Weights and Measures (Amendment) Bill, 1933.

EXPLANATORY NOTE.

THIS Bill is designed to enlarge the power of making Regulations prohibiting the sale by retail of packages of any goods otherwise than of the prescribed net weights or measures. The existing Act contains certain powers in this direction, but they are not sufficient to ensure the effective administration of the Act.

The Bill will enable Regulations to be made which will permit of the regulation of the sale of goods of the classes therein referred to in a manner shown to be necessary by experience.

The Bill will also enable certain details of administration to be committed by regulation to the Superintendent, and also replaces a section relating to regulations with a more modern form.

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No. , 1933.

A BILL

To amend in certain respects the Weights and Measures Act, 1915, as amended by the Weights and Measures (Amendment) Act, 1916; and for purposes connected therewith.

[CAPTAIN CHAFFEY;—6 *September*, 1933.]

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, 1933." Short title.

Amendment of Act No. 10, 1915, s. 57 (o1).

2. (1) The Weights and Measures Act, 1915, as amended by the Weights and Measures (Amendment) Act, 1916, is amended—

(a) by omitting from paragraph (o1) of section fifty-seven the word " specified " and by inserting in lieu thereof the words " referred to "; 5

(b) by inserting at the end of section fifty-seven the following new subsections:—

(2) Any regulation purporting to be made under the powers conferred by paragraph (o1) of subsection one of this section may apply— 10

(a) generally to all or any class of goods;

(b) particularly to the goods mentioned in the regulation;

(c) to all goods other than those mentioned in the regulation. 15

(3) The regulations may authorise any matter or thing to be from time to time determined, applied, regulated or approved by the Superintendent. 20

(2) Subsection one of this section shall be deemed to have been in force since the commencement of the Weights and Measures (Amendment) Act, 1916, but shall not operate so as to affect any action or proceeding taken or thing done under any regulation purporting to be made under the powers conferred by paragraph (o1) of subsection one of section fifty-seven of the Weights and Measures Act, 1915, as amended by the Weights and Measures (Amendment) Act, 1916, prior to the commencement of this Act. 25 30

Further amendment of Act No 10, 1915. Substituted s. 58.

3. (1) The Weights and Measures Act, 1915, as amended by the Weights and Measures (Amendment) Act, 1916, is further amended by omitting section fifty-eight and by inserting in lieu thereof the following section:— 35

Regulations to be published in the Gazette.

58. All regulations made under this Act shall—

(a) be published in the Gazette;

(b)

(b) except where otherwise in this Act provided, take effect from the date of such publication or from a later date to be specified in the regulations;

5 (c) be laid before both Houses of Parliament within fourteen sitting days after publication if Parliament is in session, and if not, within fourteen sitting days after the commencement of the next session.

10 If either House of Parliament passes a resolution of which notice has been given at any time within fifteen sitting days after the regulations have been laid before such House disallowing any regulation or part thereof, such regulation or part shall there-
15 upon cease to have effect.

(2) The amendment made by subsection one of this section shall not affect the validity and force of regulations made prior to the commencement of this Act, and such regulations shall continue in force until
20 repealed, replaced, or amended by regulations made after such commencement.

Sydney: Alfred James Kent, I.S.O., Government Printer—1933.

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