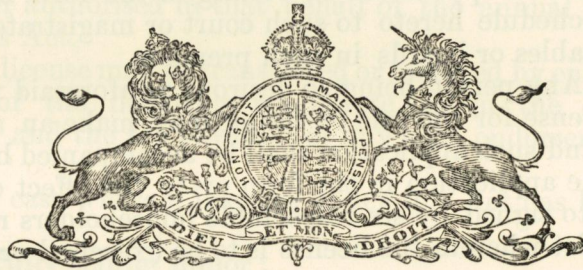


New South Wales.



ANNO SECUNDO

EDWARDI VII REGIS.

Act No. 38, 1902.

An Act to consolidate the enactments for regulating the keeping of billiard tables and bagatelle boards. [Assented to, 20th August, 1902.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Billiards and Bagatelle Act, Short title. 1902."

2. (1) The Act forty-five Victoria number twenty-four is hereby Repeal. repealed.

(2) All certificates and licenses granted under the authority Savings. of the Act hereby repealed and subsisting at the time of the passing of this Act shall have force and effect as if this Act had been in force at the time they were granted and they had been granted hereunder, and this Act shall apply to them accordingly.

Billiards and Bagatelle.

- Interpretation. **3.** In this Act, unless the context or subject-matter otherwise indicates or requires,—
“license for the sale of liquor” means a license for the sale of liquor granted under the Liquor Act, 1898;
“publican’s license” means a publican’s license granted under the said Act.
- Application for license.
45 Vic. No. 24, ss. 2 and 3. **4.** (1) Any person being the holder of a publican’s license, desirous of keeping billiard tables or bagatelle boards in premises situated within the licensing jurisdiction of a licensing court or licensing magistrate, constituted under the Liquor Act, 1898, or the Newcastle Magistrates Act, 1896, consolidated in the Justices Act, 1902, may make an application in writing in the form or to the effect of the First Schedule hereto to such court or magistrate for a license to keep such tables or boards in such premises.
- First Schedule. **(2)** Any person being so desirous as aforesaid who is not the holder of a license for the sale of liquor may make an application in like manner, and such application shall be accompanied by a certificate attached to the application in the form or to the effect of the Second Schedule hereto signed by six respectable householders resident in the licensing district wherein the license is to be exercised or the applicant resides.
- Certificate of fitness. **5.** Such court or magistrate may, if satisfied that the applicant is a person of good character, grant him a certificate in the form of the Third Schedule hereto.
- Second Schedule. **6.** Such certificate shall, upon payment to the Treasurer or officer authorised in that behalf of the proper license fee, entitle the person to whom such certificate is granted to receive a license of the character authorised by such certificate.
- Certificate for license.
Ibid. ss. 2 and 3.
Third Schedule. **7.** No unmarried woman, not being a widow, shall be capable of holding a billiard or bagatelle license under this Act.
- License.
Ibid. ss. 2 and 3. **8.** Such license shall authorise the licensee therein named to keep for hire one or more tables or boards for playing the game of billiards or bagatelle according to the tenor of the license and to allow the same to be used—
- Unmarried women.
Ibid., s. 11. **(a)** if the licensee is the holder of a publican’s license between the hours of ten o’clock in the morning and eleven o’clock at night;
- Effect of license.
Ibid. ss. 2 and 3. **(b)** if the licensee is not the holder of a license for the sale of liquor between the hours of ten o’clock in the morning and twelve o’clock at night.
- Hours. **9.** (1) Every such license shall be in the form of the Fourth Schedule hereto, and shall remain in force from the date thereof until the first day of January next following and shall be renewed annually.
- Form and duration of license.
Ibid. s. 4. **(2)** (a) The annual fee for each such license shall be ten pounds.
- Fourth Schedule. **(b)** In the case of a license granted after the first day of July in any year the fee shall be five pounds.
- Fees. **10.**

Billiards and Bagatelle.

10. (1) Any license granted under this Act may be renewed or transferred, or removed from any place within a licensing district to any other place within such district, on application to a licensing magistrate of the district in which the license was granted. Renewals, &c., of licenses. 45 Vic. No. 24, s. 8.

(2) No objection to any renewal, transfer, or removal shall be valid except objections taken in respect of the character of the applicant or proposed transferee, or that the license has been allowed to expire, or been forfeited or cancelled. Objections.

