Legislative Council.

53º VICTORIÆ, 1890.

A BILL

To protect the purchasers of certain Books and other Publications.

[MR. CREED; -5 June, 1890.]

HEREAS persons are frequently imposed upon by the repre- Preamble. sentations of book canvassers and others, and agreements for the purchase of books and other printed matter are enforced in Courts of Law which are against equity and good conscience, and it is there-5 fore right to protect the purchasers of such books and printed matter from imposition, as far as possible : Be 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, and by the authority of the same, as 10 follows :-

1. After the passing of this Act every agreement for the When agreements purchase of any book or books, or of engravings, lithographs, or for purchase of pictures, or of any other printed matter, whether illustrated or not, and hereinafter termed printed matter, shall be absolutely void in

- 15 every case where such printed matter cannot be delivered to the purchaser at the date of such agreement in a completed form, and so as to embrace the whole of the volumes or numbers thereof, unless the purchaser of such printed matter shall have first signed an agree-ment on a form, in which, in red capital letters, not less than pica,
- 20 the following words and figures shall first have been printed, viz. : "The liability of the purchaser under this agreement is *inserting the* amount in similar printed letters and also in printed figures of like size]," and unless the agreement for such purchase shall have been
- subsequently printed or written in black, wholly or partly, across such 25 red letters and figures. And in every action or proceeding for the recovery of any sum alleged to be due under or pursuant to any such agreement entered into after the passing of this Act, it shall be for the presiding Judge, or Justice of the Peace to declare whether such agreement has been made pursuant to this Act or not.
- 2. Nothing in this Act shall be applicable to any agreement for Exemptions. 30 the purchase of any magazine, review, or newspaper, or of any report or record of parliamentary or other proceedings, or of any other periodical publication issued or purporting to be issued continuously at certain stated periods or intervals, or to any agreement whatsoever 35 entered into by the trustees or other proper authority or proprietor of

any public or other library, or by any bookseller or importer of books. 3. This Act may be cited as the "Book Purchasers Protection Short title.

Act of 1890."

c 28-

[3d.]



Legislatibe Council.

53º VICTORIÆ, 1890.

A BILL

To protect the purchasers of certain Books and other Publications.

[MR. CREED; -5 June, 1890.]

WHEREAS persons are frequently imposed upon by the repre- Preamble. sentations of book canvassers and others, and agreements for the purchase of books and other printed matter are enforced in Courts of Law which are against equity and good conscience, and it is there-5 fore right to protect the purchasers of such books and printed matter from imposition, as far as possible: Be 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, and by the authority of the same, as 10 follows :

1. After the passing of this Act every agreement for the When agreements purchase of any book or books, or of engravings, lithographs, or for purchase of books to be void. pictures, or of any other printed matter, whether illustrated or not, and hereinafter termed printed matter, shall be absolutely void in

- 15 every case where such printed matter cannot be delivered to the purchaser at the date of such agreement in a completed form, and so as to embrace the whole of the volumes or numbers thereof, unless the purchaser of such printed matter shall have first signed an agreement on a form, in which, in red capital letters, not less than pica,
- 20 the following words and figures shall first have been printed, viz.: "The liability of the purchaser under this agreement is [inserting the amount in similar printed letters and also in printed figures of like size]," and unless the agreement for such purchase shall have been subsequently printed or written in black, wholly or partly, across such
- 25 red letters and figures. And in every action or proceeding for the recovery of any sum alleged to be due under or pursuant to any such agreement entered into after the passing of this Act, it shall be for the presiding Judge, or Justice of the Peace to declare whether such agreement has been made pursuant to this Act or not.
- 2. Nothing in this Act shall be applicable to any agreement for Exemptions. 30 the purchase of any magazine, review, or newspaper, or of any report or record of parliamentary or other proceedings, or of any other periodical publication issued or purporting to be issued continuously at certain stated periods or intervals, or to any agreement whatsoever

35 entered into by the trustees or other proper authority or proprietor of any public or other library, or by any bookseller or importer of books.

3. This Act may be cited as the "Book Purchasers Protection Short title. Act of 1890."

[3d.]

6 28-

