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.

Legislative Assembly Chamber, Sydney, 3 February, 1864. CHA. TOMPSON, Clerk of Legislative Assembly.

# New South Wales.



ANNO VICESIMO SEPTIMO

# VICTORIÆ REGINÆ.

## No.

An Act for granting Duties of Customs.

WHEREAS it is expedient to impose new Customs Duties Be Preamble. it therefore 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 5 and by the authority of the same as follows:—

1. Such parts of the Schedule to the Act nineteenth Victoria Repeal of conflicting number fourteen as relate to duties on Spirits of any kind and on Parts of 19 Vict. No. Wine and on Ale Beer and Porter and on Coffee and Chicory and so 10. much of the Tobacco Duties Act of 1861 as relates to duties on Cigars

- 10 are hereby repealed—and in lieu of all Duties of Customs heretofore Additional Duties. levied thereon respectively there shall be payable on the importation into the Colony of the several goods and merchandize enumerated in the Schedule A to this Act the several Duties of Customs mentioned in the said Schedule A.
- 2. There shall also be payable on the importation into the New Duties. Colony of the several goods and merchandize enumerated in Schedule B to this Act the several Duties of Customs mentioned in the said Schedule B.
- 3. Provided that all goods imported for the supply of Her Goods for Queen's 20 Majesty's Service shall be exempt from all duties and imposts of every service exempted description whatsoever and that nothing herein shall affect the pro-And wine for visions of the Act seventh Victoria number twenty-eight.

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4. If any free goods shall be imported in the same package Mixed goods to pay with any goods liable to duty according to the cubical contents of the whole duty on package in which they are contained the duty shall be charged on the whole measurement of such package Provided that until the first day Proviso.

5 of July one thousand eight hundred and sixty-four the duties on every package containing mixed goods shall be charged only according and in proportion to the kind and quantity of the dutiable goods contained therein.

5. There shall be allowed on the exportation from this Colony Drawbacks on Ex10 of any imported goods a drawback to the amount of the duty paid on ports.

the importation thereof except tobacco spirits wines ale and beer and opium. Provided that such goods are exported in the original packages and that proof be given to the satisfaction of the Collector of Customs that the duty was paid on the importation—and that they

15 have been so exported Provided also that no entry for drawback shall be received at the Custom House in which the refund claimed shall be less than one pound.

6. If upon any goods being entered for drawback it shall Forfeiture for appear on examination thereof that they are not in the same packages attempted frauds.

20 in which they were originally imported—or if it shall be satisfactorily shewn to any Officer of Customs that they were imported previously to the passing of this Act or by a different ship from that named in the entry—or that they are not the same goods on which the duty claimed to be refunded was paid—such goods may be saiged by such officer.

to be refunded was paid—such goods may be seized by such officer 25 and shall be liable to forfeiture Provided that in the case of any Proviso. goods liable to forfeiture under this or any other Act relating to the Customs—if it shall be satisfactorily shewn to the Collector that there existed no culpable negligence or intention of fraud on the part of the owner or his agent—it shall be lawful for the Collector to return 30 the goods.

7. The Collector of Customs and all persons duly authorized Indemnity. by him shall be indemnified and saved harmless from all suits and actions damages costs and charges whatsoever to which they might otherwise be liable in consequence of their having on or since the 35 third day of December one thousand eight hundred and sixty-three demanded or received or done any act for the purpose of enforcing payment of duties unauthorized by law and no action or suit shall be brought or continued for the recovery of any such damages costs or

charges and all such unauthorized duties shall to the extent of the 40 duties fixed by the Schedules to this Act be and be deemed to have been legally exacted.

8. The word "proof" as used in Schedule A to this Act "Proof." shall be held to mean the strength of proof by Sykes' Hydrometer.

9. This Act shall continue in force until the first day of January Continuance and 45 one thousand eight hundred and sixty-six And shall be styled and may Short Title. be cited as the "Customs Duties Act of 1864."

