ANNO QUINTO

VICTORIÆ REGINÆ.

Sess. 2.

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C A P. XXX.

An Act to provide Regulations for preparing and using Roasted Malt in colouring Beer.

[18th *June* 1842.]

WHEREAS by an Act passed in the Fifty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to repeal an Act made in the Fifty-first Year* 56 G. 3. c. 58.
of His present Majesty, for allowing the Manufacture and Use of a Liquor prepared from Sugar for colouring Porter, Brewers of, Dealers in, and Retailers of Beer in *Great Britain* are prohibited from receiving or taking into or having in their Custody, or making or using, or mixing with or putting into any Worts or Beer, any Liquor, Extract, Calx, or other Material or Preparation such as had been theretofore or as should thereafter be made use of for or in the darkening of the Colour of Worts or Beer, other than Brown Malt, ground or unground, as commonly used in brewing: And whereas by an Act passed in the Eighth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to consolidate* 7 & 8 G. 4.
and amend certain Laws relating to the Revenue of Excise on Malt c. 52.
made in the United Kingdom, and for amending the Laws relating to Brewers in Ireland, *and to the Allowance in respect of the Malt Duty*

on

on Spirits made in Scotland *and* Ireland *from Malt only*, Brewers in *Ireland* are prohibited from receiving into or having in their Custody or Possession, or using in brewing, or mixing with or putting into any Worts or Beer, any Ingredients, Preparation, or Material whatsoever, in addition to or for or as a Substitute for Malt or Hops, or for the Purpose of diluting or darkening the Colour of Worts or Beer, other than Brown Malt, ground or unground, as commonly used in brewing: And whereas the Brown Malt mentioned in the said recited Acts is Malt made brown or dark by being more highly dried on the Malt Kiln of the Maltster in completing the Process of malting, and known also as Blown Malt: And whereas Malt prepared by being roasted in Cylinders after the Process of malting has been completed, and commonly known as Roasted Malt or Roasted Amber Malt, has been found to be a preferable Material in brewing for darkening or improving the Colour of Beer and Ale; but from the Difficulty of distinguishing unmalted Grain when roasted from Roasted Malt great Frauds may be committed on the Revenue of Excise on Malt by the Use of such Roasted Malt; and it is therefore expedient to provide Regulations for the Preparation, Sale, and Use of the same:

Prohibiting the roasting of Malt for Sale, or the selling thereof except by Persons duly licensed.

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Commencement of this Act no Malt shall be roasted for Sale, nor shall any Roasted Malt be sold, sent out, or delivered by any Person, other than a Roaster of Malt or Dealer in Roasted Malt duly licensed and entered under the Provisions of this Act.

Roasters of Malt and Dealers in Roasted Malt to take out a Licence.

II. And be it enacted, That from and after the Fifth Day of *July* One thousand eight hundred and forty-two every Roaster of Malt before he shall begin to roast any Malt, and every Dealer in Roasted Malt before he shall sell, send out, or deliver any such Malt, shall take out an Excise Licence, authorizing such Person to carry on the Trade or Business of a Roaster of Malt or Dealer in Roasted Malt, and shall at the Expiration of such Licence, and yearly from Year to Year so long as such Person shall carry on the said Trade or Business respectively, renew the same, paying yearly for such Licence, if a Roaster of Malt, the Sum of Twenty Pounds, and if a Dealer in Roasted Malt the Sum of Ten Pounds, and every such Licence shall be in force until the Fifth Day of *July* in each Year, and shall then expire; and every Person who shall carry on the Trade or Business of a Roaster of Malt, by roasting any Malt, or selling, sending out, or delivering any Roasted Malt, or of a Dealer in Roasted Malt, by selling, sending out, or delivering any Quantity thereof, without having taken out or renewed and having then in force such Licence as aforesaid, shall forfeit One hundred Pounds.

Penalty.

