

Draft Bill.

No. S 384.—The following bill is published for general information:—

[No. 5:—22.9.33.—11.]

A BILL

INTITULED

An Ordinance to consolidate and amend the law relating to miscellaneous licences.

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows:—

1. This Ordinance may be cited as the Miscellaneous Licences Ordinance, 1933. Short title.

2. In this Ordinance,

(a) "Auctioneer" means and includes every person who exercises or carries on the trade or business of an auctioneer, or who acts in such capacity at any sale or roup, and every person who sells or offers for sale any goods or chattels, lands, tenements, or hereditaments, or any interest therein, at any sale or roup where any person or persons become the purchaser of the same by competition, and being the highest bidder, either by being the single bidder or increasing upon the biddings made by others, or decreasing on sums named by the auctioneer or person acting as auctioneer, or other person at such sale or roup, or by any other mode of sale by competition.

Interpretation.

cf. 8 & 9
Vict. c. 15
s. 4.

(b) "Public dance-hall" means any place opened, kept or used for the purpose of dancing to which the general public are admitted with or without payment for admission unless such place be a place of public entertainment licensed as such under the Places of Public Entertainment Regulation Ordinance, 1919.

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No. 22 of
1919.

(c) "Hawker" means any person who trades in any street or public thoroughfare or goes from place to place, selling or exposing for sale any goods, wares or merchandise immediately to be delivered, or exposing samples or patterns of any goods, wares or merchandise to be afterwards delivered, or selling or offering for sale his skill in handicraft, except a person selling or seeking orders for goods, wares or merchandise to or from persons who are dealers therein, and who buy to sell again.

cf. 51 & 52
Vict. c. 33,
s. 2;
34 & 35 Vict.
c. 96, s. 3.

(d) "Massage establishment" means any premises used or represented as being or intended to be used for the reception or treatment of persons requiring massage or other similar treatment, except a hospital for the time being recognised by the Director of Medical and Sanitary Services, or except an establishment carried on by a duly registered medical practitioner, or except the premises of a hairdresser, where face or scalp massage is administered to female customers only or is administered in his shop or saloon in full view of all customers resorting thereto.

cf. 10 & 11
Geo. 5,
c. lxxxix
ss. 3, 17 &
18.

(e) "Place" means and includes any house, shop, room, office, boat, vehicle or vessel, or any erection movable or otherwise, or any spot on land or water.

(f) "Sale" includes exchange or barter.

Regulations. 3. It shall be lawful for the Governor in Council to make regulations for—

First Schedule. (1) the licensing, regulation and control of any place, trade, business or occupation specified in the First Schedule to this Ordinance;

(2) classifying for the purposes of sub-section (1) any place, trade, business or occupation for which a licence may be issued under this Ordinance;

(3) prescribing the form and conditions of any licence granted under this Ordinance, the officers who may issue such licence and the fees therefor, the hours during which such licence may be used and the period for which such licence shall be issued;

(4) prescribing the precautions to be taken against fire in any place licensed under this Ordinance;

(5) the maintenance of peace and good order in any place licensed under this Ordinance;

(6) the means of securing hygienic conditions and requiring the maintenance of such conditions in any place licensed under this Ordinance;

(7) the entry and inspection of any place licensed under this Ordinance, by the Inspector General of Police, the Secretary for Chinese Affairs or any other officer authorised by the Governor in that behalf;

(8) exempting any place, trade, business or occupation situated or carried on within specified areas from the operation of this Ordinance or of any part thereof or of any regulations made thereunder, and specifying and varying the boundaries of such areas; and

(9) generally, for the purpose of carrying into effect the provisions of this Ordinance.

Prohibition of trading, etc., without licence.

First Schedule.

Grant of licences, revocation and appeals.

4. No person shall open or keep any place, or conduct any trade, business or occupation specified in the First Schedule except under and in accordance with a licence issued under this Ordinance.

5.—(1) Subject to the provisions of subsection (3) the grant of any licence issued, or to be issued under this Ordinance shall be in the absolute discretion of the officer authorised to issue such licence.

(2) Such officer may revoke a licence granted to any person on proof to his satisfaction of an offence against this Ordinance or other misconduct by such person.

(3) An appeal shall lie to the Governor in Council from the decision of any officer under this section.

Search warrants.

6. If it is made to appear to a magistrate by information upon oath that there is reason to believe that an offence against this Ordinance is being committed in any place, the magistrate may issue a warrant authorising any police officer to enter and search such place and to arrest such persons as may be found therein.

Offences.

7. Every person who contravenes any of the provisions of this Ordinance or of any regulation made thereunder or who fails to observe any condition or restriction imposed by or under this Ordinance shall be deemed to commit an offence against this Ordinance.

8. Every person who commits or attempts to commit any offence against this Ordinance shall upon summary conviction be liable to a fine not exceeding two hundred and fifty dollars. Penalty.

9. Whenever any person to whom any licence or permit or authority has been issued or granted under this Ordinance would be liable under the provisions of this Ordinance or of any regulations made thereunder to any punishment, penalty or forfeiture for any act, omission, neglect or default, he shall be liable to the same punishment, penalty or forfeiture for every similar act, omission, neglect or default of any agent or servant employed by him in the course of his business, and every such agent or servant shall also be liable to every punishment, penalty or forfeiture prescribed for such acts, omissions, neglects or defaults contrary to the provisions of this Ordinance as fully and effectually as if he had been the person to whom the licence or permit or authority had been issued or granted. Liability of agent.

10. The regulations contained in the Second Schedule shall be deemed to have been made under this Ordinance and shall continue in force except in so far as they may be rescinded or amended or added to by regulations made under this Ordinance, or by any other Ordinance. Regulations in Second Schedule.

11. All licences issued under the Licensing Ordinance, 1887, shall be deemed to have been issued under this Ordinance and shall continue in force until revoked or until they expire. Validation of existing licences.

12. The Licensing Ordinance, 1887, and sections 4 and 73 of the New Territories Regulation Ordinance, 1910, are repealed. Repeal of Ordinance No. 8 of 1887 and ss. 4 & 73 of No. 34 of 1910.

FIRST SCHEDULE.

[ss. 3 and 4.]

Auctioneer.

Hawker.

Massage establishment.

Money-changer.

Public billiard-table.

Public dance-hall.

Undertaker of burials.

SECOND SCHEDULE.

[s. 10.]

REGULATIONS.

PART I.—GENERAL.

Licensing authority, fees, and term.

1. The officers authorised to issue licences, and the fees prescribed for such licences, and the periods for which such licences shall be issued shall be as set forth in the following table:—

TABLE.

