

# LICENSING ACT, 1863.

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

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SESSION XV., No. 6, 1863.

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[24th March, 1863.]

**Title.** AN ACT *to regulate the Sale of Fermented and Spirituous Liquors.*

**Preamble.** WHEREAS it is expedient that amended provisions should be made for Regulating the Sale of Fermented and Spirituous Liquors in the Province of Auckland:

Be it therefore enacted by the Superintendent of the Province of Auckland with the advice and consent of the Provincial Council thereof:—

**Repealing clause.** I. All laws in the said Province that are repugnant to the provisions of this Act or that would in any way interfere in the operation thereof are hereby repealed.

**Act when to commence.** II. From and after the fifteenth day of April 1863 the Sale of any Spirituous Liquor Wine Ale Beer or other Fermented Liquor in the Province of Auckland shall be regulated as follows and not otherwise: Provided always that nothing in this Act shall permit the sale of Fermented and Spirituous Liquors without a licence between the passing hereof and the 30th day of June 1863 and all the restrictions and penalties of the Licensing Act 1858 shall continue and be in full force and effect until the 30th day

of June 1863 anything herein contained to the contrary notwithstanding.

### I.—LICENCES.

III. No person shall after the 30th day of June 1863 unless he shall be duly licensed under this Act sell any Spirituous Liquor Wine Ale or Beer within the Province of Auckland or permit the same to be sold by any other person in or upon his house or premises Provided that nothing herein contained shall extend to the sale of any Fermented or Spirituous Liquors as Perfumery or Medicine or at any Military Canteen established under the Regulations of Her Majesty's Service or to any Sale by Auction by any licensed Auctioneer Provided also that nothing in this Act contained shall extend to render any person liable to the penalties therein mentioned who shall under the written authority of the Speaker of the said Provincial Council sell to any of the Members and Officers of the said Provincial Council any Fermented or Spirituous Liquors within any Building used for the purposes of the meeting of the Provincial Council or to render liable to forfeiture any Liquors exposed to sale by any such person within any such Building.

None but licensed persons to sell spirits, &c., not to include perfume and medicine.

IV. The Licences to be granted by virtue of this Act shall be of three kinds viz. one to be granted to Innkeepers and Publicans for the sale of all liquors as aforesaid and which shall for the purposes of this Act be denominated a "Publican's Licence" and shall be in the form in the Schedule hereunto annexed marked A another to be granted to Innkeepers and Publicans for the sale of all Liquors as aforesaid and subject to such terms and conditions as the Justices assembled for the purpose of granting Licences shall think fit and which shall for the purposes of this Act be denominated a "Bush Licence" and shall be in the form in the Schedule hereunto annexed marked M and another to be granted to persons selling not less than two gallons at any one time and which shall be called a "Wholesale Licence" and shall be in the form in the Schedule hereunto annexed and marked K and the said Publican's Licences shall be in force from the first day of July next following the date of such Licence to the thirtieth day of June next ensuing (unless sooner forfeited) and no longer and the said Bush Licences shall be in force from the time of granting such Licence until the thirtieth day of June next ensuing and the said Wholesale Licences shall be in force from the time of granting of such Licence until the thirtieth day of June next and no longer.

Form of Licences.

Publicans' Licence.

V. Every such Publican's Licence as aforesaid shall authorize the person thereby licensed to sell and dispose of any fermented or spirituous liquors in any quantity in the house or on the premises therein specified.

Wholesale Licences.

VI. Every such Wholesale Licence as aforesaid shall be held to authorize the person thereby licensed to sell and dispose of any kind of fermented or spirituous liquors provided however that no such Licence shall be held to authorise the sale of any quantity less than two gallons of any one description of liquor to be delivered to the purchaser thereof at one time. Provided also that nothing in this Act shall authorise the holder of a Wholesale Licence to permit any kind of fermented or spirituous liquor purchased or to be purchased from him to be consumed in or upon his house or premises.

Temporary extension of licence.

