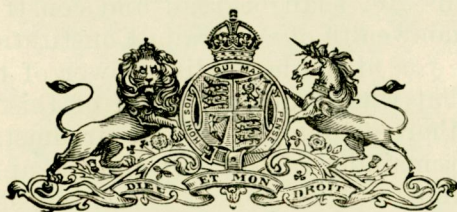


New South Wales.



ANNO DECIMO

GEORGII VI REGIS.

Act No. 40, 1946.

An Act to make provision for day baking; to amend the Factories and Shops Act, 1912, and the Industrial Arbitration Act, 1940, and certain other Acts in certain respects; and for purposes connected therewith. [Assented to, 21st May, 1946.]

Bread Industry.

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 :—

PART I.

PRELIMINARY.

Short title,
commence-
ment and
construc-
tion.

1. (1) This Act may be cited as the "Bread Industry Act, 1946."

(2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

(3) This Act shall be read and construed subject to the Commonwealth of Australia Constitution Act, and so as not to exceed the legislative power of the State to the intent that where any provision of this Act or the application thereof to any person or circumstance is held invalid the remainder of this Act and the application of such provision to other persons or circumstances shall not be affected.

Division
into
Parts.

2. This Act is divided into Parts as follows:—

PART I.—PRELIMINARY.

PART II.—DAY BAKING.

PART III.—GENERAL.

PART IV.—AMENDMENT OF FACTORIES AND SHOPS ACT, 1912, AS AMENDED BY SUBSEQUENT ACTS.

SCHEDULE.

Definitions.

3. In this Act unless the context or subject matter otherwise indicates or requires:—

"Bread" includes bread rolls.

"Bread distributor" means a person who sells bread purchased from a bread manufacturer to bread resellers, wholesale users or consumers, but does not include a bread reseller.

"Bread

Bread Industry.

“Bread manufacturer” means a person who carries on the business of manufacturing, preparing or baking bread for sale or who, in carrying on any business, manufactures, prepares or bakes bread for consumption or use in the course of that business.

“Bread reseller” means a person who sells bread by retail at his place of business, but does not include a person who supplies bread for consumption or use on his premises.

“Inspector” means inspector within the meaning of the Factories and Shops Act, 1912, as amended by subsequent Acts.

“Make or bake” in relation to bread does not include any operations connected with the preparation of dough for bread or with the firing of ovens.

“Prescribed” means prescribed by this Act or the regulations made thereunder.

4. This Act other than Part IV shall apply to the Counties of Cumberland and Northumberland and to such other districts as the Governor may by proclamation published in the Gazette direct.

Applica-
tion
of Act.

PART II.

DAY BAKING.

5. The time or times for commencing work for employees engaged in the making or baking of bread on any day in any week of a type set forth in the Schedule to this Act shall be the time or times for commencing work specified in such Schedule in respect of such day.

Commencing
times of
employees
engaged in
making or
baking
bread.

6. Any bread manufacturer or employee engaged in the making or baking of bread who in the County of Cumberland or County of Northumberland or in any other district to which this Act applies makes or bakes for trade or sale any bread after the hour of six o'clock

Manufac-
ture of
bread at
certain
times
prohibited.

in

Bread Industry.

in the afternoon of any working day and before the time next after such hour fixed by the Schedule to this Act as a time for commencing work for employees engaged in the making or baking of bread shall be guilty of an offence against this Part of this Act.

Exemption.

7. The Minister may in the case of any emergency or unforeseen circumstances exempt any bread manufacturer or employee engaged in the making or baking of bread from the operation of all or any of the provisions of sections five and six of this Act for such period and subject to such conditions as the Minister may determine.

Delivery
of bread
during
certain
hours pro-
hibited.

8. (1) Any person being a bread manufacturer, bread distributor or an employee of a bread manufacturer or bread distributor who in the County of Cumberland or County of Northumberland or any other district to which this Act applies delivers, by vehicle or other receptacle, any bread to a purchaser before the time that may be fixed by an award (whether in force at the commencement of this Act or made after such commencement) for the time being in force under the Industrial Arbitration Act, 1940, as amended by subsequent Acts, for the commencing of the ordinary hours of work by breadcarters in such County or district or after the time that may be so fixed for the cessation of the ordinary hours of work by breadcarters in such County or district, shall be guilty of an offence against this Part of this Act:

Provided that—

- (a) no such person shall so deliver bread after the hour of eleven o'clock in the forenoon on a Saturday, not being a treble delivery day, and before the time fixed by any such award for the commencing of the ordinary hours of work by breadcarters in such County or district for the next working day;
- (b) where a Saturday is a treble delivery day no such person shall so deliver bread after the hour of seven o'clock in the afternoon and before the time fixed by any such award for the

Bread Industry.

the commencing of the ordinary hours of work by breadcarters in such County or district for the next working day;

- (c) no such person shall so deliver bread after the hour fixed by any such award for the cessation of the ordinary hours of work by breadcarters in such County or district on the working day next preceding any day fixed by that award or by Statute as a holiday and before the time fixed by that award for the commencing of the ordinary hours of work by such breadcarters on the next working day following such holiday.

In this section "treble delivery day" means a day in which three days' bread or more is delivered.

(2) This section shall not apply to or in respect of the delivery of bread to a purchaser on the premises of the bread manufacturer or bread distributor.

9. Any person who commits an offence against this Part of this Act shall be liable upon summary conviction for a first offence to a penalty not exceeding fifty pounds and for a second offence to a penalty of not less than twenty-five pounds and not exceeding one hundred pounds, and for a third or subsequent offence to a penalty of not less than fifty pounds and not exceeding two hundred pounds. Penalty.

PART III.

GENERAL.

10. (1) Any inspector authorised in that behalf by the Minister shall have power— Inspection.

- (a) to enter and inspect at all reasonable ~~hours~~ by day or night any premises of any bread manufacturer, bread distributor or bread reseller, for the purpose of ascertaining whether the provisions of this Act and the regulations thereunder are being complied with;

(b)

Bread Industry.

- (b) to require the production of any books, documents and papers referring to the manufacture, distribution and sale of bread and to examine, make copies of or extracts from the same;
- (c) to stop any person engaged in the distribution or delivery of bread and search any vehicle, basket or other means used in connection with such distribution or delivery;
- (d) to interrogate any bread manufacturer, bread distributor or bread reseller and any of their employees with respect to any matter coming within the provisions of this Act or the regulations thereunder.

(2) (a) Every bread manufacturer, bread distributor and bread reseller, their agents or servants, shall furnish the means required by an inspector for an entry, inspection, examination and inquiry, or the exercise of his powers under this Act or the regulations thereunder.

(b) If the admission of an inspector into any premises in the exercise of his powers under this Act or the regulations thereunder is refused or unreasonably delayed, such inspector, if accompanied by a member of the police force, may enter such premises with such assistance as may be deemed requisite.

(c) Every person who wilfully delays or obstructs an inspector in the exercise of any power conferred on him by this Act or the regulations thereunder, or who fails to comply with a requisition of an inspector made under any such power as aforesaid, or to produce any books, documents or papers which he is required to produce or who conceals or prevents any person from appearing before or being examined by an inspector in the execution of his powers shall be guilty of an offence against this Act:

Provided that no person shall be required to answer any question or give any evidence incriminating himself.

(3) (a) Every inspector shall be furnished with an authority and on applying for admission to any premises, or exercising any powers conferred on him by this Act or the regulations thereunder, shall, if required, produce such authority to the occupier or person concerned.

(b)

Bread Industry.

(b) Every person who forges or counterfeits any such authority or makes use of any forged, counterfeited, or false authority, or personates the inspector named in any such authority, or falsely pretends to be an inspector under this Act, shall be guilty of an offence against this Act.

11. (1) Proceedings for an offence against this Act or the regulations thereunder may be taken by any person acting with the authority of the Minister. Proceedings.

(2) On a prosecution for any such offence an authority to prosecute purporting to be signed by the Minister shall be evidence of such authority without proof of the Minister's signature.

(3) All proceedings for offences against this Act or the regulations thereunder may be disposed of summarily before a police or stipendiary magistrate or an industrial magistrate appointed under the Industrial Arbitration Act, 1940, as amended by subsequent Acts.

(4) The provisions of the Industrial Arbitration Act, 1940, as amended by subsequent Acts, and the regulations thereunder, relating to proceedings before an industrial magistrate and to appeals from an industrial magistrate to the Commission shall apply mutatis mutandis to proceedings before a police or stipendiary magistrate or an industrial magistrate for offences against this Act or the regulations thereunder.

12. (1) The Governor may make regulations not inconsistent with this Act prescribing all matters which by this Act are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act. Regulations.

(2) The regulations may impose a penalty not exceeding twenty pounds for any breach thereof.