Licence.	Period of Licence.	Fee.	Officer authorised to issue the licence.
Auctioneer.	Annual.	\$ 600	Inspector General of Police.
"	Weekly.	\$ 25	Do.
Hawker (stall holder).	Annual.	\$ 24	Do.
" (itinerant; if permitted to sell tobacco).	"	\$ 8	Do.
" (itinerant; if not permitted to sell tobacco).	"	\$ 4	Do.
" (steamships).	"	\$ 24	Do.
" (native craft).	"	\$ 4	Do.
" (newspaper).	"	\$ 1	Do.
Massage establishment	"	\$ 25	Do.
Money-changer.	"	\$ 100	Do.
" (ships).	"	\$ 100	Do.
" in the New Territories (except New Kowloon).	"	\$ 25	Northern District— District Officer; Southern District— Inspector General of Police.
Undertaker of burials.	"	\$ 25	Head of the Sanitary Department.
Public billiard table.	"	\$ 100	Inspector General of Police.
Public dance-hall.	Annual.	\$ 120	Do.
"	Monthly.	\$ 20	Do.
"	Extension of 1 hour.	\$ 10	Do.
"	Extension of 2 hours.	\$ 30	Do.
"	Extension of 3 hours.	\$ 60	Do.
Duplicate licence, where the fee for the original			Officer authorised to issue original licence.
does not exceed \$1.	—	25 cts.	
exceeds \$1 and does not exceed \$10.	—	\$ 1	
exceeds \$10.	—	\$ 5	

2. In these regulations—

Interpreta-
tion.

(a) "the Ordinance" means the Miscellaneous Licences Ordinance, 1933.

(b) "the premises" means, unless the contrary appears, the premises for which any licence has been or is sought to be granted under the Ordinance.

(c) "Licensing authority" means the officer authorised to issue a licence under the Ordinance.

3. A licence may be renewed by the endorsement of the renewal thereof by the licensing authority on the original licence; and each renewal shall be subject to the same fee as the fee prescribed by these regulations for such licence. **Renewals.**

4. The licensing authority may, on sufficient cause being shown to his satisfaction and subject to such conditions as he may think fit to impose permit **Transfers.**

(a) the transfer of an existing licence until its expiration to another person; or

(b) the transfer of an existing licence until its expiration to different premises;

and such transfer shall be endorsed on the licence.

5. If the licensing authority is satisfied that a licence granted or transferred to any person under the provisions of the Ordinance has been lost or destroyed, or accidentally defaced, he may issue to such person a duplicate of the licence on payment of the fee prescribed by these regulations. **Duplicates.**

6.—(1) The licensing authority may refuse to grant or renew a licence, or may revoke a licence granted:— **Refusals and revocations.**

(a) to a person under the age of twenty-one years;

(b) to any person who may be unsuitable to hold such licence:

(c) in respect of any premises which are unsuitable for the purposes for which the licence is required or held, or in which the accommodation or provision for treatment, where such is the purpose of the licence, is not reasonably adequate or suitable;

(d) in respect of any premises which have been or are being improperly conducted;

(e) in respect of any premises in which any curative treatment is or may be administered by any person who does not possess such technical qualifications as may be reasonably necessary;

(f) in respect of any premises in which no adequate provision against fire has been made;

(g) in respect of any premises which are being conducted in contravention of the provisions of the Ordinance, or any regulation made thereunder; and

(h) to any person or in respect of any premises, if such refusal or revocation in his opinion be expedient in the public interest.

(2) Upon any breach of the Ordinance or any regulation or condition of a licence the licensing authority may in his discretion peremptorily revoke the licence, whereupon the same shall forthwith cease to be valid.

In all other cases, the licensing authority shall not refuse to renew or shall not revoke a licence unless he has given to the person applying for the licence or holding the licence proposed to be revoked not less than seven days' previous notice either personally or in writing that objections have been or will be taken to such renewal or that a revocation is proposed. Such written notice as aforesaid may be given by post to the applicant at the premises or at his last address as shown in any register of licences kept by the licensing authority.

Provided that no such notice shall be necessary in the case of non-renewal of any hawker's licence.

Nothing in this regulation contained shall be construed as limiting in any way the discretion of the licensing authority contained in section 5 of the Ordinance.

Appeals. 7. Any appeal to the Governor in Council from the decision of the licensing authority shall be made in writing addressed to the Colonial Secretary setting forth the grounds of the appeal, within fourteen days from the date of such decision.

Special conditions. 8. Subject to the approval of the Governor in Council, the licensing authority may impose such special conditions in respect of any licence as the circumstances may require.

Defacing a licence. 9. No person shall alter, deface, or make any erasure on a licence, and no person shall use, or have in his possession with a view to use, a licence on which an erasure has been made, or which has been altered or defaced in any way.

Applications and renewals. 10. A person requiring a licence or the renewal or any extension of such licence shall make application either personally or in writing to the licensing authority and in such form as he may direct and shall when making the same pay to the licensing authority the licence fee prescribed by these regulations.

Refunds. 11. If the licensing authority refuses to grant or renew a licence, the licence fee shall be refunded, or if he revokes a licence except on the ground of misconduct, a part of such fee shall be refunded to the applicant or licensee.

The part of the fee so refunded shall bear to the whole fee the same proportion as the unexpired part of the term for which the licence was granted bears to the whole term.

No refund shall be made in respect of any period during which a licence shall have been in force.

Date of expiration of licences. 12. Every licence shall expire on the day fixed by these regulations or named in such licence, or if no day be fixed then on the day which, in the year following, corresponds to the day on which such licence was granted, or renewed.

Power to renew licences. 13. Every licence may on its expiration be renewed for further periods not exceeding one year at a time.

Premises not to be changed. 14. When a licence has been granted to any person or persons to carry on any trade, business or occupation at any premises, such person or persons shall not carry on any such trade, business or occupation at any other premises without the appropriate licence for such other premises and the written approval of the licensing authority.

Boarding ships. 15. No licence granted to any person under the Ordinance to carry on any trade, business or occupation on board ships shall authorise such person to go on board any ship without the permission of the master or officer in charge of such ship.
Cf. Ordinance No. 10 of 1899, s. 26 (1) (d).

PART II.—AUCTIONEERS.

Form. Appendix. 1. The form of an auctioneer's licence shall be that in form No. 1A in the Appendix to these regulations.

Temporary licence. 2. The licensing authority may at any time issue to any person a temporary licence to act as an auctioneer in place and on behalf of the holder of an auctioneer's licence, or on his own behalf for a particular occasion.

Form of temporary licence. Appendix. 3. The form of such temporary licence shall be that in form No. 1B in the Appendix to these regulations.

4. Every auctioneer, before beginning any auction, shall affix or suspend, or cause to be affixed or suspended, a ticket or board, containing his true and full personal and surname and residence painted, printed, or written in large letters and Chinese characters publicly visible and legible, in some conspicuous part of the place or premises where the auction is held so that all persons may easily read the same, and shall also keep such ticket or board so affixed or suspended during the whole time of such auction held.

