



S U P P L E M E N T

TO THE

NEW SOUTH WALES GOVERNMENT GAZETTE,

OF FRIDAY, NOVEMBER 26, 1841.

Published by Authority.

SATURDAY, NOVEMBER 27, 1841.

Colonial Secretary's Office,
Sydney, 25th November, 1841.
COUNCIL.

HIS Excellency the GOVERNOR is pleased to direct that the general objects of the following Bills, about to be brought under consideration of the Legislative Council, be published for general information.

By His Excellency's Command,
E. DEAS THOMSON.

No. 1.—“ *A Bill to amend an Act, intituled ‘An Act to consolidate the Laws for the Distillation of Spirits, in the Colony of New South Wales, and for the Issue of Licenses for Distilling, Rectifying, and Compounding Spirits therein, and for repealing certain Laws relating thereto.’*”

It being expedient to explain and enlarge certain provisions of the Act above recited, 3 VICTORIA, No. 9, it is proposed :—

That so much thereof as enacts, that from and after the 1st day of April, 1840, it shall not be lawful to Distil Spirits from sugar, molasses, or any material whatever, of foreign growth, (grain alone excepted) shall be repealed.

That upon all Spirits, from whatever material Distilled, there shall be levied a rate of Duty of nine shillings sterling per imperial Gallon, not exceeding the strength of Hydrometer proof, and so in proportion upon Spirits of greater strength.

That there shall be erected, within the walls of every Distillery, a stone or brick Store, in which to deposit the Spirits when Distilled ; such Store to be secured by two locks to each door, the key of one of which to be kept by the Distiller, and the key of the other by the Inspector of Distilleries ; and that such locks shall not be opened except in

the presence, or by the permission of, such Inspector.

That every person who shall give, offer, or promise a bribe to, or make any collusive agreement with any Officer, shall forfeit two hundred pounds ; and every Officer who shall take any bribe, or be a party to any such collusive agreement, shall forfeit two hundred pounds.

That any Officer of Customs, Inspector of Distilleries, or any other authorised person, may enter any house or place in the day time, with writ of assistance, accompanied by a peace Officer, and search for, and seize, any Spirits deposited therein, upon which the duty has not been paid, or which are so deposited contrary to the provisions of the said recited Act, 3 VICTORIA, No. 9.

That no Distiller shall keep on his premises more than one Worm for each Still, under penalty of twenty pounds for every extra Worm ; but any number of Worms may be kept under security of two locks, as aforesaid.

As to the meaning of the terms and expressions used in the said recited Act, and in the proposed Act, and the mode of levying the Duty.

No. 2.—“ *A Bill to prevent the removal of Wines and Spirituous Liquors without a Permit, to restrain the illicit Dealing in, and Clandestine importation of such Liquors.*”

The illicit retailing of Wine and Spirituous Liquors by unlicensed persons, and the clandestine importation of such Liquors, having been promoted by the removal of Wine and Spirituous Liquors without a Permit, it is proposed :—

That it shall not be lawful, after the 1st day of January, 1842, to remove, either by land or water, any Wine in any quantity, equal to or above three Gallons, or any Spirituous Liquors, equal to or above one Gallon, without a Permit, under penalty

of not less than one pound, nor more than fifty pounds;—not to extend to Wines or Spirituous Liquors, landed under proper authority, from any Vessel, at a lawful Quay, or other authorised landing place, or removed from such Quay to the place of deposit of the owner or importer thereof, or removed from one part of such place of deposit to another.

That all Liquors, removed contrary to the provisions of the proposed Act, may be seized, with the cart and horses, or other vehicle or animals used in conveying the same.

That every Permit shall be signed by the Collector of Customs, or other person appointed in that behalf by the Governor, and shall be in the form set forth in Schedule to the proposed Act.

That such Permits shall extend only to the places, and be in force during the time therein respectively mentioned; and if any Permit shall be fraudulently obtained or altered, the same shall be absolutely void.

That if any person, removing Wines or Spirituous Liquors, shall refuse to exhibit his Permit, when required so to do by any Justice, constable, peace-officer, or Officer of Customs, he shall forfeit not less than five nor more than fifty pounds, and the seizure and detention of such Liquors shall be held to be justifiable in all actions or proceedings had thereon.

That for every Permit the sum of six-pence shall be demanded and received by the person granting

the same, provided that no more than one hundred and fifty Gallons shall be included in any one Permit.

That upon information, on Oath, of any credible person having reasonable grounds to believe that any such Liquors have been, contrary to the provisions of the proposed Act, conveyed to any particular house or other place, it shall be lawful for the Collector or principal Officer of Customs, or such other Officer of Customs as such Collector or principal Officer shall appoint, or any Justice of the Peace having a writ of assistance under the hand of one of the Judges of the Supreme Court, to take one or more constables, and in the day time to enter into or upon such house or other place, and to search the same, and seize all such Wine or Spirituous Liquors as he shall there find, and the Vessel or Vessels containing the same, and such Wine or Spirituous Liquors shall be forfeited, unless it shall be made to appear, to the satisfaction of the Justice who shall hear the case, that such Wine or Spirituous Liquors was, or were not, in fact, so illegally conveyed to such house or place.

As to proceedings under the proposed Act, and application of Duties.

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