(3) The regulations shall—

- (a) be published in the Gazette;
- (b) take effect from the date of publication or from a later date to be specified in the regulations; and

(c) be laid before both Houses of Parliament within fourteen sitting days after the publication thereof

Bread Industry.

thereof if Parliament is in session, and if not, then within fourteen sitting days after the commencement of the next session.

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

PART IV.

AMENDMENT OF FACTORIES AND SHOPS ACT, 1912, AS
AMENDED BY SUBSEQUENT ACTS.

Amend-
ment of
Act No. 39,
1912, sec.
118.

(Applica-
tion of
Division.)

13. (1) The Factories and Shops Act, 1912, as amended by subsequent Acts, is amended by inserting at the end of section one hundred and eighteen the following new subsection:—

(2) This Division of this Part of this Act shall not apply within the County of Cumberland or County of Northumberland or any district to which the Bread Industry Act, 1946, applies—

- (a) to or in respect of any person exercising the trade or calling of a baker, whether an employer of labour or not, or any person employed in such trade or calling, who in such County or in any such district makes or bakes bread for sale;
- (b) to any person being a baker or seller of bread, whether an employer of labour or not, or an employee or person acting for or on behalf of a baker or seller of bread or any contractor for the delivery of bread who delivers by vehicle or other receptacle any bread in such County or in any such district.

(2) The Factories and Shops Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Factories and Shops Acts, 1912-1946.

SCHEDULE,
HOURS FOR BAKING.

Secs. 5, 6.

Act No. 40, 1946.

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Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
1. Ordinary week	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	.....
2. In which <i>Monday</i> is a holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	.....
3. The <i>week previous</i> to this <i>Monday</i> holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m. and 10 p.m.	Carry on from Friday night.
4. In which <i>Tuesday</i> is a single holiday.	Midnight.	Carry on from Sunday	.....	4-30 a.m.	5-30 a.m.	4 a.m.	.....
5. In which <i>Wednesday</i> is a single holiday.	4-30 a.m.	4 a.m.	.....	4-30 a.m.	4 a.m.	.....
6. In which <i>Thursday</i> is a single holiday.	4-30 a.m.	5-30 a.m.	4 a.m.	.....	4 a.m.	.....
7. In which <i>Friday</i> is a single holiday and is not followed by a Monday holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	Midnight.	Carry on from Friday night.

SCHEDULE.

SCHEDULE
HOURS FOR BAKING—*continued.*

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
8. In which <i>Good Friday</i> occurs.	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	10 p.m.	Carry on from Friday night.
9. Which follows <i>Easter week-end.</i>	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	.....
10. In which <i>Saturday</i> is a public holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m. and midnight.	Carry on from Thursday.	.....
11. In which <i>Monday and Tuesday</i> are holidays.	4-30 a.m.	5-30 a.m.	4 a.m.	.....
12. The <i>week previous</i> to that outlined in 11.	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m. and 10 p.m.	Carry on from Friday night.

SCHEDULE.

Bread Industry.

Act No. 40, 1946.

SCHEDULE.
HOURS FOR BAKING—*continued*.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
13. In which <i>Tuesday</i> and <i>Wednesday</i> are holidays.	10 p.m.	Carry on from Sunday.	.....	.....	4.30 a.m.	4 a.m.	.....
14. In which <i>Wednesday</i> and <i>Thursday</i> are holidays.	4.30 a.m. and 10 p.m.	Carry on from Monday.	.....	.....	4 a.m.	.....
15. In which <i>Thursday</i> and <i>Friday</i> are holidays.	4.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Tuesday.	.....	Midnight.	Carry on from Friday.
16. In which <i>Friday</i> and <i>Saturday</i> are holidays.	4.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Wednesday.	.....	.....
17. Week in which <i>Saturday</i> and the <i>Monday</i> in the following week are holidays.	4.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Thursday.	.....

Bread Industry.

Act No. 40, 1946.

Food Industry

Food	Weight	Volume	Temperature	Time	Notes
1. Beef	100 gms	100 ml	100°C	10 min	
2. Pork	100 gms	100 ml	100°C	10 min	
3. Chicken	100 gms	100 ml	100°C	10 min	
4. Fish	100 gms	100 ml	100°C	10 min	
5. Eggs	100 gms	100 ml	100°C	10 min	
6. Milk	100 gms	100 ml	100°C	10 min	
7. Butter	100 gms	100 ml	100°C	10 min	
8. Cheese	100 gms	100 ml	100°C	10 min	
9. Bread	100 gms	100 ml	100°C	10 min	
10. Cakes	100 gms	100 ml	100°C	10 min	
11. Pastries	100 gms	100 ml	100°C	10 min	
12. Ice Cream	100 gms	100 ml	100°C	10 min	
13. Candy	100 gms	100 ml	100°C	10 min	
14. Chocolate	100 gms	100 ml	100°C	10 min	
15. Sugar	100 gms	100 ml	100°C	10 min	
16. Salt	100 gms	100 ml	100°C	10 min	
17. Vinegar	100 gms	100 ml	100°C	10 min	
18. Oil	100 gms	100 ml	100°C	10 min	
19. Honey	100 gms	100 ml	100°C	10 min	
20. Syrup	100 gms	100 ml	100°C	10 min	
21. Jam	100 gms	100 ml	100°C	10 min	
22. Marmalade	100 gms	100 ml	100°C	10 min	
23. Pickles	100 gms	100 ml	100°C	10 min	
24. Sauces	100 gms	100 ml	100°C	10 min	
25. Dressings	100 gms	100 ml	100°C	10 min	
26. Condiments	100 gms	100 ml	100°C	10 min	
27. Spices	100 gms	100 ml	100°C	10 min	
28. Herbs	100 gms	100 ml	100°C	10 min	
29. Fruits	100 gms	100 ml	100°C	10 min	
30. Vegetables	100 gms	100 ml	100°C	10 min	
31. Grains	100 gms	100 ml	100°C	10 min	
32. Legumes	100 gms	100 ml	100°C	10 min	
33. Nuts	100 gms	100 ml	100°C	10 min	
34. Seeds	100 gms	100 ml	100°C	10 min	
35. Berries	100 gms	100 ml	100°C	10 min	
36. Citrus	100 gms	100 ml	100°C	10 min	
37. Melons	100 gms	100 ml	100°C	10 min	
38. Cucurbits	100 gms	100 ml	100°C	10 min	
39. Root	100 gms	100 ml	100°C	10 min	
40. Tubers	100 gms	100 ml	100°C	10 min	

Food Industry

Food Industry

Food Industry

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

W. R. McCOURT,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 8 May, 1946.*

New South Wales.



ANNO DECIMO

GEORGII VI REGIS.

Act No. 40, 1946.

An Act to make provision for day baking; to amend the Factories and Shops Act, 1912, and the Industrial Arbitration Act, 1940, and certain other Acts in certain respects; and for purposes connected therewith.
[Assented to, 21st May, 1946.]

BE

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

G. BOOTH,
Chairman of Committees of the Legislative Assembly.

Bread Industry.

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 :—

PART I.

PRELIMINARY.

Short title,
commence-
ment and
construc-
tion.

1. (1) This Act may be cited as the "Bread Industry Act, 1946."

(2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

(3) This Act shall be read and construed subject to the Commonwealth of Australia Constitution Act, and so as not to exceed the legislative power of the State to the intent that where any provision of this Act or the application thereof to any person or circumstance is held invalid the remainder of this Act and the application of such provision to other persons or circumstances shall not be affected.

Division
into
Parts.

2. This Act is divided into Parts as follows:—

PART I.—PRELIMINARY.

PART II.—DAY BAKING.

PART III.—GENERAL.

PART IV.—AMENDMENT OF FACTORIES AND SHOPS ACT, 1912, AS AMENDED BY SUBSEQUENT ACTS.

SCHEDULE.

Definitions.

3. In this Act unless the context or subject matter otherwise indicates or requires:—

"Bread" includes bread rolls.

"Bread distributor" means a person who sells bread purchased from a bread manufacturer to bread resellers, wholesale users or consumers, but does not include a bread reseller.

"Bread

Bread Industry.

“Bread manufacturer” means a person who carries on the business of manufacturing, preparing or baking bread for sale or who, in carrying on any business, manufactures, prepares or bakes bread for consumption or use in the course of that business.

“Bread reseller” means a person who sells bread by retail at his place of business, but does not include a person who supplies bread for consumption or use on his premises.

“Inspector” means inspector within the meaning of the Factories and Shops Act, 1912, as amended by subsequent Acts.

“Make or bake” in relation to bread does not include any operations connected with the preparation of dough for bread or with the firing of ovens.

“Prescribed” means prescribed by this Act or the regulations made thereunder.

4. This Act other than Part IV shall apply to the Counties of Cumberland and Northumberland and to such other districts as the Governor may by proclamation published in the Gazette direct.

Applica-
tion
of Act.

PART II.

DAY BAKING.

