

*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.*

R. E. WARD,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 29 August, 1974.*

## New South Wales



ANNO VICESIMO TERTIO

**ELIZABETHÆ II REGINÆ**

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Act No.       , 1974.

An Act to regulate the weights of bread loaves; for this and other purposes to amend the Bread Act, 1969, and the Weights and Measures Act, 1915; and for purposes connected therewith.

BE

*Bread (Amendment).*

**B**E it enacted by the Queen'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 "Bread (Amendment) Act, 1974". Short title.

2. (1) This section and section 1 shall commence on the date of assent to this Act. Commencement.

10 (2) Except as provided in subsection (1) this Act shall commence on such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

3. The Bread Act, 1969, is amended— Amendment of Act No. 54, 1969.

15 (a) by omitting from section 2 the matter "s. 19" and by inserting instead the matter "ss. 19-19F"; Sec. 2. (Division of Act.)

(b) by omitting section 19 and by inserting instead the following sections :— Secs. 19-19F.

20 19. (1) In this Part, except in so far as the context or subject-matter otherwise indicates or requires— Interpretation.

"bread roll" means a loaf of bread—

25 (a) the weight of which does not exceed a weight prescribed for the purposes of this definition; or

(b) the weight of the dry solids contained in which does not exceed a dry solids weight prescribed for the purposes of this definition;

"loaf



*Bread (Amendment).*

5 "loaf of bread" means the whole and undivided portion of bread baked from a single mass of dough, or from two or more masses of dough fused together in baking for the purpose of producing a single article, and whether sold or commonly described as a loaf, or a roll, or otherwise;

10 "package" means any container, wrapper, band or other thing placed around any loaf of bread, loaves of bread or other bread but does not include anything in which two or more loaves of bread or portions of bread are contained for convenience in transport in bulk;

15 "sell" includes offer for sale, expose for sale or have in possession for the purpose of sale.

(2) For the purposes of this Part, a loaf of bread is of a standard weight if—

20 (a) its weight is equal to, or exceeds by not more than a percentage prescribed for the purposes of this paragraph, a weight prescribed as a standard weight; or

25 (b) the weight of the dry solids contained in the loaf is equal to, or exceeds by not more than a percentage prescribed for the purposes of this paragraph, a weight prescribed as a standard dry solids weight.

19A. (1) A person shall not—

30 (a) make or bake for trade or sale a loaf of bread not of a standard weight; or

35 (b) for trade or sale, pack into a package any portion or portions of bread not being a loaf, unless, if all the bread packed into the package constituted a loaf, that loaf would be of a standard weight.

Making and packing in standard weights.

Penalty:

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*Bread (Amendment).*

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Penalty : for a first offence, \$200; for a second offence, \$400; for a subsequent offence, \$1,000.

(2) In this section "bread" and "loaf of bread" do not include a bread roll.

5 (3) Subsection (1) (b) does not apply to the packing into a package of food prepared with bread.

19B. (1) A person shall not sell— Sale in standard weights.

10 (a) a loaf of bread not of a standard weight;

(b) any single portion of bread, not being a loaf of bread, unless that single portion would, if it were a loaf of bread, be a loaf of bread of a standard weight; or

15 (c) any portions of bread not being loaves of bread, unless those portions are sold in a package and all the portions in that package would, if they constituted a loaf of bread, be a loaf of bread of a standard weight.

Penalty : \$200.

20 (2) In this section "bread" and "loaf of bread" do not include a bread roll.

(3) This section does not apply to the sale of food prepared with bread.

25 19C. (1) Regulations may be made for or with respect to— Particulars to be appended.

(a) prescribing particulars required to be appended to bread, or to any package, or both; and

(b)



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*Bread (Amendment).*

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(b) prescribing the manner in which prescribed particulars are required to be appended to bread, or to any package, or both.

5 (2) A person shall not sell any bread, or any package containing bread, to which any particulars are required by the regulations to be appended and to which those particulars are not appended, or not appended in the prescribed manner.

Penalty : \$200.

10 (3) In this section "appended to" includes affixed to, printed upon, and embossed upon.

(4) For the purposes of this section prescribed particulars shall be deemed not to be appended to bread or a package if—

- 15 (a) the particulars are omitted wholly or in part; or
- (b) particulars purporting or appearing to be those prescribed are appended to the bread or package but are incorrect or misleading.

20 19D. It is a defence to a prosecution for an offence arising—

(a) under section 19A—if the defendant proves that the bread to which the information relates was made or baked or, as the case may require, packed, to be sold outside the State;

(b) under section 19B—if the defendant proves that—

30 (i) he obtained the bread to which the information relates from another person and directly or indirectly from a bakehouse within the State; and

(ii)

*Bread (Amendment).*

5 (ii) he did not know, and had no reasonable cause for believing, that the bread was not such as might be sold without his committing an offence under that section; or

(c) under section 19C and relating to the sale of bread or a package to which incorrect or misleading particulars were appended—if the defendant proves that—

10 (i) he obtained the bread or package to which the information relates from another person and directly or indirectly from a bakehouse within the State; and

15 (ii) he did not know, and had no reasonable cause for believing, that the particulars were incorrect or misleading.

20 19E. On a prosecution for an offence under this Part, the production of a certificate of the result of any analysis (including the weighing of any components), where the certificate purports to have been signed by the Government Analyst or any of his officers, shall be evidence of the facts stated in the certificate without proof of the signature or appointment of the person appearing to have signed it. Evidence in prosecutions.

30 19F. Nothing in this Part affects the operation of Part III of the Consumer Protection Act, 1969, but no person shall in respect of the same act or omission be liable to be convicted for an offence against Part III of that Act as well as for an offence against this Act. Double jeopardy.

