

PROVINCE OF WELLINGTON.



PUBLICANS'
LICENSING AMENDMENT.

IN THE TWENTY-THIRD YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION VII.—No. 1.

ANALYSIS.

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| <ol style="list-style-type: none">1. <i>Repeals 16 and 17 of Amended Ordinance.</i>2. <i>Enables two Magistrates to transfer a License.</i>3. <i>Provides for transfer of license, when</i> | <ol style="list-style-type: none">4. <i>licensee deserts, or is ejected from premises, and refuses, &c.</i>4. <i>Provides for issue of a License, when person to whom Certificate to receive a License, is granted, neglects to take it up.</i> |
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AN ACT to amend the Ordinance of the 2nd Session of the late Legislative Council of New Zealand, No. 12.

WHEREAS it is expedient to amend the Ordinance of the late Legislative Council of New Zealand, Session 2, No. XII, intituled "An Ordinance for Regulating the Sale of Fermented and Spirituous Liquors," so far as concerns the Province of Wellington;

BE IT THEREFORE ENACTED by the Superintendent, with the advice and consent of the Provincial Council, as follows:—

Repeals 16 &
17 of Amended
Ordinance.

1. That Clauses numbers 16 and 17 of the said Ordinance shall be and they are hereby repealed.

Enables two
Magistrates to
transfer a Li-
cense.

2. Any two Justices of the Peace in Petty Session, may transfer a License granted under the said Ordinance to the appointee of the holder of such License, by an indorsement on the License in the form in the schedule (F) to the said Ordinance annexed, subject to such conditions as required in respect of the person originally licensed.

Provides for
transfer of li-
cense, when li-
censee deserts,
or is ejected
from premises
and refuses,
&c.

3. Whenever a person to whom any license shall have been granted shall have deserted or been legally ejected from the house to which such license may refer, or shall refuse or neglect to transfer such license on the request of the person legally entitled to the occupation of the house to which such license refers, any two Magistrates in petty session assembled if they shall think the justice of the case requires it, may by endorsement on the license or by a certificate under their respective hands and seals, authorize any other person on his entering into the usual recognizances to act under such license in the same manner as if the license had been legally transferred to him.

Provides for
issue of a li-
cense, when
person to whom
Certificate to
receive a li-
cense is grant-
ed, neglects to
take it up.

4. Whenever a person to whom the Justices at their Annual Licensing Meeting shall have granted a Certificate authorising the issue to him of a License, shall refuse or neglect to take up such License at the time required by the Ordinance aforesaid, then any two Justices of the Peace of whom the Resident Magistrate or Acting Resident Magistrate, if there be a Resident Magistrate or Acting Resident Magistrate for the district, shall be one, may upon the application in writing of the person legally entitled to the occupation of the house to which such license refers, grant to such person a Certificate authorising such License to be issued to him upon his entering into the recognizances required by the said Licensing Ordinance, and such Certificate shall be transmitted to the Treasurer of

the Province, who on the receipt thereof and payment of the sum required by the said Ordinance, or a proportionate part thereof according to the time such License may have to run, shall issue a License in the form prescribed by the said Ordinance.

GEORGE HART,

Speaker.

I hereby certify the above to be in accordance with the Bill as passed by the Council,

WILLIAM ALLEN,

Acting Chairman of Committee.

Passed the Provincial Council this Tenth day of November, in the year of our Lord one thousand eight hundred and fifty-nine,

ROBERT PORTER WELCH,

Clerk of Council.

I assent to this Act on behalf of the Governor of New Zealand on this fifteenth day of November, 1859.

I. E. FEATHERSTON,

Superintendent.