(3) Subject to the provisions of this section the applicant for a renewal shall on production of his license be entitled to obtain a certificate authorising such renewal, subject to the payment to the Treasurer or officer authorised in that behalf of the annual license fee payable under this Act. Mode of renewal.

(4) A license may be transferred or removed by endorsement under the hand of the licensing magistrate, as in the case of a publican's license, and the fee payable for any such endorsement shall be one pound. Mode of transfer or removal.

11. In any case where a licensee under this Act has been twice convicted— Cancellation. Ibid. s. 8.

(a) of unlawfully selling liquor;

(b) keeping a disorderly house;

(c) permitting persons of notoriously bad character to be upon the premises;

(d) permitting unlawful gaming in his premises; or

(e) any offence against this Act,

any license granted under this Act shall be liable to cancellation in the same manner on complaint of the same persons by the same procedure and with the same results as if it were a publican's license.

12. The provisions contained in the seventy-seventh and seventy-ninth sections of the Liquor Act, 1898, relating to the exercise of a deceased licensee's business by his representatives and for making provision for the exercise of a licensee's business on his becoming an insane patient shall respectively apply to every person holding a license under this Act. Deceased and insane licensee. Ibid. s. 6.

13. The building or room wherein any billiard-table or bagatelle-board is kept for hire by any person holding a license under this Act authorising him in that behalf shall be deemed to be "licensed premises" within the meaning and for the purposes of the eighty-third, ninety-first, and one hundred and first sections of the Liquor Act, 1898. Billiard-rooms, &c., to be licensed premises. Ibid. s. 5.

14. (1) Every person holding a license under this Act shall have and keep painted in letters at least two inches long on the front of his premises, or, in case he occupies a portion only of a building, on the front or entrance door of every room in which such licensee keeps a billiard-table or bagatelle-board, his name in full, with the words, "Licensed to keep billiard-tables," or "Licensed to keep bagatelle-boards," as the case may be. Billiard-rooms, &c., to have name of licensee, &c., painted thereon. Ibid. s. 7.

Billiards and Bagatelle.

Penalty.

(2) Every such person who neglects to comply with the requirements of this section shall for the first offence be liable to a penalty not exceeding forty shillings, and for any subsequent offence to a penalty not exceeding ten pounds nor less than forty shillings.

Offences by licensees.
45 Vic. No. 24, s. 9.

15. Every person holding a license under this Act who—

- (a) permits or allows a billiard-table or bagatelle-board on his licensed premises to be used at any other time than during the hours permitted by this Act, or upon Sunday, Christmas Day, or Good Friday; or
- (b) knowingly permits any person under the age of eighteen years to play on any such table or board,

shall, for the first offence, be liable to a penalty not exceeding ten pounds and not less than forty shillings, and for every subsequent offence to a penalty not exceeding thirty nor less than ten pounds.

Penalty for keeping
billiard-tables, &c.,
without license.
Ibid. s. 9.

16. Whosoever, not being the holder of a license under this Act authorising him in that behalf, keeps any billiard-table or bagatelle-board for hire or profit shall for the first offence be liable to a penalty not exceeding ten pounds nor less than forty shillings, and for every subsequent offence to a penalty not exceeding thirty nor less than ten pounds.

Legal proceedings.
Ibid. s. 10.

17. The provisions of the Liquor Act, 1898, as amended by the Act No. 71, 1900, consolidated in the Justices Act, 1902, relating to—

- (a) the recovery of penalties;
(b) appeals from convictions and orders;
(c) limitation of actions and informations;
(d) compensation for groundless charges;
(e) proof of being licensed;
(f) appropriation of penalties;
(g) payment of fees and other moneys;

shall be applicable for all the purposes of this Act.

SCHEDULES.

FIRST SCHEDULE.

Sec. 4 (1).

Form of application for a billiard or bagatelle license.

To the licensing court* of the licensing district (or the licensing magistrate of such district.)

I, A.B., now residing at _____ in the licensing district of _____
in New South Wales do hereby give notice that it is my intention to apply to the
licensing court to be holden on the _____ of _____ for (state the
character of license applied for).

Given under my hand this _____

day of _____

19 _____

(Name and address of applicant.)