(c)

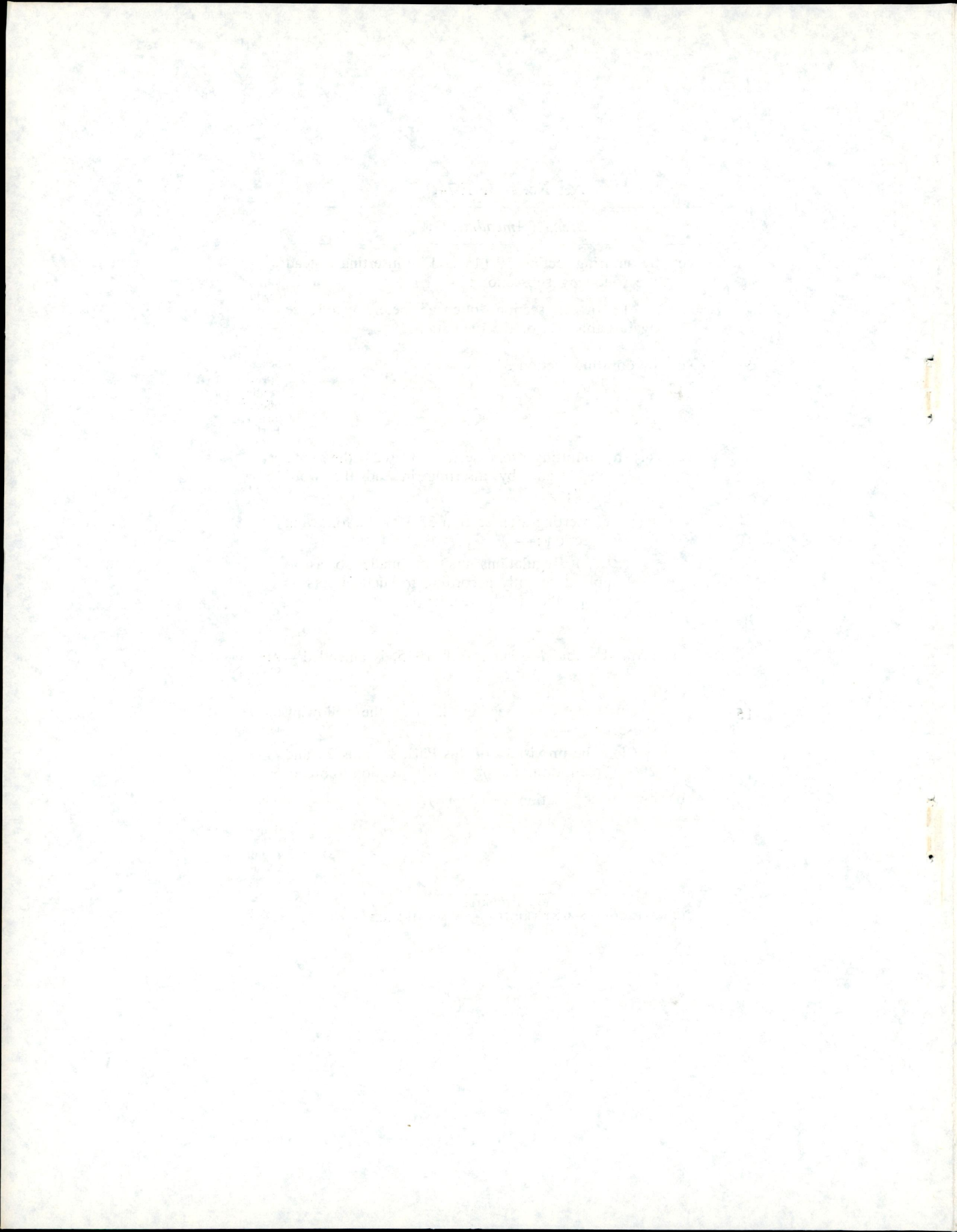


*Bread (Amendment).*

- (c) by omitting section 30 (1) and by inserting instead the following subsection :—  
 (1) In this section “offence” means an offence against this Act or the regulations. Sec. 30.  
(Pro-  
ceedings.)
- 5 (d) by omitting section 31 ; Sec. 31.  
(Pro-  
ceedings for  
offences  
against  
Part V.)
- (e) (i) by omitting from section 32 (2) the word “made” and by inserting instead the word “may” ; Sec. 32.  
(Regu-  
lations.)
- 10 (ii) by inserting after section 32 (2) the following subsection :—  
 (3) Regulations may be made so as to apply differently according to such factors as are specified in the regulations.
4. The Weights and Measures Act, 1915, is amended— Amendment  
of Act No.  
10, 1915.
- 15 (a) by inserting after section 23 (2) the following subsection :—  
 (3) The provisions of this Part, sections 24 and 29 excepted, do not apply to or in relation to bread. Sec. 23.  
(Exemp-  
tions.)
- (b) by omitting section 27 (2) (b). Sec. 27.  
(Invoice or  
delivery note  
to be  
supplied in  
certain  
cases.)

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1974  
[10c]





No. , 1974.

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# A BILL

To regulate the weights of bread loaves; for this and other purposes to amend the Bread Act, 1969, and the Weights and Measures Act, 1915; and for purposes connected therewith.

[MR WILLIS—22 August, 1974.]

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BE

*Bread (Amendment).*

**B**E it enacted by the Queen'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 "Bread (Amendment) Act, 1974". Short title.

2. (1) This section and section 1 shall commence on the date of assent to this Act. Commencement.

