

WESTERN AUSTRALIA

ANNO QUINQUAGESIMO SECUNDO

VICTORIÆ REGINÆ

No. 13

An Act to confer upon the Warden of a Goldfield the Powers of a Licensing Bench.

[Assented to 3rd December, 1888.]

BE it enacted by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, as follows:—

1. A Warden of a proclaimed Goldfield shall have all the powers and authority of a Bench of Licensing Magistrates in respect of the granting of the licenses hereinafter mentioned, which licenses shall be in force to the end of the year in which the same shall be granted respectively in the forms following:—

Warden of Goldfield to have powers of Licensing Bench

- (1) A Publican's General License in the form contained in the First-Schedule.
- (2) ~~A~~ Wine and Beer License in the form contained in the Second Schedule.
- (3) A Spirit Merchant's License in the form contained in the Third Schedule.
- (4) A Gallon License in the form contained in the Fourth Schedule.
- (5) ~~A~~ Colonial Wine License in the form contained in the Fifth Schedule.
- (6) An Eating, Boarding, and Lodging House License in the form contained in the Sixth Schedule.
- (7) A Wayside House License in the form contained in the Seventh Schedule.

2. An application for any one of the said Licenses shall be in the form appropriate to such license as is in the Twelfth Schedule to 'The Wines, Beer, and Spirit Sale Act, 1880' contained, save and except that such application shall be addressed to the Warden of a Goldfield in manner following, namely, 'To the Warden of Goldfield.'

Form of application for License

3. 'The Wines, Beer, and Spirit Sale Act, 1880,' and any Act amending the same passed or to be passed, shall be read and construed together with this Act in so far as the said Acts are not repugnant to or inconsistent with the provisions of this Act. Provided it shall not be necessary to give the notices required by that Act.

Construction

4. Whenever it shall appear to the Governor in Council that it is expedient that the provisions of this Act shall no longer apply to any Goldfield it shall be lawful for him, by Proclamation in the 'Government Gazette, to direct that the said provisions shall no longer apply

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thereto, and upon publication of such Proclamation the provisions of this Act shall no longer apply to such Goldfield.

Short title

5. This Act may be cited as 'The Goldfield Licensing Act, 1888.'

F. NAPIER BROOME,
GOVERNOR.

FIRST SCHEDULE

FORM OF A PUBLICAN'S GENERAL LICENSE

44th Vic., No. 9, Section 4 (License 1).

Western Australia, }
to wit }
Whereas A.B., of _____, hath applied to me for a
Publican's General License for the house known (or to be known) by the sign of
_____, situated at _____ in the
Goldfield, and I have thought fit to grant such application; And whereas the said
A.B. has paid into my office the sum of _____ pounds sterling as duty on
such license; Now I, by virtue of the powers vested in me, hereby license the said
A.B. to keep a common inn, alehouse, or victualling house, and to sell liquor in
any quantity in the house in which he now dwelleth (or is about to dwell), being
the sign of _____ situated at _____ aforesaid,
and in the appurtenances thereto belonging, but not elsewhere; and this license
shall commence upon the first day of _____ next, and continue in force
until the thirty-first day of December then next ensuing, both days inclusive, pro-
vided it be not forfeited in the meantime.
Given under my hand and seal at _____ this _____ day
of _____, One thousand eight hundred and _____
N.O. (L.S.)
Warden of _____ Goldfield.

SECOND SCHEDULE

FORM OF A WINE AND BEER LICENSE

44th Vic., No. 9, Section 4 (License 3).

Western Australia, }
to wit. }
Whereas A.B., of _____ hath applied to me for a license for
the sale of wine and beer, the produce of the Colony, in the house of the said
A.B., situated at _____, in the _____ Goldfield, and I have thought
fit to grant such application; And whereas the said A.B. has paid into my office
the sum of _____ pounds sterling, as the duty upon such license: Now I do
hereby license the said A.B. to sell wine and beer, the produce of the Colony, in
any quantity, in the house in which he now dwelleth (or is about to dwell), situated
at _____ aforesaid, and in the appurtenances thereto belonging, but
not elsewhere; and this license shall commence from the _____ day of
_____ next, and continue in force until the thirty-first day of December
then next ensuing, both days inclusive, provided it be not forfeited in the mean-
time; and provided that the said A.B. shall not sell or dispose of, or permit to be
sold or disposed of, any spirituous liquor, or mixed liquor part whereof is
spirituous, in the said house or its appurtenances, in which case this license shall
thereby and thenceforth become and remain absolutely void.
Given under my hand and seal at _____, this _____ day
of _____, One thousand eight hundred and _____
N.O. (L.S.)
Warden of _____ Goldfield.

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THIRD SCHEDULE

FORM OF A SPIRIT MERCHANT'S LICENSE

44th Vic., No. 9, Section 4 (License 4).