Duty on Licences to be under the Management of the Commissioners of Excise, who

III. And be it enacted, That the Duties by this Act imposed on Licences to be taken out by Roasters of Malt and Dealers in Roasted Malt shall be under the Management of the Commissioners of Excise for the Time being, and shall and may be raised, levied, collected, answered, and recovered, paid over and accounted for, in such and the like Manner, and in or by any of the general or special Ways,

Means, or Methods by which any other Duties of Excise on Licences are or may be raised, levied, collected, answered, or recovered, paid over and accounted for; and every such Licence shall be in such Form as the Commissioners of Excise shall direct, and shall be granted by the said Commissioners, or their Officers duly authorized to grant Licences under any Law or Laws of Excise; and all Enactments, Provisions, Regulations, Pains, Penalties, and Forfeitures under any Law or Laws of Excise relating to Licences shall extend to and be put in force in respect of such Licences, and the Duties thereon, and the Persons required to take out and renew the same respectively, as fully and effectually as if such Enactments, Provisions, Regulations, Pains, Penalties, and Forfeitures were repeated and re-enacted in this Act.

shall grant the same.

IV. And be it enacted, That every Roaster of Malt shall, before beginning to roast any Malt, make a true and particular Entry in Writing, signed by such Roaster of Malt, of every Warehouse, Storehouse, Shop, Room, or other Place, and where situated, intended to be made use of by him for the receiving, preparing, roasting, and keeping of Malt, and also of every Furnace, Cylinder, or other Utensil to be made use of in roasting Malt, by delivering such Entry to the Officer of Excise in whose Survey his Premises shall be situated; and in every such Entry every Warehouse, Storehouse, Shop, Room, or other Place, and every Furnace, Cylinder, and other such Utensil as aforesaid, shall be distinguished by a particular Number or Letter, or Number and Letter or Letters, and in default thereof every such Roaster of Malt shall, for every unentered Warehouse, Storehouse, Shop, Room, or Place, Furnace, Cylinder, or other such Utensil, forfeit Two hundred Pounds; and every unentered Furnace, Cylinder, or other Utensil, and all Malt found therein, shall be forfeited; and every Dealer in Roasted Malt shall, before receiving, selling, sending out, or delivering any Roasted Malt, in the same Manner make a like Entry of every Warehouse, Storehouse, Shop, Room, and Place to be made use of by him for receiving, storing, or keeping any Roasted Malt, on pain of forfeiting the like Penalty; and all Malt of any Description, unroasted or roasted, found in any unentered Warehouse, Storehouse, Shop, Room, or other Place, made use of by any Roaster of or Dealer in Roasted Malt, shall be forfeited.

Roasters of Malt to make Entry of their Premises and Utensils.

Penalty.

V. And be it enacted, That every Roaster of Malt and every Dealer in Roasted Malt shall mark and number, and at all Times, on Demand in Writing of the Supervisor of Excise, legibly re-mark and re-number, every Warehouse, Storehouse, Shop, Room, and other Place, and every Furnace, Cylinder, and other Utensil required to be entered by such Roaster of Malt or Dealer respectively, with a distinguishing Number or Letter, or Number and Letter or Letters, corresponding to the Description thereof in the Entry of such Roaster of Malt or Dealer respectively; and every Warehouse, Storehouse, Shop, Room, or other Place, Furnace, Cylinder, or other Utensil, made use of for receiving, preparing, roasting, or keeping Malt, which shall not be so marked or numbered, or re-marked or re-numbered, or which shall not correspond with the Description thereof in the Entry, shall be deemed and taken to be unentered.

Roasters of Malt to mark their Premises and Utensils corresponding to their Entry.

VI. And

Officers of Excise empowered to enter the Premises of Roasters of Malt.

VI. And be it enacted, That it shall be lawful for every Officer of Excise at all Times to enter into any Warehouse, Storehouse, Shop, Room, and other Place made use of by any Roaster of Malt for receiving, preparing, roasting, selling, or keeping of Unroasted or Roasted Malt, or by any Dealer in Roasted Malt for receiving, storing, keeping, or selling any Roasted Malt, and to remain therein, and to examine and inspect every such Warehouse, Storehouse, Shop, Room, and other Place, and also all Furnaces, Cylinders, and other Utensils therein, and to examine and take an Account of all Malt received or kept, or roasting or roasted, in any such Warehouse, Storehouse, Shop, Room, or other Place, and to take a Sample or Samples of any such Malt (unroasted or roasted); and every Roaster of Malt and Dealer in Roasted Malt into and in whose Warehouse, Storehouse, Shop, Room, or other Place as aforesaid any Officer of Excise shall, on his Request or Application, be prevented or hindered from entering or remaining, or examining or taking such Account, or taking any such Sample or Samples as aforesaid, shall forfeit Two hundred Pounds.

Roaster of Malt not to receive any other Grain than Unroasted Malt, and Dealers no other than Roasted Malt.