10 (2) Except as provided in subsection (1) this Act shall commence on such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

3. The Bread Act, 1969, is amended—

Amendment of Act No. 54, 1969.

15 (a) by omitting from section 2 the matter "s. 19" and by inserting instead the matter "ss. 19-19F"; Sec. 2. (Division of Act.)

(b) by omitting section 19 and by inserting instead the following sections :— Secs. 19-19F.

20 19. (1) In this Part, except in so far as the context or subject-matter otherwise indicates or requires— Interpretation.

"bread roll" means a loaf of bread—

25 (a) the weight of which does not exceed a weight prescribed for the purposes of this definition; or

(b) the weight of the dry solids contained in which does not exceed a dry solids weight prescribed for the purposes of this definition;

"loaf



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*Bread (Amendment).*

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5 "loaf of bread" means the whole and undivided portion of bread baked from a single mass of dough, or from two or more masses of dough fused together in baking for the purpose of producing a single article, and whether sold or commonly described as a loaf, or a roll, or otherwise;

10 "package" means any container, wrapper, band or other thing placed around any loaf of bread, loaves of bread or other bread but does not include anything in which two or more loaves of bread or portions of bread are contained for convenience in transport in bulk;

15 "sell" includes offer for sale, expose for sale or have in possession for the purpose of sale.

(2) For the purposes of this Part, a loaf of bread is of a standard weight if—

20 (a) its weight is equal to, or exceeds by not more than a percentage prescribed for the purposes of this paragraph, a weight prescribed as a standard weight; or

25 (b) the weight of the dry solids contained in the loaf is equal to, or exceeds by not more than a percentage prescribed for the purposes of this paragraph, a weight prescribed as a standard dry solids weight.

19A. (1) A person shall not—

30 (a) make or bake for trade or sale a loaf of bread not of a standard weight; or

35 (b) for trade or sale, pack into a package any portion or portions of bread not being a loaf, unless, if all the bread packed into the package constituted a loaf, that loaf would be of a standard weight.

Making and packing in standard weights.

Penalty:

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*Bread (Amendment).*

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Penalty : for a first offence, \$200; for a second offence, \$400; for a subsequent offence, \$1,000.

(2) In this section "bread" and "loaf of bread" do not include a bread roll.

5 (3) Subsection (1) (b) does not apply to the packing into a package of food prepared with bread.

19B. (1) A person shall not sell—

Sale in  
standard  
weights.

- 10 (a) a loaf of bread not of a standard weight;
- (b) any single portion of bread, not being a loaf of bread, unless that single portion would, if it were a loaf of bread, be a loaf of bread of a standard weight; or
- 15 (c) any portions of bread not being loaves of bread, unless those portions are sold in a package and all the portions in that package would, if they constituted a loaf of bread, be a loaf of bread of a standard weight.

Penalty : \$200.

20 (2) In this section "bread" and "loaf of bread" do not include a bread roll.

(3) This section does not apply to the sale of food prepared with bread.

25 19c. (1) Regulations may be made for or with respect to— Particulars to be appended.

- (a) prescribing particulars required to be appended to bread, or to any package, or both; and

(b)

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*Bread (Amendment).*

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(b) prescribing the manner in which prescribed particulars are required to be appended to bread, or to any package, or both.

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(2) A person shall not sell any bread, or any package containing bread, to which any particulars are required by the regulations to be appended and to which those particulars are not appended, or not appended in the prescribed manner.

Penalty : \$200.

10

(3) In this section "appended to" includes affixed to, printed upon, and embossed upon.

(4) For the purposes of this section prescribed particulars shall be deemed not to be appended to bread or a package if—

15

- (a) the particulars are omitted wholly or in part; or
- (b) particulars purporting or appearing to be those prescribed are appended to the bread or package but are incorrect or misleading.

20

19D. It is a defence to a prosecution for an offence arising—

25

(a) under section 19A—if the defendant proves that the bread to which the information relates was made or baked or, as the case may require, packed, to be sold outside the State;

(b) under section 19B—if the defendant proves that—

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(i) he obtained the bread to which the information relates from another person and directly or indirectly from a bakehouse within the State; and

(ii)



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*Bread (Amendment).*

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5 (ii) he did not know, and had no reasonable cause for believing, that the bread was not such as might be sold without his committing an offence under that section; or

(c) under section 19C and relating to the sale of bread or a package to which incorrect or misleading particulars were appended—if the defendant proves that—

10 (i) he obtained the bread or package to which the information relates from another person and directly or indirectly from a bakehouse within the State; and

15 (ii) he did not know, and had no reasonable cause for believing, that the particulars were incorrect or misleading.

20 19E. On a prosecution for an offence under this Part, the production of a certificate of the result of any analysis (including the weighing of any components), where the certificate purports to have been signed by the Government Analyst or any of his officers, shall be evidence of the facts stated in the certificate without proof of the signature or appointment of the person appearing to have signed it. <sup>Evidence in prosecutions.</sup>

30 19F. Nothing in this Part affects the operation of Part III of the Consumer Protection Act, 1969, but no person shall in respect of the same act or omission be liable to be convicted for an offence against Part III of that Act as well as for an offence against this Act. <sup>Double jeopardy.</sup>

(c)