5. The time or times for commencing work for employees engaged in the making or baking of bread on any day in any week of a type set forth in the Schedule to this Act shall be the time or times for commencing work specified in such Schedule in respect of such day.

Commencing
times of
employees
engaged in
making or
baking
bread.

6. Any bread manufacturer or employee engaged in the making or baking of bread who in the County of Cumberland or County of Northumberland or in any other district to which this Act applies makes or bakes for trade or sale any bread after the hour of six o'clock

Manufac-
ture of
bread at
certain
times
prohibited.

in

Bread Industry.

in the afternoon of any working day and before the time next after such hour fixed by the Schedule to this Act as a time for commencing work for employees engaged in the making or baking of bread shall be guilty of an offence against this Part of this Act.

Exemption.

7. The Minister may in the case of any emergency or unforeseen circumstances exempt any bread manufacturer or employee engaged in the making or baking of bread from the operation of all or any of the provisions of sections five and six of this Act for such period and subject to such conditions as the Minister may determine.

Delivery
of bread
during
certain
hours pro-
hibited.

8. (1) Any person being a bread manufacturer, bread distributor or an employee of a bread manufacturer or bread distributor who in the County of Cumberland or County of Northumberland or any other district to which this Act applies delivers, by vehicle or other receptacle, any bread to a purchaser before the time that may be fixed by an award (whether in force at the commencement of this Act or made after such commencement) for the time being in force under the Industrial Arbitration Act, 1940, as amended by subsequent Acts, for the commencing of the ordinary hours of work by breadcarters in such County or district or after the time that may be so fixed for the cessation of the ordinary hours of work by breadcarters in such County or district, shall be guilty of an offence against this Part of this Act:

Provided that—

- (a) no such person shall so deliver bread after the hour of eleven o'clock in the forenoon on a Saturday, not being a treble delivery day, and before the time fixed by any such award for the commencing of the ordinary hours of work by breadcarters in such County or district for the next working day;
- (b) where a Saturday is a treble delivery day no such person shall so deliver bread after the hour of seven o'clock in the afternoon and before the time fixed by any such award for the
the

Bread Industry.

the commencing of the ordinary hours of work by breadcarters in such County or district for the next working day;

- (c) no such person shall so deliver bread after the hour fixed by any such award for the cessation of the ordinary hours of work by breadcarters in such County or district on the working day next preceding any day fixed by that award or by Statute as a holiday and before the time fixed by that award for the commencing of the ordinary hours of work by such breadcarters on the next working day following such holiday.

In this section "treble delivery day" means a day in which three days' bread or more is delivered.

(2) This section shall not apply to or in respect of the delivery of bread to a purchaser on the premises of the bread manufacturer or bread distributor.

9. Any person who commits an offence against this Part of this Act shall be liable upon summary conviction for a first offence to a penalty not exceeding fifty pounds and for a second offence to a penalty of not less than twenty-five pounds and not exceeding one hundred pounds, and for a third or subsequent offence to a penalty of not less than fifty pounds and not exceeding two hundred pounds. Penalty.

PART III.

GENERAL.

10. (1) Any inspector authorised in that behalf by the Minister shall have power— Inspection.

- (a) to enter and inspect at all reasonable hours by day or night any premises of any bread manufacturer, bread distributor or bread reseller, for the purpose of ascertaining whether the provisions of this Act and the regulations thereunder are being complied with;

(b)

Bread Industry.

- (b) to require the production of any books, documents and papers referring to the manufacture, distribution and sale of bread and to examine, make copies of or extracts from the same;
- (c) to stop any person engaged in the distribution or delivery of bread and search any vehicle, basket or other means used in connection with such distribution or delivery;
- (d) to interrogate any bread manufacturer, bread distributor or bread reseller and any of their employees with respect to any matter coming within the provisions of this Act or the regulations thereunder.

(2) (a) Every bread manufacturer, bread distributor and bread reseller, their agents or servants, shall furnish the means required by an inspector for an entry, inspection, examination and inquiry, or the exercise of his powers under this Act or the regulations thereunder.

(b) If the admission of an inspector into any premises in the exercise of his powers under this Act or the regulations thereunder is refused or unreasonably delayed, such inspector, if accompanied by a member of the police force, may enter such premises with such assistance as may be deemed requisite.

(c) Every person who wilfully delays or obstructs an inspector in the exercise of any power conferred on him by this Act or the regulations thereunder, or who fails to comply with a requisition of an inspector made under any such power as aforesaid, or to produce any books, documents or papers which he is required to produce or who conceals or prevents any person from appearing before or being examined by an inspector in the execution of his powers shall be guilty of an offence against this Act:

Provided that no person shall be required to answer any question or give any evidence incriminating himself.

(3) (a) Every inspector shall be furnished with an authority and on applying for admission to any premises, or exercising any powers conferred on him by this Act or the regulations thereunder, shall, if required, produce such authority to the occupier or person concerned.

(b)

Bread Industry.

(b) Every person who forges or counterfeits any such authority or makes use of any forged, counterfeited, or false authority, or personates the inspector named in any such authority, or falsely pretends to be an inspector under this Act, shall be guilty of an offence against this Act.

11. (1) Proceedings for an offence against this Act or the regulations thereunder may be taken by any person acting with the authority of the Minister. Proceedings.

(2) On a prosecution for any such offence an authority to prosecute purporting to be signed by the Minister shall be evidence of such authority without proof of the Minister's signature.

(3) All proceedings for offences against this Act or the regulations thereunder may be disposed of summarily before a police or stipendiary magistrate or an industrial magistrate appointed under the Industrial Arbitration Act, 1940, as amended by subsequent Acts.

(4) The provisions of the Industrial Arbitration Act, 1940, as amended by subsequent Acts, and the regulations thereunder, relating to proceedings before an industrial magistrate and to appeals from an industrial magistrate to the Commission shall apply mutatis mutandis to proceedings before a police or stipendiary magistrate or an industrial magistrate for offences against this Act or the regulations thereunder.

12. (1) The Governor may make regulations not inconsistent with this Act prescribing all matters which by this Act are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act. Regulations.

(2) The regulations may impose a penalty not exceeding twenty pounds for any breach thereof.

(3) The regulations shall—

- (a) be published in the Gazette;
- (b) take effect from the date of publication or from a later date to be specified in the regulations; and
- (c) be laid before both Houses of Parliament within fourteen sitting days after the publication thereof

Bread Industry.

thereof if Parliament is in session, and if not, then within fourteen sitting days after the commencement of the next session.

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

PART IV.

AMENDMENT OF FACTORIES AND SHOPS ACT, 1912, AS
AMENDED BY SUBSEQUENT ACTS.

Amend-
ment of
Act No. 39,
1912, sec.
118.

(Applica-
tion of
Division.)

13. (1) The Factories and Shops Act, 1912, as amended by subsequent Acts, is amended by inserting at the end of section one hundred and eighteen the following new subsection:—

(2) This Division of this Part of this Act shall not apply within the County of Cumberland or County of Northumberland or any district to which the Bread Industry Act, 1946, applies—

(a) to or in respect of any person exercising the trade or calling of a baker, whether an employer of labour or not, or any person employed in such trade or calling, who in such County or in any such district makes or bakes bread for sale;

(b) to any person being a baker or seller of bread, whether an employer of labour or not, or an employee or person acting for or on behalf of a baker or seller of bread or any contractor for the delivery of bread who delivers by vehicle or other receptacle any bread in such County or in any such district.

(2) The Factories and Shops Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Factories and Shops Acts, 1912-1946.

SCHEDULE.

SCHEDULE.
HOURS FOR BAKING.

Secs. 5, 6.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
1. Ordinary week	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	.....
2. In which <i>Monday</i> is a holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	.....
3. The <i>week previous</i> to this <i>Monday</i> holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m. and 10 p.m.	Carry on from Friday night.
4. In which <i>Tuesday</i> is a single holiday.	Midnight.	Carry on from Sunday	.....	4-30 a.m.	5-30 a.m.	4 a.m.	.....
5. In which <i>Wednesday</i> is a single holiday.	4-30 a.m.	4 a.m.	.....	4-30 a.m.	4 a.m.	.....
6. In which <i>Thursday</i> is a single holiday.	4-30 a.m.	5-30 a.m.	4 a.m.	.....	4 a.m.	.....
7. In which <i>Friday</i> is a single holiday and is not followed by a Monday holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	Midnight.	Carry on from Friday night.

SCHEDULE.

Bread Industry.

Act No. 40, 1946.

SCHEDULE.
HOURS FOR BAKING—*continued.*

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
8. In which <i>Good Friday</i> occurs.	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	10 p.m.	Carry on from Friday night.
9. Which follows <i>Easter week-end.</i>	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	.....
10. In which <i>Saturday</i> is a public holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m. and midnight.	Carry on from Thursday.	.....
11. In which <i>Monday and Tuesday</i> are holidays.	4-30 a.m.	5-30 a.m.	4 a.m.	.....
12. The week previous to that outlined in 11.	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m. and 10 p.m.	Carry on from Friday night.