Western Australia, }
to wit.

Whereas A.B., of _____ hath applied to me for a Spirit Merchant's License for the premises of the said A.B. situated at _____ in the _____ Goldfield, and I have thought fit to grant such application; And whereas the said A.B. has paid into my office the sum of _____ pounds sterling as the fee on such license: Now I do hereby license the said A.B. to sell and dispose of any imported spirituous liquors or wine in quantities not less than two gallons, or any other imported fermented liquors in quantities not less than eight gallons. This license does not authorise the licensee to sell any such liquor except in the casks or cases in which such liquor was imported. And this license shall commence on the _____ of _____ next and continue in force until the thirty-first day of December then next ensuing, both days inclusive, provided it be not forfeited in the meantime.

Given under my hand and seal at _____, this _____ day of _____, One thousand eight hundred and _____ N.O. (z.s.) _____ Warden of _____ Goldfield.

FOURTH SCHEDULE

FORM OF A GALLON LICENSE

44th Vic., No. 9, Section 4 (License 5).

Western Australia, }
to wit

Whereas A.B., of _____ hath applied to me for a Gallon License for the shop (or rooms) of the said A.B., situated at _____ in the _____ Goldfield, and I have thought fit to grant such application; And whereas A.B. has paid into my office the sum of _____ pounds sterling, as the fee on such license: Now I do hereby license the said A.B. to sell and dispose of liquors in quantities not less than one gallon, so that such liquor shall not be drunk on the premises above described, and shall consist of but one description of liquor, and be delivered and shall be taken away from the premises at one and the same time, and not by instalments, at the time of sale. And this license shall commence on the _____ day of _____ next, and continue in force until the thirty-first day of December then next ensuing, both days inclusive, provided it be not forfeited in the meantime.

Given under my hand and seal at _____, this _____ day of _____, One thousand eight hundred and _____ N.O. (z.s.) _____ Warden of _____ Goldfield.

FIFTH SCHEDULE

FORM OF A COLONIAL WINE LICENSE

44th Vic., No. 9, Section 4 (License 6).

Western Australia, }
to wit.

Whereas A.B., of _____ hath applied to me for a Colonial Wine License for the shop (or premises) of the said A.B., situated at _____ in the _____ Goldfield, and I have thought fit to grant such application;

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And whereas the said A.B. has paid into my office the sum of _____ pounds sterling, as the fee on such license: Now I do hereby license the said A.B. to sell any wine, cider, or perry, the produce of fruit grown in the Colony, in quantities of not less than one pint, the said wine, cider, or perry not to be consumed in the shop (or on the premises) of the said A.B. And this license shall commence on the _____ day of _____ next, and continue in force until the thirty-first day of December then next ensuing, both days inclusive, provided it be not forfeited in the meantime.

Given under my hand and seal at _____, this _____ day of _____, One thousand eight hundred and _____ N.O. (L.s.)
Warden of _____ Goldfield.

SIXTH SCHEDULE

FORM OF AN EATING, BOARDING, OR LODGING HOUSE LICENSE

44th Vic., No. 9, Section 4 (License 9).

Western Australia, }
to wit. }

Whereas A.B., of _____ hath applied to me for a license for an Eating, Boarding, or Lodging House License (as the case may be) for the house situated at _____ in the _____ Goldfield, and I have thought fit to grant such application; And whereas the said A.B. has paid into my office the sum of _____ pounds sterling as duty on such license: Now I do hereby license the said A.B. to keep an eating, boarding, or lodging house (as the case may be) open to the public, in the house situated at _____ in the _____ Goldfield aforesaid, but not elsewhere; and this license shall commence upon the _____ day of _____ next, and continue in force until the thirty-first day of December then next ensuing, both days inclusive, provided it be not forfeited in the meantime.

Given under my hand and seal this _____ day of _____, One thousand eight hundred and _____ N.O. (L.s.)
Warden of _____ Goldfield.

SEVENTH SCHEDULE

FORM OF A WAYSIDE HOUSE LICENSE

44th Vic., No. 9, Section 4 (License 10).

Western Australia, }
to wit. }

Whereas A.B., of _____ hath applied for a Wayside House License for the house situated at _____ in the _____ Goldfield, and I have thought fit to grant such application; And whereas the said A.B. has paid into my office the sum of _____ pounds sterling as the fee on such license: Now I do hereby license the said A.B. to sell liquor in any quantity in such house; and this license shall commence on the _____ day of _____ next, and continue in force until the thirty-first day of December then next ensuing, both days inclusive, provided it be not forfeited in the meantime.

Given under my hand and seal at _____ this _____ day of _____, One thousand eight hundred and _____ N.O. (L.s.)
Warden of _____ Goldfield.