

123. Each of the said Inspectors shall be paid out of the funds of the Municipality a salary not exceeding five hundred dollars per annum, to be paid in equal monthly instalments, and such Municipality is hereby authorized to make an assessment for the payment of such salary and expenses connected therewith.

124. All Inspectors appointed under section 120 of this Act shall be indemnified by the Municipality for which they are appointed for all the necessary costs incurred and paid by them in prosecuting any complaint, where the same is dismissed by the Court hearing the same, or when a conviction is had and reversed on appeal to the Supreme Court, or otherwise, or in case the fine and costs be not recovered, on the production of a certificate from the Judge or Court hearing the information and complaint, that there were reasonable grounds for making the same.

125. Every Inspector under section 120 of this Act shall make return of cases prosecuted by him in each and every year ending the 31st of December, and the same were disposed of, the amount of fines and costs paid, or punishments awarded, and any other matters required of him by the Council by which he is appointed; such returns shall be made to the first meeting of the Council after the 1st of January in each and every year, and every Police Magistrate, Stipendiary Magistrate, Justice of the Peace, or other Court of competent jurisdiction, before whom any information under The Canada Temperance Act shall be heard and determined, shall make a like return.

126. The license duties for licenses issued to Vendors under and in pursuance of The Canada Temperance Act, shall hereafter be fixed by the Lieutenant Governor in Council.

127. Such portion of any sums received from duties on such Vendors' licenses and for wholesale licenses, issued in Municipalities in which the second part of The Canada Temperance Act is in force as the Lieutenant Governor in Council may determine upon shall be applied, under regulations of the Lieutenant Governor in Council, toward payment of the salary and expenses of the Inspector, and otherwise in carrying the provisions of the second part of The Canada Temperance Act into effect, as the Lieutenant Governor in Council may determine.

#### REPEAL OF ACTS.

128. The following Acts are hereby repealed, namely:—

The Liquor License Act, 1887;

The Act 53 Victoria, Chapter 45;

The Act 55 Victoria, Chapter 24;

The Act 57 Victoria, Chapter 16; also the Act passed at the present session of the Legislative Assembly, intituled "An Act to amend 'The Liquor License Act, 1887'"; provided that such repeal shall not affect the past operation of any enactment hereby repealed, nor any license for the sale of intoxicating liquors duly granted at the time of the going into force hereof and which shall not have expired at the time of going into force of this Act, provided that no such license shall continue in force beyond the 30th day of April, A.D. 1897.

129. This Act shall come into force on the day of the passing hereof.

#### FIRST SCHEDULE.

##### TAVERN LICENSES.

Whereas the Board of License Commissioners for the District of \_\_\_\_\_, by resolution made the \_\_\_\_\_ day of \_\_\_\_\_, authorized the \_\_\_\_\_ to \_\_\_\_\_ of \_\_\_\_\_, of a Tavern License for the house \_\_\_\_\_ (other premises), to be known as \_\_\_\_\_ situate \_\_\_\_\_;

And whereas the said \_\_\_\_\_ hath entered into the bond with sureties required by "The Liquor License Act, 1896," and paid the sum of \_\_\_\_\_ dollars as the duties on such License;

Now I do hereby declare that the said \_\_\_\_\_ is licensed to sell and dispose of liquors in quantities not exceeding one quart, which may be drunk on such premises between the hour of six o'clock in the morning and seven o'clock in the evening on Saturday; between six of the clock in the morning and ten of the clock at night on other week days, (except on days on which a public election may be had in the District in which the said premises are situate, at a Parliamentary Election, or at an Election for the House of Assembly, or at a Municipal Election).

And this License shall commence on the \_\_\_\_\_ day of \_\_\_\_\_, and continue until midnight on the \_\_\_\_\_ day of \_\_\_\_\_ next ensuing.

Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_, one thousand eight hundred and \_\_\_\_\_

Inspector.

Provincial Secretary.

##### WHOLESALE LICENSE.

Whereas the Board of License Commissioners for the District of \_\_\_\_\_, by their certificate, dated the \_\_\_\_\_ day of \_\_\_\_\_, authorized the \_\_\_\_\_ to issue to \_\_\_\_\_ of a Wholesale License for the house or premises \_\_\_\_\_, situate \_\_\_\_\_;

And whereas the said \_\_\_\_\_ hath paid the sum of \_\_\_\_\_ dollars as the duties on such license;

Now I do hereby declare that the said \_\_\_\_\_ is licensed to sell liquor, not to be consumed in or upon the premises to which this license applies, in quantities not less than one quart at any one time.

