

New South Wales



ANNO SEPTIMO

GEORGII V REGIS.

Act No. 37, 1916.

An Act to amend the Weights and Measures Act, 1915; to suspend the operation of the said Act; to re-enact and continue the provisions of the Acts thereby repealed. [Assented to, 12th September, 1916.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Weights and Measures (Amendment) Act, 1916." Short title.
The

Weights and Measures (Amendment).

The sections, Schedules, and other provisions referred to in this Act are those contained in the Weights and Measures Act, 1915.

Amendment
of s. 1 (1) of
Weights and
Measures
Act, 1915.

2. (1) In subsection one of section one of the Weights and Measures Act, 1915, omit "first day of June, one thousand nine hundred and fifteen," insert "first day of July, one thousand nine hundred and sixteen."

(2) The operation of the Weights and Measures Act, 1915, is hereby suspended until the first day of July, one thousand nine hundred and sixteen, and the enactments repealed by the said Act are hereby re-enacted and shall continue in force until the first day of July, one thousand nine hundred and sixteen, and no longer.

Amendments
of the Prin-
cipal Act.

3. The Weights and Measures Act, 1915, is amended as follows:—

Sec. 3.

(1) Section three: Omit section.

Sec. 4.

(2) Section four: Omit "Inspector-General" insert in lieu thereof "Minister".

Sec. 6.

(3) Section six:

(a) Omit the definition of "Inspector-General".

(b) In the definition of "superintendent" after the words "means superintendent" insert "of weights and measures".

Sec. 7.

(4) Section seven: Omit "Inspector-General, a".

Sec. 8.

(5) Section eight: Omit all the words after "the superintendent" insert in lieu thereof "and such inspectors as may be necessary".

Secs. 9, 10
and 11.

(6) Sections nine, ten and eleven: Omit the word "Inspector-General" wherever it occurs in the sections and insert in lieu thereof the word "Minister."

Sec. 16.

(7) Section sixteen: Omit "the same" insert "weights and measures of such denominations".

Sec. 26.

(8) Section twenty-six: After "seller" in each instance insert "or the person offering or exposing such article for sale"

Sec. 28.

(9) Section twenty-eight: After "sell" in fifth line insert "or deliver". Delete "or" where secondly occurring in sixth line, and after "measure" in sixth line insert "or number"

(10)

Weights and Measures (Amendment).

(10) Section fifty-five: Omit section. Sec. 55.

(11) Section fifty-seven:

(a) paragraph (g), before "weighing or measuring instruments", where secondly occurring, insert "weights and measures, and". Sec. 57.

(b) after paragraph (j) insert new paragraph:—

(j 1) Prescribing fees chargeable for testing, verifying, and stamping measuring instruments.

(c) After paragraph (o) insert new paragraph:—

(o 1) Prohibiting the sale by retail of packages of any goods therein specified otherwise than of the prescribed net weights or measures:

Provided that any regulation made under this paragraph shall not come into force until the expiration of six months after the regulation has been published in the Gazette, or any longer period prescribed in the regulation:

Provided further that any regulation made under this paragraph which applies to any food or drug shall be made on the recommendation of the advisory committee of the Pure Food Act, 1908.

4. In Schedule B under short heading "Measures of Capacity" after "gallon" insert "or $\frac{1}{2}$ peck", and after "Half gallon" insert "or $\frac{1}{4}$ peck". Amendment of Schedule B.

5. In Schedule D—

(a) in the heading "Fees to be paid for Testing, Verifying, or Stamping Weights and Measures, and Weighing or Measuring Instruments" omit "or measuring". Amendment of Schedule D.

(b) under the short heading "*Weights*" omit the items under "Avoirdupois," insert the following:—

56 lb. ...	...	...	...	6d. each.
28 lb. ...	...	...	...	4d. ,,
14 lb. and 7 lb.	...	...	...	3d. ,,
4 lb or under	...	...	...	1d. ,,

(c)

Weights and Measures (Amendment).

(c) under the short heading "*Measures of capacity*," after "1 gallon" insert "or $\frac{1}{2}$ -peck," and after "Half-gallon" insert "or $\frac{1}{4}$ -peck"; and insert the word "half" after the word "at" in the expression "at the rate prescribed"

Further amendment of Schedule D.