SCHEDULE.

SCHEDULE.
HOURS FOR BAKING—continued.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
13. In which <i>Tuesday</i> and <i>Wednesday</i> are holidays.	10 p.m.	Carry on from Sunday.	.....	.....	4.30 a.m.	4 a.m.	.....
14. In which <i>Wednesday</i> and <i>Thursday</i> are holidays.	4.30 a.m. and 10 p.m.	Carry on from Monday.	.....	.....	4 a.m.	.....
15. In which <i>Thursday</i> and <i>Friday</i> are holidays.	4.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Tuesday.	.....	Midnight.	Carry on from Friday.
16. In which <i>Friday</i> and <i>Saturday</i> are holidays.	4.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Wednesday.	.....	.....
17. Week in which <i>Saturday</i> and the <i>Monday</i> in the following week are holidays.	4.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Thursday.	.....

Bread Industry.

Act No. 40, 1946.

11

In the name and on behalf of His Majesty I assent to this Act.

F. R. JORDAN,
Lieutenant-Governor.

Government House,
Sydney, 21st May, 1946.

31st Dec 1941
 1941, 1942, 1943

1941, 1942, 1943
 1941, 1942, 1943

1941, 1942, 1943

In the name of the Lord God of Hosts

Table of the 1941, 1942, 1943		1941	1942	1943	1944	1945	1946	1947	1948	1949	1950	1951	1952	1953	1954	1955	1956	1957	1958	1959	1960	1961	1962	1963	1964	1965	1966	1967	1968	1969	1970	1971	1972	1973	1974	1975	1976	1977	1978	1979	1980	1981	1982	1983	1984	1985	1986	1987	1988	1989	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100	2101	2102	2103	2104	2105	2106	2107	2108	2109	2110	2111	2112	2113	2114	2115	2116	2117	2118	2119	2120	2121	2122	2123	2124	2125	2126	2127	2128	2129	2130	2131	2132	2133	2134	2135	2136	2137	2138	2139	2140	2141	2142	2143	2144	2145	2146	2147	2148	2149	2150	2151	2152	2153	2154	2155	2156	2157	2158	2159	2160	2161	2162	2163	2164	2165	2166	2167	2168	2169	2170	2171	2172	2173	2174	2175	2176	2177	2178	2179	2180	2181	2182	2183	2184	2185	2186	2187	2188	2189	2190	2191	2192	2193	2194	2195	2196	2197	2198	2199	2200	2201	2202	2203	2204	2205	2206	2207	2208	2209	2210	2211	2212	2213	2214	2215	2216	2217	2218	2219	2220	2221	2222	2223	2224	2225	2226	2227	2228	2229	2230	2231	2232	2233	2234	2235	2236	2237	2238	2239	2240	2241	2242	2243	2244	2245	2246	2247	2248	2249	2250	2251	2252	2253	2254	2255	2256	2257	2258	2259	2260	2261	2262	2263	2264	2265	2266	2267	2268	2269	2270	2271	2272	2273	2274	2275	2276	2277	2278	2279	2280	2281	2282	2283	2284	2285	2286	2287	2288	2289	2290	2291	2292	2293	2294	2295	2296	2297	2298	2299	2300	2301	2302	2303	2304	2305	2306	2307	2308	2309	2310	2311	2312	2313	2314	2315	2316	2317	2318	2319	2320	2321	2322	2323	2324	2325	2326	2327	2328	2329	2330	2331	2332	2333	2334	2335	2336	2337	2338	2339	2340	2341	2342	2343	2344	2345	2346	2347	2348	2349	2350	2351	2352	2353	2354	2355	2356	2357	2358	2359	2360	2361	2362	2363	2364	2365	2366	2367	2368	2369	2370	2371	2372	2373	2374	2375	2376	2377	2378	2379	2380	2381	2382	2383	2384	2385	2386	2387	2388	2389	2390	2391	2392	2393	2394	2395	2396	2397	2398	2399	2400	2401	2402	2403	2404	2405	2406	2407	2408	2409	2410	2411	2412	2413	2414	2415	2416	2417	2418	2419	2420	2421	2422	2423	2424	2425	2426	2427	2428	2429	2430	2431	2432	2433	2434	2435	2436	2437	2438	2439	2440	2441	2442	2443	2444	2445	2446	2447	2448	2449	2450	2451	2452	2453	2454	2455	2456	2457	2458	2459	2460	2461	2462	2463	2464	2465	2466	2467	2468	2469	2470	2471	2472	2473	2474	2475	2476	2477	2478	2479	2480	2481	2482	2483	2484	2485	2486	2487	2488	2489	2490	2491	2492	2493	2494	2495	2496	2497	2498	2499	2500	2501	2502	2503	2504	2505	2506	2507	2508	2509	2510	2511	2512	2513	2514	2515	2516	2517	2518	2519	2520	2521	2522	2523	2524	2525	2526	2527	2528	2529	2530	2531	2532	2533	2534	2535	2536	2537	2538	2539	2540	2541	2542	2543	2544	2545	2546	2547	2548	2549	2550	2551	2552	2553	2554	2555	2556	2557	2558	2559	2560	2561	2562	2563	2564	2565	2566	2567	2568	2569	2570	2571	2572	2573	2574	2575
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*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. R. McCOURT,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 16 April, 1946.*

New South Wales.



ANNO DECIMO

GEORGII VI REGIS.

Act No. , 1946.

An Act to make provision for day baking; to
amend the Factories and Shops Act, 1912,
and the Industrial Arbitration Act, 1940,
and certain other Acts in certain respects;
and for purposes connected therewith.

Bread Industry.

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

PART I.

PRELIMINARY.

1. (1) This Act may be cited as the "Bread Industry
Act, 1946." Short title
commence-
ment and
construc-
tion.
- 10 (2) This Act shall commence upon a day to be
appointed by the Governor and notified by proclamation
published in the Gazette.
- (3) This Act shall be read and construed subject
to the Commonwealth of Australia Constitution Act, and
15 so as not to exceed the legislative power of the State to
the intent that where any provision of this Act or the
application thereof to any person or circumstance is held
invalid the remainder of this Act and the application of
such provision to other persons or circumstances shall
20 not be affected.
2. This Act is divided into Parts as follows:—
PART I.—PRELIMINARY. Division
into
Parts.
PART II.—DAY BAKING.
PART III.—GENERAL.
25 PART IV.—AMENDMENT OF FACTORIES AND SHOPS
ACT, 1912, AS AMENDED BY SUBSEQUENT ACTS.
SCHEDULE.
3. In this Act unless the context or subject matter Definitions.
otherwise indicates or requires:—
30 "Bread" includes bread rolls.
"Bread distributor" means a person who sells bread
purchased from a bread manufacturer to bread
resellers, wholesale users or consumers, but
does not include a bread reseller.

"Bread

Bread Industry.

5 "Bread manufacturer" means a person who carries on the business of manufacturing, preparing or baking bread for sale or who, in carrying on any business, manufactures, prepares or bakes bread for consumption or use in the course of that business.

10 "Bread reseller" means a person who sells bread by retail at his place of business, but does not include a person who supplies bread for consumption or use on his premises.

"Inspector" means inspector within the meaning of the Factories and Shops Act, 1912, as amended by subsequent Acts.

15 "Make or bake" in relation to bread does not include any operations connected with the preparation of dough for bread or with the firing of ovens.

"Prescribed" means prescribed by this Act or the regulations made thereunder.

20 4. This Act other than Part IV shall apply to the Counties of Cumberland and Northumberland and to such other districts as the Governor may by proclamation published in the Gazette direct.

Applica-
tion
of Act.

PART II.

DAY BAKING.

25 5. The time or times for commencing work for employees engaged in the making or baking of bread on any day in any week of a type set forth in the Schedule to this Act shall be the time or times for commencing work specified in such Schedule in respect of

Commencing
times of
employees
engaged in
making or
baking
bread.

30 such day.

6. Any bread manufacturer or employee engaged in the making or baking of bread who in the County of Cumberland or County of Northumberland or in any other district to which this Act applies makes or bakes for trade or sale any bread after the hour of six o'clock

Manufac-
ture of
bread at
certain
times
prohibited.

in

Bread Industry.

in the afternoon of any working day and before the time next after such hour fixed by the Schedule to this Act as a time for commencing work for employees engaged in the making or baking of bread shall be guilty of an offence
5 against this Part of this Act.

7. The Minister may in the case of any emergency **Exemption.** or unforeseen circumstances exempt any bread manufacturer or employee engaged in the making or baking of bread from the operation of all or any of the provisions of sections five and six of this Act for such period
10 and subject to such conditions as the Minister may determine.