VII. In case any person holding a Publican's Licence shall obtain from any two or more Justices of the Peace in the District in which any public exhibition or other general amusement shall take place an authority in the form in the Schedule hereunto annexed marked E then in every such case the privileges of the licence of every such person as aforesaid shall respectively be extended to the place of amusement to which such authority shall apply and for the time in such authority as stated and it shall be lawful for the said Justices to order the extension of the time during which liquor may be legally supplied.

## II.—GRANTING AND TRANSFERRING PUBLICANS' LICENCES.

Notice of application for licence.

VIII. Every person desirous of obtaining a Publican's Licence under this Act shall on or before the first Tuesday in the month of April in every year cause to be delivered to the Clerk of the Court for the district in which it is proposed to exercise such Licence a notice in writing signed by him in the form in Schedule B hereunto annexed together with a certificate signed by at least five substantial householders residing within such district in the form in Schedule C hereunto annexed.

List of applicants to be posted up.

IX. The Clerk of the Court shall cause a list of the names of all such applicants together with their places of abode respectively to be posted up on or before the first Wednesday following in the month of April in every year on the door of the Court House there to remain for the space of one week,

X. On the third Tuesday in the said month there shall be holden at the office of the Resident Magistrate a General Meeting of the Justices in the District to be called the Annual Licensing Meeting for the purpose of taking into consideration applications for Licences and three Justices shall form a quorum.

XI. In the event of a number of Justices sufficient to form a quorum not being so assembled on the day appointed the meeting shall stand postponed from day to day until a quorum of Justices shall have been obtained. And it shall be lawful for the Justices having met to adjourn the meeting from time to time as to such Justices shall seem expedient Provided always that such adjournment shall not extend to such time as would have the effect of nullifying any provision in this Act contained and if there be not a quorum present at any meeting so adjourned the meeting shall stand adjourned from day to day until a quorum be obtained.

XII. At such General Annual Meeting and at all other meetings of Justices provided for under this Act the Justices present shall proceed to elect a chairman from amongst themselves for that meeting and for all others held by way of adjournment from such meeting Provided that if at any such adjourned meeting the Chairman shall be absent the Justices shall proceed to a fresh election and in case the Justices assembled at any licensing meeting shall be equally divided in opinion the chairman in addition to his original vote shall have a casting vote.

XIII. It shall be lawful for the Justices assembled at such Meeting to grant to such persons as shall be approved of by the majority of such Justices Certificates in the form in Schedule D hereunto annexed authorising the issue of Publicans' Licences subject to the provisions contained in Clause 24 of this Act Provided that no Justice of the Peace being a brewer maltster or distiller or an importer of or dealer in any spirituous liquor wine ale or beer or being interested directly or indirectly in any house or premises already licensed or in respect whereof an application for a licence is about to be made shall act at any such meeting or in granting any transfer removal or extension of any such licence Provided also that no Publican's Licence shall be granted or transferred to any constable or bailiff nor shall any licence be granted or transferred in respect of any house or premises of which any constable or bailiff shall be owner or wherein any constable or bailiff shall be directly or indirectly interested.

Former licence holders.

XIV. The holder of an untransferred Publican's Licence if claimed for the premises already licensed shall be entitled to such certificate without attending the annual licensing meeting unless notice in writing signed by three householders residing within the district in which the licensed house is situate of an intention to oppose the renewal of any such licence stating the ground of such opposition shall have been given to the holder of such licence or left for the holder at the house named in such licence at least one week previous to such annual licensing meeting and unless similar notice within the same time shall also have been given to the Clerk of the Court.

Notice of Licensing meeting.

XV. The Clerk of the Court shall cause a notice of each Annual Licensing Meeting to be inserted at least one calendar month before the holding thereof in at least two of the newspapers of the Province of Auckland.

Sickness of applicants.

XVI. If any person desirous of obtaining such certificate shall be hindered by sickness infirmity or any other reasonable cause from attending in person at any such meeting it shall be lawful for the Justices to certify in favour of such person.