* If application is made to a licensing magistrate alter the form accordingly.

SECOND

Billiards and Bagatelle.

SECOND SCHEDULE.

Sec. 4 (2).

Form of certificate to be attached to the application for a billiard or bagatelle license.

WE hereby certify that we are well acquainted with A.B., the above applicant, and know him to be a respectable person and fit to hold a _____ license.

Name.	Address.
(1) C.D.	
(2) E.F.	
(3) G.H.	
(4) J.K.	
(5) L.M.	
(6) N.O.	

THIRD SCHEDULE.

Sec. 5.

Certificate to authorise the issue of a billiard or bagatelle license.

I, THE undersigned, being the chairman of the licensing court holden at _____ on the _____ day of _____ one thousand nine hundred and _____ do hereby authorise the issue to _____ of a _____ license for [here state all particulars as to applicant and premises, description of license, and all other information necessary for the ascertainment of the proper fee to be paid.]

Given under my hand and seal the _____ day of _____ one thousand nine hundred and _____

(L.S.) A.B., Chairman &c.

FOURTH SCHEDULE.

Sec. 9.

Form of billiard or bagatelle license.

WHEREAS the licensing court, holden at _____ on the _____ day of _____ one thousand nine hundred and _____ have [or the licensing magistrate at _____ on the _____ day of _____ has] by their [or his] certificate dated the said _____ day of _____ authorised the issue to _____ of _____ a billiard [or bagatelle] license for the house situate at _____ in the State of New South Wales. And whereas the said A.B. hath paid the sum of _____ sterling as the fee on such license: Now I do hereby declare that the said _____ is licensed to keep, set up, and maintain billiard [or bagatelle] tables or boards in the said house, but not elsewhere, to be used only during lawful hours. And this license shall commence upon the _____ day of _____ and continue in force until the _____ day of _____ then next ensuing, both days inclusive, provided it be not forfeited in the meantime.

Given under my hand at _____ this _____ day of _____ one thousand nine hundred and _____

Treasurer [or officer authorised to issue licenses].

By Authority: WILLIAM APPELATE GULLICK, Government Printer, Sydney, 1902.

[6d.]

Billiards and Bagatelle

Section 1

Whoever shall be guilty of playing billiards or bagatelle in any public place, or in any place where such game is prohibited, shall be fined not more than five dollars.

Section 2

Whoever shall be guilty of playing billiards or bagatelle in any public place, or in any place where such game is prohibited, shall be fined not more than five dollars, or imprisoned not more than thirty days, or both, at the discretion of the court.

Section 3

Whoever shall be guilty of playing billiards or bagatelle in any public place, or in any place where such game is prohibited, shall be fined not more than five dollars, or imprisoned not more than thirty days, or both, at the discretion of the court.

Section 4

Whoever shall be guilty of playing billiards or bagatelle in any public place, or in any place where such game is prohibited, shall be fined not more than five dollars, or imprisoned not more than thirty days, or both, at the discretion of the court.

Section 5

Whoever shall be guilty of playing billiards or bagatelle in any public place, or in any place where such game is prohibited, shall be fined not more than five dollars, or imprisoned not more than thirty days, or both, at the discretion of the court.

Section 6

Whoever shall be guilty of playing billiards or bagatelle in any public place, or in any place where such game is prohibited, shall be fined not more than five dollars, or imprisoned not more than thirty days, or both, at the discretion of the court.

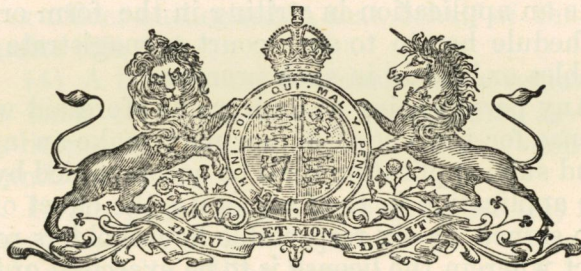
Whoever shall be guilty of playing billiards or bagatelle in any public place, or in any place where such game is prohibited, shall be fined not more than five dollars, or imprisoned not more than thirty days, or both, at the discretion of the court.

I Certify that this PUBLIC BILL, which originated in the LEGISLATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

*Legislative Council Chamber,
Sydney, 7th August, 1902.* }

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO SECUNDO

EDWARDI VII REGIS.