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*Bread (Amendment).*

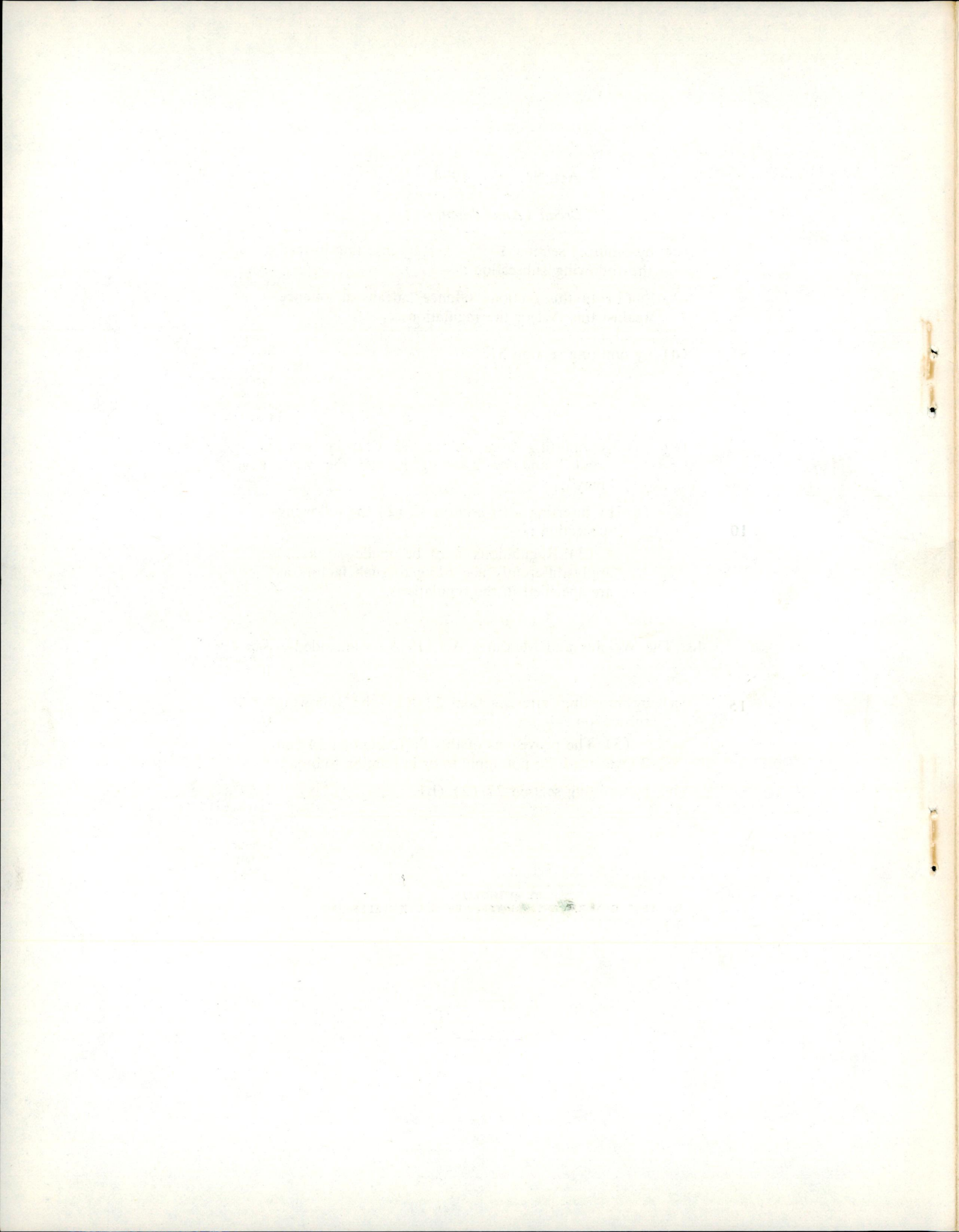
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- (c) by omitting section 30 (1) and by inserting instead the following subsection :— Sec. 30.  
(Pro-  
ceedings.)  
(1) In this section “offence” means an offence against this Act or the regulations.
- 5 (d) by omitting section 31; Sec. 31.  
(Pro-  
ceedings for  
offences  
against  
Part V.)
- (e) (i) by omitting from section 32 (2) the word “made” and by inserting instead the word “may”; Sec. 32.  
(Regu-  
lations.)
- 10 (ii) by inserting after section 32 (2) the following subsection :—  
(3) Regulations may be made so as to apply differently according to such factors as are specified in the regulations.
4. The Weights and Measures Act, 1915, is amended— Amendment  
of Act No.  
10, 1915.
- 15 (a) by inserting after section 23 (2) the following subsection :— Sec. 23.  
(Exemp-  
tions.)  
(3) The provisions of this Part, sections 24 and 29 excepted, do not apply to or in relation to bread.
- (b) by omitting section 27 (2) (b). Sec. 27.  
(Invoice or  
delivery note  
to be  
supplied in  
certain  
cases.)

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1974





**BREAD (AMENDMENT) BILL, 1974**

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**EXPLANATORY NOTE**

THE objects of this Bill are—

- (a) to repeal provisions of the Bread Act, 1969, relating to the making, packing and sale of bread in prescribed weights and to replace them with other provisions regulating those matters;
- (b) to provide for regulations requiring particulars to be appended to bread and packages of bread where that bread has been baked for trade or sale, and prescribing the manner in which the prescribed particulars shall be affixed;
- (c) to create certain offences relating to the making, baking, packaging and sale of bread; and
- (d) to make other provisions of a consequential or ancillary nature.

BREAD AND CASH/NEEDS BILL, 1974

EXPLANATORY NOTE

The Government has introduced the Bread and Cash/Needs Bill, 1974. The Bill is designed to provide for the supply of bread and other necessities to the population of the United Kingdom. It is intended to ensure that the population has access to these necessities at a reasonable price. The Bill also provides for the supply of cash to the population of the United Kingdom. It is intended to ensure that the population has access to cash at a reasonable price. The Bill is designed to provide for the supply of bread and other necessities to the population of the United Kingdom. It is intended to ensure that the population has access to these necessities at a reasonable price. The Bill also provides for the supply of cash to the population of the United Kingdom. It is intended to ensure that the population has access to cash at a reasonable price.



