

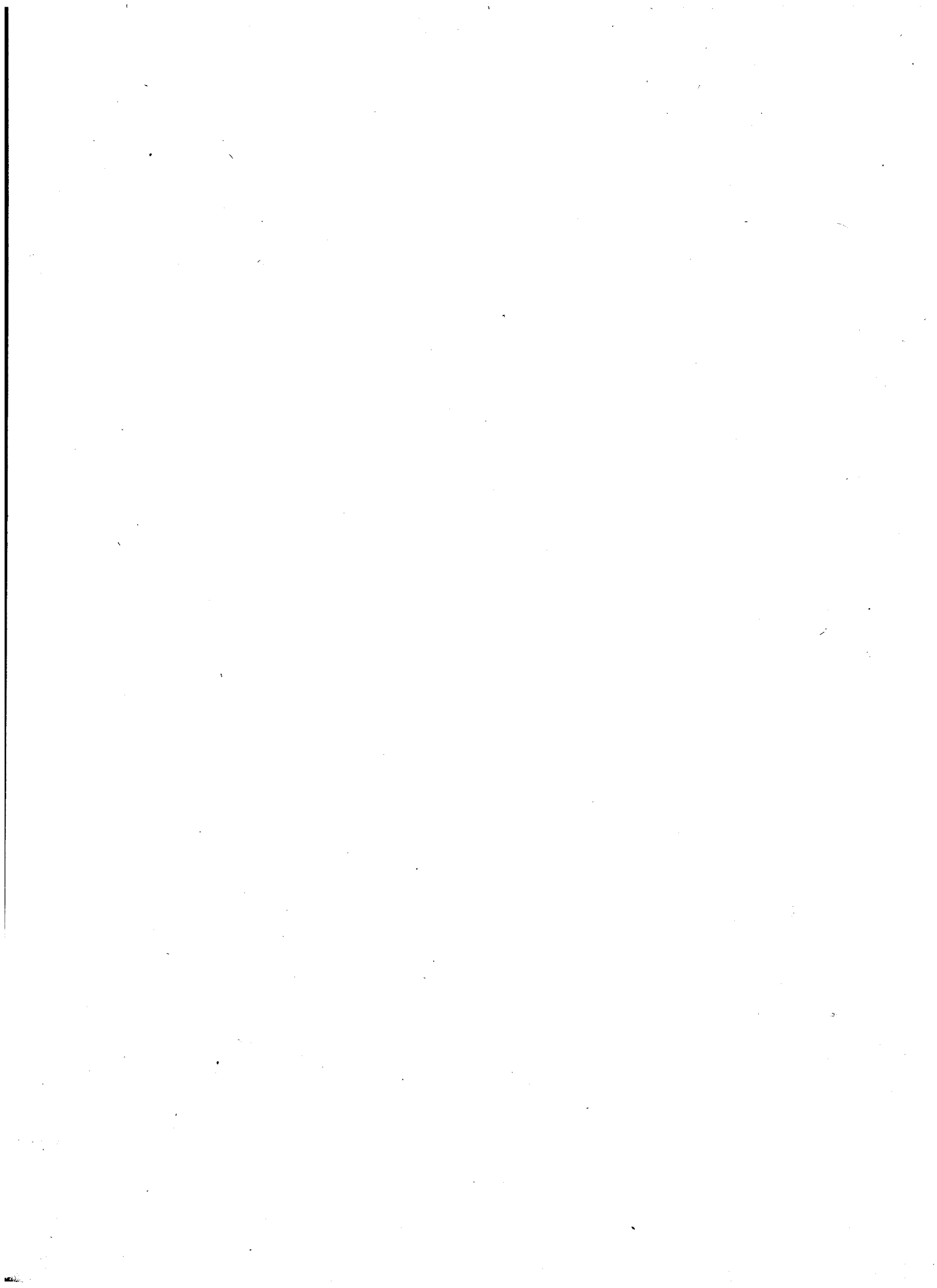
# THE PLACES OF PUBLIC ENTERTAINMENT ACT, 1917.