And this License shall commence at noon on the \_\_\_\_\_ day of \_\_\_\_\_ and continue until midnight on the \_\_\_\_\_ day of \_\_\_\_\_ next ensuing.

Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_ 18 \_\_\_\_\_

Inspector.

Provincial Secretary.

#### THE SECOND SCHEDULE.

##### FORM OF BOND BY APPLICANT FOR A WHOLESALE OR TAVERN LICENSE.

Know all men by these presents that we, T. U., of \_\_\_\_\_, V. W., of \_\_\_\_\_ and X. Y., of \_\_\_\_\_, are held and firmly bound unto Her Majesty Queen Victoria, her heirs and successors, in the sum of three hundred dollars, of good and lawful money of Canada, for payment of which, well and truly to be made, we bind ourselves and each of us, our heirs, executors and administrators, firmly by these presents.

Whereas the above bounden T. U. is about to obtain a license to keep a tavern (or sell by wholesale, as the case may be) in the \_\_\_\_\_ of \_\_\_\_\_; the condition of this obligation is such, that if the said T. U. pays all fines and penalties which he may be condemned to pay for any offence against any statute or other provisions having the force of law, now or hereafter to be in force, relative to any tavern (or wholesale license, as the case may be) and does, performs and observes all the requirements thereof, and conforms to all rules and regulations that are or may be established by competent authority in such behalf, then this obligation shall be null and void, otherwise it shall remain in full force, virtue and effect.

In witness whereof we have signed these presents with our hands, and sealed them with our seals, this \_\_\_\_\_ day of \_\_\_\_\_ A.D. one thousand eight hundred and \_\_\_\_\_

T. U., (L.S.)  
V. W., (L.S.)  
X. Y., (L.S.)

Signed, sealed and delivered }  
in the presence of }

#### THE THIRD SCHEDULE.

##### FORMS FOR DESCRIBING OFFENCES.

##### 1.—Neglecting to Keep Licenses Exposed.

That X. Y., having a license for sale by wholesale (or a tavern license) on \_\_\_\_\_ at \_\_\_\_\_ unlawfully and wilfully (or negligently) omitted to expose the said license in his warehouse (or tavern, as the case may be).

##### 2.—Neglecting to Exhibit Notice of License.

That X. Y., being the keeper of a tavern, in respect of which a License has duly been issued and is in force, on \_\_\_\_\_ at \_\_\_\_\_ unlawfully failed to exhibit over the door of such tavern, in large letters, the words "Licensed to sell spirituous and fermented Liquors," as required by "The Liquor License Act, 1896."

##### 3.—Sale Without License.

That X. Y., on the \_\_\_\_\_ day of \_\_\_\_\_, in the year of our Lord one thousand eight hundred and \_\_\_\_\_, at \_\_\_\_\_, in the \_\_\_\_\_ of \_\_\_\_\_, unlawfully did sell liquor without the license therefor by law required.

##### 4.—Keeping Liquor without License.

That X. Y., on \_\_\_\_\_ at \_\_\_\_\_, unlawfully did keep liquor for the purpose of sale, barter and traffic therein, without the license therefor by law required.

##### 5.—Sale of Liquor in a Tavern to Prohibited Persons.

That X. Y., having a tavern license, on the \_\_\_\_\_ day of \_\_\_\_\_, in the year of our Lord one thousand eight hundred and \_\_\_\_\_, did unlawfully sell liquor to a person other than a bona fide guest or lodger in the tavern or hotel in respect of which he is licensed, (or as the case may be).

##### 6.—Sale of Liquor on Licensed Premises during Prohibited Hours.

That X. Y., on \_\_\_\_\_, at \_\_\_\_\_, in his premises, (or on, or out of, or from his premises) being a place where liquor may be sold, unlawfully did sell (or dispose of) liquor during the time prohibited by "The Liquor License Act, 1896," for the sale of the same, without any requisition for medical purposes, as required by the said Act, being produced by the vendee or his agent.