BE it enacted by the Queen'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 Bread (Amendment) Act, 1974.

2. (1) This section and section 1 shall commence on the date of assent to this Act.

(2) Except as provided in (1) this Act shall commence on such day as may be appointed by the Governor.

No. , 1974.

# A BILL

To regulate the weights of bread loaves; for this and other purposes to amend the Bread Act, 1969, and the Weights and Measures Act, 1915; and for purposes connected therewith.

[MR WILLIS—22 August, 1974.]

BE



*Bread (Amendment).*

**B**E it enacted by the Queen'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 "Bread (Amendment) Act, 1974". Short title.

2. (1) This section and section 1 shall commence on the date of assent to this Act. Commencement.

10 (2) Except as provided in subsection (1) this Act shall commence on such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

3. The Bread Act, 1969, is amended—

Amendment  
of Act No.  
54, 1969.

15 (a) by omitting from section 2 the matter "s. 19" and by inserting instead the matter "ss. 19-19F"; Sec. 2.  
(Division  
of Act.)

(b) by omitting section 19 and by inserting instead the following sections :— Secs.  
19-19F.

20 19. (1) In this Part, except in so far as the context or subject-matter otherwise indicates or requires— Inter-  
pretation.

"bread roll" means a loaf of bread—

(a) the weight of which does not exceed a weight prescribed for the purposes of this definition; or

25 (b) the weight of the dry solids contained in which does not exceed a dry solids weight prescribed for the purposes of this definition;

"loaf



*Bread (Amendment).*

5 "loaf of bread" means the whole and undivided portion of bread baked from a single mass of dough, or from two or more masses of dough fused together in baking for the purpose of producing a single article, and whether sold or commonly described as a loaf, or a roll, or otherwise;

10 "package" means any container, wrapper, band or other thing placed around any loaf of bread, loaves of bread or other bread but does not include anything in which two or more loaves of bread or portions of bread are contained for convenience in transport in bulk;

15 "sell" includes offer for sale, expose for sale or have in possession for the purpose of sale.

(2) For the purposes of this Part, a loaf of bread is of a standard weight if—

20 (a) its weight is equal to, or exceeds by not more than a percentage prescribed for the purposes of this paragraph, a weight prescribed as a standard weight; or

25 (b) the weight of the dry solids contained in the loaf is equal to, or exceeds by not more than a percentage prescribed for the purposes of this paragraph, a weight prescribed as a standard dry solids weight.

19A. (1) A person shall not—

30 (a) make or bake for trade or sale a loaf of bread not of a standard weight; or

Making and packing in standard weights.

35 (b) for trade or sale, pack into a package any portion or portions of bread not being a loaf, unless, if all the bread packed into the package constituted a loaf, that loaf would be of a standard weight.

Penalty:



*Bread (Amendment).*

Penalty : for a first offence, \$200; for a second offence, \$400; for a subsequent offence, \$1,000.

(2) In this section "bread" and "loaf of bread" do not include a bread roll.

5 (3) Subsection (1) (b) does not apply to the packing into a package of food prepared with bread.

19B. (1) A person shall not sell—

Sale in standard weights.

10 (a) a loaf of bread not of a standard weight;  
(b) any single portion of bread, not being a loaf of bread, unless that single portion would, if it were a loaf of bread, be a loaf of bread of a standard weight; or

15 (c) any portions of bread not being loaves of bread, unless those portions are sold in a package and all the portions in that package would, if they constituted a loaf of bread, be a loaf of bread of a standard weight.

Penalty : \$200.

20 (2) In this section "bread" and "loaf of bread" do not include a bread roll.

(3) This section does not apply to the sale of food prepared with bread.

25 19C. (1) Regulations may be made for or with respect to— Particulars to be appended.

(a) prescribing particulars required to be appended to bread, or to any package, or both; and

(b)



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*Bread (Amendment).*

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(b) prescribing the manner in which prescribed particulars are required to be appended to bread, or to any package, or both.

5 (2) A person shall not sell any bread, or any package containing bread, to which any particulars are required by the regulations to be appended and to which those particulars are not appended, or not appended in the prescribed manner.

Penalty : \$200.

10 (3) In this section "appended to" includes affixed to, printed upon, and embossed upon.

(4) For the purposes of this section prescribed particulars shall be deemed not to be appended to bread or a package if—

- 15 (a) the particulars are omitted wholly or in part; or
- (b) particulars purporting or appearing to be those prescribed are appended to the bread or package but are incorrect or misleading.

20 19D. It is a defence to a prosecution for an offence arising—

(a) under section 19A—if the defendant proves that the bread to which the information relates was made or baked or, as the case may require, packed, to be sold outside the State;

(b) under section 19B—if the defendant proves that—

30 (i) he obtained the bread to which the information relates from another person and directly or indirectly from a bakehouse within the State; and

(ii)



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*Bread (Amendment).*

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5 (ii) he did not know, and had no reasonable cause for believing, that the bread was not such as might be sold without his committing an offence under that section; or

(c) under section 19C and relating to the sale of bread or a package to which incorrect or misleading particulars were appended—if the defendant proves that—

10 (i) he obtained the bread or package to which the information relates from another person and directly or indirectly from a bakehouse within the State; and

15 (ii) he did not know, and had no reasonable cause for believing, that the particulars were incorrect or misleading.