---

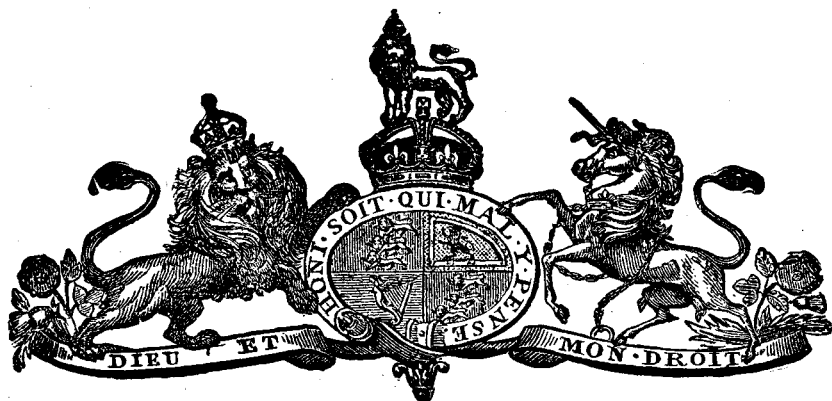
## ANALYSIS.

1. Commencement.  
Short title.
2. Repeal of Part VIII. of 5 Ed. VII. No. 30.  
Section 106 of 3 Edw. VII. No. 37, not to apply to "place of public entertainment."
3. Interpretation.
4. Administration.
5. Exemptions.
6. Grant of licence.
7. Licence to state certain particulars.
8. Council may refuse to grant licence.  
Temporary licence.
9. Fees payable.
10. Renewal of licence.
11. Transfer of licence.
12. Governor may make regulations prescribing conditions to be fulfilled before licence issued.
13. Notice to be given of intention to build, &c.
14. Council to notify Chief Health Officer.
15. Provisions for securing proper ventilation, lighting, draining, &c.
16. Penalty for opening without approval.
17. Licence may be cancelled.
18. Governor may make regulations for the safety, well-being, and convenience of places of public entertainment.
19. Penalty for holding entertainment in unlicensed premises.
20. Penalty for letting unlicensed premises for entertainment.
21. Overcrowding.
22. Prohibition against selling tickets when place of entertainment full.
23. Persons not to sit or stand in public gangways.
24. Minister may prohibit any public entertainment at any time.
25. Inspectors.
26. Register of licences.
27. General regulations.
28. Evidence.
29. Procedure for offences.

1s. 2d.]



TASMANIA



1917.

ANNO OCTAVO

GEORGII V. REGIS.

No. 49.

\*\*\*\*\*

AN ACT to consolidate and amend the Law relating to the Licensing and Regulation of Places of Public Entertainment, and for other purposes. [21 December, 1917.]

A.D. 1917.

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 This Act shall commence on the First day of January, 1918, and may be cited as "The Places of Public Entertainment Act, 1917."

Commencement. Short title.

2—(1) Part VIII. of "The Police Act, 1905," and Schedule (10) to that Act are hereby repealed

Repeal of Part VIII. of 5 Ed. VII. No. 30.

(2) Such repeal shall not affect any right, interest, obligation, liability, or penalty already created, existing, incurred, imposed, or liable to be imposed, nor anything done or suffered, nor the effect of the doing, suffering, or omitting of anything before the passing of this Act.

(3) Any proceeding in respect of any such right, interest, obligation, liability, or penalty may be commenced or carried on as if such repeal had not taken place.

*Places of Public Entertainment.*

A.D. 1917.

(4) Any licence under any enactment hereby repealed in force at the commencement of this Act shall, subject to the provisions of this Act, continue in force until the expiration of the period for which it was granted, as if it had been granted under this Act.

(5) When any regulation or by-law made by any council under any Act other than this Act is inconsistent with this Act, or a regulation made under this Act, this Act or such regulation thereunder shall prevail, and the firstmentioned regulation or by-law to the extent of the inconsistency shall be invalid.

Section 106 of 3  
Edw. VII., No. 37  
not to apply to  
"place of public  
entertainment."

