

348

[CONFIDENTIAL.]

(Rough Draft for Consideration Only.)

No. , 1914.

A BILL

To provide for the licensing of skin and hide dealers, and the regulation of their business ; and for purposes consequent thereon or incidental thereto.

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 "Hide and Skin Dealers Act, 1914." Short title.

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

Definition.

“Court” means any stipendiary or police magistrate, or any two justices of the peace sitting in petty sessions.

“Hide and skin dealer” means any person, other than a licensed auctioneer who deals in hides and skins, whether such person deals in other goods or not.

“Licensed” means licensed under the provisions of this Act.

3. Any person, other than a person holding a license under the Auctioneers Licensing Act, 1898, who carries on the business of dealing in hides or skins without being licensed so to do shall be guilty of an offence under this Act.

Dealers must be licensed.

4. A license to deal in hides and skins (hereinafter called a “Hide and Skin Dealer’s license”) may be granted, issued, and renewed—

(a) in cases where the applicant usually resides or carries on his business in the city of Sydney, by any court ;

(b) in cases where the applicant usually resides or carries on his business outside the city of Sydney, by the court nearest to the applicant’s usual residence or place of business.

A license so issued shall, unless sooner cancelled, remain in force for one year from the date on which it was issued, but may, on application to a court in the prescribed manner, be renewed from year to year as the court thinks fit. The sum of one pound shall be paid for every such license, and for every renewal thereof.

5. No hide and skin dealer’s license shall be granted or issued unless the applicant therefor, ten days at the least before his application, gives or sends by registered letter to the clerk of the court at which he intends to apply, and to the senior officer of the police district in which his premises are situated or in which he resides, a notice in writing signed by him of his intention to apply for the same, setting forth his name and address and the place where his business is intended to be carried on. Such officer or any person authorised by him may show cause against the granting of any such application.

Notice of application for license or transfer thereof.

Police may show cause.

6.

Hides and Skin Dealers.

6. Every application for a hide and skin dealer's license shall be made by the applicant in person. Applications to be made in person.

Before any such license is granted the applicant shall satisfy the court that he is a person of good character, and that he is able to make correct and proper records of dealings in hides and skins.

7. Every hide and skin dealer who purchases any hides or skins for or on behalf of himself or any other person shall— Dealers to keep record of hides, and skins purchased.

(a) make in the manner prescribed, and during a period of twelve months from the date of such purchase, keep a record of the description of the hides and skins and of the brands and marks thereon, and of the name and address of the person from whom he purchased the same; and

(b) deliver or send a copy of such record, within seven days from the date of the purchase, to the senior officer of police in the district wherein the purchase was made; and

(c) at all reasonable times produce any hides or skins which are in his possession for sale, or any such record, for the inspection of any officer of police on demand, and permit any such officer to take a copy of or extract from any such record.

Any person who fails to comply with the requirements of this section shall be liable to a penalty not exceeding *twenty* pounds.

Miscellaneous.

8. Any court may, on the information of any person that any licensed person has been guilty of any violation of any of the provisions of this Act, or of any regulations hereunder, or that such person is in any other respect unfit to hold a license, order the forfeiture and direct the cancellation of such license. Licenses may be revoked.

9. The clerk of any court at which any license is granted, issued, renewed, or cancelled shall enter particulars of the same in a register to be kept in such court, and shall Register to be kept.

shall send a copy of such entries to the senior officer of the police district in which such court is situated, who shall cause the same to be entered in a register to be kept at his office and at any other place which may be prescribed.

10. Every person ceases to be licensed on the expiration, cancellation, or forfeiture of his license. Ceasing to be licensed.

11. In any prosecution under this Act, any allegation in any information that any person is unlicensed need not be proved, and such person shall be deemed to be unlicensed until the contrary be proved by the production of a license or otherwise. Presumption that persons unlicensed.

12. Every entry in any book kept or belonging to any hide or skin dealer, or found on his premises, shall be deemed, unless the contrary be shown, to have been made by or with the authority of such dealer. Entries in dealer's book deemed made by him.

13. Any officer of the police force above the rank of senior constable may, at any time by day or night, demand entrance into the place of business of any hide or skin dealer, or the appurtenance thereof, and inspect the hides and skins and books of any such dealer therein. Inspectors, &c., to visit dealer's premises.

If, after demand, admittance be refused or be delayed for such time as makes it appear that wilful delay was intended, the offender shall be guilty of an offence under this Act, and such officer of the police force may break into such place of business or the appurtenances thereof.

14. All proceedings against any person accused of an offence against this Act, or of contravening the provisions of any regulation hereunder, may be heard and determined in a summary manner by the court before which he is brought, and any person convicted of such an offence or contravention shall be liable to a penalty not exceeding *twenty* pounds. Proceedings.

15. (1) The Governor may make regulations prescribing the forms necessary under this Act, and generally for carrying out the provisions of this Act. Regulations.

(2) Such regulations shall—

- (i) be published in the Gazette;
- (ii) take effect from the date of publication, or from a later date to be specified in such regulations; and
- (iii)

Hide and Skin Dealers.

-
- (iii) be laid before both Houses of Parliament within fourteen days after publication if Parliament is in session, and, if not, then within fourteen days after the commencement of the next session. If either House of Parliament passes a resolution at any time within fifteen sitting days after such regulations have been laid before such House disallowing any regulation, such regulation shall therefrom cease to have effect.
-