

of the club, association or society, or person who resorts thereto, shall be taken conclusively to be the person who has or keeps therein such liquor for sale or barter; and any liquor found upon such premises shall be liable to seizure in the manner provided by this Act. But the provisions of the following section shall not apply to Clubs.

PROHIBITED HOURS.

48.—(1) In all places where intoxicating liquors are or may be sold by wholesale or retail, no sale or other disposal of the said liquors shall take place therein, or on the premises thereof, or out of or from the same, to any person or persons whomsoever, from or after the hour of seven of the clock on Saturday night till six of the clock on Monday morning thereafter, and during any further time on the said days, and any hours or other days during which, by any statute in force in this Province, or by any by-law in force in the Municipality in which such place or places may be situated, the same, or the bar-room or bar-rooms thereof, ought to be kept closed, save and except in cases where a requisition for medicinal purposes, signed by a licensed medical practitioner, is produced by the vendee, or his agent; nor shall any such liquor, whether sold or not, be permitted or allowed to be drunk in any such places during the time prohibited by this Act for the sale of the same, except by the occupant or some member of his family, or lodge, in his house.

(2) Where a prior conviction or convictions have been had, it shall be the duty of the Inspector, when aware of the same, or when the same have been brought to his knowledge, to prosecute as for a second or subsequent offence, as the case may be, but an omission by the Inspector to do this shall not invalidate any conviction that may have been obtained. This sub-section shall only apply to convictions for violations of that portion of the next preceding sub-section which prohibits the sale or other disposal of liquors in all places where intoxicating liquors are or may be sold, from and after the hour of seven of the clock on Saturday night till six of the clock on Monday morning thereafter.

(3) Any Inspector who shall knowingly or wilfully violate the provisions of this section shall incur a penalty of not less than \$10 and not more than \$20.

49.—(1) The keeper of any licensed tavern in any City or Town shall keep the bar-room or room in which the liquor is trafficked in, closed as against all persons, other than those persons permitted to enter the same under clauses (a) and (b) of this section, between the hours of seven of the clock on Saturday night and six of the clock on Monday morning thereafter, and any keeper of such licensed tavern who allows or suffers any person or persons to frequent or to be present in such bar-room, or room in which liquor is trafficked in, during the time aforesaid, shall be guilty of an offence under this Act, unless it be established to the satisfaction of the Police Magistrate or other Justice or Justices before whom the prosecution is heard.

(a) That the person so found frequenting, or present in the barroom where liquor is trafficked in, as aforesaid, was, at the time he or she so frequented or was present in such barroom, a member of the family or household (other than a lodger, boarder or guest) or a servant or employee of such keeper actually engaged in necessary domestic occupation or service within the said barroom.

(b) Or that such person was present therein lawfully engaged in receiving or supplying liquor which might lawfully be sold during said prohibited hours.

(2) The word "Keeper," when used in this section, shall include the person actually contravening the provisions of this