20 19E. On a prosecution for an offence under this Part, the production of a certificate of the result of any analysis (including the weighing of any components), where the certificate purports to have been signed by the Government Analyst or any of his officers, shall be evidence of the facts stated in the certificate without proof of the signature or appointment of the person appearing to have signed it. <sup>Evidence in prosecutions.</sup>

30 19F. Nothing in this Part affects the operation of Part III of the Consumer Protection Act, 1969, but no person shall in respect of the same act or omission be liable to be convicted for an offence against Part III of that Act as well as for an offence against this Act. <sup>Double jeopardy.</sup>

(c)



*Bread (Amendment).*

- (c) by omitting section 30 (1) and by inserting instead the following subsection :—  
 (1) In this section "offence" means an offence against this Act or the regulations.
- 5 (d) by omitting section 31 ;
- (e) (i) by omitting from section 32 (2) the word "made" and by inserting instead the word "may" ;  
 (ii) by inserting after section 32 (2) the following subsection :—  
 (3) Regulations may be made so as to apply differently according to such factors as are specified in the regulations.
- 10
4. The Weights and Measures Act, 1915, is amended—
- 15 (a) by inserting after section 23 (2) the following subsection :—  
 (3) The provisions of this Part, sections 24 and 29 excepted, do not apply to or in relation to bread.
- (b) by omitting section 27 (2) (b).

Sec. 30.  
(Proceedings.)

Sec. 31.  
(Proceedings for offences against Part V.)

Sec. 32.  
(Regulations.)

Amendment of Act No. 10, 1915.

Sec. 23.  
(Exemptions.)

Sec. 27.  
(Invoice or delivery note to be supplied in certain cases.)

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1974

(c) by striking section 30 (1) and by inserting instead the following subsection:—

(1) in this section "license" means an authorization issued by the State of New Jersey

(d) by striking section 31 (1)

(e) by striking section 32 (1) and by inserting instead the following subsection:—

(1) by inserting after section 32 (1) the following subsection:—

(1) Regulations may be made as to any matter relating to such factors as are specified in the regulations.

4. The Water and Sewer Act, 1912 is amended—

(a) by inserting after section 23 (2) the following subsection:—

(3) The provisions of this Part, sections 24 and 25 excepted, do not apply to or in relation to land

(b) by striking section 27 (2) (b)



**New South Wales**



ANNO VICESIMO TERTIO

**ELIZABETHÆ II REGINÆ**

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**Act No. 59, 1974.**

An Act to regulate the weights of bread loaves; for this and other purposes to amend the Bread Act, 1969, and the Weights and Measures Act, 1915; and for purposes connected therewith. [Assented to, 16th October, 1974.]

**BE**

*Bread (Amendment).*

**B**E it enacted by the Queen'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 :—

Short title.      **1.** This Act may be cited as the "Bread (Amendment) Act, 1974".

Commence-      **2.** (1) This section and section 1 shall commence on the  
ment.            date of assent to this Act.

(2) Except as provided in subsection (1) this Act shall commence on such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

Amendment  
of Act No.  
54, 1969.

**3.** The Bread Act, 1969, is amended—

Sec. 2.  
(Division  
of Act.)

(a) by omitting from section 2 the matter "s. 19" and by inserting instead the matter "ss. 19-19F";

Secs.  
19-19F.

(b) by omitting section 19 and by inserting instead the following sections :—

Inter-  
pretation.

19. (1) In this Part, except in so far as the context or subject-matter otherwise indicates or requires—

"bread roll" means a loaf of bread—

(a) the weight of which does not exceed a weight prescribed for the purposes of this definition; or

(b) the weight of the dry solids contained in which does not exceed a dry solids weight prescribed for the purposes of this definition;

"loaf



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*Bread (Amendment).*

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“loaf of bread” means the whole and undivided portion of bread baked from a single mass of dough, or from two or more masses of dough fused together in baking for the purpose of producing a single article, and whether sold or commonly described as a loaf, or a roll, or otherwise;

“package” means any container, wrapper, band or other thing placed around any loaf of bread, loaves of bread or other bread but does not include anything in which two or more loaves of bread or portions of bread are contained for convenience in transport in bulk;

“sell” includes offer for sale, expose for sale or have in possession for the purpose of sale.

(2) For the purposes of this Part, a loaf of bread is of a standard weight if—

- (a) its weight is equal to, or exceeds by not more than a percentage prescribed for the purposes of this paragraph, a weight prescribed as a standard weight; or
- (b) the weight of the dry solids contained in the loaf is equal to, or exceeds by not more than a percentage prescribed for the purposes of this paragraph, a weight prescribed as a standard dry solids weight.

19A. (1) A person shall not—

- (a) make or bake for trade or sale a loaf of bread not of a standard weight; or
- (b) for trade or sale, pack into a package any portion or portions of bread not being a loaf, unless, if all the bread packed into the package constituted a loaf, that loaf would be of a standard weight.

Making and packing in standard weights.

Penalty:

*Bread (Amendment).*

Penalty : for a first offence, \$200; for a second offence, \$400; for a subsequent offence, \$1,000.

(2) In this section "bread" and "loaf of bread" do not include a bread roll.

(3) Subsection (1) (b) does not apply to the packing into a package of food prepared with bread.

Sale in standard weights.

19B. (1) A person shall not sell—

- (a) a loaf of bread not of a standard weight;
- (b) any single portion of bread, not being a loaf of bread, unless that single portion would, if it were a loaf of bread, be a loaf of bread of a standard weight; or
- (c) any portions of bread not being loaves of bread, unless those portions are sold in a package and all the portions in that package would, if they constituted a loaf of bread, be a loaf of bread of a standard weight.

Penalty : \$200.