Name to be exhibited at auctions.

5. Any person acting as an auctioneer shall on demand of any European officer of police produce and show to such officer, or within twenty four hours produce and show to the officer on duty at the charge room at the Central Police Station, a proper licence to him granted under the Ordinance.

Production of licence.

6. No licence taken out by any person to exercise or carry on the trade or business of an auctioneer shall authorise such person to deal in or sell, either on his own account or for the benefit of any other person, any liquor or tobacco for the dealing in or selling of which a licence is required under any Ordinance for the time being in force relating to the same, except upon premises in respect of which the owner of such liquor or tobacco shall have taken out and shall have in force at the time of the sale thereof the proper licence for the sale of such liquor or tobacco:

Liquor and tobacco.

Provided that any such licensed auctioneer may sell by auction, by sample, any such liquor or tobacco as aforesaid, if the owner thereof shall be duly licensed for the sale of such liquor or tobacco: and provided also that the Superintendent of Imports and Exports may in his discretion authorise any licensed auctioneer to sell any such liquor or tobacco by auction where he shall be satisfied that the said liquor or tobacco is the property of a private person, and is not sold for profit or by way of trade.

7. The holder of every auctioneer's licence shall observe the following conditions, and such special conditions as the licensing authority may in his discretion impose, which shall be endorsed on the licence:—

Conditions.

(1) Except with the written permission of the licensing authority, the licensee shall not transfer, lend or hire his licence to any person.

(2) No auction shall take place except between the hours of 8 a.m. and 8 p.m.

PART III.—HAWKERS.

The regulations in this Part, and so much of the Ordinance as makes it an offence to carry on the trade of a hawker except under and in accordance with a licence shall not apply to any hawker in the New Territories, except New Kowloon.

Exemption of New Territories, except New Kowloon.

A. HAWKERS GENERALLY.

The following regulations shall apply to all licensed hawkers.

Classification.

1. There shall be five classes of licence for hawkers, namely

- (1) hawker's (itinerant) licence;
- (2) hawker's (stallholders) licence;
- (3) hawker's (native craft) licence;
- (4) hawker's (steamships) licence; and
- (5) hawker's (newspaper) licence.

2. The forms of such licences shall be respectively those in Forms Nos. 2A, 2B, 2C, 2D, and 2E in the Appendix to these regulations.

Forms. Appendix.

3. The trade of every licensed hawker is strictly limited to the class of his licence: for instance, the holder of a hawker's (itinerant) licence, a hawker's (stallholders) licence, or a hawker's (native craft) licence may not carry on his trade on any steamship.

Trade limited to class of licence.

- Expiration of hawkers' licences.** 4. Every hawker's licence shall expire on the 30th day of September following the date on which it is granted.
- Photograph.** 5. A person requiring a hawker's licence shall when making application for the same furnish such copies of his photograph, not exceeding four, as the licensing authority may require.
- Production of licence.** 6. When hawking, every licensed hawker shall carry a valid licence issued to him, and shall produce and show the same to any police officer (and in the case of a hawker's (steamships) or hawker's (native craft) licence, to any revenue officer) on demand. Such officer may retain such licence for examination or endorsement by the licensing authority, and such licence shall, unless revoked, be returned to the licensee within a reasonable time.
- Class of goods hawked to be entered on licence.** 7. Every hawker's licence shall specify the kind or class of goods, wares or merchandise for the sale of which the licence is granted, and no licensed hawker shall sell anything of a nature or class other than that specified in such licence.
- Hawking in naval, etc., enclosure forbidden.** 8. No licensed hawker shall hawk in the enclosure to any naval, military or air force premises or in the Man of War Anchorage on the North side of the City of Victoria as defined in Table M of the Merchant Shipping Ordinance, 1899.
- Ordinance No. 10 of 1899.**
- Cleanliness and refuse removal.** 9. Every licensed hawker shall collect and remove all refuse caused by his trade, and shall keep the implements of his trade in a clean and wholesome condition.

B. LICENSED (ITINERANT) HAWKERS.

The following regulations shall apply only to licensed (itinerant) hawkers:

- Licence boards.** 1. The licensing authority shall when issuing an (itinerant) hawker's licence supply to the licensee a numbered licence board, and the holder of such licence shall when hawking carry and exhibit such board in a conspicuous position so that the number shall be at all times clearly visible.
- Street cries.** 2. No licensed (itinerant) hawker shall use or utter any cry, or make or use any other noise for the purpose of attracting attention to his trade within the following roads, streets and areas:
- (1) in the City of Victoria:
 - (a) Bonham Road, Caine Road, Upper Albert Road and Kennedy Road, and the whole area to the south thereof;
 - (b) the area bounded on the north by Queen's Road, on the west by Cochrane Street and Old Bailey, on the south by Caine Road and Upper Albert Road, and on the east by Garden Road, including such boundaries; and
 - (c) Wanchai Road, Morrison Hill Road, Leighton Hill Road, Caroline Road, Causeway Bay Road and the whole area to the south and south-east thereof;
 - (2) any part of Broadwood Road, Ventris Road, Village Road, Stubbs Road and the area known as Wong Nei Chung Village, not included in paragraph (1) (c);
 - (3) any part of the Hill District as defined in the Rating Ordinance, 1901; and
 - (4) in Kowloon:
 - (a) the whole area south of a dividing line passing along the north side of Austin Road and produced at either end in an easterly and westerly direction respectively to the sea;
 - (b) to the north of such dividing line, the area bounded by and including on the west Nathan Road, on the north Prince Edward Road, and on the east Argyle Street from its junction with Prince Edward Road to Waterloo Road, thence bounded by and including Waterloo Road to the railway line, thence bounded by and including the railway line to the northern boundary of the area in paragraph (a);

Ordinance No. 6 of 1901.

(c) to the north of the area in paragraph (b), the area bounded by and including on the west the railway line, on the north Cornwall Street, and on the east Waterloo Road; and

(d) Jordan Road, where not included in the above areas.

3. No licensed (itinerant) hawker shall

Prohibited
areas.

(1) trade within the boundaries of the Wongneichong Recreation Ground as defined under the Public Places Regulation Ordinance, 1870; or Ordinance No. 2 of 1870.

(2) trade within the area bounded on the north by the Harbour, on the west by Wing Wo Street, on the south by Queen's Road, and on the east by Murray Road, including such boundaries, or in Stanley Street, or in any portion of any street leading directly from Stanley Street to Queen's Road; or

(3) sell, expose or have in his possession for sale, any wares usually sold in a market within the limits of such market prescribed under any Ordinance for the time being in force relating to markets.

4. No tray, basket, box, tub, pan, pail, tin or other receptacle in which any itinerant hawker carries or displays his wares shall exceed three feet in length and three feet in width, and no such hawker shall have in his possession for the purposes of his trade more than two such receptacles and one smaller receptacle, of not more than two feet cubic capacity, for refuse. Receptacles.