Names of parties receiving certificates to be forwarded to the Provincial Treasurer.

XVII. The said Clerk shall also within fourteen days after such meeting transmit to the Provincial Treasurer a list signed by at least two of the Justices specifying the names and residence of all the persons to whom such certificates as aforesaid shall have been granted or issued.

Amount payable for licences and issue of licences.

XVIII. Every such certificate shall be null and void unless the same and the sum of Forty Pounds shall be lodged in the office of such Treasurer as aforesaid on or before the thirtieth day of June next following the Annual Licensing Meeting at which such certificate was granted. On receipt of such certificate and payment of the said sum of Forty Pounds such Treasurer or such other person as the Superintendent may for that purpose appoint shall issue and shall register in his office a Publican's Licence in the form hereinbefore prescribed.

Transfers.

XIX. On the first Tuesday in each of the months of September December and March and also on the day appointed for the General Annual Licensing Meeting there shall be holden at such place as aforesaid a special meeting of the aforesaid Justices for the purpose of receiving applications for the transfer of Publicans' Licences. The Justices so assembled may transfer any such Publican's Licence

to the appointee of the holder of such licence by a writing under their hands in the form in Schedule F hereunto annexed subject to such conditions as hereinbefore required in respect of the person originally licensed. Provided that every such applicant shall give seven days' notice in writing of his intention to make such application to the Clerk of the Court and shall also deposit with such Clerk a certificate according to Schedule C hereunto annexed seven days before such application. Provided always that in the case of any person holding such licence in respect of premises and refusing or neglecting to transfer the original licence to the owner of such premises, or to the reversioner of any term affecting such premises it shall be lawful for such owner or reversioner upon entering into possession of the said premises forthwith to apply to any two Justices of the Peace resident in the District wherein such premises are situate for permission to carry on the business of a publican in such premises and it shall be lawful for such Justices in their discretion by writing under their hands to permit such owner or reversioner to carry on such business as though he held a licence under this Act until the transfer day which shall next happen after possession shall have been taken as aforesaid.

XX. In case of the death of any person holding a Publican's Licence his executor or administrators may carry on the business of such person and act under the authority of his licence during six months (if the licence have so long to run) from the day of his decease. Executors may carry on business

XXI. In case the house belonging to any person holding a Publican's Licence being the house named in such licence shall be destroyed or rendered untenable by fire tempest or any other inevitable accident and such person shall be desirous of removing his business to any other house it shall be lawful for any two Justices of the district within which such other house shall be situated upon a memorial presented to them for that purpose to authorise such removal by an endorsement upon the original licence or by a writing under their hands in the form in Schedule G hereunto annexed for a period to be fixed by such Justices but not exceeding what in their opinion would be sufficient for the rebuilding or repairing the house destroyed or rendered untenable and not extending beyond the General Annual Licensing Meeting next ensuing when such further time if required as may be needed for the said rebuilding or repairing may be granted. Removal of licence.

Re-transfer of licence.

XXII. It shall be lawful for any two Justices in the district upon a memorial presented to them for that purpose to authorise by an endorsement on the original licence or by a writing under their hand in the form H or I as the case may be in the Schedule to this Act annexed the transfer of the said licence or if the period for which the licence was transferred as aforesaid shall have expired to renew by writing under their hands the original licence to the house which may have been built upon the ground whereon the house named in the original licence stood or to the house which may have been rendered untenable but which at the time of the memorial shall have been again rendered tenable.

Clerk to report transfer.

XXIII. Every transfer of a Publican's Licence authorised by any Justices under this Act whether as regards the person or the house to which such licence shall apply shall within fourteen days after such transfer be duly reported to the Provincial Treasurer or such other person appointed to issue licences as aforesaid by the Clerk of the Court by which such transfer shall be authorised.

Accommodation required.

