

PART XIII.

INTOXICATING LIQUOR.

Manufacture of
intoxicating liquor
prohibited.

325. (1.) It shall not be lawful for any person to manufacture any intoxicating liquor in Samoa.

(2.) Any person committing any offence against this clause shall be liable to a fine of one hundred pounds or to imprisonment for three months.

(3.) All intoxicating liquor manufactured in breach of this clause may be seized and destroyed by an officer of Customs or police.

Importation of
intoxicating liquor
prohibited.

326. Save as provided by this Part of this Order, it shall not be lawful to import any intoxicating liquor into Samoa.

Sale of intoxicating
liquor prohibited.

327. (1.) Save so far as provided by this Part of this Order, it shall not be lawful for any person to sell or offer for sale or have in his possession for sale any intoxicating liquor in Samoa.

(2.) Every person who commits an offence against this clause shall be liable to imprisonment for three months or to a fine of fifty pounds.

(3.) For the purposes of this clause a contract of barter, or any other contract under or by virtue of which the property in any intoxicating liquor passes to any other person, shall be deemed to be a contract of sale.

Giving intoxicating
liquor to a Samoan
prohibited.

328. (1.) Except by or with the approval of a Medical Officer for medicinal purposes, it shall not be lawful in Samoa to give or administer any intoxicating liquor to a Samoan, or to permit any such liquor to be consumed by a Samoan.

(2.) Except with the approval of a Medical Officer for medicinal purposes, it shall not be lawful in Samoa for any Samoan to consume intoxicating liquor or to have such liquor in his possession for the purpose of consumption by himself or by any other Samoan.

(3.) Every person who commits an offence against this clause shall be liable to a fine of five pounds when the offender is a Samoan and of fifty pounds in any other case.

(4.) Nothing in this clause shall apply to the use of wine for sacramental purposes in accordance with the practice of the Christian religion.

Administrator may
import liquor for
medical services
or for sale.

329. (1.) The Administrator may, for and on behalf of the Crown, and at the cost of the Samoan Treasury, purchase in New Zealand or elsewhere and import into Samoa such intoxicating liquor as he thinks required from time to time, either for the hospitals and medical services of the Territory or for sale under the provisions hereinafter contained.

(2.) Any liquor so imported may, in accordance with regulations, but not otherwise, be sold for medicinal, sacramental, or industrial purposes.

"Intoxicating
liquor" defined.

330. The term "intoxicating liquor" as used in this Part of this Order means alcohol and any liquor containing alcohol, but, save so far as may be otherwise prescribed by Ordinance or regulation, does not include—

(a.) Perfumery or medicinal preparations containing spirit :

(b.) Methylated spirit and other preparations containing spirit but not suitable for human consumption :

(c.) Fermented or other liquor containing less than three per centum of proof spirit.

PART XIV.

THE PUBLIC TRUSTEE.

Authority, powers,
and functions of
Public Trustee
extended to Samoa.

331. To the extent and in the manner indicated in this Part of this Order the authority, powers, and functions of the Public Trustee as constituted by the Public Trust Office Act, 1908, are hereby extended to Samoa, and to property, whether real or personal, situated therein.

Public Trustee as
executor of a will.

332. The Public Trustee may be appointed and may act as the executor of a will.