



ANNO NONO DECIMO

VICTORIÆ REGINÆ.

CAP. VII.

AN ACT to Regulate the Granting of Licenses for the Wholesale of Wines, Spirituous and Malt Liquors.

[Passed 12th May, 1856.]

WHEREAS it is expedient to make provision for the Granting of Licenses for the Wholesale of Wines, Spirituous and Malt Liquors in this Colony. Preamble.

Be it therefore enacted, by the Governor, Legislative Council and Assembly, in Legislative Session convened:—

I.—That for the purpose of this Act, all Wines, Spirituous and Malt Liquors, that shall hereafter be Sold, Exposed, or Offered for Sale, at any one time, in quantities of Two Gallons or upwards, shall be deemed to be Sold, Exposed, or Offered for Sale, by Wholesale, and not by Retail. Wines and Spirituous Liquors sold in quantities of 2 gallons and upwards, deemed to be sold by wholesale.

II.—That the Justices at every General or Quarter Sessions of the Peace, shall be authorized, and they are hereby empowered, to Grant Licenses to such Persons as shall require the same, to Sell Wines, Spirituous and Malt Liquors by Wholesale. Justices authorised to grant Licenses for the sale of Wines and Spirits by Wholesale.

III.—That for every such License, the Person applying therefor, shall pay the said Justices the Sum of Fifteen Pounds Sterling, and such License shall be and continue in force for One whole Year, from the date of the issue of the same, and no longer. Payment to be made for such Licenses.

IV.—That no Person holding such License shall sell less than Two Gallons of such Wines, Spirituous or Malt Liquors, as aforesaid, at any one time, nor shall he suffer any such Wines, Spirituous or Malt Liquors, to be Drank on the Premises, where the same Persons holding such Licenses not to sell less than 2 gallons of Wine &c., at one time.

shall be Sold, nor shall any Person, in any case, Sell, Barter, or Exchange, any such Wines, Spirituous or Malt Liquors, or permit or suffer the same to be Sold, Bartered, or Exchanged, by Wholesale, without being duly Licensed, as aforesaid, so to do. Provided always that nothing herein contained shall prevent any Person or Persons from Selling, Bartering, or Exchanging any such Liquors at any one time, in such Packages as the same are or may be Imported: Provided that such Packages have not been Broached, and shall not contain less than Fifty Gallons.

Further regulations respecting the sale or barter of same.

V.—The Party applying for such License shall be the Owner or Occupier of the Premises on which the said Wines, Spirituous or Malt Liquors shall be sold, exposed, or offered for Sale; and such License shall not be granted to any Person acting in the capacity of Book-keeper, Store-keeper, or in any other capacity as the Servant or Clerk of any other Person.

Party applying for such License to be the owner or occupier of the premises in which the Liquors are to be sold.

VI.—That any Person offending against any of the provisions of this Act, shall, for every such offence, forfeit and pay a Sum not exceeding Twenty Pounds Sterling, with all Costs, to be recovered and appropriated in the manner provided in and by the Fifth and Sixth Sections of an Act of the Legislature of this Colony, passed in the Thirteenth Year of the Reign of Her present Majesty, intituled "An Act to amend an Act, passed in the Third Year of the Reign of Her present Majesty, intituled 'An Act to regulate the granting of Licenses for the Sale by Retail of Ale, Wines and Spirituous Liquors in Newfoundland:'" Provided always, that nothing in this Act contained shall be construed to affect any Licenses now or hereafter to be granted under the said in part recited Act, or to prevent the Holders of such Licenses from selling any quantity of such Liquors thereunder.

Penalties for breaches of this Act to be recovered as provided by 5th and 6th sections License Act 13th Vic.

Proviso.

Handwritten notes and dates: 1839, 1850, 1855, 1866. Includes the name "W. Resale" and other illegible scribbles.