XXIV. No Publican's Licence shall be granted to any person not being heretofore duly licensed until the Justices granting the Certificates for such licence shall be satisfied that the house for which such licence is sought contains at least two moderate sized sitting rooms and two sleeping rooms actually ready and fit for public accommodation independent of the apartments occupied by the family of such Licence holder and shall also be provided with a place of accommodation on or near the premises for the use of the customers thereof in order to prevent nuisances or offences against decency.

### III.—WHOLESALE LICENCES.

Issue of certificate for wholesale licence.

XXV. It shall be lawful for the Justices in the District in any meeting held under this Act to issue a Certificate authorising and requiring the Provincial Treasurer to issue a wholesale Licence in the form K in the Schedule to this Act annexed to any householder residing within such district upon a payment of a fee of Twenty Pounds in the City of Auckland and Ten Pounds elsewhere which licence shall expire on the thirtieth day of June next after the granting thereof Provided that the Provincial Treasurer may and shall issue wholesale Licences for the City of Auckland or any town within the Province of Auckland at

any time to any householder upon payment of the fee subscribed without such certificate as aforesaid.

#### IV.—REGULATIONS FOR PUBLIC-HOUSES.

XXVI. No person holding a licence under this Act shall sell or supply any liquor or suffer the same to be drunk in or upon his house or premises except between the hours of five in the morning and ten at night on any working day nor shall any such person sell or supply any liquor or suffer the same to be drunk in or upon his house or premises except to or by travellers and persons who may be resident at and sleep therein within the space of time between the legal hour for closing on Saturday night and the legal hour of opening on Monday morning or at any time on Christmas Day or Good Friday or any day appointed for a public fast except between the hours of one in the afternoon and seven in the evening of such days. When houses to be opened.

XXVII. At all other hours such house and premises shall be closed. Provided always that it shall be lawful for the Justices at their discretion at such Annual Licensing Meeting to grant to any number of Innkeepers on payment of the further sum of Ten Pounds respectively an extension of the time hereinbefore prescribed for the sale or supply of such liquors as aforesaid until twelve of the clock at night on any day excepting Sundays and Saturdays, on which latter day the hour of closing on an extended licence shall be eleven o'clock at night. When houses to be closed.

XXVIII. No person holding a Publican's Licence under this Act shall permit any gambling in the house or premises for which such Licence shall have been granted. Gambling prohibited

XXIX. No person holding a Publican's Licence under this Act shall suffer or permit any music or dancing for public entertainment to take place in the house or on the premises for which such licence shall have been granted without the sanction of any two Justices of the Peace for the special occasion named such sanction to be expressed in writing bearing the signature of the said Justices and to remain in force only for a number of hours not exceeding twelve to be mentioned in the said writing. Provided that such sanction shall not extend to or permit any such music or dancing to take place in such licensed house except within the hours during which such licence permits the sale of spirituous and fermented liquors in such Licensed House. Special sanction for music and dancing.

Sign-boards and lamps.

XXX. Every person holding a Publican's Licence under this Act shall keep his name painted at length in legible letters at least three inches long with the words "Licensed to retail fermented and spirituous liquors" on some conspicuous part of his house and shall also keep a lamp affixed over the door of his house and on the outside thereof burning every night from sunset to sunrise.

Drunkards.

XXXI. No person holding a Publican's Licence under this Act shall in his house or in any of the appurtenances thereto supply or permit any fermented or spirituous liquor to be supplied or given to any person in a state of intoxication.

Money only to be taken in payment.

XXXII. No Licensed person shall take anything whatever in pledge for any liquor sold or supplied nor shall any such person take in payment for the same anything whatever except coined or paper money.

Wages not to be Paid in licensed houses.

XXXIII. No such person shall permit any wages to be paid in his house or upon his premises save only the wages of persons employed as servants therein.

Licence to be shown on demand.

XXXIV. Every person holding a Publican's Licence under this Act shall on demand at his licensed house produce his licence or any permission granted under Clause 19 to any Justice of the Peace or to any Constable.