(6) From and after the commencement of this Act the words "public building" whenever occurring in Section One hundred and six of "The Public Health Act, 1903," shall not for the purposes of that section mean or include any "place of public entertainment" as defined by Section Three of this Act.

Interpretation.

**3** In this Act, unless the context or subject-matter requires some other interpretation, or some other meaning is clearly intended—

"Chief Health Officer" means the person who for the time being holds the office of Chief Health Officer under any Act for the time being in force relating to public health, and includes an Acting Chief Health Officer :

"Council" means the municipal council of a city or municipality :

"Inspector" means an inspector of places of public entertainment appointed under this Act, and includes any inspector under "The Public Health Act, 1903," or "The Inspection of Machinery Act, 1902," and also includes the Chief Health Officer :

"Licence" means licence continued in force, or issued or renewed under this Act :

"Licensed" means licensed under this Act or any enactment hereby repealed :

"Licensed place of public entertainment" means a place in respect of which a licence is for the time being in force :

"Mayor" means and includes the mayor of a city and the warden of a municipality :

"Minister" means the Minister of the Crown for the time being administering the Acts relating to public health :

"Municipality" means and includes a city and a municipality proclaimed under "The Local Government Act, 1906" :

"Place of public entertainment" means any hall, building, part of a building, or any place or ground, whether enclosed or unenclosed or partly enclosed, where a public entertainment is held (including any buildings and premises used in connection with such hall, building, part of a building, place, or ground), and includes any theatre, concert room, music hall, dancing hall, circus, menagerie, or skittle alley, or any place in which dancing is taught other than a room in a private dwelling-house :

*Places of Public Entertainment.*

“ Proprietor ” includes the person, company, corporate body, or association owning, leasing, or occupying, or for the time being having the superintendence or management of a place of public entertainment, and also includes the agent, trustee, manager, or committee of any such person, company, corporate body, or association : A.D. 1917.

“ Public entertainment ” means entertainment (including, though without limiting the meaning of that term, concert, recital, lecture, reading, entertainment of the stage, cinematograph or other picture show, dancing, skating, boxing, or other amusement, exhibition, or contest) which is open to the public, whether admission thereto is or is not procured by payment of money or on any other condition.

**4** The Chief Health Officer shall under the Minister administer this Act. Administration.

**5**—(1) The provisions of this Act shall not extend to any church or place of public worship.

Exemptions.  
Cf. No. 1124 of  
1913, s. 5 (S.A.).

(2) The provisions of this Act with regard to licences and to the licensing of places of public entertainment, and Sections Nineteen and Twenty shall not apply to a place which—

- i. Is used by a religious congregation, body, or denomination in connection with a church, place of public worship, or charitable institution : or
- ii. Is, or is used by, a university, college, school, or similar educational institution.

Provided that all (if any) public entertainments held in such place are held in connection with such congregation, body, denomination, charitable institution, university, college, school, or institution, as the case may be. But if such a place is used as a place of public entertainment, all the other provisions of this Act, except such as by their nature are applicable only to licensed places, shall apply thereto; and if any public entertainment is held therein otherwise than as hereinbefore provided, all the provisions of this Act shall apply thereto.

*Licences.*

**6** Subject to the regulations, and on application, made as prescribed, by a proprietor of a place of public entertainment, a council may, within its municipality, under the hand of its mayor, or under the hand of any person appointed by the council in that behalf, and on payment of the proper fee, issue a licence under this Act for holding public entertainments or any specified class or classes of public entertainments therein.

Grant of licence.  
Cf. *ibid.*, s. 6  
(S.A.).  
Cf. No. 13, 1908,  
s. 9 (N.S.W.).

**7**—(1) The licence for a place of public entertainment shall—

- i. State the number of persons who may be admitted to each floor or tier therein :

Licence to state  
certain par-  
ticulars,

*Places of Public Entertainment.*

A.D. 1917.

