



SUPPLEMENT

TO THE

# VICTORIA GOVERNMENT GAZETTE

OF FRIDAY, OCTOBER 29, 1880.

Published by Authority.

No. 123.

FRIDAY, OCTOBER 29.

1880.

## ACTS OF PARLIAMENT.

### PROCLAMATION

By His Excellency the Most Honorable George Augustus Constantine, Marquis of Normanby, Earl of Mulgrave, Viscount Normanby, and Baron Mulgrave of Mulgrave, all in the County of York, in the Peerage of the United Kingdom ; and Baron Mulgrave of New Ross, in the County of Wexford, in the Peerage of Ireland ; a Member of Her Majesty's Most Honorable Privy Council ; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George ; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c.

I, THE Governor of Victoria, do hereby declare that I have this day assented, in Her Majesty's name, to the Bills passed by the Parliament of Victoria, the titles whereof are hereinafter set forth, that is to say :—

An Act for imposing a Duty on Victorian manufactured Tobacco, and for regulating the Manufacture of Tobacco in Bond.

An Act to impose a Duty upon Beer.

An Act to apply out of the Consolidated Revenue the sum of Five hundred and forty-two thousand pounds to the service of the year One thousand eight hundred and eighty and eighty-one.

Given under my Hand and the Seal of the Colony, at Melbourne, this twenty-ninth day of October, in the year of our Lord One thousand eight hundred and eighty, and in the forty-fourth year of Her Majesty's reign.

(L.S)

NORMANBY.

By His Excellency's Command,

GRAHAM BERRY,  
Chief Secretary.

GOD SAVE THE QUEEN !

## "THE BEER DUTY ACT 1880."—REGULATIONS.

THE Governor in Council has made the following Regulations under section 39 of *The Beer Duty Act 1880*.

A. T. CLARK,  
Commissioner of Trade and Customs.

Department of Trade and Customs,  
Melbourne, 29th October 1880.

## REGULATIONS.

It shall be lawful for the Governor in Council to appoint an officer to be called the Chief Inspector of Breweries, a Collector, and such and so many Inspectors of Breweries and other inferior officers as may be necessary for the due execution of this Act.

In these Regulations, unless the context otherwise determines, "cask" means every hogshead, half-hogshead, barrel, kilderkin, firkin, and keg.

The duty payable under "*The Beer Duty Act 1880*" shall be collected under the supervision of the Chief Inspector of Distilleries and Breweries, Melbourne.

Stamps provided for payment of duty under the said Act shall not be sold by any person other than a Receiver of Revenue.

No permit shall be granted under the twenty-first section of the said Act unless twenty-four hours' notice of the intention to apply for the same has been given to the Chief Inspector of Distilleries and Breweries, which notice shall specify in detail the number of casks of beer proposed to be removed from the brewery; and such notice shall describe the depôt, warehouse, or other building, and the street or other place where the same is situated, to which such beer is proposed to be removed.

Every permit granted as aforesaid shall be securely fixed upon the head of every cask containing the beer proposed to be removed under such permit, and shall not be cancelled or destroyed until such beer is removed from the depôt, warehouse, or other building to which the same has been removed.

No beer shall be removed from any brewery except between six o'clock in the morning and six o'clock in the evening of the same day, and every person acting in contravention of this regulation shall be liable to a penalty not exceeding Fifty pounds.

The written notice required to be given to the Chief Inspector of Distilleries and Breweries, Collector, or other officer under the twenty-eighth section of the said Act shall be given to such Chief Inspector of Distilleries and Breweries, Collector, or other officer twenty-four hours before the beer intended to be purchased as therein mentioned shall be removed; and every brewer who removes beer purchased as aforesaid without giving notice or before the expiration of the time herein limited shall be liable to a penalty not exceeding Fifty pounds.

Whenever any unfermented worts shall be sold as mentioned in the twenty-ninth section of the said Act, such unfermented worts shall not be removed except between the hours of six o'clock in the morning and six o'clock in the evening of the same day, nor until twenty-four hours' notice has been given to the Chief Inspector of Distilleries and Breweries, Collector, or other duly appointed officer, of the intention to remove the same, stating therein the brewery from which and to which such worts are to be removed; and every person acting in contravention of this regulation shall be liable to a penalty not exceeding Fifty pounds.

No beer shall be bottled in any brewery except from a cask, and no beer shall be withdrawn from any cask for the purpose of bottling the same in the brewery where the same is made unless such cask has been duly stamped as required by the said Act; and before any beer shall be withdrawn from any such cask for the purpose of bottling the same the stamp placed thereon shall be destroyed or defaced as required by the said Act upon the sale or removal of beer from the brewery where the same is made; and every person acting in contravention of this regulation shall be liable to a penalty of Fifty pounds.

Every brewer who carries on the business of bottling beer shall from day to day enter or cause to be entered in a book to be kept by him solely for that purpose the kind of beer, and number in detail of hogsheads, half-hogsheads, barrels, kilderkins, firkins, and kegs of beer which have been bottled by him, and the quantity removed in bottles from the brewery, and the name or names and address or addresses of the person or persons to whom such beer has been removed; and such book and every entry therein shall be subject to all the provisions contained in the said Act with reference to other books and the entries therein which such brewer is required to keep and make by the said Act. Every such brewer shall be subject and liable to all the provisions of the said Act with respect to the book hereinbefore mentioned and the entries therein as he is subject and liable to in respect of other books and the entries therein which are required to be kept and made under the said Act.