Constable may demand entrance.

XXXV. Any Constable may demand entrance into any house for which a Publican's Licence shall be in force at any hour and any unnecessary delay in giving admission to the said Constable or Constables shall subject the party to the penalties hereinafter contained.

#### V.—PENALTIES.

Persons adulterating liquors liable to penalties.

XXXVI. If any dealer in spirituous or fermented liquors or other person shall put into or mix or cause to be put into or mixed with any spirituous or fermented liquors any poisonous deleterious or pernicious substance whatsoever or shall sell or otherwise dispose of or keep for sale any spirituous or fermented liquors so adulterated he shall forfeit and pay any sum not exceeding one hundred pounds to be recovered in a summary way.

Penalty for possessing any adulterated liquors.

XXXVII. If any dealer in spirituous or fermented liquors or any other person shall knowingly have in a

possession any spirituous or fermented liquors so adulterated as aforesaid such person upon proof thereof shall forfeit and pay any sum not exceeding one hundred pounds to be recovered in a summary way and all fermented and spirituous liquors so adulterated as aforesaid found in the possession of any such dealer or person shall and may be seized by the Constable acting under a warrant from a Justice of the Peace and all such spirituous or fermented liquors proved to be adulterated shall be forfeited and destroyed.

XXXVIII. If any person not being duly licensed shall sell any quantity of any fermented or spirituous liquor or permit the same to be sold in or upon his house or the premises he shall forfeit and pay for every such offence a sum not exceeding fifty pounds to be recovered in a summary way. On persons selling without licence.

XXXIX. All fermented or spirituous liquors which shall be hawked about or exposed for sale contrary to the provisions of this Act shall be forfeited for the use of Her Majesty and may be seized by any Constable. Hawking liquors.

XL. If any person being duly licensed shall offend against any other of the provisions of this Act or against any of the conditions under which a bush licence as hereinafter provided shall have been granted he shall forfeit and pay for every such offence a sum not exceeding twenty pounds to be recovered in a summary way. For other offences against this Act.

XLI. If any person shall be convicted of drunkenness before any Justice of the Peace he shall forfeit and pay a sum of not less than five shillings nor more than twenty shillings and in default thereof shall be imprisoned for any period not exceeding forty-eight hours. If any person shall have been so convicted three times within the space of three calendar months he shall upon such third conviction forfeit and pay such sum as aforesaid and be imprisoned for any period not exceeding seven days. For drunkenness.

XLII. In case any person holding any licence under this Act shall be three times convicted of any offence against the provisions of this Act or against the tenor of his licence it shall be lawful for any two Justices in the District to order his licence to be cancelled and upon the signature of the said Justices of an order to that effect the said licence shall become null and void. Licence may be cancelled.

Conviction under Sale of Spirits Ordinance.

XLIII. A conviction for an offence against an Ordinance passed by the Lieutenant-Governor of New Zealand with the advice and consent of the Legislative Council thereof intituled "An Ordinance to prohibit the Sale, &c., of Spirits, and to regulate the Sale, &c., of other Intoxicating Liquors to persons of the Native Race" shall be deemed to be a conviction for an offence against this Act.

#### BUSH LICENCES.

Bush licences.

XLIV. Whereas it may be desirable for the accommodation of travellers in remote and thinly populated parts of the Province that licences should be granted otherwise than at the time and in the manner hereinbefore provided Be it enacted that it shall be lawful for the Justices in the District at any meeting to be holden under this Act to authorise the issue of a licence to be called a Bush Licence in the form in Schedule M hereunto annexed to any householder in such remote part upon such terms and conditions and upon payment of such annual sum not less than Five Pounds as such Justices shall think fit anything to the contrary in this Act contained notwithstanding Provided always that written notice of an intention to apply for such licence shall have been given and posted against the door of the house usually known as the Court House for the district for fourteen days at least immediately before the meeting at which such licence shall be applied for Provided also that no such licence shall be granted for any house situate within fifteen miles by road over land from Auckland Provided also that all such licences if within Native Districts shall be subject to any regulations made by the Governor under the Native Districts Regulation Act 1858.

