

**FACTORIES, SHOPS AND INDUSTRIES
(AMENDMENT) ACT.**

New South Wales



ANNO VICESIMO QUARTO

ELIZABETHÆ II REGINÆ

Act No. 20, 1975.

An Act to exclude art and handicraft galleries from the operation of the laws relating to the early closing of, and Sunday trading in, shops; to make further provision with respect to the sale of goods in small shops, penalties, and the fees payable for registration of factories and shops; for these and other purposes to amend the Factories, Shops and Industries Act, 1962; and for purposes connected therewith. [Assented to, 14th April, 1975.]

BE

Factories, Shops and Industries (Amendment).

No. 20, 1975 **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 :—

Short title. 1. This Act may be cited as the "Factories, Shops and Industries (Amendment) Act, 1975".

**Commence-
ment.** 2. (1) Except as provided in subsection (2), this Act shall commence on the date of assent to this Act.

(2) Section 5 shall commence on such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

**Principal
Act.** 3. The Factories, Shops and Industries Act, 1962, is, in this Act, referred to as the Principal Act.

**Amendment
of Act No.
43, 1962.** 4. The Principal Act is amended—

**Sec. 76A.
(Small
shops.)** (a) (i) by omitting paragraph (g) of the definition of "Small shop" in section 76A (1) and by inserting instead the following paragraph :—

(g) The only goods sold or offered or exposed for sale in the shop shall be the goods specified in clauses (1) and (2) of Schedule 3A, or some of them.

(ii) by omitting from section 76A (2) the matter "or (3)";

(iii) by omitting from section 76A (2) the words "or areas" wherever occurring;

(iv)

Factories, Shops and Industries (Amendment).

(iv) by omitting from section 76A (2) the words No. 20, 1975
 “and an area may be described in such a
 proclamation by excluding an area from a
 larger area”;

(b) by inserting after section 88 the following section:— Sec. 88A.

88A. Nothing in this Division applies to any art Art and
 or handicraft gallery, or art and handicraft gallery, handicraft
 wherein goods that are— galleries.

- (a) works of art or of handicraft;
- (b) articles or materials for use in mounting,
 framing or displaying the works specified in
 paragraph (a);
- (c) books, catalogues or other publications
 relating to art or handicraft; or
- (d) other prescribed goods,

but no other goods, are sold or offered or exposed
 for sale.

(c) (i) by omitting from clause (2) of Schedule 3A Schedule 3A.
 the words “Potatoes.” and “Onions.” and by
 inserting instead the words “Fruit and
 vegetables.”;

(ii) by omitting clause (3) of Schedule 3A.

5. The Principal Act is further amended—

(a) by omitting section 11 (8) (a);

Further
 amendment
 of Act No.
 43, 1962.

Sec. 11.
 (Registra-
 tion of
 factories.)

(b) by omitting section 76 (6) (b);

Sec. 76.
 (Registra-
 tion of
 shops.)

(c) by omitting Schedule Two.

Schedule
 Two.

6.

Factories, Shops and Industries (Amendment).

- No. 20, 1975** 6. A provision of the Principal Act specified in Column 1 of the Schedule is amended by omitting from that provision the words specified opposite that provision in the column headed "Words to be omitted" in Column 2 of the Schedule and by inserting instead the matter specified opposite that provision in the column headed "Matter to be inserted" in Column 2 of the Schedule.

Further amendment of Act No. 43, 1962. Penalties for offences.

SCHEDULE

Column 1	Column 2	
	Words to be omitted	Matter to be inserted
Section 11 (13) (c)	one hundred dollars	\$200
Section 15 (4)	one hundred dollars	\$200
Section 16 (2)	one hundred dollars	\$200
Section 19 (4)	one hundred dollars	\$200
Section 27 (4)	six hundred dollars	\$1,500
Section 45 (2) (b)	two hundred dollars and to a further penalty not exceeding twenty dollars	\$500 and to a further penalty not exceeding \$50
Section 48 (5) (a)	one hundred dollars	\$500
Section 63 (3)	one hundred dollars	\$200
Section 71	forty dollars	\$100
Section 72 (2)	one hundred dollars	\$500
Section 100 (4)	one hundred dollars	\$200
Section 144 (1) (e)	one hundred dollars	\$500
Section 147 (1)	two hundred dollars	\$500
Section 147 (2)	forty dollars	\$100
Section 151	two hundred dollars	\$500
Section 152	one hundred dollars	\$200

LOCAL