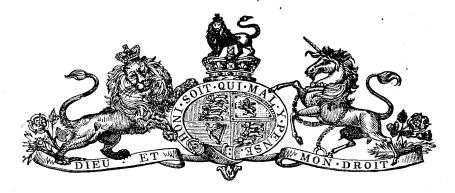
TASMANIA.



1890.

ANNO QUINQUAGESIMO-QUARTO

VICTORIÆ REGINÆ,

No. 22.

AN ACT to further amend *The Distillation* A.D. 1890. Prohibition Act. [28 *November*, 1890.]

WHEREAS it is desirable to amend The Distillation Prohibition PREAMBLE. 29 Vict. No. 12.

Be it therefore enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

- 1 This Act may be cited as "The Distillation Prohibition Act, Short title. No. 4."
- 2 In this Act the expression "the said Act" shall mean and Interpretation. include The Distillation Prohibition Act, and every Amendment 29 Vict. No. 12. thereof.
- 3 Section Eleven of the said Act is hereby repealed, and in lieu Substitution for thereof the following shall be and be deemed to be and may for all Sect. 11 of purposes be cited as the Eleventh Section of the said Act; that is to 29 Vict. No. 12.
- "The Treasurer may, upon application in writing made to him in Licences may be that behalf by any person or Body Corporate, setting forth the place of issued for Stills to residence of any such person, or the place of business of any such obtain products

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from animal or vegetable substances.

Body Corporate, and a particular description of the place where it is intended the Still in respect of which application is made is intended to be kept and used, the capacity and measure thereof, accompanied by a drawing or representation of the Still, setting forth its shape, dimensions, and proportions, and the product which it is intended to obtain by means thereof, issue a Licence in the form in the Schedule hereto to such person or Body Corporate to have and keep and use, at the place named in such Licence, for the purpose of obtaining by means thereof from any animal substance or from any of the indigenous vegetable productions of this Colony any liquid product, not being low wines, feints, or spirits, one or more Stills of such capacity as the Holder of Licence said Treasurer shall approve; and if at any time any holder of any such Licence makes use of any Still in his possession to obtain by distillation low wines, feints, or spirits, he shall, for every such offence, be liable to pay a penalty not exceeding Five hundred Pounds, and such Licence shall, on conviction of such offence, become void and of no effect."

using Still to obtain low wines, &c., liable to penalty.

No person right to demand Licence.

4 Nothing herein or in the said Act contained shall be held to confer upon any apothecary, chemist, or druggist, or any person or Body Corporate, any right to demand the issue or reissue of any Licence under this Act or the said Act.

Period for which Licences are in

5 All Licences heretofore issued under the said Act shall cease and determine on the Thirty-first day of December next. Every Licence hereafter issued under the said Act or this Act shall remain in force until the Thirty-first day of December following the date of the issue thereof, and no longer, and particulars of every such Licence shall be published in the Gazette.

Licences may be revoked.

6 Every Licence issued under the said Act or this Act may be at any time revoked by the Governor in Council upon the application of the Treasurer in such manner as he sees fit, but shall not be revoked unless and until due notice of such application shall have been given in writing to the holder of such Licence.

Powers of Sect. 12 of 29 Vict. No. 12 conferred upon other persons.

7 All powers conferred by the Twelfth Section of the said Act upon any Inspector of Police or Superintendent of Police may be exercised by such person or persons as the Governor in Council may from time to time appoint to exercise the same.

Fee payable for Licence.

8 Upon the issue of every Licence under the said Act or this Act there shall be payable and paid to the Treasurer, by the person to whom such Licence is issued, the sum of Ten Shillings.

Book to be kept in which daily business to be entered.

9 Every holder of a Licence under the said Act or this Act shall from day to day enter or cause to be entered in a book to be kept by him for that purpose the kind and estimated quantity of liquid products obtained from any Still used by him, setting forth the manner in which the same has been used or disposed of.

Books to be open for inspection.

10 The books required to be kept by the last preceding Section shall be open at all reasonable hours in the daytime to the inspection of any person or persons appointed by the Governor in Council under this Act, who may take extracts therefrom or transcripts thereof.

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11 The entries made in such books shall, at the end of each month, A.D. 1890. be verified by the declaration of the person by whom they were made.

Entries to be verified by

Such declaration shall be written in the book at the end of such declaration. entries, and be signed by the person making such declaration, and the same shall be in the following form or to the effect thereof:

"I declare that the foregoing entries were made by me, and that they state truly, according to the best of my knowledge and belief, the estimated quantity of the whole amount of liquid products obtained from the Still used on the premises occupied by

from the first day of the

month of

to the last day of such month; and further, that I have no knowledge of any matter or thing required by law to be stated in such entries which has been omitted therefrom.

And every holder of a Licence as aforesaid shall also, in case the original entries in his books were not made by himself, subjoin thereto and sign the following declaration:

- "I declare that, to the best of my knowledge and belief, the foregoing entries fully set forth all the matters required by law, and that the same are true in the several particulars thereof."
- 12 He shall also render to any person appointed as aforesaid, on or Account to be before the Tenth day of each month, a true statement in writing, in rendered of duplicate, taken from the said books required to be kept as aforesaid, quantity obtained. showing the estimated quantity of liquid products obtained from any Still used by him during the preceding month, setting forth the manner in which the same has been used or disposed of.

13 Every person who fraudulently neglects or refuses to make true Penalty for and exact entry and report of any matter or thing in the manner fraudulent entry required by law, or to do or cause to be done any of the things by law in books. required to be done by him as aforesaid, or who intentionally makes any false entry in the said books or either of them, or in the said statement, or knowingly allows or procures the same to be done, shall forfeit for every such offence all the liquid products obtained by him or for him and then in his custody or possession, and all the vessels, utensils, and apparatus used in making the same, and be liable to a penalty of not less than One hundred nor more than Two hundred Pounds.

14 Every person who neglects to keep books, or refuses to furnish Penalty for not the statement and duplicate thereof, as provided by this Act, or refuses keeping books. to permit any person appointed as aforesaid to examine the books and take extracts therefrom or transcripts thereof in the manner herein provided, shall for every such refusal or neglect be liable to a penalty not exceeding Fifty Pounds.

15 This Act and the said Act, save as amended or altered by this Acts to be read together. Act, shall be read and construed together as one Act.

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SCHEDULE.

WHEREAS A.B., of [here insert residence of such person or the name and place of business of a Body Corporate] has applied to me in writing for a Licence to have, keep, and use a Still for the purpose of obtaining by distillation from any animal substance [or from the indigenous vegetable productions of this Colony] liquid products, not being low wines, feints, or spirits: I do therefore hereby grant to the said A.B. [or name of Body Corporate] license to have, keep, and use on his [or their] premises situate and being in [here describe locality], and not elsewhere, one Still [or as the case may be] for the purpose aforesaid, such Still [or each of such Stills] not being of a greater [or less] capacity than gallons.

· Given under my hand this

day of

B. S. B., Treasurer.