#### MISCELLANEOUS.

Present licences to remain in force.

XLV. All licences existing at the date of the passing of this Act and all other licences which may have been granted if any under the "Licensing Act 1858" by reason of this Act not having been received at the time of such granting by the Resident Magistrate or either of them at Russell and Mongonui shall remain in force for the time they may respectively have to run but shall be subject nevertheless to the pains and penalties and conditions of this Act.

Notices to remain good.

XLVI. All notices of applications for licences delivered before the 15th April 1863 and in accordance with the



on the Licence Now I the Treasurer of the said Province (or other person appointed by the said Superintendent for the purpose of issuing Licences under the said Act as the case may be) in pursuance of and by virtue of the powers vested in me by the said Act do hereby license the said A B to keep a Common Inn Ale House or Victualling House and to sell fermented and spirituous liquors in any quantity in the house in which he (or she) now dwelleth (or is about to dwell) being the sign of situated at \_\_\_\_\_, aforesaid, and the appurtenances thereto belonging but not elsewhere and this Licence shall commence upon the first day of \_\_\_\_\_ next and continue in force till the 30th day of June then next ensuing both days inclusive provided it be not forfeited in the meantime according to the provisions of the said Act. Given under my hand and seal at

Auckland this \_\_\_\_\_ day  
of \_\_\_\_\_ one thousand eight  
hundred and \_\_\_\_\_  
Registered--P.Q.

N.O. (L.S.)  
Provincial Treasurer  
(or other person as the case may be.)

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## B.

### FORM OF NOTICE OF APPLICATION FOR A PUBLICAN'S LICENCE FOR AN INN OR PUBLIC-HOUSE.

*To the Worshipful Justices of the Peace acting in and for  
the District of \_\_\_\_\_ in the Province of Auckland  
in the Colony of New Zealand.*

I A B (state trade or occupation) now residing at \_\_\_\_\_ in the parish city or district of \_\_\_\_\_ do hereby give notice that it is my intention to apply at the next Annual Licensing Meeting to be holden for this District for a Publican's Licence for the sale of fermented and spirituous liquors in the house and appurtenances thereunto belonging situated at \_\_\_\_\_ (here describe the house proposed to be licensed specifying the situation of it the person off whom rented the present occupier whether now licensed and if so under what Sign) and which I intend

to keep as an Inn or Public-House. [If previously licensed add] That I now hold a Publican's License within the meaning of "The Licensing Act 1863."

Given under my hand this  
 day of one  
 thousand eight hundred  
 and

A B

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C.

FORM OF HOUSEHOLDERS' CERTIFICATE TO  
 BE APPENDED TO THE ABOVE.

We the undersigned householders residing within the District of do hereby certify that the above A B is a person of good fame and reputation and fit and proper to be licensed to keep an Inn or Public-House for the sale of fermented and spirituous liquors therein.

Witness our hands this day  
 of one thousand eight  
 hundred and

One  
 Two  
 Three  
 Four  
 Five.

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D.

FORM OF CERTIFICATE BY JUSTICES TO AU-  
 THORISE THE GRANTING OF A LICENCE.

*Province of Auckland, }*  
*to Wit. }*

At the Annual Licensing Meeting (or an adjournment of the Annual Licensing Meeting) of Her Majesty's Justices acting in and for the District of holden at on the day of in the year of our Lord one thousand eight hundred and pursuant to the "Licensing Act 1863" for the purpose of considering applications made to us for Publicans' Licences pursuant to the said Act We being the majority of the Justices assembled at the said Meeting do in virtue of the power

vested in us hereby authorise the Provincial Treasurer or other proper officer to deliver to A B of the Licence in the said Act called a Publican's Licence for (here state the house sign and district) the year commencing from the first day of July next—[The following certificate to be added in the case of application for licence by any person not then holding a licence within the meaning of "The Licensing Act 1863"]—And we do hereby certify that we are satisfied the said A B is a person of good fame and reputation and fit and proper to be licensed as aforesaid.

