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No. 138.

1st Session, 21 Victoria, 6th Parliament, 1858.

B I L L .

**An Act to amend the Law regulating the
Inspection of Flour and Meal.**

**Received and read 1st time, Friday, 14th May,
1858.**

Second reading, Tuesday, 18th May, 1858.

Mr. Sol. Genl. ROSK.

S. Derbishire & G. Desbarats, Queen's Printer.

An Act to amend the Law regulating the Inspection of Flour and Meal.

WHEREAS it is expedient to amend the Act of the Legislature of this Province passed in the Session thereof held in the nineteenth and twentieth years of Her Majesty's Reign, intituled, *An Act for the Inspection of Flour, Indian Meal and Oatmeal*: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :

Preamble.

19, 20 V. c. 87.

I. In amendment of the fifteenth section of the said Act, it is hereby enacted, that it shall be the duty of each Inspector or Assistant Inspector, appointed under the said Act, to weigh such proportion of every lot of Flour or Meal offered for Inspection (being not less than ten per cent. of each lot) as shall be necessary to verify whether the contents come up to the weight required by Law ; and should such lot, or any part thereof, be deficient in legal weight, then he shall make or cause the deficiency to be made good by or at the expense of the owner thereof, so that each and every barrel shall contain the weight required by Law, and the Inspector or Assistant Inspector, shall, when required, certify the cost and expense thereby incurred ; and every Inspector or Assistant Inspector who shall neglect to examine and weigh such Flour or Meal, and to cause the casks to be weighed in the manner required by this Act, shall, for every such neglect or refusal, forfeit the sum of *Twenty Pounds* currency, and shall be liable to make good all damages which any buyer or seller of such Flour or Meal may suffer in consequence of such refusal or neglect.

Sect. 15 amended—Inspector to weigh at least ten per cent. of all flour inspected.

Penalty for default.

II. In lieu of the fee or allowance of one penny currency, payable to the Inspector by the terms of the fourteenth section of the said Act, he shall be entitled to charge and be paid, and there is hereby allowed to him, a fee of two cents, for the payment of which fee and allowance of two cents he shall be entitled to exercise the same rights and privileges, and the said fee shall be payable in the same manner and by the same persons as the fee of one penny currency is by the said Act made payable.

Fee of one penny altered to two cents.

III. Nothing in this Act shall affect any security Bond given by any Inspector or Assistant Inspector, or the liability of the parties signing such Bonds, or any of them, unless such parties give notice in writing to the person having the custody of the respective Bonds, within fifteen days after this Act comes into

Security bond not to be affected, unless sureties withdrawn within a certain time

after the pass-
ing of this
Act.

force, of his or their intention to withdraw ; and in that case the Inspector or Assistant Inspector whose surety or sureties are so withdrawn, shall be bound, forthwith, to furnish other good and sufficient sureties in lieu of those so withdrawing ; and all the provisions of the said Act hereby amended relating to providing security, or regulating the nature, execution, form, effect and custody of the security, or which prohibit the Inspector or Assistant Inspector from acting before giving security, or any of the said provisions which may otherwise apply to the security, are, in the case of withdrawal provided for by this section, declared to apply to the new security which is hereby authorized to be given. 5 10

Interpretation
of this Act.

IV. This Act shall be construed as one Act with the Act hereby amended, all the provisions whereof, as to the recovery and application of penalties or forfeitures incurred under it, shall apply to those imposed by this Act. 15