Act No. 38, 1902.

An Act to consolidate the enactments for regulating the keeping of billiard tables and bagatelle boards. [Assented to, 20th August, 1902.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Billiards and Bagatelle Act, Short title. 1902."

2. (1) The Act forty-five Victoria number twenty-four is hereby Repeal. repealed.

(2) All certificates and licenses granted under the authority Savings. of the Act hereby repealed and subsisting at the time of the passing of this Act shall have force and effect as if this Act had been in force at the time they were granted and they had been granted hereunder, and this Act shall apply to them accordingly.

3.

Billiards and Bagatelle.

- Interpretation. **3.** In this Act, unless the context or subject-matter otherwise indicates or requires,—
 “license for the sale of liquor” means a license for the sale of liquor granted under the Liquor Act, 1898;
 “publican’s license” means a publican’s license granted under the said Act.
- Application for license. **4.** (1) Any person being the holder of a publican’s license, desirous of keeping billiard tables or bagatelle boards in premises situated within the licensing jurisdiction of a licensing court or licensing magistrate, constituted under the Liquor Act, 1898, or the Newcastle Magistrates Act, 1896, consolidated in the Justices Act, 1902, may make an application in writing in the form or to the effect of the First Schedule hereto to such court or magistrate for a license to keep such tables or boards in such premises.
- First Schedule. (2) Any person being so desirous as aforesaid who is not the holder of a license for the sale of liquor may make an application in like manner, and such application shall be accompanied by a certificate attached to the application in the form or to the effect of the Second Schedule hereto signed by six respectable householders resident in the licensing district wherein the license is to be exercised or the applicant resides.
- Certificate of fitness. **5.** Such court or magistrate may, if satisfied that the applicant is a person of good character, grant him a certificate in the form of the Third Schedule hereto.
- Second Schedule. **6.** Such certificate shall, upon payment to the Treasurer or officer authorised in that behalf of the proper license fee, entitle the person to whom such certificate is granted to receive a license of the character authorised by such certificate.
- Certificate for license. **7.** No unmarried woman, not being a widow, shall be capable of holding a billiard or bagatelle license under this Act.
- Ibid.* ss. 2 and 3. **8.** Such license shall authorise the licensee therein named to keep for hire one or more tables or boards for playing the game of billiards or bagatelle according to the tenor of the license and to allow the same to be used—
- License. *Ibid.* ss. 2 and 3. (a) if the licensee is the holder of a publican’s license between the hours of ten o’clock in the morning and eleven o’clock at night;
- Unmarried women. *Ibid.*, s. 11. (b) if the licensee is not the holder of a license for the sale of liquor between the hours of ten o’clock in the morning and twelve o’clock at night.
- Effect of license. *Ibid.* ss. 2 and 3. **9.** (1) Every such license shall be in the form of the Fourth Schedule hereto, and shall remain in force from the date thereof until the first day of January next following and shall be renewed annually.
- Hours. (2) (a) The annual fee for each such license shall be ten pounds.
- Form and duration of license. *Ibid.* s. 4. (b) In the case of a license granted after the first day of July in any year the fee shall be five pounds.
- Fourth Schedule. Fees. **10.**

Billiards and Bagatelle.

10. (1) Any license granted under this Act may be renewed or transferred, or removed from any place within a licensing district to any other place within such district, on application to a licensing magistrate of the district in which the license was granted. Renewals, &c., of licenses. 45 Vic. No. 24, s. 8.

(2) No objection to any renewal, transfer, or removal shall be valid except objections taken in respect of the character of the applicant or proposed transferee, or that the license has been allowed to expire, or been forfeited or cancelled. Objections.

(3) Subject to the provisions of this section the applicant for a renewal shall on production of his license be entitled to obtain a certificate authorising such renewal, subject to the payment to the Treasurer or officer authorised in that behalf of the annual license fee payable under this Act. Mode of renewal.

(4) A license may be transferred or removed by endorsement under the hand of the licensing magistrate, as in the case of a publican's license, and the fee payable for any such endorsement shall be one pound. Mode of transfer or removal.