(2) In this section "bread" and "loaf of bread" do not include a bread roll.

(3) This section does not apply to the sale of food prepared with bread.

Particulars to be appended.

19C. (1) Regulations may be made for or with respect to—

- (a) prescribing particulars required to be appended to bread, or to any package, or both; and

(b)



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*Bread (Amendment).*

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- (b) prescribing the manner in which prescribed particulars are required to be appended to bread, or to any package, or both.

(2) A person shall not sell any bread, or any package containing bread, to which any particulars are required by the regulations to be appended and to which those particulars are not appended, or not appended in the prescribed manner.

Penalty : \$200.

(3) In this section “appended to” includes affixed to, printed upon, and embossed upon.

(4) For the purposes of this section prescribed particulars shall be deemed not to be appended to bread or a package if—

- (a) the particulars are omitted wholly or in part; or
- (b) particulars purporting or appearing to be those prescribed are appended to the bread or package but are incorrect or misleading.

19D. It is a defence to a prosecution for an offence arising—

- (a) under section 19A—if the defendant proves that the bread to which the information relates was made or baked or, as the case may require, packed, to be sold outside the State;
- (b) under section 19B—if the defendant proves that—
  - (i) he obtained the bread to which the information relates from another person and directly or indirectly from a bakehouse within the State; and

(ii)

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*Bread (Amendment).*


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- (ii) he did not know, and had no reasonable cause for believing, that the bread was not such as might be sold without his committing an offence under that section; or
- (c) under section 19C and relating to the sale of bread or a package to which incorrect or misleading particulars were appended—if the defendant proves that—
  - (i) he obtained the bread or package to which the information relates from another person and directly or indirectly from a bakehouse within the State; and
  - (ii) he did not know, and had no reasonable cause for believing, that the particulars were incorrect or misleading.

Evidence in prosecutions.

19E. On a prosecution for an offence under this Part, the production of a certificate of the result of any analysis (including the weighing of any components), where the certificate purports to have been signed by the Government Analyst or any of his officers, shall be evidence of the facts stated in the certificate without proof of the signature or appointment of the person appearing to have signed it.

Double jeopardy.

19F. Nothing in this Part affects the operation of Part III of the Consumer Protection Act, 1969, but no person shall in respect of the same act or omission be liable to be convicted for an offence against Part III of that Act as well as for an offence against this Act.

(c)



*Bread (Amendment).*

- (c) by omitting section 30 (1) and by inserting instead the following subsection :—  
 (1) In this section “offence” means an offence against this Act or the regulations. Sec. 30.  
(Pro-  
ceedings.)
- (d) by omitting section 31 ; Sec. 31.  
(Pro-  
ceedings for  
offences  
against  
Part V.)
- (e) (i) by omitting from section 32 (2) the word “made” and by inserting instead the word “may” ; Sec. 32.  
(Regu-  
lations.)  
 (ii) by inserting after section 32 (2) the following subsection :—  
 (3) Regulations may be made so as to apply differently according to such factors as are specified in the regulations.
4. The Weights and Measures Act, 1915, is amended— Amendment  
of Act No.  
10, 1915.
- (a) by inserting after section 23 (2) the following subsection :—  
 (3) The provisions of this Part, sections 24 and 29 excepted, do not apply to or in relation to bread. Sec. 23.  
(Exemp-  
tions.)
- (b) by omitting section 27 (2) (b). Sec. 27.  
(Invoice or  
delivery note  
to be  
supplied in  
certain  
cases.)

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1975

Section 23

... by inserting section 23 (a) and (b) to read as follows:

(a) ...

(b) ...

... (c) ...

(d) ...

(e) ...



*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.*

R. E. WARD,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 24 September, 1974.*

## **New South Wales**



ANNO VICESIMO TERTIO

**ELIZABETHÆ II REGINÆ**

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**Act No. 59, 1974.**

An Act to regulate the weights of bread loaves; for this and other purposes to amend the Bread Act, 1969, and the Weights and Measures Act, 1915; and for purposes connected therewith. [Assented to, 16th October, 1974.]

BE

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

J. H. BROWN,  
*Chairman of Committees of the Legislative Assembly.*

*Bread (Amendment).*

**B**E it enacted by the Queen'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:—

Short title.      **1.** This Act may be cited as the "Bread (Amendment) Act, 1974".

Commence-      **2.** (1) This section and section 1 shall commence on the  
ment.            date of assent to this Act.

(2) Except as provided in subsection (1) this Act shall commence on such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

Amendment      **3.** The Bread Act, 1969, is amended—  
of Act No.  
54, 1969.

Sec. 2.            (a) by omitting from section 2 the matter "s. 19" and  
(Division            by inserting instead the matter "ss. 19-19F";  
of Act.)

Secs.            (b) by omitting section 19 and by inserting instead the  
19-19F.            following sections:—

Inter-            19. (1) In this Part, except in so far as the  
pretation.        context or subject-matter otherwise indicates or  
requires—

"bread roll" means a loaf of bread—

- (a) the weight of which does not exceed a weight prescribed for the purposes of this definition; or
- (b) the weight of the dry solids contained in which does not exceed a dry solids weight prescribed for the purposes of this definition;

"loaf



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*Bread (Amendment).*

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“loaf of bread” means the whole and undivided portion of bread baked from a single mass of dough, or from two or more masses of dough fused together in baking for the purpose of producing a single article, and whether sold or commonly described as a loaf, or a roll, or otherwise;

“package” means any container, wrapper, band or other thing placed around any loaf of bread, loaves of bread or other bread but does not include anything in which two or more loaves of bread or portions of bread are contained for convenience in transport in bulk;

“sell” includes offer for sale, expose for sale or have in possession for the purpose of sale.

