

# Supplementary Order Paper

---

## HOUSE OF REPRESENTATIVES

---

Thursday, the 30th Day of November 1961

LICENSING TRUSTS AMENDMENT BILL

*Proposed Amendments*

Hon. Mr HANAN, in Committee, to move the following amendments:

*Clause 6:* To omit subsection (2) of the proposed new section 35B (in lines 16 to 25).

*Clause 20:* To omit from lines 2 and 3 on page 10 the words "for the Awarua Licensing District", and substitute the words "for the time being having jurisdiction in that part of the County of Southland which at the passing of this Act forms part of the Awarua Licensing District".

*New Clauses*

To insert, after *clause 6*, the following new clauses:

**6A. Lodgers accommodated away from hotel premises—**Section 35 of the principal Act is hereby amended by adding the following subsection:

"(6) In the application of the provisions of section 19 of the Licensing Amendment Act 1960, the references in subsections (3) and (4) of that section to the Commission shall be read as references to a Magistrate."

**6B. Expenditure in connection with annual conference of Licensing Trusts Association—**The principal Act is hereby further amended by inserting, after section 38A (as inserted by subsection (1) of section 4 of the Licensing Trusts Amendment Act 1953), the following section:

"38B. The Trust of any Trust district in which the annual conference of the New Zealand Licensing Trusts Association, Incorporated, is held in any year may in that year, or in any earlier or later year, expend in connection with the holding of the conference and the reception and entertainment of delegates and other persons attending the conference such amount or amounts as the Trust thinks fit, not exceeding in the aggregate the sum of three hundred pounds."

To insert, after *clause 12*, the following new clauses:

**12A. Lodgers accommodated away from hotel premises—**Section 35 of the principal Act, as amended by section 9 of the Licensing Trusts Amendment Act 1959, is hereby further amended by adding the following subsection:

"(6) In the application of the provisions of section 19 of the Licensing Amendment Act 1960, the references in subsections (3) and (4) of that section to the Commission shall be read as references to a Magistrate."

**12B. Expenditure in connection with annual conference of Licensing Trusts Association—**The principal Act is hereby amended by inserting, after section 38A (as inserted by subsection (2) of section 4 of the Licensing Trusts Amendment Act 1953), the following section:

"38B. The provisions of section 38B of the Licensing Trusts Act 1949 (as enacted by section 6B of the Licensing Trusts Amendment Act 1961) shall apply to the Trust."

To insert, after *clause 18*, the following new clauses:

**18A. Lodgers accommodated away from hotel premises—**Section 36 of the principal Act is hereby amended by inserting, after subsection (5), the following subsection:

“(5A) In the application of the provisions of section 19 of the Licensing Amendment Act 1960, the references in subsections (3) and (4) of that section to the Commission shall be read as references to a Magistrate.”

**18B. Expenditure in connection with annual conference of Licensing Trusts Association—**The principal Act is hereby further amended by inserting, after section 39A (as inserted by subsection (3) of section 4 of the Licensing Trusts Amendment Act 1953), the following section:

“39B. The provisions of section 38B of the Licensing Trusts Act 1949 (as enacted by section 6B of the Licensing Trusts Amendment Act 1961) shall apply to the Trust.”

#### EXPLANATORY NOTE

*Clause 6:* This amendment is consequential on the rewriting, in the Licensing Amendment Bill now before the House, of section 163 of the Licensing Act 1908 (prohibiting the employment of women or girls for dancing or drinking with guests on licensed premises), thus making unnecessary any provision for exemptions from that section.

*Clause 20:* This amendment is consequential on the proposal to reconstitute licensing districts in the Licensing Amendment Bill now before the House. The effect is that the premises to which the clause applies will be under the jurisdiction of the Awarua Licensing Committee until the new districts are constituted on 1 May 1962, and then under the jurisdiction of the Southland Licensing Committee.

#### *New Clauses*

The new *clause 6A* provides for the application to district Trusts of the provisions of section 19 of the Licensing Amendment Act 1960. The clause applies where a Magistrate approves an arrangement for the provision of sleeping accommodation, on unlicensed premises, for persons who are registered as lodgers in a Trust hotel but cannot be accommodated there. In any such case the presence of those persons on the Trust hotel premises and the sale of liquor to them there as lodgers after closing hours will not be a breach of the law.

The new *clause 6B* authorises a district Trust in whose district the annual conference of the New Zealand Licensing Trusts Association is held in any year to spend not more than £300 in connection with the conference.

The new *clauses 12A and 12B* apply the foregoing provisions to the Masterton Licensing Trust.

The new *clauses 18A and 18B* apply the same provisions to the Invercargill Licensing Trust.