8. (1) Any person being a bread manufacturer, bread distributor or an employee of a bread manufacturer or
15 bread distributor who in the County of Cumberland or County of Northumberland or any other district to which this Act applies delivers, by vehicle or other receptacle, any bread to a purchaser before the time that may be fixed by an award (whether in force at the commencement
20 of this Act or made after such commencement) for the time being in force under the Industrial Arbitration Act, 1940, as amended by subsequent Acts, for the commencing of the ordinary hours of work by breadcarters in such County or district or after the time that may be so
25 fixed for the cessation of the ordinary hours of work by breadcarters in such County or district, shall be guilty of an offence against this Part of this Act:

Delivery
of bread
during
certain
hours pro-
hibited.

Provided that—

30 (a) no such person shall so deliver bread after the hour of eleven o'clock in the forenoon on a Saturday, not being a treble delivery day, and before the time fixed by any such award for the commencing of the ordinary hours of work by breadcarters in such County or district for the
35 next working day;

(b) where a Saturday is a treble delivery day no such person shall so deliver bread after the hour of seven o'clock in the afternoon and before the time fixed by any such award for
the

Bread Industry.

the commencing of the ordinary hours of work by breadcarters in such County or district for the next working day;

- 5 (c) no such person shall so deliver bread after the hour fixed by any such award for the cessation of the ordinary hours of work by breadcarters in such County or district on the working day next preceding any day fixed by that award or
10 by Statute as a holiday and before the time fixed by that award for the commencing of the ordinary hours of work by such breadcarters on the next working day following such holiday.

In this section "treble delivery day" means a day in
15 which three days' bread or more is delivered.

(2) This section shall not apply to or in respect of the delivery of bread to a purchaser on the premises of the bread manufacturer or bread distributor.

9. Any person who commits an offence against this
20 Part of this Act shall be liable upon summary conviction for a first offence to a penalty not exceeding fifty pounds and for a second offence to a penalty of not less than twenty-five pounds and not exceeding one hundred pounds, and for a third or subsequent offence to a penalty
25 of not less than fifty pounds and not exceeding two hundred pounds. Penalty.

PART III.

GENERAL.

10. (1) Any inspector authorised in that behalf by
30 the Minister shall have power— Inspection.

- (a) to enter and inspect at all reasonable hours by day or night any premises of any bread manufacturer, bread distributor or bread reseller, for the purpose of ascertaining whether the provisions of this Act and the regulations thereunder are being complied with;

(b)

Bread Industry.

- (b) to require the production of any books, documents and papers referring to the manufacture, distribution and sale of bread and to examine, make copies of or extracts from the same;
- 5 (c) to stop any person engaged in the distribution or delivery of bread and search any vehicle, basket or other means used in connection with such distribution or delivery;
- 10 (d) to interrogate any bread manufacturer, bread distributor or bread reseller and any of their employees with respect to any matter coming within the provisions of this Act or the regulations thereunder.
- (2) (a) Every bread manufacturer, bread distributor and bread reseller, their agents or servants, shall furnish the means required by an inspector for an entry, inspection, examination and inquiry, or the exercise of his powers under this Act or the regulations thereunder.
- (b) If the admission of an inspector into
- 20 any premises in the exercise of his powers under this Act or the regulations thereunder is refused or unreasonably delayed, such inspector, if accompanied by a member of the police force, may enter such premises with such assistance as may be deemed requisite.
- (c) Every person who wilfully delays or obstructs an inspector in the exercise of any power conferred on him by this Act or the regulations thereunder, or who fails to comply with a requisition of an inspector made under any such power as aforesaid, or
- 30 to produce any books, documents or papers which he is required to produce or who conceals or prevents any person from appearing before or being examined by an inspector in the execution of his powers shall be guilty of an offence against this Act:
- 35 Provided that no person shall be required to answer any question or give any evidence incriminating himself.
- (3) (a) Every inspector shall be furnished with an authority and on applying for admission to any premises, or exercising any powers conferred on him by
- 40 this Act or the regulations thereunder, shall, if required, produce such authority to the occupier or person concerned.
- (b)

Bread Industry.

(b) Every person who forges or counterfeits any such authority or makes use of any forged, counterfeited, or false authority, or personates the inspector named in any such authority, or falsely pretends to be an inspector under this Act, shall be guilty of an offence against this Act.

11. (1) Proceedings for an offence against this Act or the regulations thereunder may be taken by any person acting with the authority of the Minister. Proceedings.

10 (2) On a prosecution for any such offence an authority to prosecute purporting to be signed by the Minister shall be evidence of such authority without proof of the Minister's signature.

15 (3) All proceedings for offences against this Act or the regulations thereunder may be disposed of summarily before a police or stipendiary magistrate or an industrial magistrate appointed under the Industrial Arbitration Act, 1940, as amended by subsequent Acts.

20 (4) The provisions of the Industrial Arbitration Act, 1940, as amended by subsequent Acts, and the regulations thereunder, relating to proceedings before an industrial magistrate and to appeals from an industrial magistrate to the Commission shall apply mutatis mutandis to proceedings before a police or stipendiary
25 magistrate or an industrial magistrate for offences against this Act or the regulations thereunder.

12. (1) The Governor may make regulations not inconsistent with this Act prescribing all matters which by this Act are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act. Regulations.

(2) The regulations may impose a penalty not exceeding twenty pounds for any breach thereof.

(3) The regulations shall—

- 35 (a) be published in the Gazette;
- (b) take effect from the date of publication or from a later date to be specified in the regulations; and
- 40 (c) be laid before both Houses of Parliament within fourteen sitting days after the publication thereof

Bread Industry.

thereof if Parliament is in session, and if not, then within fourteen sitting days after the commencement of the next session.

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

10

PART IV.

AMENDMENT OF FACTORIES AND SHOPS ACT, 1912, AS
AMENDED BY SUBSEQUENT ACTS.

13. (1) The Factories and Shops Act, 1912, as amended by subsequent Acts, is amended by inserting
15 at the end of section one hundred and eighteen the following new subsection:—

Amend-
ment of
Act No. 39,
1912, sec.
118.

(2) This Division of this Part of this Act shall not apply within the County of Cumberland or County of Northumberland or any district to which
20 the Bread Industry Act, 1946, applies—

(Applica-
tion of
Division.)

(a) to or in respect of any person exercising the trade or calling of a baker, whether an employer of labour or not, or any person employed in such trade or calling, who in
25 such County or in any such district makes or bakes bread for sale;

(b) to any person being a baker or seller of bread, whether an employer of labour or not, or an employee or person acting for or
30 on behalf of a baker or seller of bread or any contractor for the delivery of bread who delivers by vehicle or other receptacle any bread in such County or in any such district.

(2) The Factories and Shops Act, 1912, as
35 amended by subsequent Acts and by this Act, may be cited as the Factories and Shops Acts, 1912-1946.

SCHEDULE.

SCHEDULE.
HOURS FOR BAKING.

Secs. 5, 6.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
1. Ordinary week	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	.....
2. In which <i>Monday</i> is a holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	.....
3. The <i>week previous</i> to this <i>Monday</i> holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m. and 10 p.m.	Carry on from Friday night.
4. In which <i>Tuesday</i> is a single holiday.	Midnight.	Carry on from Sunday	.....	4-30 a.m.	5-30 a.m.	4 a.m.	.....
5. In which <i>Wednesday</i> is a single holiday.	4-30 a.m.	4 a.m.	.....	4-30 a.m.	4 a.m.	.....
6. In which <i>Thursday</i> is a single holiday.	4-30 a.m.	5-30 a.m.	4 a.m.	.....	4 a.m.	.....
7. In which <i>Friday</i> is a single holiday and is not followed by a <i>Monday</i> holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	Midnight.	Carry on from Friday night.

SCHEDULE.

SCHEDULE.
HOURS FOR BAKING—*continued*.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
8. In which <i>Good Friday</i> occurs.	4.30 a.m.	5.30 a.m.	5.30 a.m.	4 a.m.	10 p.m.	Carry on from Friday night.
9. Which follows <i>Easter week-end</i>	4.30 a.m.	5.30 a.m.	5.30 a.m.	4 a.m.	.....
10. In which <i>Saturday</i> is a public holiday.	4.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m. and midnight.	Carry on from Thursday.	.....
11. In which <i>Monday and Tuesday</i> are holidays.	4.30 a.m.	5.30 a.m.	4. a.m.	.....
12. The <i>week previous</i> to that outlined in 11.	4.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Friday night.

SCHEDULE.

Act No. , 1946.
Bread Industry.

SCHEDULE.
HOURS FOR BAKING—*continued.*

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
13. In which <i>Tuesday</i> and <i>Wednesday</i> are holidays.	10 p.m.	Carry on from Sunday.	.....	.....	4.30 a.m.	4 a.m.	.....
14. In which <i>Wednesday</i> and <i>Thursday</i> are holidays.	4.30 a.m. and 10 p.m.	Carry on from Monday.	.....	.....	4 a.m.	.....
15. In which <i>Thursday</i> and <i>Friday</i> are holidays.	4.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Tuesday.	.....	Midnight.	Carry on from Friday.
16. In which <i>Friday</i> and <i>Saturday</i> are holidays.	4.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Wednesday.	.....	.....
17. Week in which <i>Saturday</i> and the <i>Monday</i> in the following week are holidays.	4.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Thursday.	.....