6. In the same Schedule omit the short heading "*Weighing instruments*" and all thereunder to the end of the Schedule, insert the following:—

Weighing instruments.

Weighbridges and crane weighing machines ...	£1 1s. each.
Weighing instruments (fixed) 9d. per cwt. of capacity	Minimum fee 10s.; maximum fee, £1 1s.
Weighing machines (portable), steelyards, balances, and spring scales, capacity 14lb. and under	1s. each.
" " over 14 lb. to 1 cwt.	2s. "
" " over 1 cwt.	6d. for each additional cwt., or part thereof; maximum fee, £1 1s.
Computing scales, 10 lb. and under	2s. 6d. each.
" " over 10 lb. to 150 lb.	5s. "
" " over 150 lb.	1s. for each additional cwt., or part thereof.

These fees include the stamping of one set of proportional weights where such are used; duplex sets to be charged half fees.

One-half of those fees to be chargeable for weights, measures, or weighing instruments tested and rejected as incorrect or otherwise unsuitable: Provided that where fractions of a penny occur they shall be charged as one penny.

In the case of weighing instruments graduated in centals, read "100 lb." in place of "1 cwt."

For the testing of weighing instruments at premises outside the inspector's office, owners shall provide cartage for the necessary weights, and the labour required to handle them, and shall pay any additional mileage fees prescribed by the regulations.

Amendment of Schedule E.

7. In Schedule E insert after the line "Beans, 60 lb." the following:—"Beans (fresh), 20 lb."; and after the line "Peas, 60 lb." insert the following:—"Peas (in pod), 28 lb."

By Authority:

WILLIAM APPLGATE GULLICK, Government Printer, Sydney, 1916.

WEIGHTS AND MEASURES (AMENDMENT) BILL.

SCHEDULE of the Amendments referred to in Message of 10th April, 1916.

Page 2, clause 3. *Omit* lines 16 to 31 inclusive.

Page 2, clause 3. *After* paragraph (7 1) *add* new subclauses (2), (3), and (4).

Page 3, clause 3, line 11. *Omit* "food or drug" *insert* "goods"

Page 3, clause 3. *Omit* lines 20 to 23 inclusive.

Page 3, clause 3. At end of clause *add* new proviso.

Page 4. *After* clause 6 *add* new clause 7.

MEMORANDUM FOR THE RECORD

DATE: [Illegible]

1. [Illegible]
2. [Illegible]
3. [Illegible]
4. [Illegible]
5. [Illegible]

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

W. S. MOWLE,
Acting Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 14 March, 1916.*

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

W. L. S. COOPER,
Clerk of the Parliaments.

*Legislative Council Chamber,
Sydney, 10th April, 1916.*

New South Wales.



ANNO SEXTO

GEORGI V REGIS.

Act No. , 1916.

An Act to amend the Weights and Measures Act, 1915; to suspend the operation of the said Act; to re-enact and continue the provisions of the Acts thereby repealed.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Weights and Measures (Amendment) Act, 1916."

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408—

The

NOTE.—The words to be omitted are ruled through; those to be inserted are printed in black letter.

Weights and Measures (Amendment).

The sections, Schedules, and other provisions referred to in this Act are those contained in the Weights and Measures Act, 1915.

- 2.** (1) In subsection one of section one of the Weights and Measures Act, 1915, omit "first day of June, one thousand nine hundred and fifteen," insert "first day of July, one thousand nine hundred and sixteen." Amendment of s. 1 (1) of Weights and Measures Act, 1915.
- (2) The operation of the Weights and Measures Act, 1915, is hereby suspended until the first day of July, one thousand nine hundred and sixteen, and the enactments repealed by the said Act are hereby re-enacted and shall continue in force until the first day of July, one thousand nine hundred and sixteen, and no longer.
- 3.** The Weights and Measures Act, 1915, is amended as follows:— Amendments of the Principal Act.
- (1) Section three: Omit section. Sec. 3.
- (2) Section four: Omit "Inspector-General" insert in lieu thereof "Minister". Sec. 4.
- (3) Section six: Sec. 6.
- (a) Omit the definition of "Inspector-General".
- (b) In the definition of "superintendent" after the words "means superintendent" insert "of weights and measures".
- (4) Section seven: Omit "Inspector-General, a". Sec. 7.
- (5) Section eight: Omit all the words after "the superintendent" insert in lieu thereof "and such inspectors as may be necessary". Sec. 8.
- (6) Sections nine, ten and eleven: Omit the word "Inspector-General" wherever it occurs in the sections and insert in lieu thereof the word "Minister." Secs. 9, 10 and 11.
- (7) Section sixteen: Omit "the same" insert "weights and measures of such denominations". Sec. 16.
- (2) Section twenty-six: After "seller" in each instance insert "or the person offering or exposing such article for sale"
- (3) Section twenty-eight: After "sell" in fifth line insert "or deliver". Delete "or" where secondly occurring in sixth line and after "measure" in sixth line insert "or number"
- (4) Section fifty-five: Omit section. (8)

