

to Harford County, and a County Agency to administer the provisions of Sections 407 to 430 inclusive of Article 13 of the Code of Public Local Laws of Maryland, title "Harford County", sub-title "Liquors and Intoxicating Drinks", and as such is clothed with discretionary powers, in granting, refusing, revoking or suspending licenses for the sale of alcoholic beverages, within the limits prescribed under the last mentioned sub-title, and its decisions, under the provisions of said sub-title, are legally presumed to best serve the public interest and shall be conclusive and not reviewable by a Court of Law or Equity, except in the event its discretion therein is not honestly and fairly exercised.

425-E. Any applicant for, or holder of a license under the provisions of this sub-title who shall feel aggrieved at the refusal, revocation or suspension of a license by said Board, as heretofore set forth, shall have the right of an appeal to the Circuit Court for Harford County within the limitations prescribed in the last preceding paragraph. Said appeal shall be begun by the filing of a petition in said Court setting forth the facts, together with the action taken by said Board, and praying for a hearing before said Court or before said Court and Jury, as the petitioner shall elect in said petition. Copy of said petition shall be served upon said Board, which service and the date thereof shall be noted on the original petition. After service upon said Board, or one of its members, the Board shall have the right to file an answer to said petition within ten days after the date of service and said Board may also elect to have said case tried before the Court and Jury. After the filing of said answer either party may move to have the case promptly disposed of. Upon said trial or hearing the action of the Board must be presumed by the Court to have been proper and the burden shall be upon the petitioner to prove that the decision of the said Board was against public interest and that its discretion in rendering said decision was not honestly and fairly exercised.

425-F. In the case of an appeal where the license has been suspended or revoked by the Board, the applicant or licensee shall not be permitted to operate pending the appeal, unless the Court, after a hearing, shall stay the action of the Board, pending the final determination of the appeal.

SEC. 3. *And be it further enacted*, That this Act shall take effect June 1, 1943.

Approved May 6, 1943.