Given under our hands and seals  
the                      day of  
at the place aforesaid

G. H. J.P. (L.S.)  
J. K. J.P. (L.S.)

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### E.

#### FORM OF TEMPORARY LICENCE TO SELL FERMENTED AND SPIRITUOUS LIQUORS AT PUBLIC FAIRS.

*Province of Auckland* }  
*to Wit.* }

BE IT REMEMBERED that A B of holding a Publican's Licence (describe the nature the house place and district for which the same is granted) having applied to us on the day of

for authority to exercise the privileges of the said Licence at a public fair (or other place of amusement as the case may be) on the said day of

Now we do hereby grant to the said A B authority to exercise the said Licence at the said fair (or other place of amusement) on the said day of between the hours of in the morning and in the evening. (If extension of time be applied for add) and do extend the time during which liquors may be legally supplied under such licence until such hours in the evening. Provided always (here add any conditions which the Justices may see fit to attach to the granting of the permission applied for).

Given under our hands on the  
day and year aforesaid.

C. D. J.P.  
E. F. J.P.

## F.

## FORM OF TRANSFER OF LICENCE.

*Province of Auckland, }  
to Wit. }*

BE IT REMEMBERED that we the undersigned being the majority of the Justices present at a Special Meeting of the Justices for the district of held at for the purpose of transferring Publicans' Licences do hereby upon the application of the within-named transfer the rights and privileges of the within licence (or licence described in that writing as the case may be) to G. H. for the period of from this date the said G. H. having first exhibited the certificate and entered into the recognizance required by law.

C. D. J.P.  
E. F. J.P.

## G.

FORM OF WRITING OR OF ENDORSEMENT ON  
LICENCE ON CHANGE OF HOUSE AND  
PREMISES.

## MEMORANDUM.

We do hereby declare that the within licence (or licence described in this writing as the case may be) shall henceforth cease to apply to the House and Premises within described and shall apply instead thereof for the term of days from this date and no longer to the House and premises occupied (or about to be occupied) by the said G. H. situate (described as in original Licence).

C. D. J.P.  
E. F. J.P.

## H.

FORM OF WRITING OR ENDORSEMENT ON  
LICENCE OF RE-TRANSFER OF BUSINESS  
TO ORIGINAL HOUSE.

## MEMORANDUM.

We do hereby declare that the within Licence (or Licence described in that writing as the case may be) shall

henceforth [or from the \_\_\_\_\_ day of \_\_\_\_\_  
 ] cease to apply to the House and Premises  
 in the \_\_\_\_\_ Memorandum referred to and  
 shall apply instead thereof to the House and Premises  
 about to be occupied by \_\_\_\_\_ (described  
 as in original Licence).

## I.

FORM OF WRITING OR ENDORSEMENT ON  
 LICENCE ON RE-TRANSFER OF BUSINESS  
 TO ORIGINAL HOUSE.

## MEMORANDUM.

We do hereby declare that the within Licence (or  
 Licence described in this writing as the case may be)  
 which had been transferred to the House and Premises in  
 the \_\_\_\_\_ memorandum referred is hereby  
 renewed and shall henceforth apply to the House and  
 Premises about to be occupied by \_\_\_\_\_  
 (described as in original Licence).

## K.

## FORM OF A WHOLESALE LICENCE.

*Province of Auckland* }  
*to Wit.* }

KNOW ALL MEN by these presents that A. B. of  
 \_\_\_\_\_ (Merchant or as the case may be) is hereby  
 Licensed pursuant to the "Licensing Act 1863" to sell  
 any quantity of fermented and spirituous liquors pro-  
 vided the same be not sold in quantities less than two  
 gallons of any one description of Liquor and to be  
 delivered at one time from the \_\_\_\_\_ day of \_\_\_\_\_  
 until the 30th day of June next the  
 said A. B. having this day paid the sum of \_\_\_\_\_  
 pounds into the Provincial Treasury.  
 Dated this \_\_\_\_\_ day of \_\_\_\_\_  
 one thousand eight hundred and \_\_\_\_\_

C. D.  
 Provincial Treasurer

L.

