

No. XLV.

An Act for amending the Law relating to the Distillation of Spirits. [28th December, 1852.]

COLONIAL
DISTILLATION.

WHEREAS it is expedient to amend the Act of Council thirteenth Preamble, Victoria number twenty-seven. Be it therefore enacted by His Excellency the Governor of New South Wales by and with the consent of the Legislative Council thereof as follows:—

1. It shall be lawful for the Colonial Treasurer to grant a license to distil spirits at the distillery known as the Brisbane Distillery at Sydney notwithstanding that the premises within which the business of distillation is to be carried on shall not be separated by a space of five feet from any other building to the west thereof and notwithstanding that the Chief Inspector of Distilleries shall not certify that such space exists in that direction as by the eighth section of the said recited Act is required anything in the said recited Act to the contrary thereof notwithstanding.

Provision of recited
Act requiring a space
of 5 feet between
distillery and other
buildings dispensed
with as regards the
Brisbane Distillery.

2. Within twelve hours after the distiller shall have commenced pumping any worts into the cooler he or his servant shall deliver to the officer on duty a declaration specifying the number of the back or backs into which such worts shall have been conveyed and the specific gravity of such worts in such back or backs and the quantity thereof that is to say the number of inches not occupied or wetted by such worts being the space between the upper edge on the dipping place of such back or backs and the surface of the worts and if any worts shall

Declaration specifying
quantity of wort
and other particulars
to be made by dis-
tiller within twelve
hours after com-
mencing to pump
wort into the coolers.

Steam Navigation.

be conveyed into and collected in any fermenting back or backs in any other manner than is herein directed or if any untrue declaration shall be given or if such declaration shall not be given as is herein required then and in each and every such case the distiller shall forfeit and pay the sum of two hundred pounds.

How quarterly computation of quantity of proof spirit to be made.

3. In preparing the quarterly computation required by the seventieth section of the said recited Act if the distiller shall have mashed fermented or made any worts or wash from any mixture of grain or malt with sugar molasses or treacle in which mixture the weight of the sugar molasses or treacle shall be equal to or in excess of the weight of the grain or malt the spirits distilled from any such worts or wash shall for the purposes of such computation be deemed to have been produced from worts or wash mashed fermented or made from sugar molasses or treacle only but if in such mixture the weight of the grain or malt shall be in excess of the weight of the sugar molasses or treacle the spirits distilled from the worts or wash mashed fermented or made therefrom shall for the purposes of such computation be deemed to have been produced from worts or wash mashed fermented or made from malt or grain only.

How allowance of five per centum is to be calculated.

4. In preparing such quarterly computation the allowance of five per centum shall be calculated upon the quantity of proof spirit which ought to be produced from the material according to the several rates of attenuation specified in the seventieth section of the said recited Act and not upon the quantity of proof spirit made by the distiller as enacted by such section.