5. No licensed (itinerant) hawker shall sell, expose or have in his possession for sale, any prepared food not usually sold by licensed hawkers. Cooked food

6. The holder of every (itinerant) hawker's licence shall observe the following conditions, and such special conditions as the licensing authority may in his discretion impose which shall be endorsed on the licence:— Conditions.

(1) Except with the written permission of the licensing authority endorsed on the licence, the licensee shall not transfer, lend or hire his licence to any person.

(2) The licensee shall carry on his trade only between the hours of 4 a.m. and 10 p.m.

C. LICENSED (STALLHOLDERS) HAWKERS.

The following regulations shall apply only to licensed (stallholders) hawkers.

1. The licensing authority shall when issuing a (stallholders) hawker's licence supply to the licensee a card bearing the licensee's name, a licence number, and particulars of the site and measurements of his stall, and the holder of such licence shall exhibit and keep such card exhibited on his stall in a conspicuous position approved by the licensing authority. Licence card.

2. Only stalls of a pattern approved by the licensing authority similar to the models exhibited at the hawkers' offices at the Central and Yaumati Police Stations, shall be used. Stalls.

3. No licence taken out by any person to carry on the trade of a (stallholder) hawker shall confer on such person any right in any site or pitch, and such person shall place his stall only in such position as the licensing authority may approve. Position of stalls.

4. The licensing authority may at any time direct the removal of any stall from any position to any other position, and the holder Removal of stalls.

of a licence for such stall shall thereupon remove the stall and place it in accordance with such direction of the licensing authority.

- Obstruction of surface drainage.** 5. No licensed stallholder shall place his stall or any part thereof or anything used in or pertaining to his trade within ten feet of any storm water grating, or in such manner as to obstruct any sidechannel.
- Dimensions of stalls.** 6. No stall for the sale of cooked food shall exceed seven feet in length or four feet in width, and no other stall shall exceed six feet in length or three feet in width.
- Refuse receptacles.** 7. The licensee of a stall for the sale of cooked food, fruit or vegetables shall provide and maintain to the satisfaction of the licensing authority a covered receptacle of galvanized iron for refuse.
- Fuel.** 8. The licensee of a stall for cooked food shall have no chimney at or near his stall, and shall use no wood, coal or other fuel except charcoal.
- Prohibited wares.** 9. No licensed stallholder shall sell or have in his possession for sale or expose for sale
- (1) any food commonly used for human consumption not usually sold by licensed hawkers;
- (2) any kerosine, gunpowder, firecracker or other description of dangerous goods as defined in the Dangerous Goods Ordinance, 1873; or
- (3) any wares usually sold in a market within the limits of such market prescribed under any Ordinance for the time being in force relating to markets, except, as regards this subsection, with the written permission of the Head of the Sanitary Department.
- Street cries.** 10. No licensed stallholder shall use or utter any cry, or make any other noise for the purpose of attracting attention to his trade.
- Only approved assistants to be employed.** 11. A licensed stallholder shall employ at his stall only such assistants as the licensing authority may approve. The names and photograph of every assistant so approved shall be endorsed on the licence.
- Conditions.** 12. The holder of every (stallholders) hawker's licence shall observe the following conditions, and such special conditions as the licensing authority may in his discretion impose, which shall be endorsed on the licence:—
- (1) Except with the written permission of the licensing authority endorsed on the licence, the licensee shall not transfer, lend or hire his licence to any person.
- (2) The licensee shall carry on his trade only between the hours of 4 a.m. and 11 p.m.

D. LICENSED (NATIVE CRAFT) HAWKERS.

The following regulations shall apply to every hawker licensed to trade on board native sailing craft.

- Method of hawking.** 1. The holder of a hawker's (native craft) licence shall trade in the harbour or other area for which his licence is issued only on board native sailing craft or from a Chinese boat duly licensed as such under the Merchant Shipping Ordinance, 1899, approved by the licensing authority and specified in the licence.
- Ordinance No. 10 of 1899.**
- Hawkers using same boat.** 2. The licensing authority may in his discretion license any number of such hawkers as aforesaid to trade from one Chinese boat, but the number of such hawkers who may trade at any one time from any boat shall not exceed the number of persons who may lawfully be carried in such boat.
- Prohibited places.** 3. No hawker licensed to trade on board native sailing craft shall

(1) trade on any steamship or motorship or board such ship for the purposes of his trade; or

(2) trade on land or elsewhere than within the area for which his licence is issued and specified in his licence.

4. No hawker licensed to trade on board native sailing craft shall deal in, sell, or have in his possession for sale, or expose for sale articles.

(1) any kerosine, gunpowder, firecracker or other description of dangerous goods as defined in the Dangerous Goods Ordinance, 1873; Ordinance No. 1 of 1873.

(2) any liquor, tobacco, cigarettes or other article on which a duty is imposed under any Ordinance for the time being relating to revenue; or

(3) any marine stores as defined in the Marine Stores Protection Ordinance, 1919. Ordinance No. 13 of 1919.

5. No hawker licensed to trade on board native sailing craft shall knowingly let fall or throw anything whatsoever into the waters of the harbour. Dumping forbidden.

6. The holder of every hawker's (native craft) licence shall observe the following conditions, and such special conditions as the licensing authority may in his discretion impose, which shall be endorsed on the licence. Conditions.

(1) Except with the written permission of the licensing authority endorsed on the licence, the licensee shall not transfer, lend or hire his licence to any person.

(2) The licensee shall carry on his trade only between the hours of 6 a.m. and 8 p.m., or, in the junk anchorages only between the hours of 6 a.m. and 12 midnight.

E. LICENSED (STEAMSHIPS) HAWKERS.

The following regulations shall apply to every hawker licensed to trade on board steamships.

1. Every person holding a hawker's (steamships) licence shall trade in the harbour or other area for which his licence is issued only on board passenger or cargo vessels or from a Chinese boat duly licensed as such under the Merchant Shipping Ordinance, 1899, approved by the licensing authority and specified in the licence. Method of hawking. Ordinance No. 10 of 1899.

2. The licensing authority may in his discretion license any number of such hawkers as aforesaid to trade from one Chinese boat but the number of such hawkers who may trade at any one time from any boat shall not exceed the number of persons who may lawfully be carried in such boat. Hawkers' boats.

3. No hawker licensed to trade on board steamships shall trade on land or elsewhere than within the area for which his licence is issued and specified in his licence. Prohibited places.

4. No hawker licensed to trade on board steamships shall on board any ship: Cries and obstruction.

(1) use or utter any cry, or make any other noise for the purpose of attracting attention to his trade; or

(2) lay out any goods, wares or merchandise in such manner as to obstruct the crew, or any of them, in the navigation or management of such ship, or impede the free movement of any person about such ship.