—  
*Cf. ibid.*, s. 7  
 (S.A.)  
*Cf. ibid.*, s. 20  
 (N.S.W.).

ii. State the total number of persons who may be admitted to such place of public entertainment :

iii. Shall, subject to the provisions of this Act, continue in force until the Thirty-first day of December then next following the date of issuing the licence, and no longer.

(2) The total number of persons who may be admitted to a place of public entertainment shall be computed at, and shall not exceed the rate of One person for every Five superficial feet of the total floor-spaces of the auditoria.

Council may  
 refuse to grant  
 licence.  
*Cf. ibid.*, s. 8  
 (S.A.)  
*Cf. ibid.*, s. 11  
 (N.S.W.).

**8**—(1) The council may refuse to grant a licence—

i. If it appears to the council that the provisions of this Act have not been complied with : or

ii. If it appears to the council that alterations or additions to the premises are necessary in order to provide for the safety, health, or convenience of the public or the performers or employees : or

iii. If, in the opinion of the council, the building is not suitable to be used as a place of public entertainment, or the site of such building is unsuitable—

Temporary  
 licence.

the council may, if it thinks proper, grant a temporary licence to have effect during the making of alterations and additions and subject to such conditions as the council imposes.

(2) When any licence is issued subject to conditions, such licence shall become cancelled, without any notice, on the breach of any of such conditions.

Fees payable.  
*Cf. ibid.*, s. 9  
 (S.A.)  
 Schedule.

**9** The fees payable on the granting or renewal of licences shall be at the rates set out in the Schedule to this Act : Provided that if the place of public entertainment is the property of a municipal corporation or council, the fee shall be according to a scale to be fixed by the council.

Renewal of  
 licence.  
*Cf. ibid.*, s. 10  
 (S.A.)  
*Cf. ibid.*, s. 12  
 (N.S.W.).

**10** Subject to the regulations, any licence may be renewed by the council under the hand of the mayor, or under the hand of any person appointed by the council in that behalf, on application made as prescribed and on payment of the proper fee. Any renewal may be refused on any ground on which an application for a licence may be refused.

Transfer of  
 licence  
*Cf. ibid.*, s. 12  
 (S.A.).

**11** Subject to the regulations, any licence may, with the written consent of the mayor, or any person authorised by the council in that behalf, be transferred by endorsement on the licence as prescribed.

Such transfer shall be forwarded to the council clerk and shall be initialed by him and noted in the register. No transfer shall be made except to an owner or lessee of the building licensed.

*Places of Public Entertainment.*

**12** The Governor may make regulations prescribing the conditions to be fulfilled before any licence may be granted; and in particular, but without limiting such general power, the Governor may make regulations prescribing—

- i. The situation and construction in all respects of buildings in respect of which licences may be applied for:
- ii. The means of exit to be provided in respect of any such building; the construction and size of staircases, landings, and passages therein; and the construction and arrangements of seats to allow of speedy exit therefrom:
- iii. The methods to be provided in any such building for the prevention and extinguishing of fires:
- iv. The methods of lighting and heating:
  - v. The appliances in connection with lighting and heating:
- vi. The manner in which any prescribed fire-resisting matter is to be applied to woodwork and other inflammable material:
- vii. The manner in which seats, fixtures, and other appliances are to be constructed and fixed:
- viii. The positions and manner in which workshops and places for the storage of scenery and properties are to be situated and constructed:
- ix. The manner in which any such building is to be ventilated:
- x. The sanitary conveniences to be provided and the sanitary measures to be taken.

A.D. 1917.

—  
Governor may make regulations prescribing conditions to be fulfilled before licence issued. *Ibid.*, s. 14(S.A.). Cf. *ibid.*, s. 14 (N.S.W.).

**13**—(1) Whenever it is intended to erect, complete, open, alter, or extend any place of public entertainment within a municipality the owner or occupier, or the manager, trustees, or other persons by whose authority such place of public entertainment is intended to be so erected, completed, opened, altered, or extended shall give notice of such intention to the council of such municipality and to the Chief Health Officer.

Notice to be given of intention to build, &c. Cf. No. 37 of 1903, s. 106 (Tas.). Cf. No. 34, of 1911, s. 138 (W.A.).

