any borough situated within such licensing district shall not exceed the number of such licenses in force in such district or in such borough, as the case may be, immediately prior to the coming into force of the determination in favour of national prohibition.

Clause 9, subclause (1), paragraph (b): To omit the word "bar" before the word "other" in line 11, and substitute the words "part of licensed premises"; to omit the words "and includes any part of licensed premises" in line 12.

Clauses 16, 17, and 18: To omit these clauses.

Clause 28, subclause (3): To insert, after the words "the principal Act" in line 12, the words "or for any individual in his own home or in any room or premises to which he is entitled for the time being to exclusive possession".

Clause 33: To omit the words "or other officer of Police in charge of a district" in lines 5 and 6, and substitute the words "of Police for the district or by any other responsible officer of Police authorized in that behalf by the Commissioner."

To add the following new clauses:—

Poll for local restoration in event of national prohibition being carried.

5A. (1) At the first poll taken after a proposal in favour of national prohibition has been carried there shall, in addition to a poll taken as provided in the *last preceding* section, be submitted to the electors of every no-license district the question whether licenses shall be restored in that district.

(2) Every such poll shall be taken in the manner prescribed by sections eight to eleven of the Licensing Amendment Act, 1910:

Provided that if at any poll taken under this section the total number of valid votes recorded in favour of the proposal to restore licenses in the district is not less than one-half of the total number of valid votes recorded at the poll the proposal that licenses be restored in that district shall be deemed to be carried.

(3) If the determination at any poll taken under this section is in favour of the proposal that licenses be restored in any no-license district, such decision shall have no effect unless the determination at the poll taken under the *last preceding* section is in favour of national restoration. If the determination at the last-mentioned poll is in favour of national restoration, and the determination of the electors of any no-license district is in favour of restoration in that district, licenses shall be granted in that district in accordance with the provisions of section eleven of the Licensing Amendment Act, 1910.

Registration of barmen.

35A. (1) After the first day of April, nineteen hundred and twenty-eight, no male person shall be employed as a barman in any licensed premises, and no such person other than the licensee or his son shall have authority to serve liquor in any bar or private bar, unless he is registered as a barman pursuant to this section.

(2) Application for registration as a barman shall be made in writing in the prescribed form to the Commissioner of Police, or to such other officer of Police as the Commissioner may from time to time appoint for the purpose of receiving such applications.

(3) Every application for registration as a barman shall be accompanied by not less than two certificates signed by reputable persons to the effect that, in the opinion of the person giving such certificate, the applicant is of good character and repute.

(4) On receipt of an application for the registration of any person as a barman under this section, the Commissioner shall cause inquiries to be made with respect to the character of the applicant, and if he is satisfied that the applicant is a person of good character and repute shall cause his name to be entered in a Register of Barmen to be kept by him. Every person whose name is entered in such register shall be entitled, on application, to receive a certificate of registration.

(5) If any person registered as a barman under this Act is at any time convicted of any offence under the principal Act the Court before

which such person is so convicted may, in addition to any other penalty that it may impose,—

(a) Suspend his registration for such time as the Court thinks fit; or

(b) Cause particulars of the conviction to be endorsed on the certificate of registration, and to be entered in the register to be kept pursuant to this section.

(6) If any person is employed as a barman contrary to the provisions of this section such person, and also the licensee of the premises in which he is so employed, shall be severally guilty of an offence and shall be liable on summary conviction to a fine of *ten* pounds for every day on which such offence is committed.

(7) The Governor-General may from time to time, by Order in Council, make such regulations as may in his opinion be necessary for the purposes of this section, and may in such regulations prescribe fees, not exceeding *five* shillings in any case, in respect of the issue of certificates of registration hereunder.

36A. (1) Nothing in this Act or in any former Licensing Act shall be deemed to repeal or supersede the provisions of sections eight to ten of the Licensing Amendment Act, 1910, and those provisions shall continue to apply at all times before a determination of the electors of New Zealand in favour of national prohibition has come into force.

(2) Section nine of the said Act is hereby amended by omitting from subsection one the words “three-fifths,” and substituting the words “*fifty-five* per centum.”

Saving of provisions as to local restoration polls.