[102.]

Sydney: Thomas Henry Tennant, Government Printer—1946.

Bread Industry.

Act No. , 1946.

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No. , 1946.

A BILL

To make provision for day baking; to amend the Factories and Shops Act, 1912, and the Industrial Arbitration Act, 1940, and certain other Acts in certain respects; and for purposes connected therewith.

[MR. KNIGHT;—15 *April*, 1946.]

Bread Industry.

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

PART I.

PRELIMINARY.

- 1.** (1) This Act may be cited as the "Bread Industry Act, 1946." Short title
commence-
ment and
construc-
tion.
- 10** (2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.
- (3) This Act shall be read and construed subject to the Commonwealth of Australia Constitution Act, and
15 so as not to exceed the legislative power of the State to the intent that where any provision of this Act or the application thereof to any person or circumstance is held invalid the remainder of this Act and the application of such provision to other persons or circumstances shall
20 not be affected.
- 2.** This Act is divided into Parts as follows:— Division
into
Parts.
- PART I.—PRELIMINARY.
- PART II.—DAY BAKING.
- PART III.—GENERAL.
- 25** PART IV.—AMENDMENT OF FACTORIES AND SHOPS ACT, 1912, AS AMENDED BY SUBSEQUENT ACTS.
- SCHEDULE.
- 3.** In this Act unless the context or subject matter otherwise indicates or requires:— Definitions.
- 30** "Bread" includes bread rolls.
- "Bread distributor" means a person who sells bread purchased from a bread manufacturer to bread resellers, wholesale users or consumers, but does not include a bread reseller.

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- 5 "Bread manufacturer" means a person who carries on the business of manufacturing, preparing or baking bread for sale or who, in carrying on any business, manufactures, prepares or bakes bread for consumption or use in the course of that business.
- 10 "Bread reseller" means a person who sells bread by retail at his place of business, but does not include a person who supplies bread for consumption or use on his premises.
- "Inspector" means inspector within the meaning of the Factories and Shops Act, 1912, as amended by subsequent Acts.
- 15 "Make or bake" in relation to bread does not include any operations connected with the preparation of dough for bread or with the firing of ovens.
- "Prescribed" means prescribed by this Act or the regulations made thereunder.
- 20 4. This Act other than Part IV shall apply to the Counties of Cumberland and Northumberland and to such other districts as the Governor may by proclamation published in the Gazette direct. Applica-
tion
of Act.

PART II.

DAY BAKING.

- 25 5. The time or times for commencing work for employees engaged in the making or baking of bread on any day in any week of a type set forth in the Schedule to this Act shall be the time or times for commencing work specified in such Schedule in respect of such day. Commencing
times of
employees
engaged in
making or
baking
bread.
- 30 6. Any bread manufacturer or employee engaged in the making or baking of bread who in the County of Cumberland or County of Northumberland or in any other district to which this Act applies makes or bakes for trade or sale any bread after the hour of six o'clock in Manufac-
ture of
bread at
certain
times
prohibited.

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in the afternoon of any working day and before the time next after such hour fixed by the Schedule to this Act as a time for commencing work for employees engaged in the making or baking of bread shall be guilty of an offence
5 against this Part of this Act.

7. The Minister may in the case of any emergency Exemption, or unforeseen circumstances exempt any bread manufacturer or employee engaged in the making or baking of bread from the operation of all or any of the provisions of sections five and six of this Act for such period
10 and subject to such conditions as the Minister may determine.

8. (1) Any person being a bread manufacturer, bread distributor or an employee of a bread manufacturer or
15 bread distributor who in the County of Cumberland or County of Northumberland or any other district to which this Act applies delivers, by vehicle or other receptacle, any bread to a purchaser before the time that may be fixed by an award (whether in force at the commencement
20 of this Act or made after such commencement) for the time being in force under the Industrial Arbitration Act, 1940, as amended by subsequent Acts, for the commencing of the ordinary hours of work by breadcarters in such County or district or after the time that may be so
25 fixed for the cessation of the ordinary hours of work by breadcarters in such County or district, shall be guilty of an offence against this Part of this Act:

Delivery of bread during certain hours prohibited.

Provided that—

30 (a) no such person shall so deliver bread after the hour of eleven o'clock in the forenoon on a Saturday, not being a treble delivery day, and before the time fixed by any such award for the commencing of the ordinary hours of work by breadcarters in such County or district for the
35 next working day;

(b) where a Saturday is a treble delivery day no such person shall so deliver bread after the hour of seven o'clock in the afternoon and before the time fixed by any such award for
the

Bread Industry.

the commencing of the ordinary hours of work by breadcarters in such County or district for the next working day;

- 5 (c) no such person shall so deliver bread after the hour fixed by any such award for the cessation of the ordinary hours of work by breadcarters in such County or district on the working day next preceding any day fixed by that award or
10 by Statute as a holiday and before the time fixed by that award for the commencing of the ordinary hours of work by such breadcarters on the next working day following such holiday.

In this section "treble delivery day" means a day in
15 which three days' bread or more is delivered.

(2) This section shall not apply to or in respect of the delivery of bread to a purchaser on the premises of the bread manufacturer or bread distributor.

9. Any person who commits an offence against this
20 Part of this Act shall be liable upon summary conviction for a first offence to a penalty not exceeding fifty pounds and for a second offence to a penalty of not less than twenty-five pounds and not exceeding one hundred pounds, and for a third or subsequent offence to a penalty
25 of not less than fifty pounds and not exceeding two hundred pounds.

PART III.

GENERAL.

10. (1) Any inspector authorised in that behalf by
30 the Minister shall have power—

- (a) to enter and inspect at all reasonable hours by day or night any premises of any bread manufacturer, bread distributor or bread reseller, for the purpose of ascertaining whether the provisions of this Act and the regulations thereunder are being complied with;

(b)

Bread Industry.

- (b) to require the production of any books, documents and papers referring to the manufacture, distribution and sale of bread and to examine, make copies of or extracts from the same;
- 5 (c) to stop any person engaged in the distribution or delivery of bread and search any vehicle, basket or other means used in connection with such distribution or delivery;
- 10 (d) to interrogate any bread manufacturer, bread distributor or bread reseller and any of their employees with respect to any matter coming within the provisions of this Act or the regulations thereunder.
- (2) (a) Every bread manufacturer, bread distributor and bread reseller, their agents or servants, shall furnish the means required by an inspector for an entry, inspection, examination and inquiry, or the exercise of his powers under this Act or the regulations thereunder.
- 15 (b) If the admission of an inspector into any premises in the exercise of his powers under this Act or the regulations thereunder is refused or unreasonably delayed, such inspector, if accompanied by a member of the police force, may enter such premises with such assistance as may be deemed requisite.
- 20 (c) Every person who wilfully delays or obstructs an inspector in the exercise of any power conferred on him by this Act or the regulations thereunder, or who fails to comply with a requisition of an inspector made under any such power as aforesaid, or
- 30 to produce any books, documents or papers which he is required to produce or who conceals or prevents any person from appearing before or being examined by an inspector in the execution of his powers shall be guilty of an offence against this Act:
- 35 Provided that no person shall be required to answer any question or give any evidence incriminating himself.
- (3) (a) Every inspector shall be furnished with an authority and on applying for admission to any premises, or exercising any powers conferred on him by
- 40 this Act or the regulations thereunder, shall, if required, produce such authority to the occupier or person concerned.
- (b)

Bread Industry.

(b) Every person who forges or counterfeits any such authority or makes use of any forged, counterfeited, or false authority, or personates the inspector named in any such authority, or falsely pretends to be an inspector under this Act, shall be guilty of an offence against this Act.

11. (1) Proceedings for an offence against this Act or the regulations thereunder may be taken by any person acting with the authority of the Minister. Proceedings.

10 (2) On a prosecution for any such offence an authority to prosecute purporting to be signed by the Minister shall be evidence of such authority without proof of the Minister's signature.

15 (3) All proceedings for offences against this Act or the regulations thereunder may be disposed of summarily before a police or stipendiary magistrate or an industrial magistrate appointed under the Industrial Arbitration Act, 1940, as amended by subsequent Acts.

20 (4) The provisions of the Industrial Arbitration Act, 1940, as amended by subsequent Acts, and the regulations thereunder, relating to proceedings before an industrial magistrate and to appeals from an industrial magistrate to the Commission shall apply mutatis mutandis to proceedings before a police or stipendiary magistrate or an industrial magistrate for offences against this Act or the regulations thereunder.