5. No hawker licensed to trade on board steamships shall deal in, sell or have in his possession for sale or expose for sale articles. Prohibited articles.

Ordinance (1) any kerosine, gunpowder, firecracker or other description of
No. 1 of dangerous goods as defined in the Dangerous Goods Ordinance, 1873;
1873.

(2) any liquor, tobacco, cigarettes or other article on which a duty is imposed under any Ordinance for the time being relating to revenue; or

Ordinance (3) any marine stores as defined in the Marine Stores Protection
No. 13 of Ordinance, 1919.
1919.

Dumping 6. No hawker licensed to trade on board steamships shall
forbidden. knowingly let fall or throw anything whatsoever into the waters of the harbour.

Conditions. 7. Every person holding a hawker's (steamships) licence shall observe the following conditions, and such special conditions as the licensing authority may in his discretion impose, which shall be endorsed on the licence:—

(1) Except with the written permission of the licensing authority endorsed on the licence, the licensee shall not transfer, lend or hire his licence to any person.

(2) The licensee shall carry on his trade only between the hours of 6 a.m. and 8 p.m. or, in the junk anchorages only between the hours of 6 a.m. and 12 midnight.

F. LICENSED (NEWSPAPER) HAWKERS.

The following regulations shall apply only to newspaper hawkers.

Licence 1. The licensing authority shall when issuing a newspaper
badge. hawker's licence supply to the licensee a metal badge of a pattern approved by the licensing authority, and every licensed newspaper hawker shall when hawking wear and exhibit such badge in a conspicuous position so as to be at all times clearly visible.

Obstruction. 2. No licensed newspaper hawker shall act in a manner importunate towards, or calculated to obstruct, disturb or annoy any person.

Conditions. 3. Every person holding a newspaper hawker's licence shall observe the following conditions, and such special conditions as the licensing authority may in his discretion impose, which shall be endorsed on the licence:—

(1) Except with the written permission of the licensing authority endorsed on the licence, the licensee shall not transfer, lend or hire his licence to any person.

(2) The licensee shall carry on his trade only between the hours of 6 a.m. and 11 p.m.

PART IV.—MESSAGE ESTABLISHMENTS.

Form. 1. The form of a massage establishment licence shall be that
Appendix. in form No. 3 in the Appendix to these regulations.

Application 2. A person requiring a licence under this Part shall when
for licence. making application for the same furnish to the licensing authority two copies of his photograph.

Outdoor 3. Every person holding a licence under this Part of these
sign and Regulations shall exhibit and keep exhibited the words "Licensed
licence to Massage Establishment" in English and in Chinese the characters
be exhibited. 領有牌照按摩館 in some conspicuous place near the door and on the outside of the premises to the satisfaction of the licensing authority and shall keep his licence exhibited in a suitable place (to be approved by the licensing authority) in the premises.

4. No person holding a licence under this Part shall employ in the premises any person other than assistants approved by the licensing authority.

Only approved assistants to be employed. Register of employees.

5. Every person holding a licence under this Part shall keep a register at the premises and shall correctly enter therein the names, age, sex, nationality, birthplace and place of residence in the Colony of every person employed in the premises and shall affix thereto a photograph of every such person.

6. On the first day of every month every person holding a licence under this Part shall make a return in writing to the licensing authority in such form as he may approve of the particulars required to be entered in the register, relating to every person then employed in the premises.

Return of employees.

7. Every person holding a licence under this Part shall permit any police officer not under the rank of sub-inspector and any person authorised in writing by the licensing authority to enter and inspect the licensed premises and the entries in any records kept in connection therewith.

Entry and inspection.

8. Every person holding a licence under this Part shall observe the following conditions, and such special conditions as the licensing authority may in his discretion impose which shall be endorsed on the licence:—

Conditions.

(1) Without the written permission of the licensing authority endorsed on the licence, the licensee shall not transfer, lend or hire his licence to any person.

(2) No massage or other treatment shall be given except between the hours of 8 a.m. and 8 p.m.

PART V.—MONEY-CHANGERS.

1. The form of a money changer's licence shall be that in form No. 4A in the Appendix to these regulations.

Form. Appendix.

2. Every money changer shall exhibit and keep exhibited the words "Licensed money-changer" in English and in Chinese the characters 領有牌照金銀找換店 in some conspicuous place near the door and on the outside of the premises to the satisfaction of the licensing authority.

Outdoor sign.

3. Every money changer shall carry on his business behind a locked grille designed, constructed and maintained to the satisfaction of the licensing authority, and shall keep such grille locked during business hours.

Grilles.

4. Every money changer shall carry on his business entirely within the premises, and shall permit no person resorting thereto to obstruct any street or thoroughfare.

Business confined to premises.

5. The Colonial Treasurer and the Secretary for Chinese Affairs may from time to time direct any money changer to exhibit any notice relating to the currency of the Colony, and such money changer shall thereupon exhibit such notice and shall keep the same exhibited in a conspicuous part of the premises to the satisfaction of the licensing authority.

Notices relating to currency.

6. The holder of every money changer's licence shall observe the following conditions, and such special conditions as the licensing authority may in his discretion impose, which shall be endorsed on the licence:—

Conditions.

(1) Except with the written permission of the licensing authority endorsed on the licence, the licensee shall not

(a) transfer, lend or hire his licence to any person;

(b) carry on his business except between the hours of 6 a.m. and 8 p.m.

Money changers on ships.

- Ships.** 7. No person shall act as a money-changer on board any ship except under and in accordance with the terms of a valid licence issued to him in that behalf.
- Application.** 8. Upon the application of any licensed money-changer for the grant of a licence to himself to carry on, or to a person nominated by such money-changer as the person to act for him in carrying on, his business on board ships, the licensing authority may issue to such money-changer, or to a person so nominated, a money-changer's (ships) licence.
- Period.** 9. Such money changer's (ships) licence shall be for the same period as the money-changer's licence held by such licensed money changer, upon the determination of which for any reason such money changer's (ships) licence shall also determine and cease to be valid.
- Photograph.** 10. A person requiring a money changer's (ships) licence shall when making application for the same furnish to the licensing authority two copies of his photograph.
- Form.** 11. The form of a money changer's (ships) licence shall be that in form No. 4B in the Appendix to these regulations.
- Area within which business may be done.** 12. The holder of a money-changer's (ships) licence shall carry on his business on board ships only in the harbour or other area for which the licence is issued.
- Notices.** 13. The holder of a money changer's (ships) licence shall while carrying on his business on any ship conspicuously exhibit and keep exhibited in his immediate vicinity on such ship
- (1) the words "Licensed money-changer" in English and in Chinese the characters 領有牌照金銀找換商; and
- (2) such notices relating to the currency of the Colony as the Colonial Treasurer or the Secretary for Chinese Affairs may from time to time direct.
- Unlicensed persons.** 14. The holder of a money changer's (ships) licence shall permit no unlicensed person to act as a money changer.
- Production of licence.** 15. Every person holding a money changer's licence shall produce and show the same at the premises and every person holding a money-changer's (ships) licence shall produce and show such licence, to any police officer on demand.
- Conditions.** 16. The holder of a money changer's (ships) licence shall observe the following conditions, and such special conditions as the licensing authority may in his discretion impose, which shall be endorsed on the licence:—
- (1) Except with the written permission of the licensing authority endorsed on his licence the licensee shall not
- (a) transfer, lend or hire his licence to any person;
- (b) carry on his business except between the hours of 6 a.m. and 8 p.m.