#### SCHEDULE A.

- On Rum not distilled within the Colony—the proof gallon—Eight shillings
- On Sweetened and Perfumed Spirits—the liquid gallon—Ten shillings
- On all other Spirits—the proof gallon—Ten shillings
- 5 On Champagne and Sparkling Wines of all kinds—per dozen reputed quarts—Ten shillings
  - On Champagne and Sparkling Wines of all kinds—per dozen reputed pints—Five shillings
- On Hock Sauterne Burgundy Claret and Moselle—per dozen reputed quarts—Ten shillings
  - On Hock Sauterne Burgundy Claret and Moselle—per dozen reputed pints—Five shillings
  - On any of the foregoing Wines in wood-per gallon-Five shillings
- On all other Wines in wood or bottle not exceeding in strength twenty-five per centum of Alcohol—per gallon—Three shillings
  - On Ale and Porter in bottle—per gallon—Six-pence
  - On Ale and Porter in wood—per gallon—Three-pence
  - On Coffee and Chicory—per pound—Three-pence.
  - On Cigars-per pound-Five shillings.

#### SCHEDULE B.

- On Dried Fruits Nuts and Almonds (Cocoanuts excepted)—per hundredweight—Ten shillings
- On Oil of all kinds (Whale Cod Liver Cocoanut and Palm Oil excepted)—per gallon —Three-pence
- 25 On Candles (except Candles made entirely of Tallow in an unprepared state)—per pound —One penny
  - On Confectionery and Preserves—per pound—Two-pence
  - On Rice-per ton-Two pounds

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- On Hops—per pound—Three-pence
- 30 On Malt—per bushel—Six-pence
  - On Carriages either put together or in parts and constructed so as to run on four wheels and on each portion of the body of any Carriage constructed so as to run on four wheels which does not with other portions forming part of the same cargo constitute the entire body—each—Ten pounds
- 35 On Carriages either put together or in parts and constructed so as to run on two wheels and on each portion of the body of any Carriage constructed so as to run on two wheels which does not with other portions forming part of the same cargo constitute the entire body—each—Five pounds
- On Furniture wholly or in part manufactured in which wood is the sole or chief material

  —per cubic foot measured outside the package—One shilling and six-pence
  - On Musical Instruments—per cubic foot measured outside the package—One shilling and six-pence
  - On Boots and Shoes—per cubic foot measured outside the package—Six shillings
  - On Saddlery and Harness—per cubic foot measured outside the package—Six shillings

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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.

Legislative Assembly Chamber, Sydney, 3 February, 1864. CHA. TOMPSON, Clerk of Legislative Assembly.

## New South Wales.



ANNO VICESIMO SEPTIMO

# VICTORIÆ REGINÆ.

## No.

(As amended in Committee of the Whole Council.)

An Act for granting Duties of Customs.

WHEREAS it is expedient to impose new Customs Duties Be Preamble. it therefore 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 5 and by the authority of the same as follows:—

1. Such parts of the Schedule to the Act nineteenth Victoria Repeal of conflicting number fourteen as relate to duties on Spirits of any kind and on 14 and 25 Vict. No. Wine and on Ale Beer and Porter and on Coffee and Chicory and so No. 10. much of the Tobacco Duties Act of 1861 as relates to duties on Cigars

10 are hereby repealed—and in lieu of all Duties of Customs heretofore Additional Duties.

10 are hereby repealed—and in lieu of all Duties of Customs heretofore Additional Dulevied thereon respectively there shall be payable on the importation into the Colony of the several goods and merchandize enumerated in the Schedule A to this Act the several Duties of Customs mentioned in the said Schedule A.

2. There shall also be payable on the importation into the New Duties.
Colony of the several goods and merchandize enumerated in Schedule
B to this Act the several Duties of Customs mentioned in the said
Schedule B.

3. Provided that all goods imported for the supply of Her Goods for Queen's 20 Majesty's Service shall be exempt from all duties and imposts of every description whatsoever and that nothing herein shall affect the pro-And wine for visions of the Act seventh Victoria number twenty-eight.

4. If any free goods shall be imported in the same package Mixed goods to pay with any goods liable to duty according to the cubical contents of the whole duty on package in which they are contained the duty shall be charged on the whole measurement of such package Provided that until the first day Proviso.

5 of July one thousand eight hundred and sixty-four the duties on every package containing mixed goods shall be charged only according and in proportion to the kind and quantity of the dutiable goods contained therein.