12. (1) The Governor may make regulations not inconsistent with this Act prescribing all matters which by this Act are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act. Regulations.

(2) The regulations may impose a penalty not exceeding twenty pounds for any breach thereof.

(3) The regulations shall—

- 35 (a) be published in the Gazette;
- (b) take effect from the date of publication or from a later date to be specified in the regulations; and
- 40 (c) be laid before both Houses of Parliament within fourteen sitting days after the publication thereof

Bread Industry.

thereof if Parliament is in session, and if not, then within fourteen sitting days after the commencement of the next session.

If either House of Parliament passes a resolution of 5 which notice has been given at any time within fifteen sitting days after such regulations have been laid before such House disallowing any regulation or part thereof, such regulation or part shall thereupon cease to have effect.

PART IV.

AMENDMENT OF FACTORIES AND SHOPS ACT, 1912, AS AMENDED BY SUBSEQUENT ACTS.

13. (1) The Factories and Shops Act, 1912, as amended by subsequent Acts, is amended by inserting 15 at the end of section one hundred and eighteen the following new subsection:—

Amendment of Act No. 39, 1912, sec. 118.

(Application of Division.)

(2) This Division of this Part of this Act shall not apply within the County of Cumberland or County of Northumberland or any district to which 20 the Bread Industry Act, 1946, applies—

(a) to or in respect of any person exercising the trade or calling of a baker, whether an employer of labour or not, or any person employed in such trade or calling, who in 25 such County or in any such district makes or bakes bread for sale;

(b) to any person being a baker or seller of bread, whether an employer of labour or not, or an employee or person acting for or 30 on behalf of a baker or seller of bread or any contractor for the delivery of bread who delivers by vehicle or other receptacle any bread in such County or in any such district.

(2) The Factories and Shops Act, 1912, as 35 amended by subsequent Acts and by this Act, may be cited as the Factories and Shops Acts, 1912-1946.

SCHEDULE.

SCHEDULE.

Secs. 5, 6.

HOURS FOR BAKING.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
1. Ordinary week	4.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m.	4 a.m.	.....
2. In which <i>Monday</i> is a holiday.	4.30 a.m.	5.30 a.m.	5.30 a.m.	4 a.m.	.....
3. The <i>week previous</i> to this <i>Monday</i> holiday.	4.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Friday night.
4. In which <i>Tuesday</i> is a single holiday.	Midnight.	Carry on from Sunday	.....	4.30 a.m.	5.30 a.m.	4 a.m.	.....
5. In which <i>Wednesday</i> is a single holiday.	4.30 a.m.	4 a.m.	.....	4.30 a.m.	4 a.m.	.....
6. In which <i>Thursday</i> is a single holiday.	4.30 a.m.	5.30 a.m.	4 a.m.	.....	4 a.m.	.....
7. In which <i>Friday</i> is a single holiday and is not followed by a Monday holiday.	4.30 a.m.	5.30 a.m.	5.30 a.m.	4 a.m.	Midnight.	Carry on from Friday night.

SCHEDULE.

Bread Industry.
Act No. , 1946.

SCHEDULE.
HOURS FOR BAKING—continued.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
8. In which <i>Good Friday</i> occurs.	4.30 a.m.	5.30 a.m.	5.30 a.m.	4 a.m.	10 p.m.	Carry on from Friday night.
9. Which follows <i>Easter week-end</i>	4.30 a.m.	5.30 a.m.	5.30 a.m.	4 a.m.	.....
10. In which <i>Saturday</i> is a public holiday.	4.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m. and midnight.	Carry on from Thursday.	.....
11. In which <i>Monday and Tuesday</i> are holidays.	4.30 a.m.	5.30 a.m.	4. a.m.	.....
12. The <i>week previous</i> to that outlined in 11.	4.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Friday night.

SCHEDULE.

Bread Industry.

Act No. , 1946.

10

SCHEDULE.
HOURS FOR BAKING—continued.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
13. In which <i>Tuesday</i> and <i>Wednesday</i> are holidays.	10 p.m.	Carry on from Sunday.	.....	.....	4.30 a.m.	4 a.m.	.....
14. In which <i>Wednesday</i> and <i>Thursday</i> are holidays.	4.30 a.m. and 10 p.m.	Carry on from Monday.	.....	.....	4 a.m.	.....
15. In which <i>Thursday</i> and <i>Friday</i> are holidays.	4.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Tuesday.	.....	Midnight.	Carry on from Friday.
16. In which <i>Friday</i> and <i>Saturday</i> are holidays.	4.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Wednesday.	.....	.....
17. Week in which <i>Saturday</i> and the <i>Monday</i> in the following week are holidays.	4.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Thursday.	.....

[102.]

Bydney: Thomas Henry Tennant, Government Printer—1946.

Bread Industry.

Act No. , 1946.

Bread Industry Bill, 1946.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to provide for day baking by fixing the times for commencing work by employees engaged in making or baking bread and prohibiting the making or baking of bread between 6 p.m. and such commencing times;
- (b) to prohibit the delivery of bread outside award hours fixed for breadcarters;
- (c) to make other provisions of a machinery and administrative character.

The Bill applies to the Counties of Cumberland and Northumberland and other districts proclaimed by the Governor.

PROOF

No. , 1946.

A BILL

To make provision for day baking; to amend the Factories and Shops Act, 1912, and the Industrial Arbitration Act, 1940, and certain other Acts in certain respects; and for purposes connected therewith.

[MR. KNIGHT;—15 *April*, 1946.]

Bread Industry.

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

PART I.

PRELIMINARY.

1. (1) This Act may be cited as the "Bread Industry Act, 1946."

Short title,
commence-
ment and
construc-
tion.

10 (2) This Act shall commence upon a day to be
appointed by the Governor and notified by proclamation
published in the Gazette.

(3) This Act shall be read and construed subject
to the Commonwealth of Australia Constitution Act, and
15 so as not to exceed the legislative power of the State to
the intent that where any provision of this Act or the
application thereof to any person or circumstance is held
invalid the remainder of this Act and the application of
such provision to other persons or circumstances shall
20 not be affected.

2. This Act is divided into Parts as follows:—

Division
into
Parts.

PART I.—PRELIMINARY.

PART II.—DAY BAKING.

PART III.—GENERAL.

25 PART IV.—AMENDMENT OF FACTORIES AND SHOPS
ACT, 1912, AS AMENDED BY SUBSEQUENT ACTS.
SCHEDULE.

3. In this Act unless the context or subject matter
otherwise indicates or requires:—

30 "Bread" includes bread rolls.

"Bread distributor" means a person who sells bread
purchased from a bread manufacturer to bread
resellers, wholesale users or consumers, but
does not include a bread reseller.

"Bread

Bread Industry.

5 “Bread manufacturer” means a person who carries on the business of manufacturing, preparing or baking bread for sale or who, in carrying on any business, manufactures, prepares or bakes bread for consumption or use in the course of that business.

10 “Bread reseller” means a person who sells bread by retail at his place of business, but does not include a person who supplies bread for consumption or use on his premises.

“Inspector” means inspector within the meaning of the Factories and Shops Act, 1912, as amended by subsequent Acts.

15 “Make or bake” in relation to bread does not include any operations connected with the preparation of dough for bread or with the firing of ovens.

“Prescribed” means prescribed by this Act or the regulations made thereunder.

20 4. This Act other than Part IV shall apply to the Counties of Cumberland and Northumberland and to such other districts as the Governor may by proclamation published in the Gazette direct.

Applica-
tion
of Act.

PART II.

DAY BAKING.

25 5. The time or times for commencing work for employees engaged in the making or baking of bread on any day in any week of a type set forth in the Schedule to this Act shall be the time or times for commencing work specified in such Schedule in respect of
30 such day.

Commencing-
times of
employees
engaged in
making or
baking
bread.

6. Any bread manufacturer or employee engaged in the making or baking of bread who in the County of Cumberland or County of Northumberland or in any other district to which this Act applies makes or bakes
35 for trade or sale any bread after the hour of six o'clock
in

Manufac-
ture of
bread at
certain
times
prohibited.

Bread Industry.

in the afternoon of any working day and before the time next after such hour fixed by the Schedule to this Act as a time for commencing work for employees engaged in the making or baking of bread shall be guilty of an offence
5 against this Part of this Act.

7. The Minister may in the case of any emergency or unforeseen circumstances exempt any bread manufacturer or employee engaged in the making or baking of bread from the operation of all or any of the provisions of sections five and six of this Act for such period and subject to such conditions as the Minister may determine. Exemption.

8. (1) Any person being a bread manufacturer, bread distributor or an employee of a bread manufacturer or bread distributor who in the County of Cumberland or
15 County of Northumberland or any other district to which this Act applies delivers, by vehicle or other receptacle, any bread to a purchaser before the time that may be fixed by an award (whether in force at the commencement
20 of this Act or made after such commencement) for the time being in force under the Industrial Arbitration Act, 1940, as amended by subsequent Acts, for the commencing of the ordinary hours of work by breadcarters in such County or district or after the time that may be so
25 fixed for the cessation of the ordinary hours of work by breadcarters in such County or district, shall be guilty of an offence against this Part of this Act: Delivery of bread during certain hours prohibited.