(2) Such notice to the council shall be accompanied by—

- i. A plan and specification or description showing the proposed mode of constructing, draining, ventilating and lighting such place of public entertainment:
- ii. A block plan showing the position of such place of public entertainment in relation to adjacent premises, and the public thoroughfares on which such place of public entertainment abuts, and showing the position and distribution of sanitary conveniences and places of exit in connection with such place of public entertainment.

(3) The plan of such place of public entertainment shall be drawn to a scale of One-eighth of an inch to the foot, and the block plan shall be drawn to a scale of not less than One-twentieth of an inch to the foot, and detail plan of any part of the building drawn to a scale of half an inch to the foot, shall also be supplied, if required by the council or the Chief Health Officer.

*Places of Public Entertainment.*

A.D. 1917.

(4) No such place of public entertainment shall be built, opened, altered or extended as aforesaid until the Chief Health Officer has approved thereof in writing.

(5) It shall be unlawful to commence the construction, alteration, or extension of any place of public entertainment until the plans and specifications therefor have been lodged with the council and approved by it and by the Chief Health Officer.

Council to notify  
Chief Health  
Officer.  
*Ibid.*, s. 139,  
(W.A.).

**14** It shall be the duty of the council of any municipality wherein the erection of a place of public entertainment is to be commenced to forthwith give notice in writing thereof to the Chief Health Officer, and to submit the plans and specifications to him for approval.

Provisions for  
securing proper  
ventilation, light-  
ing, draining, &c.  
*Ibid.*, s. 106  
(Tas.).  
*Ibid.*, s. 140  
(W.A.).

**15**—(1) The Chief Health Officer, or the council with the approval of the Chief Health Officer, may from time to time—

- i. Direct or order such means to be taken by the owner or occupier, or by the trustees of any place of public entertainment heretofore erected, or hereafter to be erected, completed, opened, altered or extended, for the proper or better ventilating, lighting, and draining thereof, and for the provision of proper and sufficient privy and urinal accommodation, and for the safe and proper construction of such place of public entertainment as to the Chief Health Officer or council seem fit: and
- ii. If he or they so think necessary, direct or order other or better provisions for ingress and egress to be made in any such place of public entertainment and additional gangways, aisles, or passages to be provided: and
- iii. Direct or order the erection or provision therein of suitable appliances for the prevention and extinction of fire, and require and order the employment and attendance of skilled persons sufficient in number for the proper using of such appliances.

(2) When such direction or order is in writing, and has been served on the owner or occupier, or the manager, trustees or other persons having the charge or control of such place of public entertainment, and has not been complied with within Fourteen days after such service, the Minister, on the recommendation of the Chief Health Officer may, by order in writing, direct the owner or occupier, or the manager, trustees or other persons having the charge or control of such place of public entertainment, to close it until such order is complied with to the satisfaction of the Chief Health Officer, and the same shall be closed accordingly, and remain closed until the Chief Health Officer otherwise, by writing, directs.

(3) Notwithstanding anything hereinbefore contained the Chief Health Officer may, if in his opinion the necessity of the case so requires, order any place of public entertainment which he deems unsafe to be closed forthwith, and the same shall be closed accordingly, and remain closed until he otherwise, by writing, directs.



*Places of Public Entertainment.*

**16**—(1) If any such place of public entertainment or addition thereto is opened without the written approval of the Chief Health Officer, the owner or occupier or the manager, trustees, or other persons by whose authority such building or addition has been opened shall be liable to a penalty not exceeding One hundred Pounds and to a further penalty not exceeding Ten Pounds for every day or night during which such building or addition thereto remains open without such approval.

(2) After the Chief Health Officer has given his approval to the opening of any place of public entertainment or addition thereto, no alteration shall without his written approval be made in the provision therein made for the safety or stability of such building or addition or for drainage, ventilation, lighting, means of ingress or egress, or the prevention and extinction of fire.

A.D. 1917.

Penalty for opening without approval.  
Cf., *ibid.*, s. 106 (Tas.).  
*Ibid.*, s. 141 (W.A.).