5. There shall be allowed on the exportation from this Colony Drawbacks on Exports.

10 of any imported goods a drawback to the amount of the duty paid on the importation thereof except tobacco spirits wines ale—and—beer and opium—Provided that such goods are exported in the original packages and that proof be given to the satisfaction of the Collector of Customs that the duty was paid on the importation—and that they

15 have been so exported—Provided also that no entry for drawback shall be received at the Custom House in which the refund claimed

shall be received at the Custom House in which the refund claimed shall be less than one pound.

6. If upon any goods being entered for drawback it shall Forfeiture for appear on examination thereof that they are not in the same packages attempted frauds. 20 in which they were originally imported—or if it shall be satisfactorily shewn to any Officer of Customs that they were imported previously to the passing of this Act or by a different ship from that named in the entry—or that they are not the same goods on which the duty claimed to be refunded was paid—such goods may be seized by such officer

25 and shall be liable to forfeiture Provided that in the case of any Proviso. goods liable to forfeiture under this or any other Act relating to the Customs—if it shall be satisfactorily shewn to the Collector that there existed no culpable negligence or intention of fraud on the part of the owner or his agent—it shall be lawful for the Collector to return

7. The Collector of Customs and all persons duly authorized Indemnity. by him shall be indemnified and saved harmless from all suits and actions damages costs and charges whatsoever to which they might otherwise be liable in consequence of their having on or since the 35 third day of December one thousand eight hundred and sixty-three demanded or received or done any act for the purpose of enforcing payment of duties upout horized by law and no action or suit shall be

payment of duties unauthorized by law and no action or suit shall be brought or continued for the recovery of any such damages costs or charges and all such unauthorized duties shall to the extent of the 40 duties fixed by the Schedules to this Act be and be deemed to have been legally exacted

been legally exacted.

8. The word "proof" as used in Schedule A to this Act "Proof." shall be held to mean the strength of proof by Sykes' Hydrometer.

9. This Act shall continue in force until the first day of January Continuance and 45 one thousand eight hundred and sixty-six And shall be styled and may Short Title. be cited as the "Customs Duties Act of 1864."

#### SCHEDULE A.

On Rum not distilled within the Colony—the proof gallon—Eight shillings

On Sweetened and Perfumed Spirits—the liquid gallon—Ten shillings

On all other Spirits—the proof gallon—Ten shillings

- 5 On Champagne and Sparkling Wines of all kinds—per dozen reputed quarts—Ten shillings
  - On Champagne and Sparkling Wines of all kinds—per dozen reputed pints—Five shillings
- On Hock Sauterne Burgundy Claret and Moselle—per dozen reputed quarts—Ten shillings
  - On Hock Sauterne Burgundy Claret and Moselle—per dozen reputed pints—Five shillings

On any of the foregoing Wines in wood—per gallon—Five shillings

- On all other Wines in wood or bottle not exceeding in strength twenty-five per centum of Alcohol—per gallon—Three shillings
  - On Ale and Porter in bottle-per gallon-Six-pence
  - On Ale and Porter in wood—per gallon—Three-pence
  - On Coffee and Chicory—per pound—Three-pence.
  - On Cigars per pound five shillings.

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#### SCHEDULE B.

- On Dried Fruits Nuts and Almonds (Cocoanuts excepted)—per hundredweight—Ten shillings
- On Oil of all kinds (Whale Cod Liver Cocoanut and Palm Oil excepted)—per gallon —Three-pence
- 25 On Candles (except Candles made entirely of Tallow in an unprepared state)—per pound —One penny
  - On Confectionery and Preserves—per pound—Two-pence
  - On Rice—per ton—Two pounds
  - On Hops—per pound—Three-pence
- 30 On Malt—per bushel—Six-pence
  - On Carriages either put together or in parts and constructed so as to run on four wheels and on each portion of the body of any Carriage constructed so as to run on four wheels which does not with other portions forming part of the same cargo constitute the entire body—each—Ten pounds.
- 35 On Carriages either put together or in parts and constructed so as to run on two wheels and on each portion of the body of any Carriage constructed so as to run on two wheels which does not with other portions forming part of the same cargo constitute the entire body—each Five pounds.
- On-Furniture wholly or in part manufactured in which wood is the sole or chief material per cubic foot measured outside the package. One shilling and six pence
  - On Musical Instruments—per cubic foot measured outside the package—One shilling and six-pence
  - On Boots and Shoes—per cubic foot measured outside the package—Six shillings
  - On Saddlery and Harness per cubic foot measured outside the package Six-shillings

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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.