PART VI.—PUBLIC BILLIARD TABLES.

- Form.** 1. The form of a public billiard table licence shall be that in Form No. 5 in the Appendix to these Regulations.
- Outdoor sign.** 2. Every person licensed to keep a public billiard table shall exhibit and keep exhibited the words "Licensed for billiards" in English and in Chinese the characters 已領有桌球牌照 in some conspicuous place near the door and on the outside of the premises to the satisfaction of the licensing authority.

3. Every person licensed to keep a public billiard table shall maintain good order in the premises and shall not suffer or permit therein

Good order
in premises.

(1) any drunkenness or other disorderly conduct;

(2) any unlawful game; or

(3) any persons of notoriously bad character to assemble and meet together.

4. No person licensed to keep a public billiard table shall allow any intoxicating liquors to be sold or consumed on the premises except under and in accordance with the terms of a valid licence in that behalf granted to him in respect of such premises.

Sale or
consumption
of liquor.

5. Every person holding a licence to keep a public billiard table shall produce and show such licence at the premises to any police officer on demand.

Production
of licence.

6. Every person holding a licence to keep a public billiard table shall observe the following conditions, and such special conditions as the licensing authority may in his discretion impose, which shall appear on the face of the licence:—

Conditions.

(1) Except with the written permission of the licensing authority endorsed on the licence, the licensee shall not transfer, lend or hire his licence to any person.

(2) The use by the public of the licensed billiard table shall not be permitted except between the hours of 8 a.m. and 12 midnight.

PART VII.—PUBLIC DANCE HALLS.

1. The form of a public dance hall licence shall be that in Form No. 6A, and the form of a temporary public dance hall licence that in Form No. 6B, in the Appendix to these Regulations.

Form.
Appendix.

2. A person requiring a licence to open or keep any premises as a public dance hall shall when making application for the same furnish to the licensing authority two copies of his photograph.

Application
for licence.

3. Every person licensed to keep a public dance hall shall exhibit and keep exhibited the words "Licensed for dancing" in English and in Chinese the characters 已領有跳舞牌照 in some conspicuous place near the door and on the outside of the premises to the satisfaction of the licensing authority.

Outdoor
sign.

4. Every person licensed to keep a public dance hall shall employ in the premises only such assistants as the licensing authority may approve.

Only
approved
assistants
to be
employed.

5. Every person licensed to keep a public dance hall shall keep a register at the premises and shall correctly enter therein the names, age, sex, nationality, birthplace and place of residence in the Colony of every dancing partner and other person employed in the premises and shall affix thereto a photograph of every such dancing partner and employee.

Register
of dancing
partners.
etc.

6. On the first day of every month every person licensed to keep a public dance hall shall make a return in writing to the licensing authority in such form as he may approve of the particulars required to be entered in the register, relating to every dancing partner and other person then employed in the premises.

Return of
dancing
partners.
etc.

7. No person under the age of fifteen years shall be employed in or permitted to dance in the premises.

Persons
under 15
years.

8. No person other than the licensee, members of his family, his agent, or watchman, and no person employed as a dancing partner shall sleep or be permitted to sleep on the licensed premises.

Sleeping on
premises.

9. Except during the hours prescribed in the conditions of licence, the public shall be excluded from the premises.

Exclusion
of public.

- Extension of hours.** 10. The licensing authority may in his discretion for any particular occasion extend the hours prescribed in the licence.
- Such extension shall be in writing, and subject to the payment of the fee prescribed by these regulations.
- Sale or consumption of liquors.** 11. No intoxicating liquors shall be sold or consumed in the premises, except under and in accordance with the terms of a valid licence in that behalf granted in respect of such premises.
- Good order in premises.** 12. Every person licensed to keep a public dance hall shall maintain good order in the premises and shall not suffer or permit therein
- (1) any profanity or impropriety of language;
 - (2) any indecency of dress, dance or gesture;
 - (3) any offensive personalities or representations of living persons or anything calculated to produce riot or breach of the peace;
 - (4) any drunkenness or other disorderly conduct;
 - (5) any unlawful game; or
 - (6) any persons of notoriously bad character to assemble and meet together.
- Lighting.** 13. The premises shall be lighted throughout by gas or electricity from the mains of a public utility company, and, except by and in accordance with the special permission of the licensing authority, no candle, oil lamp or other form of illumination shall be used therein.
- Removal of fire danger.** 14. The licensing authority may require the removal of, and the licensee shall immediately remove, anything in the premises which in the opinion of the licensing authority is a fire danger.
- Fire appliances and escape.** 15. Every person licensed to keep a public dance hall shall provide and maintain on the premises to the satisfaction of the Chief Officer of the Fire Brigade
- (1) fire appliances adequate for the protection of the premises, at all times free from obstruction and ready for use;
 - (2) adequate arrangements for escape in case of fire from every part of the premises;
 - (3) an adequate shade or guard for every lamp and fire; and
 - (4) fire resisting screens, shutters, curtains or other adequate means of fire protection for every window or opening which adjoins any place or premises where any inflammable substance is kept or stored.
- Exits and doors.** 16. Every door and barrier on the premises must open outwards, and every exit shall be plainly indicated in seven-inch letters and Chinese characters by a fixed lighted sign of a nature and in a position approved by the Chief Officer of the Fire Brigade.
- Gangways and staircases.** 17. Every gangway, passage and staircase for the exit of the public shall be kept entirely free from obstruction, whether permanent or temporary, and no person shall be permitted to loiter therein.
- Corridors not to be used as cloakrooms.** 18. No corridor shall be used as a cloak room, and no pegs for hanging hats or cloaks shall be allowed therein.
- Latrines.** 19. Every person licensed to keep a public dance hall shall provide and shall maintain in a clean and wholesome condition on the premises adequate latrine, urinal or water-closet accommodation to the satisfaction of the Head of the Sanitary Department.
- Hygiene.** 20. Every person licensed to keep a public dance hall shall provide adequate measures for ventilating, cleansing and otherwise securing hygienic conditions in the premises and shall maintain the premises in a hygienic condition to the satisfaction of the Head of the Sanitary Department.