FORM OF CERTIFICATE BY JUSTICES TO  
AUTHORIZE THE GRANTING OF A BUSH  
LICENCE.

*Province of Auckland* }  
*to Wit.* }

At a meeting of Her Majesty's Justices acting in and  
for the District of \_\_\_\_\_ holden on the

\_\_\_\_\_ day of \_\_\_\_\_ in the year of  
our Lord one thousand eight hundred and \_\_\_\_\_

pursuant to the "Licensing Act 1863" for the purpose of  
considering applications made to us for Publican's Licences  
pursuant to the said Act We being the majority of the  
Justices assembled at the said meeting do in virtue of the  
power vested in us hereby authorize the Provincial  
Treasurer or other proper Officer to deliver to A.B. of

\_\_\_\_\_ the Licence in the said Act called a  
Bush Licence for (here state the house district and the  
conditions imposed by the Justices if any) the year com-  
mencing from the first day of July next and we hereby  
certify that we are satisfied the said A.B. is a person of  
good fame and reputation and fit and proper to be licensed  
as aforesaid.

Given under our hand and seal

the \_\_\_\_\_ day of \_\_\_\_\_  
at the place aforesaid

G.H. J.P. (L.S.)  
J.K. J.P. (L.S.)

M.

FORM OF A BUSH LICENCE.

*Province of Auckland* }  
*to Wit.* }

Whereas A.B. of \_\_\_\_\_ hath deposited in this office  
a certificate from the Justices of the Peace assembled at a  
Meeting held under the Licensing Act 1863 at

\_\_\_\_\_ on \_\_\_\_\_ day of \_\_\_\_\_ in the year of our Lord  
one thousand eight hundred and \_\_\_\_\_ authorizing the

issue to the said AB of the Licence in the said Act called  
a Bush Licence for the House situated at \_\_\_\_\_ in  
the District of \_\_\_\_\_ in the said Province of \_\_\_\_\_

Auckland And whereas the said AB hath paid into my office the sum of                    pounds sterling as the duty on the Licence Now I the Treasurer of the said Province (or other person appointed by the said Superintendent for the purpose of issuing Licences under the said Act as the case may be) in pursuance of and by virtue of the powers vested in me by the said Act do hereby license the said A.B. to keep a Common Inn Ale House or Victualling House and to sell fermented and spirituous liquors in any quantity in the house in which he (or she) now dwelleth (or is about to dwell) situated at                    aforesaid and the appurtenances thereto belonging but not elsewhere (here state the conditions if any expressed in the said Justices' certificate) and this Licence shall commence upon the first day of                    next and continue in force till the thirtieth day of June then next ensuing both days inclusive provided it be not forfeited in the meantime according to the provisions of the said Act.

Given under my hand and seal at

Auckland this                    day  
of                    one thousand eight  
hundred and

Registered P.Q.

N.O. (L.S.)

Provincial Treasurer

(or other person as the case may be.)

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## N.

### 1.—DISTRICT OF MONGONUI.

The boundaries of this District shall be the boundaries of the Electoral District of Mongonui as at present defined in the Schedule to the Auckland Representation Act 1863 passed by the Superintendent and Provincial Council of the Province of Auckland.

### 2.—BAY OF ISLANDS DISTRICT.

The boundaries of this District shall be the boundaries of the Bay of Islands Electoral District as at present defined in the Schedule to the aforesaid Act.

### 3. CITY AND NORTHERN DISTRICT.

The boundaries of this District shall be such as will include the following Electoral Districts namely Marsden the Northern Division the City of Auckland East the City