11. In any case where a licensee under this Act has been twice convicted— Cancellation. Ibid. s. 8.

(a) of unlawfully selling liquor;

(b) keeping a disorderly house;

(c) permitting persons of notoriously bad character to be upon the premises;

(d) permitting unlawful gaming in his premises; or

(e) any offence against this Act,

any license granted under this Act shall be liable to cancellation in the same manner on complaint of the same persons by the same procedure and with the same results as if it were a publican's license.

12. The provisions contained in the seventy-seventh and seventy-ninth sections of the Liquor Act, 1898, relating to the exercise of a deceased licensee's business by his representatives and for making provision for the exercise of a licensee's business on his becoming an insane patient shall respectively apply to every person holding a license under this Act. Deceased and insane licensee. Ibid. s. 6.

13. The building or room wherein any billiard-table or bagatelle-board is kept for hire by any person holding a license under this Act authorising him in that behalf shall be deemed to be "licensed premises" within the meaning and for the purposes of the eighty-third, ninety-first, and one hundred and first sections of the Liquor Act, 1898. Billiard-rooms, &c., to be licensed premises. Ibid. s. 5.

14. (1) Every person holding a license under this Act shall have and keep painted in letters at least two inches long on the front of his premises, or, in case he occupies a portion only of a building, on the front or entrance door of every room in which such licensee keeps a billiard-table or bagatelle-board, his name in full, with the words, "Licensed to keep billiard-tables," or "Licensed to keep bagatelle-boards," as the case may be. Billiard-rooms, &c., to have name of licensee, &c., painted thereon. Ibid. s. 7.

(2)

Billiards and Bagatelle.

Penalty.

(2) Every such person who neglects to comply with the requirements of this section shall for the first offence be liable to a penalty not exceeding forty shillings, and for any subsequent offence to a penalty not exceeding ten pounds nor less than forty shillings.

Offences by licensees.
45 Vic. No. 24, s. 9.

15. Every person holding a license under this Act who—
- (a) permits or allows a billiard-table or bagatelle-board on his licensed premises to be used at any other time than during the hours permitted by this Act, or upon Sunday, Christmas Day, or Good Friday; or
 - (b) knowingly permits any person under the age of eighteen years to play on any such table or board,

shall, for the first offence, be liable to a penalty not exceeding ten pounds and not less than forty shillings, and for every subsequent offence to a penalty not exceeding thirty nor less than ten pounds.

Penalty for keeping
billiard-tables, &c.,
without license.
Ibid. s. 9.

16. Whosoever, not being the holder of a license under this Act authorising him in that behalf, keeps any billiard-table or bagatelle-board for hire or profit shall for the first offence be liable to a penalty not exceeding ten pounds nor less than forty shillings, and for every subsequent offence to a penalty not exceeding thirty nor less than ten pounds.

Legal proceedings.
Ibid. s. 10.

17. The provisions of the Liquor Act, 1898, as amended by the Act No. 71, 1900, consolidated in the Justices Act, 1902, relating to—

- (a) the recovery of penalties;
- (b) appeals from convictions and orders;
- (c) limitation of actions and informations;
- (d) compensation for groundless charges;
- (e) proof of being licensed;
- (f) appropriation of penalties;
- (g) payment of fees and other moneys;

shall be applicable for all the purposes of this Act.

SCHEDULES.

FIRST SCHEDULE.

Sec. 4 (1).

Form of application for a billiard or bagatelle license.

To the licensing court* of the licensing district (or the licensing magistrate of such district.)

I, A.B., now residing at _____ in the licensing district of _____
in New South Wales do hereby give notice that it is my intention to apply to the
licensing court to be holden on the _____ of _____ for (state the
character of license applied for).

Given under my hand this _____

day of _____

19 _____

(Name and address of applicant.)

* If application is made to a licensing magistrate alter the form accordingly.

SECOND

Billiards and Bagatelle.

SECOND SCHEDULE.

Sec. 4 (2).

Form of certificate to be attached to the application for a billiard or bagatelle license.

WE hereby certify that we are well acquainted with A.B., the above applicant, and know him to be a respectable person and fit to hold a _____ license.

Name.	Address.
(1) C.D.	
(2) E.F.	
(3) G.H.	
(4) J.K.	
(5) L.M.	
(6) N.O.	

THIRD SCHEDULE.

Sec. 5.