*Regulation of Places of Public Entertainment.*

**17** If during the time that any licence is in force the licensed premises are—

- I. Allowed to fall into disrepair :
- II. Added to or altered without the approval of the Chief Health Officer :
- III. Encumbered with scenery, properties, or combustible matter :  
or
- IV. Not in conformity with any prescribed condition—

and the Chief Health Officer after having caused an inspector to make an inspection of the premises, is satisfied that the continued use of the premises as a place of public entertainment would be dangerous to the public or to performers or employees therein, or would be prejudicial to the public health, he may, in his discretion, make a determination cancelling such licence, and such licence shall, from the date of such determination, be cancelled and cease to be in force.

Licence may be cancelled.  
Cf. *ibid.*, s. 16 (S.A.).  
*Ibid.*, s. 16 (N.S.W.).

**18** The Governor may make such regulations as he deems necessary, desirable, or convenient for ensuring the safety, well-being, or convenience of the public and of performers and employees in places of public entertainment, and prescribing conditions which shall exist in or in connection with such places, and prohibiting the existence of specified conditions in or in connection with such places ; and in particular, but without limiting the operation of this section, the Governor may make regulations prescribing—

- I. The kind of light which is to be used, the means of obtaining the same, and the method of lighting generally :
- II. What (if any) special lights shall be placed at entrances and exits, the positions of such lights, and the times such lights shall be kept burning :
- III. What lights and lighting apparatus, fireworks, firearms, and cinematograph, moving-picture machine, and similar apparatus may or may not be used, and the methods of using the same :

Governor may make regulations for the safety, well-being, and convenience of places of public entertainment.  
Cf. *ibid.*, s. 17 (S.A.).  
Cf. s. 17 (N.S.W.).

---

*Places of Public Entertainment.*

---

A.D. 1917.

- iv. What fires and heating apparatus may or may not be used, and the method of using the same :
- v. The manner and place in which scenery and properties, films, and combustible articles are to be stored :
- vi. What fire hydrants and other appliances for extinguishing fires are to be kept, and how and where the same are to be kept and used :
- vii. The keeping of fire watches and the fire drill of employees :
- viii. What means of exit, and what staircases, landings, passages, and gangways shall be provided, and the size and construction of such exits, staircases, landings, passages, and gangways :
- ix. The keeping of exits, staircases, landings, passages, and gangways free from chairs, flap seats, and other obstructions, whether temporary or permanent :
- x. What seating accommodation must be provided, and the manner in which seats shall be arranged and numbered, and the manner in which they shall be fixed, either to the floor or together :
- xi. The manner in which carpets, matting, and other floor and stair coverings shall be fixed :
- xii. The periodical inspection of places of public entertainment :
- xiii. The keeping of such places clean, sufficiently ventilated, and in sanitary condition :
- xiv. The manner and places in which copies of the regulations, or of any of the regulations, shall be kept posted and maintained
- xv. Governing the use and operation of cinematographs, moving-picture machines and other similar apparatus, and prescribing the conditions under which such machines shall be operated, and for prohibiting or regulating films and slides to be exhibited, and providing also the conditions under which such films shall be exhibited for inspection by the censor or censors to be appointed under the regulations, and fixing the fees to be paid upon such inspection :
- xvi. Providing for the appointment of a censor or censors of moving-pictures, films, slides, or other like devices, with power to examine any of the same which it is proposed to use in the State for the purposes of exhibitions of moving-pictures by means of a cinematograph, moving-picture machine, or other like means, and with power to refuse or permit the same to be used in this State; and generally as to any such censorship and regulating procedure :
- xvii. And also regulations prescribing the examination and licensing of cinematograph operators, the appointment of a board of examiners for applicants for operator's licences, the functions of such board, the revocation of such licences; and prescribing examination and licence fees.

*Places of Public Entertainment.*

**19** If any person holds a public entertainment in any place, not being a place of public entertainment in respect of which a licence is at the time in force, he shall be liable to a penalty not exceeding One hundred Pounds for every day during which such public entertainment is so held.