(2) For the purposes of this Part, a loaf of bread is of a standard weight if—

- (a) its weight is equal to, or exceeds by not more than a percentage prescribed for the purposes of this paragraph, a weight prescribed as a standard weight; or
- (b) the weight of the dry solids contained in the loaf is equal to, or exceeds by not more than a percentage prescribed for the purposes of this paragraph, a weight prescribed as a standard dry solids weight.

19A. (1) A person shall not—

- (a) make or bake for trade or sale a loaf of bread not of a standard weight; or
- (b) for trade or sale, pack into a package any portion or portions of bread not being a loaf, unless, if all the bread packed into the package constituted a loaf, that loaf would be of a standard weight.

Making and packing in standard weights.

Penalty:

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*Bread (Amendment).*


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Penalty : for a first offence, \$200; for a second offence, \$400; for a subsequent offence, \$1,000.

(2) In this section "bread" and "loaf of bread" do not include a bread roll.

(3) Subsection (1) (b) does not apply to the packing into a package of food prepared with bread.

Sale in  
standard  
weights.

19B. (1) A person shall not sell—

- (a) a loaf of bread not of a standard weight;
- (b) any single portion of bread, not being a loaf of bread, unless that single portion would, if it were a loaf of bread, be a loaf of bread of a standard weight; or
- (c) any portions of bread not being loaves of bread, unless those portions are sold in a package and all the portions in that package would, if they constituted a loaf of bread, be a loaf of bread of a standard weight.

Penalty : \$200.

(2) In this section "bread" and "loaf of bread" do not include a bread roll.

(3) This section does not apply to the sale of food prepared with bread.

Particulars  
to be  
appended.

19C. (1) Regulations may be made for or with respect to—

- (a) prescribing particulars required to be appended to bread, or to any package, or both; and

(b)



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*Bread (Amendment).*

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- (b) prescribing the manner in which prescribed particulars are required to be appended to bread, or to any package, or both.

(2) A person shall not sell any bread, or any package containing bread, to which any particulars are required by the regulations to be appended and to which those particulars are not appended, or not appended in the prescribed manner.

Penalty : \$200.

(3) In this section "appended to" includes affixed to, printed upon, and embossed upon.

(4) For the purposes of this section prescribed particulars shall be deemed not to be appended to bread or a package if—

- (a) the particulars are omitted wholly or in part; or
- (b) particulars purporting or appearing to be those prescribed are appended to the bread or package but are incorrect or misleading.

19D. It is a defence to a prosecution for an offence arising—

- (a) under section 19A—if the defendant proves that the bread to which the information relates was made or baked or, as the case may require, packed, to be sold outside the State;
- (b) under section 19B—if the defendant proves that—
  - (i) he obtained the bread to which the information relates from another person and directly or indirectly from a bakehouse within the State; and

(ii)

*Bread (Amendment).*

- (ii) he did not know, and had no reasonable cause for believing, that the bread was not such as might be sold without his committing an offence under that section; or
- (c) under section 19C and relating to the sale of bread or a package to which incorrect or misleading particulars were appended—if the defendant proves that—
  - (i) he obtained the bread or package to which the information relates from another person and directly or indirectly from a bakehouse within the State; and
  - (ii) he did not know, and had no reasonable cause for believing, that the particulars were incorrect or misleading.

Evidence in  
prosecutions.

19E. On a prosecution for an offence under this Part, the production of a certificate of the result of any analysis (including the weighing of any components), where the certificate purports to have been signed by the Government Analyst or any of his officers, shall be evidence of the facts stated in the certificate without proof of the signature or appointment of the person appearing to have signed it.

Double  
jeopardy.

19F. Nothing in this Part affects the operation of Part III of the Consumer Protection Act, 1969, but no person shall in respect of the same act or omission be liable to be convicted for an offence against Part III of that Act as well as for an offence against this Act.

(c)



*Bread (Amendment).*

(c) by omitting section 30 (1) and by inserting instead the following subsection :—

Sec. 30.  
(Pro-  
ceedings.)

(1) In this section "offence" means an offence against this Act or the regulations.

(d) by omitting section 31 ;

Sec. 31.  
(Pro-  
ceedings for  
offences  
against  
Part V.)

(e) (i) by omitting from section 32 (2) the word "made" and by inserting instead the word "may";

Sec. 32.  
(Regu-  
lations.)

(ii) by inserting after section 32 (2) the following subsection :—

(3) Regulations may be made so as to apply differently according to such factors as are specified in the regulations.

4. The Weights and Measures Act, 1915, is amended—

Amendment  
of Act No.  
10, 1915.

(a) by inserting after section 23 (2) the following subsection :—

Sec. 23.  
(Exemp-  
tions.)

(3) The provisions of this Part, sections 24 and 29 excepted, do not apply to or in relation to bread.

(b) by omitting section 27 (2) (b).

Sec. 27.  
(Invoice or  
delivery note  
to be  
supplied in  
certain  
cases.)

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

A. R. CUTLER,  
*Governor.*

*Government House,  
Sydney, 16th October, 1974.*

Dear Mr. [Name]

I am writing to you regarding the [subject] which was discussed at the meeting on [date]. The [subject] is of great importance to the [organization] and we are pleased that you are interested in it.

The [subject] is being handled in accordance with the [policy] and we are confident that the [subject] will be resolved to the satisfaction of all concerned.

If you have any questions or need further information, please contact me at [phone number] or [address]. We will be glad to assist you in any way we can.

Sincerely,  
[Name]

A. R. CUTLER

Director

Department of [Name]  
[Address]