Weights and Measures (Amendment).

(8 5) Section fifty-seven :

Sec. 57.

- (a) paragraph (g), before "weighing or measuring instruments", where secondly occurring, insert " weights and measures, and "
- 5 (b) after paragraph (j) insert new paragraph :—
 - (j 1) Prescribing fees chargeable for testing, verifying, and stamping measuring instruments.
- 10 (c) After paragraph (o) insert new paragraph :—
 - (o 1) Prohibiting the sale by retail of packages of any ~~food or drug~~ **foods** therein specified otherwise than of the prescribed net weights or measures:

15 Provided that any regulation made under this paragraph shall not come into force until the expiration of six months after the regulation has been published in the Gazette, or any longer period prescribed in the regulation :

20 For the purpose of this paragraph the words "food," "drug", and "package" have the respective meanings given to them in the Pure Food Act, 1908.

25 Provided further that any regulation made under this paragraph which applies to any food or drug shall be made on the recommendation of the advisory committee of the Pure Food Act, 1908.

30 **4.** In Schedule B under short heading " Measures of Capacity " after " gallon " insert " or $\frac{1}{2}$ peck ", and after " Half gallon " insert " or $\frac{1}{4}$ peck ". Amendment of Schedule B.

5. In Schedule D—

Amendment of Schedule D.

35 (a) in the heading " Fees to be paid for Testing, Verifying, or Stamping Weights and Measures, and Weighing or Measuring Instruments " omit " or measuring "

(b) under the short heading " *Weights* " omit the items under " Avoirdupois, " insert the following :—

40

56 lb.	6d. each.
28 lb.	4d. "
14 lb. and 7 lb.	3d. "
4 lb or under	1d. "

(c)

Weights and Measures (Amendment).

- (c) under the short heading "*Measures of capacity*," after "1 gallon" insert "or $\frac{1}{2}$ -peck," and after "Half-gallon" insert "or $\frac{1}{4}$ -peck"; and insert the word "half" after the word "at" in the expression "at the rate prescribed"

6. In the same Schedule omit the short heading "*Weighing instruments*" and all thereunder to the end of the Schedule, insert the following:—

Further amendment of Schedule D.

10	<i>Weighing instruments.</i>	
	Weighbridges and crane weighing machines ...	£1 1s. each.
	Weighing instruments (fixed) 9d. per cwt. of capacity ...	Minimum fee 10s.; maximum fee, £1 1s.
15	Weighing machines (portable), steelyards, balances, and spring scales, capacity 14lb. and under ...	1s. each.
	" " over 14 lb. to 1 cwt. ...	2s. "
20	" " over 1 cwt. ...	6d. for each additional cwt., or part thereof; maximum fee, £1 1s.
	Computing scales, 10 lb. and under ...	2s. 6d. each.
	" " over 10 lb. to 150 lb. ...	5s. "
25	" " over 150 lb. ...	1s. for each additional cwt., or part thereof.

These fees include the stamping of one set of proportional weights where such are used; duplex sets to be charged half fees.

- One-half of those fees to be chargeable for weights, measures, or weighing instruments tested and rejected as incorrect or otherwise unsuitable: Provided that where fractions of a penny occur they shall be charged as one penny.

In the case of weighing instruments graduated in centals, read "100 lb." in place of "1 cwt."

- 35 For the testing of weighing instruments at premises outside the inspector's office, owners shall provide cartage for the necessary weights, and the labour required to handle them, and shall pay any additional mileage fees prescribed by the regulations.

7. In Schedule E insert after the line "Beans, 60lb." the following:—"Beans (fresh), 20lb."; and after the line "Peas, 60lb." insert the following:—"Peas (in pod), 28lb."

Amendment of Schedule E.