Legislative Assembly Chamber, Sydney, 3 February, 1864. CHA. TOMPSON, Clerk of Legislative Assembly.

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

Legislative Council Chamber, Sydney, February, 1864.

Clerk of Parliaments.

# New South Wales.



ANNO VICESIMO SEPTIMO

# VICTORIÆ REGINÆ.

## No.

An Act for granting Duties of Customs.

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10 are hereby repealed—and in lieu of all Duties of Customs heretofore Additional Duties.

levied thereon respectively there shall be payable on the importation into the Colony of the several goods and merchandize enumerated in the Schedule A to this Act the several Duties of Customs mentioned in the said Schedule A.

2. There shall also be payable on the importation into the New Duties. Colony of the several goods and merchandize enumerated in Schedule B to this Act the several Duties of Customs mentioned in the said Schedule B.

3. Provided that all goods imported for the supply of Her Goods for Queen's service exempted Majesty's Service shall be exempt from all duties and imposts of every description whatsoever and that nothing herein shall affect the pro-And wine for visions of the Act seventh Victoria number twenty-eight.

4. If any free goods shall be imported in the same package Mixed goods to pay with any goods liable to duty according to the cubical contents of the whole duty on package in which they are contained the duty shall be charged on the whole measurement of such package Provided that until the first day Proviso.

5 of July one thousand eight hundred and sixty-four the duties on every package containing mixed goods shall be charged only according and in proportion to the kind and quantity of the dutiable goods contained therein.

5. There shall be allowed on the exportation from this Colony Drawbacks on Ex10 of any imported goods a drawback to the amount of the duty paid on the importation thereof except tobacco spirits wines ale—and—beer and opium—Provided that such goods are exported in the original packages and that proof be given to the satisfaction of the Collector of Customs that the duty was paid on the importation—and that they
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goods liable to forfeiture under this or any other Act relating to the Customs—if it shall be satisfactorily shewn to the Collector that there existed no culpable negligence or intention of fraud on the part of the owner or his agent—it shall be lawful for the Collector to return 30 the goods.

7. The Collector of Customs and all persons duly authorized Indemnity. by him shall be indemnified and saved harmless from all suits and actions damages costs and charges whatsoever to which they might otherwise be liable in consequence of their having on or since the 35 third day of December one thousand eight hundred and sixty-three demanded or received or done any act for the purpose of enforcing payment of duties unauthorized by law and no action or suit shall be brought or continued for the recovery of any such damages costs or charges and all such unauthorized duties shall to the extent of the 40 duties fixed by the Schedules to this Act be and be deemed to have

been legally exacted.

8. The word "proof" as used in Schedule A to this Act "Proof." shall be held to mean the strength of proof by Sykes' Hydrometer.

9. This Act shall continue in force until the first day of January Continuance and 45 one thousand eight hundred and sixty-six And shall be styled and may Short Title. be cited as the "Customs Duties Act of 1864."

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- 5 On Champagne and Sparkling Wines of all kinds—per dozen reputed quarts—Ten shillings
  - On Champagne and Sparkling Wines of all kinds—per dozen reputed pints—Five shillings
- On Hock Sauterne Burgundy Claret and Moselle—per dozen reputed quarts—Ten shillings
  - On Hock Sauterne Burgundy Claret and Moselle—per dozen reputed pints—Five shillings
  - On any of the foregoing Wines in wood-per gallon-Five shillings
- On all other Wines in wood or bottle not exceeding in strength twenty-five per centum of Alcohol—per gallon—Three shillings
  - On Ale and Porter in bottle-per gallon-Six-pence
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#### SCHEDULE B.

- On Dried Fruits Nuts and Almonds (Cocoanuts excepted)—per hundredweight—Ten shillings
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  —One penny
  - On Confectionery and Preserves-per pound-Two-pence
  - On Rice-per ton-Two pounds
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