Provided that—

(a) no such person shall so deliver bread after the
30 hour of eleven o'clock in the forenoon on a Saturday, not being a treble delivery day, and before the time fixed by any such award for the commencing of the ordinary hours of work by breadcarters in such County or district for the
35 next working day;

(b) where a Saturday is a treble delivery day no such person shall so deliver bread after the hour of seven o'clock in the afternoon and before the time fixed by any such award for
the

Bread Industry.

the commencing of the ordinary hours of work by breadcarters in such County or district for the next working day;

- 5 (c) no such person shall so deliver bread after the hour fixed by any such award for the cessation of the ordinary hours of work by breadcarters in such County or district on the working day next preceding any day fixed by that award or
10 by Statute as a holiday and before the time fixed by that award for the commencing of the ordinary hours of work by such breadcarters on the next working day following such holiday.

In this section "treble delivery day" means a day in
15 which three days' bread or more is delivered.

(2) This section shall not apply to or in respect of the delivery of bread to a purchaser on the premises of the bread manufacturer or bread distributor.

9. Any person who commits an offence against this
20 Part of this Act shall be liable upon summary conviction for a first offence to a penalty not exceeding fifty pounds and for a second offence to a penalty of not less than twenty-five pounds and not exceeding one hundred pounds, and for a third or subsequent offence to a penalty
25 of not less than fifty pounds and not exceeding two hundred pounds. Penalty.

PART III.

GENERAL.

10. (1) Any inspector authorised in that behalf by
30 the Minister shall have power— Inspection.

- (a) to enter and inspect at all reasonable hours by day or night any premises of any bread manufacturer, bread distributor or bread reseller, for the purpose of ascertaining whether the provisions of this Act and the regulations thereunder
35 are being complied with;

(b)

Bread Industry.

- (b) to require the production of any books, documents and papers referring to the manufacture, distribution and sale of bread and to examine, make copies of or extracts from the same;
- 5 (c) to stop any person engaged in the distribution or delivery of bread and search any vehicle, basket or other means used in connection with such distribution or delivery;
- 10 (d) to interrogate any bread manufacturer, bread distributor or bread reseller and any of their employees with respect to any matter coming within the provisions of this Act or the regulations thereunder.
- (2) (a) Every bread manufacturer, bread distributor and bread reseller, their agents or servants, shall furnish the means required by an inspector for an entry, inspection, examination and inquiry, or the exercise of his powers under this Act or the regulations thereunder.
- (b) If the admission of an inspector into
- 20 any premises in the exercise of his powers under this Act or the regulations thereunder is refused or unreasonably delayed, such inspector, if accompanied by a member of the police force, may enter such premises with such assistance as may be deemed requisite.
- (c) Every person who wilfully delays or
- 25 obstructs an inspector in the exercise of any power conferred on him by this Act or the regulations thereunder, or who fails to comply with a requisition of an inspector made under any such power as aforesaid, or
- 30 to produce any books, documents or papers which he is required to produce or who conceals or prevents any person from appearing before or being examined by an inspector in the execution of his powers shall be guilty of an offence against this Act:
- 35 Provided that no person shall be required to answer any question or give any evidence incriminating himself.
- (3) (a) Every inspector shall be furnished with an authority and on applying for admission to any premises, or exercising any powers conferred on him by
- 40 this Act or the regulations thereunder, shall, if required, produce such authority to the occupier or person concerned.
- (b)

Bread Industry.

(b) Every person who forges or counterfeits any such authority or makes use of any forged, counterfeited, or false authority, or personates the inspector named in any such authority, or falsely pretends to be an inspector under this Act, shall be guilty of an offence against this Act.

11. (1) Proceedings for an offence against this Act or the regulations thereunder may be taken by any person acting with the authority of the Minister. Proceed-
ings.

10 (2) On a prosecution for any such offence an authority to prosecute purporting to be signed by the Minister shall be evidence of such authority without proof of the Minister's signature.

15 (3) All proceedings for offences against this Act or the regulations thereunder may be disposed of summarily before a police or stipendiary magistrate or an industrial magistrate appointed under the Industrial Arbitration Act, 1940, as amended by subsequent Acts.

20 (4) The provisions of the Industrial Arbitration Act, 1940, as amended by subsequent Acts, and the regulations thereunder, relating to proceedings before an industrial magistrate and to appeals from an industrial magistrate to the Commission shall apply mutatis mutandis to proceedings before a police or stipendiary
25 magistrate or an industrial magistrate for offences against this Act or the regulations thereunder.

12. (1) The Governor may make regulations not inconsistent with this Act prescribing all matters which
30 by this Act are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act. Regula-
tions.

(2) The regulations may impose a penalty not exceeding twenty pounds for any breach thereof.

(3) The regulations shall—

- 35 (a) be published in the Gazette;
- (b) take effect from the date of publication or from a later date to be specified in the regulations; and
- 40 (c) be laid before both Houses of Parliament within fourteen sitting days after the publication thereof

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thereof if Parliament is in session, and if not, then within fourteen sitting days after the commencement of the next session.

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

PART IV.

AMENDMENT OF FACTORIES AND SHOPS ACT, 1912, AS AMENDED BY SUBSEQUENT ACTS.

13. (1) The Factories and Shops Act, 1912, as amended by subsequent Acts, is amended by inserting at the end of section one hundred and eighteen the following new subsection:—

Amend-
ment of
Act No. 39,
1912, sec.
118.

(2) This Division of this Part of this Act shall not apply within the County of Cumberland or County of Northumberland or any district to which the Bread Industry Act, 1946, applies—

(Applica-
tion of
Division.)

- (a) to or in respect of any person exercising the trade or calling of a baker, whether an employer of labour or not, or any person employed in such trade or calling, who in such County or in any such district makes or bakes bread for sale;
- (b) to any person being a baker or seller of bread, whether an employer of labour or not, or an employee or person acting for or on behalf of a baker or seller of bread or any contractor for the delivery of bread who delivers by vehicle or other receptacle any bread in such County or in any such district.

(2) The Factories and Shops Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Factories and Shops Acts, 1912-1946.

SCHEDULE.
HOURS FOR BAKING.

Secs. 5, 6.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
1. Ordinary week	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	.....
2. In which <i>Monday</i> is a holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	.....
3. The <i>week previous</i> to this <i>Monday</i> holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m. and 10 p.m.	Carry on from Friday night.
4. In which <i>Tuesday</i> is a single holiday.	Midnight.	Carry on from Sunday	.....	4-30 a.m.	5-30 a.m.	4 a.m.	.....
5. In which <i>Wednesday</i> is a single holiday.	4-30 a.m.	4 a.m.	.....	4-30 a.m.	4 a.m.	.....
6. In which <i>Thursday</i> is a single holiday.	4-30 a.m.	5-30 a.m.	4 a.m.	.....	4 a.m.	.....
7. In which <i>Friday</i> is a single holiday and is not followed by a <i>Monday</i> holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	Midnight.	Carry on from Friday night.

SCHEDULE.

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SCHEDULE.
HOURS FOR BAKING—*continued*.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
8. In which <i>Good Friday</i> occurs.	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	10 p.m.	Carry on from Friday night.
9. Which follows <i>Easter week-end</i>	4-30 a.m.	5-30 a.m.	5-30 a.m.	4 a.m.	.....
10. In which <i>Saturday</i> is a public holiday.	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m. and midnight.	Carry on from Thursday.	.....
11. In which <i>Monday and Tuesday</i> are holidays.	4-30 a.m.	5-30 a.m.	4 a.m.	.....
12. The <i>week previous</i> to that outlined in 11.	4-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m.	5-30 a.m. and 10 p.m.	Carry on from Friday night.

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SCHEDULE.
HOURS FOR BAKING—continued.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
13. In which <i>Tuesday</i> and <i>Wednesday</i> are holidays.	10 p.m.	Carry on from Sunday.	.....	.....	4.30 a.m.	4 a.m.	.....
14. In which <i>Wednesday</i> and <i>Thursday</i> are holidays.	4.30 a.m. and 10 p.m.	Carry on from Monday.	.....	.....	4 a.m.	.....
15. In which <i>Thursday</i> and <i>Friday</i> are holidays.	4.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Tuesday.	.....	Midnight.	Carry on from Friday.
16. In which <i>Friday</i> and <i>Saturday</i> are holidays.	4.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Wednesday.	.....	.....
17. Week in which <i>Saturday</i> and the <i>Monday</i> in the following week are holidays.	4.30 a.m.	5.30 a.m.	5.30 a.m.	5.30 a.m. and 10 p.m.	Carry on from Thursday.

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