21. Every person holding a licence under this Part shall at all reasonable times permit any police officer not under the rank of sub-inspector and any person authorised in writing by the licensing authority to enter and inspect the licensed premises and the entries in any records kept in connection therewith. **Entry and inspection.**

22. Every person holding a licence to keep a public dance hall shall observe the following conditions and such special conditions as the licensing authority may in his discretion impose, which shall appear on the face of the licence:— **Conditions.**

(1) Except with the written permission of the licensing authority endorsed on the licence, the licensee shall not:

(a) transfer, lend or hire his licence to any person;

(b) allow the premises to be used for dancing except between the hours of 12 noon and 12 midnight.

(2) Should any person employed by the licensee and induced by him or on his behalf to enter the Colony become liable to expulsion from the Colony or at any time after the termination, in whatsoever manner, of his services with the licensee desire to return to the place whence he came to the Colony, the licensee shall defray the cost of such expulsion or return.

(3) The licensee shall deposit a sum of one hundred dollars with the Colonial Treasurer at such interest as he may fix and shall maintain such deposit during the continuance of this licence.

(4) Any money so deposited shall be available to pay the cost of the return or expulsion to any place outside the Colony of any employee as set out in condition No. (2), and the licensing authority may direct that the whole of such money or such part as may be necessary shall be paid out in respect of such expulsion or return.

(5) The licensee shall on demand produce and show to the licensing authority and any person deputed by him in writing in that behalf every contract in respect of any employment performed on the premises.

PART VIII.—UNDERTAKERS OF BURIALS.

The regulations in this Part, and so much of the Ordinance as makes it an offence to carry on the trade of an undertaker of burials except under and in accordance with a licence shall not apply to any person exercising such trade in the New Territories, except New Kowloon. **Exemption of New Territories, except New Kowloon.**

1. The form of an undertaker's licence shall be that in form No. 7 in the Appendix to these regulations. **Form. Appendix.**

2. Every person holding an undertaker's licence shall observe the following conditions, and such special conditions as the licensing authority may in his discretion impose, which shall be endorsed on the licence:— **Conditions.**

(1) Except with the written permission of the licensing authority endorsed on the licence, the licensee shall not transfer, lend or hire his licence to any person.

(2) Every grave shall be dug to a depth throughout of not less than six English feet from the ordinary surface of the grave to the uppermost side of the corpse or coffin therein deposited

APPENDIX.

FORM No. 1A.

Licence No.

AUCTIONEER'S LICENCE.

(Annual).

..... of
is hereby licensed to carry on the business of an auctioneer until
the day of 19 inclusive,
subject to the conditions and for the further periods endorsed hereon.
Fee \$600.

Dated this day of 19

Licensing Authority.

FORM No. 1B.

Licence No.

AUCTIONEER'S LICENCE.

(Temporary).

..... of
is hereby licensed to carry on the business of an auctioneer for the
purpose of the sale of (or as the case may
be, is hereby licensed to conduct sales for
an auctioneer holding annual licence No. issued on the
..... day of 19) during the
week ending 19..... but not further or
otherwise, and subject to the conditions endorsed hereon.

Fee \$25.

Dated this day of 19

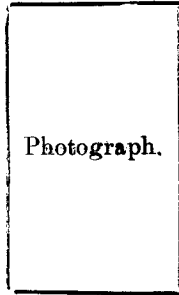
Licensing Authority.

FORM No. 2A.

Licence No.

HAWKER'S (ITINERANT) LICENCE.

..... of
is hereby licensed to hawk
until the day of 19.....
inclusive, subject to the conditions and for the
further periods endorsed hereon.



Fee \$4.00.

Dated this day of 19.....

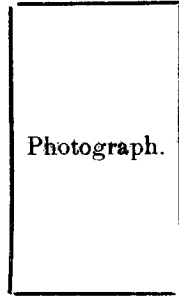
Licensing Authority.

FORM No. 2B.

Licence No.

HAWKER'S (STALL HOLDER'S) LICENCE.

..... of
is hereby licensed to hawk
on the site allotted to him at
until the day of 19.....
inclusive, subject to the conditions and for the further
periods endorsed hereon.



Fee \$24.

Dated this day of 19.....

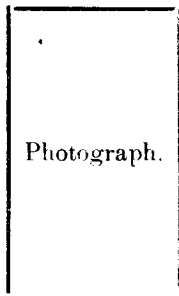
Licensing Authority.

FORM No. 2C.

Licence No.

HAWKER'S (NATIVE CRAFT) LICENCE.

..... of
is hereby licensed to hawk
from licensed boat No. and on native craft
in the harbour of Hong Kong (or as the case may
be) until the day of
19..... inclusive, subject to the conditions and for
the further periods endorsed hereon.



Fee \$4.

Dated this day of 19.....

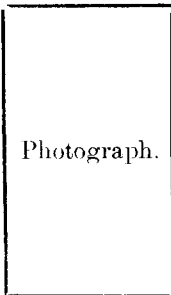
Licensing Authority.

FORM No. 2D.

Licence No.

HAWKER'S (STEAMSHIPS) LICENCE.

..... of
is hereby licensed to hawk
from licensed boat No., and on steam and
motor ships in the harbour of Hong Kong (*or as the
case may be*) until the day of
..... 19..... inclusive, subject to the
conditions and for the further periods endorsed hereon.



Fee \$24.

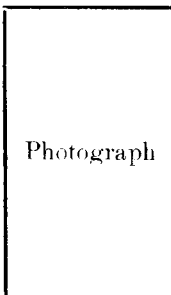
Dated this day of 19.....

Licensing Authority.

FORM No. 2E.

Licence No.

..... of
is hereby licensed to hawk
newspapers until the day of
..... 19..... inclusive, subject to the
conditions and for the further periods endorsed hereon.



Fee \$1.00.

Dated this day of 19.....

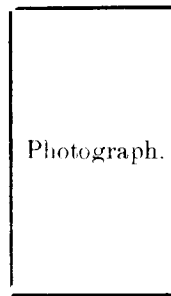
Licensing Authority.

FORM No. 3.

Licence No.

MESSAGE ESTABLISHMENT LICENCE.

..... of
is hereby licensed to carry on a message establish-
ment at (*description of licensed premises*) until the
.....day of 19.....
inclusive, subject to the conditions and for the further
periods endorsed hereon.



Fee \$5.

Dated this day of 19

Licensing Authority.

FORM No. 4A.

Licence No.

MONEY-CHANGER'S LICENCE.

..... of
is hereby licensed to carry on the business of a money-changer at
(description of licensed premises) until the day of
..... 19..... inclusive, subject to the conditions
and for the further periods endorsed hereon.

Fee \$100.

Dated this day of 19 ..

Licensing Authority.

FORM No. 4B.

Licence No.

MONEY-CHANGER'S (SHIPS) LICENCE.

