

AUSTRALIAN CAPITAL TERRITORY.

Regulations 1942. No. 8.*

Regulations under the Weights and Measures Ordinance 1929-1937.

I, JOSEPH SILVER COLLINGS, the Minister of State for the Interior, in pursuance of the powers conferred by the *Weights and Measures Ordinance 1929-1937*, hereby make the following Regulations.

Dated this eleventh day of September, 1942.

J. S. COLLINGS

Minister of State for the Interior.

SALE OF FIREWOOD REGULATIONS.

1. These Regulations may be cited as the Sale of Firewood Regulations. Citation.

2. These Regulations shall apply in such areas as are specified by the Minister under Section 31 of the Ordinance. Application of Regulations.

3.—(1.) In these Regulations unless the contrary intention appears— Definitions.

“firewood” means firewood in billets or in lengths not exceeding five feet;

“in bulk” refers to firewood which is not contained in sacks;

“the Ordinance” means the *Weights and Measures Ordinance 1929-1937*, as amended from time to time;

“vendor” means a person who carries on the business of selling firewood.

(2.) Any reference to a Form shall be read as a reference to a Form in the Schedule to these Regulations.

4.—(1.) When delivery of firewood contained in sacks is to be made by a vendor to a purchaser, the vendor shall issue to the driver of the vehicle on which the firewood is carried a docket in accordance with Form A and the driver shall before removing the firewood from the sacks at the premises of the purchaser, deliver the docket to him or his representative: Issue of dockets in respect of sacks of firewood.

Provided that, where the whole of any load or firewood carried on the vehicle is to be delivered to the one purchaser a docket in accordance with Form B may be issued and delivered in lieu of a docket in accordance with Form A:

Provided further that it shall not be necessary to issue and deliver a docket if there is affixed to each sack, in a conspicuous place, a metal label on which is clearly and legibly marked, in figures and letters not less than one-half an inch in height and of proportionate breadth, the correct net weight of the firewood in the sack.

* Notified in the *Commonwealth Gazette* on 17th September, 1942.

(2.) The driver shall, upon demand by an Inspector, produce the docket to him for inspection and, if the firewood carried is for delivery to more than one purchaser, shall indicate the particular sack or sacks for delivery to each purchaser.

Penalty: Five pounds.

Issue of docket in respect of firewood in bulk.

5. When delivery of firewood is to be made in bulk by a vendor to a purchaser, the vendor shall issue to the driver of the vehicle on which the firewood is carried a docket in accordance with Form A and the driver shall, before unloading the firewood at the premises of the purchaser, deliver the docket to him or his representative:

Provided that, where the whole of any load of firewood carried on the vehicle is to be delivered to the one purchaser, a docket in accordance with Form B may be issued and delivered in lieu of a docket in accordance with Form A.

Firewood in bulk for various purchasers.

6.—(1.) When delivery from a vehicle loaded with firewood in bulk is to be made to more than one purchaser, the vendor shall so arrange the load that the firewood for each purchaser is separated from the firewood for any other purchaser by boards or by other suitable method.

Penalty: Ten pounds.

(2.) The driver of the vehicle shall, on demand by an Inspector, indicate to which portion of the load any docket issued in pursuance of the last preceding regulation relates.

Penalty: Ten pounds.

Inspector may require vehicle and firewood to be weighed.

7. The driver of a vehicle upon which firewood is being carried for delivery to a purchaser, shall, on demand by an Inspector—

- (a) drive the vehicle to the nearest weighbridge or place where weighing may be undertaken;
- (b) permit the Inspector to weigh the vehicle and the firewood thereon; and
- (c) render prompt and efficient assistance in the weighing of the vehicle and of the firewood and in any unloading or loading which is necessary for the purposes of the weighing.

Penalty: Five pounds.

Penalty for incorrect weights of firewood.

8.—(1.) Where the weight of any firewood carried for delivery is not in accordance with the weight stated—

- (a) on the label on the sack in which the firewood is contained; or
- (b) on the docket in accordance with Form A or Form B issued in respect of that firewood,

the vendor of the firewood shall be guilty of an offence.

Penalty: Ten pounds.

(2.) It shall be a defence in any prosecution under this section if it is proved that the vendor of the firewood dispatched the vehicle loaded with the correct weight, according to the label or docket, of the firewood, and, in that event, the driver of the vehicle shall be guilty of an offence.

Penalty: Ten pounds.

9.—(1.) A vendor who fails to issue to the driver of a vehicle by which firewood is to be delivered in bulk to a purchaser, the prescribed docket in respect of that firewood, with particulars fully and correctly stated therein, shall be guilty of an offence.

Failure to issue or deliver docket.

Penalty: Ten pounds.

(2.) A driver who fails to carry or to deliver as prescribed to the purchaser of any firewood the docket issued to him by the vendor in respect thereof shall be guilty of an offence.

Penalty: Ten pounds.

10. The requirements of these Regulations shall not apply in the case of firewood delivered in bulk from a railway truck direct to the purchaser where—

Exemption of bulk deliveries by rail, &c.

- (a) the whole of the firewood in the truck is for delivery to one purchaser only and he has agreed to accept delivery on the basis of the railway freight weights thereof; or
- (b) the vendor has agreed with the purchaser to determine the weight of the firewood on a weighing instrument provided by the purchaser.

11. The requirements of these Regulations respecting the sale and delivery of firewood by weight shall not apply to sales and deliveries thereof in quantities exceeding five hundredweights where the purchaser by agreement with the vendor in writing prior to the delivery of the firewood arranges for the purchase otherwise than by weight.

Purchases by measure other than weight.

THE SCHEDULE.

SALE OF FIREWOOD REGULATIONS.

FORM A.

Vendor: * of

Purchaser: * of

Please receive herewith tons cwt.

lb.‡ net weight of firewood in §

† * Here insert name.

† Here insert address.

qrs. †† Here insert weight.

§ Here insert number of sacks or "bulk" as the case requires.

SALE OF FIREWOOD REGULATIONS.

FORM B.

Vendor: * of

Purchaser: * of

Please receive firewood as shown hereunder in

Tons. Cwt. Qrs. Lb.

Gross weight §

Weight of vehicle unladen §

Net weight

† * Here insert name.

† Here insert address.

‡ Here insert number of sacks or "bulk" as the case requires.

§ Here insert weights.

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