

No. XIX.

BEER ADULTERATION. An Act to prevent the Adulteration of Spirituous and Fermented Liquors. [12th October, 1855.]

Preamble.

WHEREAS it is expedient to prevent the adulteration of spirituous and fermented liquors Be it therefore enacted by His Excellency the Governor of New South Wales by and with the advice of the Legislative Council thereof as follows:—

Any dealer in spirituous or fermented liquors mixing or selling or keeping for sale any liquor in which there is any deleterious substance whatsoever to be deemed guilty of misdemeanor.

Any person knowingly having in his possession any spirituous liquor so adulterated as aforesaid may be fined.

1. If any dealer in spirituous or fermented liquors licensed publican or other person shall put into or mix or cause to be put into or mixed with any spirituous or fermented liquors any poisonous deleterious or pernicious substance whatsoever or shall sell or otherwise dispose of or keep for sale any spirituous or fermented liquors so adulterated he shall be deemed guilty of a misdemeanor and on conviction thereof be fined in any sum not exceeding two hundred pounds or be imprisoned for any period not exceeding two years with or without hard labor.

2. If any dealer in spirituous or fermented liquors licensed publican or any other person shall knowingly have in his possession any spirituous or fermented liquors so adulterated as aforesaid or if any such dealer or publican shall knowingly have in his possession otherwise than for a lawful purpose any poisonous deleterious or pernicious substance such person upon proof thereof shall forfeit and pay any sum not exceeding one hundred pounds to be sued for and recovered in a summary way before any two Justices of the Peace in Petty Sessions assembled and all fermented or spirituous liquors so adulterated as aforesaid and all poisonous deleterious or pernicious substances found in the possession of any such dealer or publican shall and may be seized by any Inspector of Distilleries Officer of Customs or by any constable acting under a warrant from a Justice of the Peace and all such spirituous or fermented liquors proved to be adulterated and such poisonous deleterious or pernicious substances as aforesaid shall be forfeited and destroyed.