VII. And be it enacted, That it shall not be lawful for any Roaster of Malt to roast, or to receive or take into his Custody or Possession, any Corn or Grain, other than Unroasted Malt which shall have been made by an entered and licensed Maltster, and purchased and received from such Maltster or from a Malt Factor, nor for any Dealer in Roasted Malt to receive or take into his Custody or Possession any Corn or Grain, other than Roasted Malt which shall have been roasted by a licensed and entered Roaster of Malt, and purchased and received from such Roaster of Malt, with such Certificate as herein-after mentioned; and every Roaster of Malt who shall receive or take into any Warehouse, Storehouse, Shop, Room, or Place made use of by him for receiving, preparing, roasting, or keeping Malt, or in any House or Premises connected therewith, or shall receive or take into any such Warehouse, Storehouse, Shop, Room, or Place, or House or Premises, or have in his or their Custody or Possession, any Malt not made by an entered and licensed Maltster, or not purchased or received from such Maltster or a Malt Factor, and every Dealer in Roasted Malt who shall receive or take into any Warehouse, Storehouse, Shop, Room, or Place made use of by him for receiving, storing, or keeping Roasted Malt, or in any House or Premises connected therewith, or have in his Custody or Possession, any Unroasted Malt, or any Roasted Malt not roasted by and purchased and received from a licensed and entered Roaster of Malt, and accompanied with a true and lawful Certificate, and every Roaster of Malt and Dealer in Roasted Malt respectively who shall receive or take into any such Warehouse, Storehouse, Shop, Room, or Place, House or Premises, as aforesaid respectively, or have in his Custody or Possession, any raw or unmalted Corn or Grain of any Description, roasted or unroasted, mixed or not mixed with any Malt, shall forfeit Three hundred Pounds, and all such Malt (roasted or unroasted), Corn, or Grain shall be forfeited; and if upon the Trial of any Information for the Recovery of the said Penalty, or for the Condemnation of any Malt (roasted or unroasted), Corn, or Grain, or on the Trial in any Action brought against any Officer of Excise for the Seizure

Penalty.

Seizure of any Malt (roasted or unroasted), Corn, or Grain, any Question shall arise whether the Commodity in dispute is Malt made by an entered and licensed Maltster, or bought of such Maltster or a Malt Factor, or is other Malt, or whether the same is Roasted Malt, roasted by a licensed and entered Roaster of Malt, and purchased or received from such Roaster of Malt, or whether the same is raw or unmalted Grain, the Proof shall lie on the Defendant in such Information or Plaintiff in such Action, as the Case may be.

A Malt Book to be delivered to every Roaster of Malt and Dealer in Roasted Malt, in which they shall respectively enter all Malt received, roasted, and sent out by them.

VIII. And be it enacted, That a Book, prepared with proper and distinct Columns for such Purposes as herein-after mentioned, shall be delivered by the proper Officer of Excise to every Roaster of Malt and Dealer in Roasted Malt, and every Roaster of Malt shall, on the same Day on which he shall receive any Malt into his Possession, write and enter in such Book, and in the proper Columns prepared for such Purposes respectively, the Day when and the Number of Bushels of Malt which he shall have so received, and the Christian and Surname of the Person or Persons, or the Name of the Firm (if a Partnership), and whether Maltsters or Malt Factors, from whom and the Place from which he shall have bought and received such Malt, and shall upon the next Survey or Attendance of the Officer of Excise produce to him the Bill or Bills of Parcels or Invoices for or the Delivery Note or Notes accompanying such Malt, and shall show him the said Malt, or so much thereof as shall be remaining in case of any Part thereof having been roasted and sent out before the Survey of the Officer, and such Officer shall thereupon examine the said Malt so received, and shall indorse the said Bills of Parcels or Invoices, or Delivery Note or Notes, with his Name and the Date of his Inspection; and every such Roaster of Malt shall, on or at the Close of the same Day on which he shall roast any Malt, and before the Hour of Nine o'Clock in the Evening, write and enter into such Book as aforesaid, and in the proper Columns prepared for such Purpose respectively, the Number of Bushels of Malt he shall have roasted on that Day, and shall also, whenever he shall send out or deliver to any Person any Quantity of Roasted Malt, on the same Day write and enter in like Manner in the said Book the Day and Hour of the Day when and the Number of Bushels of such Roasted Malt which he shall so send out or deliver, and the Christian and Surname of the Person, or the Name of the Firm (if a Partnership), to whom and the Place to which such Roasted Malt shall be sent; and every Dealer in Roasted Malt shall, on the same Day on which he shall receive any Roasted Malt into his Possession, write and enter in such Book, and in the proper Columns prepared for such Purposes respectively, the Day when and the Number of Bushels of Roasted Malt which he shall have so received, and the Christian and Surname of the Roaster of Malt from whom and the Place from which he shall have bought or received such Roasted Malt, and the Date of the Certificate accompanying the same, and shall on the next Survey or Attendance of the Officer of Excise produce to him the Certificate which shall have accompanied such Roasted Malt, and shall show him such Roasted Malt, and such Officer shall thereupon examine the said Roasted Malt, and shall indorse the said Certificate with his Name, and the Date of his Inspection, or shall take up and retain

