

New Zealand.**ANALYSIS.**

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1906, No. 45.

Title. AN ACT to make Better Provision for the Care and Detention of Habitual Drunkards. [29th October, 1906.]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. The Short Title of this Act is “The Habitual Drunkards Act, 1906.”

2. In this Act, if not inconsistent with the context,—
“Habitual drunkard” means a person who has been three times convicted for drunkenness within the nine months immediately preceding any conviction for drunkenness:

“Institution” means any institution, society, or body of persons whose objects or part of whose objects are the care and reclamation of persons addicted to drink, and authorised by the Governor to receive and detain persons under this Act.

3. (1.) Where on the conviction of any person for drunkenness he becomes an habitual drunkard within the meaning of this Act, the convicting Magistrate, in addition to or in lieu of any penalty to which such person is liable, may by order commit him to any institution willing to receive him and to make provision for his proper care and detention.

(2.) Such order shall specify the period, not being less than twelve months, during which the person so committed shall be detained in the institution.

(3.) The Governor may at any time direct the discharge of any person detained in an institution under this Act.

4. The Governor may from time to time, by warrant gazetted, authorise any institution to receive and detain habitual drunkards

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under this Act in any place under its control mentioned in the warrant, and may in like manner revoke any such warrant.

5. (1.) The governing authority of any institution may from time to time make by-laws providing for the mode of employment and hours of labour of the persons detained in the institution, and generally for any other purposes necessary for the proper management of the institution.

(2.) No such by-law shall come into operation or have any force unless and until it has been approved by the Minister of Justice.

(3.) A copy of every such by-law shall be affixed and maintained in some conspicuous public place in the institution.

6. The Governor may from time to time, by Order in Council ^{Regulations.} gazetted, make regulations—

- (a.) For the inspection and visitation of institutions in which persons are detained under this Act :
- (b.) For the good conduct and discipline of persons so detained :
- (c.) Prescribing punishments for breaches of any such regulations or of any by-laws made by the governing authority of any institution :
- (d.) Prescribing what breaches of regulations or by-laws may be punished by the governing authorities of institutions :
- (e.) Generally for the efficient carrying-out of this Act.

7. Any person who escapes from any institution during the currency of any order for his detention under this Act may be retaken and dealt with as provided by law in the case of escapes of persons in lawful custody.

By-laws of institutions.

Escape of persons detained.