

No. XII.

An Act to protect the purchasers of certain
Books and other Publications, and to
amend the law of Contracts in relation
thereto. [25th September, 1890.]

BOOK PURCHASERS
PROTECTION.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. After the passing of this Act every agreement for the purchase of any books, or of engravings, lithographs, or pictures, or of any other like matter, whether illustrated or not, and hereinafter termed printed matter, shall be absolutely void in every case where such printed matter is not to be delivered to the purchaser at the date of such agreement in a completed form, and so as to embrace the whole of the volumes or numbers of the printed matter, unless the purchaser of such books, engravings, lithographs, pictures, or other printed matter shall have first signed an agreement on a form, in which, in red capital letters, not less than great primer, the following words and figures shall first have been printed, viz.: "The total liability of the purchaser under this agreement is [*inserting the amount in similar printed letters and also in printed figures of like size*]," and unless such form shall have been printed or written in black, wholly or partly, across and subsequent to the printing of such red letters and figures.

When agreements
for purchase of
books to be void.

2. The vendor of such books, engravings, lithographs, pictures, or other printed matter, or his agent, shall at the time of the signing of the agreement aforesaid also hand over to the purchaser a duplicate of the agreement having printed on it in addition the words "Duplicate to be kept by the purchaser," and the vendor shall not be entitled to recover under such agreement unless he produce an acknowledgment by the purchaser that he has received such duplicate of the agreement as aforesaid.

Vendor to give
duplicate of agree-
ment to purchaser.

3. In any action hereafter arising in any Court on any contract for the purchase of such printed matter, whether entered into before or after the passing of this Act, the Court may determine the value of the said printed matter, proof of which shall be on the vendor.

Proof of value.

4. This Act may be cited as the "Book Purchasers Protection Act of 1890."

Short title.