When any beer upon which duty has been paid under the said Act shall be entered outwards at the Custom House for exportation, the stamp or stamps on every cask containing such beer shall be destroyed by the proper officer of Customs in such manner as he sees fit; and the provisions contained in any Act relating to the Customs restricting the amount of drawback which shall be allowed and paid upon the exportation of any goods shall apply to the exportation of beer upon which duty has been paid under the said Act.

Before any person shall carry on the trade or business of brewer such person shall make application to register his premises in the form set forth in the First Schedule of this Act, and if the Chief Inspector of Distilleries and Breweries think such applicant is a fit and proper person to hold a brewer's license he may issue a certificate in the form set forth in these regulations marked No. 1, which certificate shall be produced to the Treasurer or other authorized officer when payment for the license fee hereinafter mentioned is made, who shall thereupon grant to such applicant a license in the form set forth to these regulations marked No. 2.

If any person shall carry on the trade or business of brewer without having registered or renewed the registration of his name and premises, or provided a license as aforesaid, every such person shall be liable to a penalty not less than Ten pounds and not more than Thirty pounds, and no registration shall be considered complete until the license fee as aforesaid shall have been paid to the Treasurer or other person appointed to receive the same.

In addition to the books required to be kept by brewers under the Beer Act 1880, there shall be also kept at each brewery a book, in the form marked No. 3, in which shall be entered the date of delivery, consecutive number, and contents of each vessel, also the name and address of the person to whom sent or delivered; and such book shall be open at all reasonable hours in the day-time to the inspection of any officer appointed under the provisions of this Act, who may take extracts therefrom or transcripts thereof.

These regulations shall come into force on and after the 1st November 1880.

### No. 1.

#### FORM OF CERTIFICATE TO BREWER.

Chief Inspector of Distilleries and Breweries Office,  
Melbourne, 188

I certify that I have this day registered the name and premises of  
as a brewer from the day of to the thirty-first day of December 188

Chief Inspector of Distilleries and Breweries.

### No 2.

#### FORM OF LICENSE TO BREWER.

No. Whereas of Treasury,  
I, do hereby license the said has paid into my office the sum of  
in quantities of not less than two gallons beer, ale, or porter made in the colony of Victoria upon which duty is chargeable to carry on the business of brewer, and to sell  
from the day of in the year to the thirty-first day of December  
in the year under the provisions of this Act.

### No. 3.

#### BREWERY.

##### DELIVERY BOOK.

Showing the Consecutive Number or Numbers of the Vessel or Vessels of Beer; contents, and to whom sent,  
from Brewery.

Date.	Consecutive Number of Vessel.	Description of Vessel.	Contents.	Person to whom delivered or sent.	Address.	

#### NOTICE BY BREWERS.

To the

at

Date—

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Notice is hereby given that [state the full Christian and surname of the person giving the notice, or all the names of such if a co-partnership, or the corporate name if a corporate body] of in Victoria, intend under the name or style of to carry on or engage in the business of brewing in the building owned by situate in street in [ ] in Victoria aforesaid.

Name of every person carrying on the business, with  
place of residence  
Description of all buildings on the brewery premises,  
and description of wall, fence, or other outside  
boundary of premises  
Number of wort boilers and other permanent vessels,  
and capacity of each  
Manner of boiling worts, whether by direct action of  
fire or by steam  
Average number of brewings per month, statement  
of the total quantity of beer made and sold or  
removed from the brewery during the year imme-  
diately preceding the date of this notice.

(Signed)

OCTOBER 29, 1880.

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SECOND SCHEDULE.

DECLARATION VERIFYING NOTICE.

I  
in declare that the several statements set forth in the foregoing notice  
are true and correct in the several particulars thereof.

Declared before me this  
of 188 .  
[Signature]  
day  
Collector [or  
a Justice of the Peace.]

A. T. CLARK,  
Commissioner of Trade and Customs.

Department of Trade and Customs,  
Melbourne, 29th October 1880.

Approved by the Governor in Council,  
the 29th October 1880.  
ROBT. WADSWORTH,  
Clerk of the Executive Council.

"THE TOBACCO ACT 1880."—REGULATIONS.

THE Governor in Council has made the following Regulations in accordance with the provisions of  
*The Tobacco Act 1880.*

A. T. CLARK,  
Commissioner of Trade and Customs.

Department of Trade and Customs,  
Melbourne, 29th October 1880.

REGULATIONS FOR THE MANUFACTURE OF VICTORIAN-GROWN TOBACCO IN BOND.

It shall not be lawful to send, take, or remove any tobacco out of the premises of any tobacco manufacturer except between the hours of eight in the forenoon and six in the afternoon, and without having a permit to remove the same signed by a locker or other officer appointed under this Act; such permit to contain the tobacco manufacturer's name and the place from which such tobacco is to be removed, a description of the package or box in which such tobacco is contained, and the quantity of tobacco contained in each and every such package or box or boxes, and the name and residence of the person or persons to whom such tobacco is to be delivered or forwarded.

All tobacco removed from the premises of any tobacco manufacturer without a permit as aforesaid shall be seized and forfeited, together with the package or packages, box or boxes, in which the same shall be contained, and the carts, cars, drays, or other conveyances, and the horses or other animals employed in removing the same.

Weights deliverable from factory for home consumption and exportation:—

Cigars and tobacco in packages of not less than 20 lbs.  
Snuff in packages of not less than 10 lbs.

A. T. CLARK,  
Commissioner of Trade and Customs.

Department of Trade and Customs,  
Melbourne, 29th October 1880.

Approved by the Governor in Council  
the 29th October 1880.  
ROBT. WADSWORTH,  
Clerk of the Executive Council.