Certificate to authorise the issue of a billiard or bagatelle license.

I, THE undersigned, being the chairman of the licensing court holden at _____ on the _____ day of _____ one thousand nine hundred and _____ do hereby authorise the issue to _____ of a _____ license for [here state all particulars as to applicant and premises, description of license, and all other information necessary for the ascertainment of the proper fee to be paid.]

Given under my hand and seal the _____ day of _____ one thousand nine hundred and _____

(L.S.) A.B., Chairman &c.

FOURTH SCHEDULE.

Sec. 9.

Form of billiard or bagatelle license.

WHEREAS the licensing court, holden at _____ on the _____ day of _____ one thousand nine hundred and _____ have [or the licensing magistrate at _____ on the _____ day of _____ has] by their [or his] certificate dated the said _____ day of _____ authorised the issue to _____ of _____ a billiard [or bagatelle] license for the house situate at _____ in the State of New South Wales. And whereas the said A.B. hath paid the sum of _____ sterling as the fee on such license: Now I do hereby declare that the said _____ is licensed to keep, set up, and maintain billiard [or bagatelle] tables or boards in the said house, but not elsewhere, to be used only during lawful hours. And this license shall commence upon the _____ day of _____ and continue in force until the _____ day of _____ then next ensuing, both days inclusive, provided it be not forfeited in the meantime.

Given under my hand at _____ this _____ day of _____ one thousand nine hundred and _____

Treasurer [or officer authorised to issue licenses].

In the name and on the behalf of His Majesty I assent to this Act.

HARRY H. RAWSON,
Governor.

State Government House,
Sydney, 20th August, 1902.

Billiards and Bagatelle Bill

Certificate to accompany the Billiards and
Bagatelle Bill.

I CERTIFY that this Bill solely consolidates and in no way alters, adds to, or amends
the law as contained in the enactments therein consolidated.

CHAS. G. HEYDON,
Commissioner for the Consolidation of the Statute Law.

Billiards and Bagatelle Bill.

TABLE showing how the enactments consolidated have been dealt with.

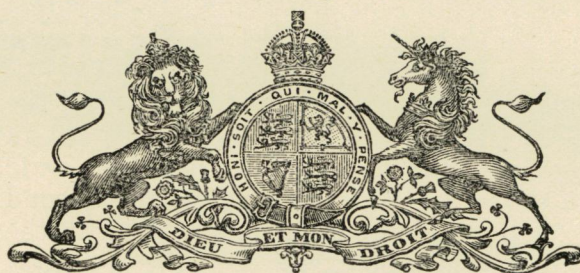
Section of Repealed Act.	Section of Consolidated Act.	Remarks.
45 VICTORIA No. 24.		
1	Short title. Commencement and repeal. Remainder omitted, spent.
2	4, 5, 6, 8	
3	4, 5, 6, 8	Part omitted as unnecessary. See Evidence Act, 1898, s. 5.
4	9	
5	13	
6	12	
7	14	
8	10, 11	
9	15, 16	
10	17	
11	7	

This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

*Legislative Council Chamber,
Sydney, 9th July, 1902.* }

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO SECUNDO

EDWARDI VII REGIS.

Act No. , 1902.

An Act to consolidate the enactments for regulating the keeping of billiard tables and bagatelle boards.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Billiards and Bagatelle Act, Short title. 1902."

2. (1) The Act forty-five Victoria number twenty-four is hereby Repeal. repealed.

(2) All certificates and licenses granted under the authority Savings. of the Act hereby repealed and subsisting at the time of the passing of this Act shall have force and effect as if this Act had been in force at the time they were granted and they had been granted hereunder, and this Act shall apply to them accordingly.

Billiards and Bagatelle.

3. In this Act, unless the context or subject-matter otherwise Interpretation. indicates or requires,—

“license for the sale of liquor” means a license for the sale of liquor granted under the Liquor Act, 1898;

“publican’s license” means a publican’s license granted under the said Act.

4. (1) Any person being the holder of a publican’s license, Application for license. 45 Vic. No. 24, ss. 2 and 3. desirous of keeping billiard tables or bagatelle boards in premises situated within the licensing jurisdiction of a licensing court or licensing magistrate, constituted under the Liquor Act, 1898, or the Newcastle Magistrates Act, 1896, consolidated in the Justices Act, 1902, may make an application in writing in the form or to the effect of the First Schedule hereto to such court or magistrate for a license First Schedule. to keep such tables or boards in such premises.

