



THE  
NEW ZEALAND GAZETTE  
EXTRAORDINARY.

Published by Authority.

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WELLINGTON, MONDAY, OCTOBER 2, 1916.

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*Additional Regulations under the War Regulations Act, 1914.*

LIVERPOOL, Governor.  
ORDER IN COUNCIL.

At the Government House at Wellington, this second day of October,  
1916.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

I, ARTHUR WILLIAM DE BRITO SAVILE, Earl of Liverpool, the Governor of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, do hereby, in pursuance of the War Regulations Act, 1914, and its amendments, make the following additional War Regulations; and, with the like advice and consent, I do hereby direct that these regulations shall come into operation on the ninth day of October, one thousand nine hundred and sixteen.

REGULATIONS.

1. ANY Superintendent or Inspector of Police may, with the approval of the Commissioner of Police, make application, in the form No. 1 in the Schedule hereto, to the Licensing Committee of the licensing district in which are situated any premises held under a publican's license, for the cancellation of that license on any of the grounds following, namely:—

- (a.) That the licensee has committed a breach of the Licensing Act, 1908, or that he has committed a breach of any regulation made under section 3 of the War Regulations Amendment Act, 1916, relating to the sale of intoxicating liquor, or that he has committed a breach of any of the conditions of his license; or
- (b.) That he has permitted the licensed premises to be frequented by disorderly or disreputable persons; or
- (c.) That he has failed to conduct the licensed premises in an orderly manner; or
- (d.) That for any other reason (to be specified in the application) the licensee is not a fit and proper person to be the holder of such license.

2. (1.) Upon receipt of any such application, the Clerk of the Licensing Committee shall arrange a time and place for the holding of a meeting of the Licensing Committee to deal with the application, and shall notify the applicant of the time and place fixed for such meeting.

(2.) The applicant may thereupon, with the approval of the Commissioner of Police, serve upon the licensee a notice, in the form No. 2 in the Schedule hereto, calling upon him to appear before the Licensing Committee at the time and place specified in the said notice, to show cause why his license should not be cancelled on the ground or on any of the grounds specified in the notice.

(3.) Not less than ten clear days' notice in writing shall be given to the licensee of the time and place fixed for the hearing of an application under these regulations.

3. (1.) On the hearing of an application under these regulations a Licensing Committee shall have the same powers of summoning witnesses and of hearing evidence on oath as it has in respect of proceedings before it under the Licensing Act, 1908.

(2.) At the hearing of any such application the applicant may appear personally or by counsel, and may call evidence in support of the application.

(3.) The licensee may thereupon, either personally or by counsel, call evidence in rebuttal, and may call such other evidence as the Committee deems relevant to show cause why the application should not be granted.

(4.) The applicant shall thereupon have a right of reply.

4. Upon the conclusion of the hearing the Licensing Committee may, on all or any of the grounds stated in the application, cancel the license in respect of which the application is made if in its opinion it is advisable so to do in the public interest.

5. The provisions of the Licensing Act, 1908, relating to the conduct of meetings of a Licensing Committee shall, so far as applicable, apply to meetings of the Committee held under these regulations; and, in so far as such provisions do not apply or as these regulations do not extend, the Committee may determine its own procedure.

6. (1.) Upon the cancellation of any license under these regulations, if the licensee is not the owner of the licensed premises the Chairman of the Licensing Committee may, on the request of the owner of the premises, order the licensee to vacate those premises. If the licensee fails to vacate the premises pursuant to the said order, he shall be deemed to have committed an offence against the War Regulations, and shall be liable accordingly.

(2.) If the licensee is a lessee or sublessee of the licensed premises, the Chairman may, on the request of the lessor or sublessor, execute in the name and on behalf of the licensee an assignment or surrender of the lease or sublease, and such assignment or surrender shall have the same effect as if it were executed by the licensee himself.

#### SCHEDULE.

##### Form No. 1.

#### APPLICATION TO LICENSING COMMITTEE FOR CANCELLATION OF PUBLICAN'S LICENSE.

Under War Regulations made pursuant to Section 4 of the War Regulations Amendment Act, 1916.

To the Licensing Committee of the [*Name of licensing district*].

I HEREBY apply, pursuant to regulations made under section 4 of the War Regulations Amendment Act, 1916, for the cancellation of the publican's license held by [*Name of licensee*] in respect of the premises known as [*Name by which premises known*], situated at [*State location of premises*], on the grounds following, namely:—

[*Set out in detail the grounds on which the application is made.*]

Dated at this day of , 19 .

.....  
Superintendent of Police  
[or Inspector of Police].

#### Endorsement.

##### APPROVAL BY COMMISSIONER OF POLICE.

I HEREBY approve the application herein.

Given under my hand, at , this day of , 19 .

.....  
Commissioner of Police.

Form No. 2.

NOTICE TO HOLDER OF PUBLICAN'S LICENSE TO SHOW CAUSE WHY HIS LICENSE SHOULD NOT BE CANCELLED.

Under War Regulations made pursuant to Section 4 of the War Regulations Amendment Act, 1916.

To [Name and address of licensee].

TAKE notice that you are hereby required and directed to appear before the Licensing Committee of the Licensing District at the Magistrate's Court [or, as the case may be] at , on , the day of , 19 , at o'clock in the noon, to show cause why the publican's license held by you in respect of the licensed premises known as [Name by which premises known], situated at , should not be cancelled on all or any of the grounds following, namely:—

[Set out in detail the grounds on which the application is made.]

Dated at this day of , 19 .

.....  
Superintendent of Police  
[or Inspector of Police].

Endorsement.

APPROVAL BY COMMISSIONER OF POLICE.

I HEREBY approve of the proceedings herein.

Given under my hand, at , this day of , 19 .

.....  
Commissioner of Police.

J. F. ANDREWS,  
Clerk of the Executive Council.