..... of
is hereby licensed to carry on the business of a
money changer on board ships in the harbour of
Hong Kong (or as the case may be) for
..... a money changer holding annual
licence No. issued on the
day of 19..... until the
..... day of19.....
inclusive, subject to the conditions and for the further
periods endorsed hereon.

Photograph.

Fee \$100.

Dated this day of 19.....

Licensing Authority.

FORM No. 5.

Licence No.

PUBLIC BILLIARD TABLE LICENCE.

..... of
is hereby licensed to keep public billiard table(s) at
(description of licensed premises) until the day of
..... 19..... inclusive, subject to the conditions and
for the further periods endorsed hereon.

Fee \$100.

Dated this day of 19 ..

Licensing Authority.

FORM No. 6A.

Licence No.

PUBLIC DANCE HALL LICENCE.

(Annual).

..... of
is hereby licensed to keep (*description of licensed premises*) as a
public dance hall until the day of.....
19..... inclusive, subject to the conditions and for the further periods
endorsed hereon.

Fee \$120.

Dated this day of 19 ..

Licensing Authority.

FORM No. 6B.

Licence No.

PUBLIC DANCE HALL LICENCE.

(Temporary).

..... of
is hereby licensed to keep (*description of licensed premises*) as a
public dance hall during the month ending19.....
subject to the conditions endorsed hereon.

Fee \$20.

Dated this day of 19.....

Licensing Authority.

FORM No. 7.

Licence No.

UNDERTAKER'S LICENCE.

..... of
is hereby licensed to undertake and perform burials of Chinese
(*or non-Chinese, as the case may be*) dead in the cemeteries allotted
for that purpose, until the day of..... 19.....
inclusive, subject to the conditions and for the further periods
endorsed hereon.

Fee \$25.

Dated this day of 19.....

Licensing Authority.

Objects and Reasons.

1. The first important licensing enactment in Hong Kong was Ordinance No. 11 of 1844, which was in effect a Liquors Ordinance, but provided for the licensing of certain games (billiards, skittles and ninepins), and thereafter as necessity arose, other Ordinances regulated many other licences, such as Liquors, Opium, Tobacco, Boarding-houses, Ferries, Prospecting and Mining, covering a wide range of subjects which it was impossible to correlate and deal with in a general Licensing Ordinance.

2. In the Licensing Ordinance, 1887, No. 8 (originally No. 21) of 1887, the then existing provisions relating to the issue of various licences were collected from the enactments in which they appeared.

3. The Vehicles and Traffic Regulation Ordinance, No. 40 of 1912, superseded and repealed certain sections of the Licensing Ordinance, 1887, which with minor amendments has remained unaltered till the present time.

4. The Licensing Ordinance, 1887, was merely a general collection of provisions dealing with a number of miscellaneous licences for which no special provision had been made in some other Ordinance. This Ordinance has a similar object. It leaves untouched the special Ordinances such as the Liquors Ordinance, 1931, and the Liquors Amendment Ordinance, 1932, the Prospecting and Mining Ordinance, 1906, and the Boarding-house Ordinance, 1917. But it substitutes for Ordinance No. 8 of 1887 an enactment dealing with miscellaneous licences in which the licences dealt with by that Ordinance have been included, revised and extended. The title has been changed, on the ground of clearness, and certain necessary amendments in form have been effected.

A Table of Correspondence is attached which indicates the source of each section and the nature of the various amendments.

C. G. ALABASTER,
Attorney General.

September, 1933.

TABLE OF CORRESPONDENCE.

BETWEEN

The Miscellaneous Licences Ordinance, 1933, and
Ordinance No 8 of 1887.

Section of new Ordinance.	Section of No. 8 of 1887.	Remarks.
1	1	—
2	—	New definitions added, viz: (a) "Auctioneer" (b) "Public dance-hall" (c) "Hawker" (d) "Massage establishment" (e) "Place" (f) "Sale", which terms appear in the Schedule or in the Ordinance.
3	3	Power to classify the occupations, etc., for which licences may be issued, precautions against fire, maintenance of peace and good order, means of securing hygienic conditions, entry and inspection of licensed places, exemption of trade etc., in specified areas, added.
4	8	Re-drafted and amended. Penalties extracted to new section 8.
5	7	Re-drafted. Power to cancel licence for misconduct added, on the lines of old section 13 (2) and applied to all licences.
6	—	New. Empowers a magistrate to issue a search warrant on sworn information of an offence.
7	—	New. Makes any breach of the Ordinance, a regulation, or condition of licence an offence.
8	—	New. Fixes a maximum penalty of \$250 in all cases, below which it is considered that the allocation of penalties may be left to the discretion of a magistrate.
9	—	New. Makes a licensee liable for his servant's offence, and imposes liability on the servant in respect of such offence.
10	—	Regulations in Second Schedule.
11	—	Preserves existing licences.
12	—	Repeals. S. 4 of Ord. No. 34 of 1910 is repealed, provision being made in S. 3 (8) of this Ordinance for certain exemptions, a power which is exercised as regards hawkers and undertakers of burials in the New Territories (except New Kowloon) in Parts III and VIII of the Regulations in the Second Schedule. S. 73 of Ord. No. 34 of 1910 is also repealed, as no longer necessary. Provision for money-changers in the New Territories is made in the Schedule, and all pawnbrokers licences will in future be issued by the Inspector General of Police: of these only three licences, formerly issued by the District Officer, North under the repealed section, will be affected.

Table of Correspondence,—Continued.

BETWEEN

The Miscellaneous Licences Ordinance, 1933, and
Ordinance No. 8 of 1887,—Continued.

Section of new Ordinance.	Section of No. 8 of 1887.	Remarks.
First Schedule.	Schedule.	Provisions as to term, fee and officers empowered to issue licences omitted in First Schedule. "Undertaker of burials" for "Chinese undertaker". "Massage establishment" and "Public dance-hall" added. "Public ninepin or bowling alley" omitted, such establishments long having ceased to exist in the Colony.
Second Schedule.	—	Regulations.

NOTICES.

COLONIAL SECRETARY'S DEPARTMENT.

No. S. 385.—Statement of Sanitary Measures adopted against Hong Kong.

Place or Port.	Nature of Measures.	Date.	Reference to Government Notification.
Philippine Ports.	Inspections outside Manila harbour from 20th April. Third class passengers and new crew must comply with the vaccination requirements.	16th April, 1924.	—
All ports in the United States of America, including the Hawaiian Islands.	Inspections outside the ports from 1st April. Steerage passengers must comply with the vaccination requirements.	30th April, 1926.	—
Bangkok.	Vessels detained at river mouth and passengers and crew vaccinated unless they can produce evidence of successful recent vaccination.	29th October, 1926.	No. S. 301.

D. W. TRATMAN,
Colonial Secretary.

29th September, 1933.