(2) Any person being so desirous as aforesaid who is not the Certificate of fitness. holder of a license for the sale of liquor may make an application in like manner, and such application shall be accompanied by a certificate attached to the application in the form or to the effect of the Second Schedule hereto signed by six respectable householders resident in the Second Schedule. licensing district wherein the license is to be exercised or the applicant resides.

5. Such court or magistrate may, if satisfied that the applicant Certificate for license. *Ibid.* ss. 2 and 3. Third Schedule. is a person of good character, grant him a certificate in the form of the Third Schedule hereto.

6. Such certificate shall, upon payment to the Treasurer or officer authorised in that behalf of the proper license fee, entitle the person to whom such certificate is granted to receive a license of the character authorised by such certificate. License. *Ibid.* ss. 2 and 3.

7. No unmarried woman, not being a widow, shall be capable Unmarried women. *Ibid.*, s. 11. of holding a billiard or bagatelle license under this Act.

8. Such license shall authorise the licensee therein named to Effect of license. *Ibid.* ss. 2 and 3. keep for hire one or more tables or boards for playing the game of billiards or bagatelle according to the tenor of the license and to allow the same to be used—

- (a) if the licensee is the holder of a publican’s license between the Hours. hours of ten o’clock in the morning and eleven o’clock at night;
- (b) if the licensee is not the holder of a license for the sale of liquor between the hours of ten o’clock in the morning and twelve o’clock at night.

9. (1) Every such license shall be in the form of the Fourth Form and duration of license. *Ibid.* s. 4. Schedule hereto, and shall remain in force from the date thereof until the first day of January next following and shall be renewed annually. Fourth Schedule.

(2) (a) The annual fee for each such license shall be ten Fees. pounds.

(b) In the case of a license granted after the first day of July in any year the fee shall be five pounds.

Billiards and Bagatelle.

10. (1) Any license granted under this Act may be renewed or transferred, or removed from any place within a licensing district to any other place within such district, on application to a licensing magistrate of the district in which the license was granted. Renewals, &c., of licenses. 45 Vic. No. 24, s. 8.

(2) No objection to any renewal, transfer, or removal shall be valid except objections taken in respect of the character of the applicant or proposed transferee, or that the license has been allowed to expire, or been forfeited or cancelled. Objections.

(3) Subject to the provisions of this section the applicant for a renewal shall on production of his license be entitled to obtain a certificate authorising such renewal, subject to the payment to the Treasurer or officer authorised in that behalf of the annual license fee payable under this Act. Mode of renewal.

(4) A license may be transferred or removed by endorsement under the hand of the licensing magistrate, as in the case of a publican's license, and the fee payable for any such endorsement shall be one pound. Mode of transfer or removal.

11. In any case where a licensee under this Act has been twice convicted— Cancellation. Ibid. s. 8.

- (a) of unlawfully selling liquor ;
- (b) keeping a disorderly house ;
- (c) permitting persons of notoriously bad character to be upon the premises ;
- (d) permitting unlawful gaming in his premises ; or
- (e) any offence against this Act,

any license granted under this Act shall be liable to cancellation in the same manner on complaint of the same persons by the same procedure and with the same results as if it were a publican's license.

12. The provisions contained in the seventy-seventh and seventy-ninth sections of the Liquor Act, 1898, relating to the exercise of a deceased licensee's business by his representatives and for making provision for the exercise of a licensee's business on his becoming an insane patient shall respectively apply to every person holding a license under this Act. Deceased and insane licensee. Ibid. s. 6.

13. The building or room wherein any billiard-table or bagatelle-board is kept for hire by any person holding a license under this Act authorising him in that behalf shall be deemed to be "licensed premises" within the meaning and for the purposes of the eighty-third, ninety-first, and one hundred and first sections of the Liquor Act, 1898. Billiard-rooms, &c., to be licensed premises. Ibid. s. 5.