**20** If any proprietor of any place, not being a place of public entertainment in respect of which a licence is at the time in force, lets the same for the purpose of a public entertainment, or receives rent in respect of such letting, or knowingly permits the same to be used for a public entertainment, he shall be liable to a penalty not exceeding Fifty Pounds.

**21** If in any licensed place of public entertainment in which a public entertainment is held, or is about to be held—

- i. The number of persons present on any floor, or on any tier, of such place exceeds the number stated in respect of such floor or tier in the licence; or
- ii. The total number of persons admitted to such place exceeds the total number stated in respect of such place in the licence—

the person or persons holding such entertainment, or having the superintendence or management thereof shall be liable to a penalty not exceeding Fifty Pounds.

**22** If a seller of tickets at a licensed place of public entertainment, or any part thereof, in which a public entertainment is held, or is about to be held, sells any ticket for entrance thereto after he has been warned by an inspector that the total number of persons stated in the licence has been admitted, he shall be liable to a penalty not exceeding Ten Pounds.

**23** If during any public entertainment in a licensed place of public entertainment any person is allowed to sit or stand in a gangway or passageway in the auditorium, any person or persons holding or having the superintendence or management of such entertainment, shall be liable to a penalty of not less than Five Pounds, nor exceeding Twenty Pounds.

**24** The Commissioner of Police, or Acting-Commissioner of Police, whenever he is of opinion that it is fitting for the preservation of public morality, good manners, or decorum, or to prevent a breach of the peace or danger to any performer or other person, so to do, may, with the consent of the Minister administering this Act, notwithstanding the terms of any licence, by writing under his hand, prohibit or regulate the holding of any public entertainment, or any specified part or item of any public entertainment.

Any person or persons holding or having the superintendence or management of an entertainment any part or item whereof is held,

A.D. 1917.

Penalty for holding entertainment in unlicensed premises.

*Ibid.*, s. 18 (S.A.).

Cf. *ibid.*, s. 18 (N.S.W.).

Penalty for letting unlicensed premises for entertainment.

*Ibid.*, s. 19 (S.A.).

Cf. *ibid.*, s. 18 (N.S.W.).

Overcrowding.

*Ibid.*, s. 22 (S.A.).

Cf. *ibid.*, s. 20 (N.S.W.).

Prohibition against selling tickets when place of entertainment full.

*Ibid.*, s. 23 (S.A.).

*Ibid.*, s. 21 (N.S.W.).

Persons not to sit or stand in public gangways.

*Ibid.*, s. 24 (S.A.).

*Ibid.*, s. 22 (N.S.W.).

Minister may prohibit any public entertainment at any time.

Cf. *ibid.*, s. 25 (S.A.).

Cf. *ibid.*, s. 27 (N.S.W.).

*Places of Public Entertainment.*

A.D. 1917.

contrary to such prohibition, or contrary to any conditions imposed by such writing, after notice of the same has been given as prescribed, shall be liable to a penalty not exceeding Fifty Pounds.

*Inspectors.*

Inspectors.  
Cf. *ibid.*, s. 26  
(S.A.)  
Cf. *ibid.*, s. 29  
(N.S.W.).

**25**—(1) The Minister may appoint such inspectors of places of public entertainment as he deems fit.

(2) Every council shall appoint at least one officer as inspector of places of public entertainment within its municipality.

(3) Any inspector may, at any time, enter any place of public entertainment heretofore built or hereafter to be built, opened, altered, or extended and any building or premises in course of construction or being altered as a place of public entertainment, and inspect and examine the same and every part thereof, and all appliances therein or used in connection therewith, and every approach thereto and exit therefrom, and may exercise and discharge all such other rights, powers, privileges, and duties as are prescribed.

(4) Any inspector or police officer may close or cause to be closed the doors of any place of public entertainment when there are within such building sufficient persons to completely occupy the seating accommodation computed in accordance with the provisions of the licence for such place of public entertainment.

