

TEXTILE PRODUCTS (DESCRIPTION).

11 GEO. VI. No. 3.

AN ACT to amend the *Textile Products (Description) Act 1945.* [27 March, 1947.]

BE it 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—(1) This Act may be cited as the *Textile Products (Description) Act 1947.* Short title and citation.

(2) The *Textile Products (Description) Act 1945** is in this Act referred to as the Principal Act.

2 Section four of the Principal Act is amended—

(a) by inserting after the word “include” in the definition of “textile products” the words “any hats, or any linings, interlinings, or trimmings forming part of a garment, or”; and

(b) by adding at the end of subsection (2) the following proviso:—

“Provided that a proclamation under this subsection shall be made only in respect of textile products which do not—

(a) simulate wool textiles in woven texture and appearance; and

(b) compete with wool textiles in the functional purposes for which wool textiles are used.”

3 Section six of the Principal Act is amended—

(a) by omitting from paragraph (b) the words “or wrapping” (twice occurring);

(b) by omitting paragraph (h) and substituting therefor the following paragraph:—

“(h) if a textile product contains more than the prescribed percentage of any fibre other than wool it may be described by the name of that fibre to indicate the nature thereof.”; and

(c) by adding at the end thereof the following subsections:—

“(2) In paragraph (h) of subsection (1), ‘the prescribed percentage’ means ninety per centum, or such other percentage as may be prescribed for the purposes of that paragraph.

(3) The Governor may, by proclamation made in respect of any textile product specified therein, declare that the provisions of paragraph (d) of subsection (1) shall not apply in relation to any description applied to such textile product in pursuance of this Act, but no such proclamation shall be made in respect of any textile product unless the Governor is satisfied that—

(a) the provisions of the *Commerce (Trade Descriptions) Act 1905-1933* of the Commonwealth and the regulations thereunder do not require a statement of the percentage by weight of its ingredients to be shown in any trade description required by or pursuant to the said Act and regulations to be applied to such textile product upon its importation into Australia;

(b) such textile product does not contain wool, and does not, or is not likely to, simulate any wool textile in woven texture and appearance; and

(c) the Governor-in-Council of each of the other States of the Commonwealth has made, or is willing to make, a similar proclamation or, as the case may be, a regulation to the like effect, under the law in force in such State in relation to the labelling of textile products.

(4) While any proclamation made in respect of any textile product under the authority of subsection (3) continues in force, that textile product may be sold, or offered or exposed for sale, or delivered on sale, notwithstanding that the description applied thereto does not contain the particulars required by paragraph (d) of subsection (1), if such description complies in all other respects with the requirements of section six and contains all the particulars required by or pursuant to the *Commerce (Trade Descriptions) Act 1905-1933* of the Commonwealth and the regulations thereunder, and the provisions of that section shall be read and construed accordingly.”

Regulations.

4 Section eleven of the Principal Act is amended by adding at the end thereof the following subsection:—

“(2) In addition to any other matters which may be prescribed, the regulations may provide for and regulate the form and manner in which the description referred to in section six shall be applied to textile products generally or to any prescribed classes or kinds of textile products, and, where so prescribed, to any wrapping used in connection therewith, and may require the description to contain the prescribed particulars with respect to the quality, purity, or weight of any textile products or classes or kinds thereof, or the materials of which the same are composed.”