14. (1) Every person holding a license under this Act shall have and keep painted in letters at least two inches long on the front of his premises, or, in case he occupies a portion only of a building, on the front or entrance door of every room in which such licensee keeps a billiard-table or bagatelle-board, his name in full, with the words, "Licensed to keep billiard-tables," or "Licensed to keep bagatelle-boards," as the case may be. Billiard-rooms, &c., to have name of licensee, &c., painted thereon. Ibid. s. 7.

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(2) Every such person who neglects to comply with the requirements of this section shall for the first offence be liable to a penalty not exceeding forty shillings, and for any subsequent offence to a penalty not exceeding ten pounds nor less than forty shillings. Penalty.

15. Every person holding a license under this Act who—

- (a) permits or allows a billiard-table or bagatelle-board on his licensed premises to be used at any other time than during the hours permitted by this Act, or upon Sunday, Christmas Day, or Good Friday; or Offences by licensees. 45 Vic. No. 24, s. 9.
- (b) knowingly permits any person under the age of eighteen years to play on any such table or board,

shall, for the first offence, be liable to a penalty not exceeding ten pounds and not less than forty shillings, and for every subsequent offence to a penalty not exceeding thirty nor less than ten pounds.

16. Whosoever, not being the holder of a license under this Act authorising him in that behalf, keeps any billiard-table or bagatelle-board for hire or profit shall for the first offence be liable to a penalty not exceeding ten pounds nor less than forty shillings, and for every subsequent offence to a penalty not exceeding thirty nor less than ten pounds. Penalty for keeping billiard-tables, &c., without license. Ibid. s. 9.

17. The provisions of the Liquor Act, 1898, as amended by the Act No. 71, 1900, consolidated in the Justices Act, 1902, relating to— Legal proceedings. Ibid. s. 10.

- (a) the recovery of penalties ;
- (b) appeals from convictions and orders ;
- (c) limitation of actions and informations ;
- (d) compensation for groundless charges ;
- (e) proof of being licensed ;
- (f) appropriation of penalties ;
- (g) payment of fees and other moneys ;
- shall be applicable for all the purposes of this Act.

SCHEDULES.

FIRST SCHEDULE.

Sec. 4 (1)

Form of application for a billiard or bagatelle license.

To the licensing court* of the licensing district (or the licensing magistrate of such district.)

I, A.B., now residing at _____ in the licensing district of _____ in New South Wales do hereby give notice that it is my intention to apply to the licensing court to be holden on the _____ of _____ for (state the character of license applied for).

Given under my hand this _____ day of _____ 19

(Name and address of applicant.)

* If application is made to a licensing magistrate alter the form accordingly.

SECOND

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SECOND SCHEDULE.

Sec. 4 (2).

Form of certificate to be attached to the application for a billiard or bagatelle license.

WE hereby certify that we are well acquainted with A.B., the above applicant, and know him to be a respectable person and fit to hold a license.

Name.	Address.
(1) C.D.	
(2) E.F.	
(3) G.H.	
(4) J.K.	
(5) L.M.	
(6) N.O.	

THIRD SCHEDULE.

Sec. 5.

Certificate to authorise the issue of a billiard or bagatelle license.

I, THE undersigned, being the chairman of the licensing court holden at on the day of one thousand nine hundred and do hereby authorise the issue to of a license for [here state all particulars as to applicant and premises, description of license, and all other information necessary for the ascertainment of the proper fee to be paid.]

Given under my hand and seal the day of one thousand nine hundred and

(L.S.) A.B., Chairman, &c.

FOURTH SCHEDULE.

Sec. 9.

Form of billiard or bagatelle license.

WHEREAS the licensing court, holden at on the day of one thousand nine hundred and have [or the licensing magistrate at on the day of has] by their [or his] certificate dated the said day of authorised the issue to of a billiard [or bagatelle] license for the house situate at in the State of New South Wales. And whereas the said A.B. hath paid the sum of sterling as the fee on such license: Now I do hereby declare that the said is licensed to keep, set up, and maintain billiard [or bagatelle] tables or boards in the said house, but not elsewhere, to be used only during lawful hours. And this license shall commence upon the day of and continue in force until the day of then next ensuing, both days inclusive, provided it be not forfeited in the meantime.

Given under my hand at this day of one thousand nine hundred and

Treasurer [or officer authorised to issue licenses].

[9d.]

Sydney: William Applegate Gullick, Government Printer, 1902.