(5) Any proprietor of any place of public entertainment or other person who in any way interferes with or obstructs any inspector in the exercise or discharge of any right, power, privilege, or duty under this Act, shall be liable to a penalty not exceeding One hundred Pounds.

*Register.*

Register of  
licences.  
Cf. *ibid.*, s. 27  
(S.A.)  
Cf. *ibid.*, s. 28  
(N.S.W.).

**26** Every council shall cause a register to be kept, as prescribed, of applications made and licences respectively issued, renewed, transferred, and cancelled or suspended under this Act, and may notify in the "Government Gazette" the particulars contained in such register and any alterations thereof.

*Regulations.*

General regu-  
lations.  
Cf. *ibid.*, s. 28  
(S.A.)

**27**—(1) The Governor may make all such regulations as he deems necessary, desirable, or convenient for giving effect to the provisions of this Act or more fully carrying out its objects, including (though without in any way limiting the operation of this or any other section of this Act) regulations for the following purposes, in addition to those mentioned in Sections Twelve and Eighteen, namely:—

- i. Prescribing the method of making applications under this Act:
- ii. Prescribing the forms of documents under this Act:
- iii. For the admission of members of the police force to places of public entertainment during the holding of public entertainments:

*Places of Public Entertainment.*

- iv. Imposing any penalties not exceeding Twenty Pounds for any breach of any regulation made under this or any other section of this Act, with an additional penalty in the case of a continuing offence not exceeding Two Pounds for each day after the first upon which the breach continues. A.D. 1917.

(2) Any regulation made under this or any other section of this Act may prescribe different provisions in respect of buildings in existence at the time of the passing of this Act and buildings afterwards erected, and may also prescribe provisions similar or different for different portions of the State, or with reference to different classes of buildings or to different conditions.

*General.*

**28** In any proceedings under this Act--

- i. Without limiting the liability of any person for any offence under this Act, a person shall be deemed to hold a public entertainment if he conducts the same, or on the occasion in question has the superintendence or management of the place where such entertainment is held : Evidence. Cf. *ibid.*, s. 30 (S.A.).
- ii. The onus of proving that any place, described in any information as a licensed place of public entertainment, is or was not a licensed place of public entertainment, shall lie on the defendant :
- iii. The production of a document purporting to be a copy of the register by this Act required to be kept, or of any entry therein, and to be certified as correct by the officer keeping such register, or the production of a copy of the "Government Gazette" purporting to contain any entry in such register, shall be evidence of the particulars contained in such register or of such entry :
- iv. The onus of proving that a licence was issued, renewed, or transferred, or that any approval or consent under this Act has been obtained, shall lie on the defendant :
- v. A document purporting to be a prohibition by or determination of the Minister or the Chief Health Officer under his hand shall be received as evidence of the contents thereof, and as evidence that such prohibition or determination has been made :
- vi. The averment in the information that the place of public entertainment was opened without the approval of the Chief Health Officer shall be deemed to be proved in the absence of proof to the contrary.

**29** All informations for offences against this Act shall be heard and determined, and all penalties imposed by this Act shall be recovered in a summary way by and before any police magistrate or any Two or more justices, in the mode prescribed by "The Magistrates Summary Procedure Act" and any amendment thereof, or any Act for the time being in force relating to the duties of justices as to summary proceedings. Procedure for offences.

*Places of Public Entertainment.*

A.D. 1917.

Section 8.

**SCHEDULE.**

The fees payable on the granting or renewal of licences of places of public entertainment.

Size of Hall.	For a Period of One Year.	For a Period of Six Months.	For a Period of Three Months.	For a Period of One Month, or less than One Month.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
Where there is seating accommoda- tion for 750 persons or more ...	4 0 0	2 10 0	1 10 0	0 12 6
Where there is seating accommoda- tion for 600 persons and less than 750 persons ... ..	3 0 0	1 15 0	1 0 0	0 10 0
Where there is seating accommoda- tion for 400 persons and less than 600 persons ... ..	2 0 0	1 5 0	0 15 0	0 7 6
Where there is seating accommo- dation for less than 400 persons ...	1 0 0	0 15 0	0 10 0	0 5 0