the same, as he shall see fit; and every such Dealer in Roasted Malt shall, on the same Day on which he shall send out or deliver to any Person any Quantity of Roasted Malt, write and enter in like Manner in the said Book the Day and Hour of the Day when and the Number of Bushels of such Roasted Malt which he shall so send out or deliver, and the Christian and Surname of the Person, or the Name of the Firm (if a Partnership), to whom and the Place to which such Roasted Malt shall be sent; and every such Roaster of Malt and Dealer in Roasted Malt respectively shall keep such Book, with all Entries made therein, in some public and open Part of his entered Premises, for the Inspection of the Officers of Excise; and every Roaster of Malt or Dealer in Roasted Malt respectively who shall receive any Unroasted or Roasted Malt, or shall roast any Malt, or send out or deliver any Roasted Malt, and shall not write and enter such Particulars thereof in such Book as aforesaid, or shall not keep such Book as aforesaid, or shall not deliver up the same to any Officer of Excise, on Demand, or who shall obstruct or hinder any Officer of Excise in making any Minute therein or Extract therefrom, or shall convey away or conceal the same, or destroy or tear out any Leaf therefrom, or destroy or fraudulently alter any Entry, or make any false Entry therein, and every Roaster of Malt or Dealer in Roasted Malt respectively who shall receive any Malt, and shall not on the next Survey or Inspection of the Officer of Excise produce to him the Bill of Parcels or Invoices, or Delivery Note or Notes, in the Case of a Roaster of Malt, or Certificate in case of a Dealer in Roasted Malt, for such Malt respectively, and show such Malt to such Officer, or who shall hinder or obstruct any Officer of Excise in examining such Malt, shall forfeit Two hundred Pounds.

Stock Account of Malt to be taken.

IX. And be it enacted, That every Roaster of Malt shall, when and as often as he shall be thereunto required by any Officer of Excise, level and cast all the Malt, unroasted and roasted, (not being in Sacks,) in any Warehouse, Storehouse, Shop, Room, or Place entered by him for keeping Malt, in or into such regular Form as may enable the Officer of Excise easily and conveniently to gauge and take an Account of the same, for the Purpose of ascertaining and checking the Quantity of Malt in the Possession of such Roaster of Malt; and every Dealer in Roasted Malt shall, when so required, level and cast all Roasted Malt in his Possession, not being in Sacks, into the like Form for the like Purpose; and where any Part of the Stock of Unroasted or Roasted Malt of any Roaster of Malt, or of Roasted Malt of any Dealer in Malt, shall be contained in Sacks, such Roaster or Dealer respectively shall, when so required as aforesaid, declare to the Officer of Excise the Quantity of Malt, unroasted or roasted, as the Case may be, contained in such Sacks or any of them, or the Quantity of Malt which any One or more of such Sacks is capable of containing; and it shall be lawful for any Officer of Excise, at any such Time as he shall think fit, to measure all Malt, unroasted and roasted, contained in Sacks, in the Possession of any Roaster of Malt or Dealer in Roasted Malt respectively, with a just and correct Bushel Measure of the Dimensions prescribed by Law, to be provided and supplied by such Roaster of Malt or Dealer in Roasted Malt, who, with his Servants respectively, is hereby required to give

all necessary Aid and Assistance to the Officer of Excise in gauging and measuring the Stock of such Roaster or Dealer; and if upon any such Gauge or Measurement, or Gauge and Measurement, the Quantity of Malt shall be found to exceed the Quantity which such Roaster of Malt or Dealer in Roasted Malt respectively ought to have in his Possession, according to the Entries contained in such Books respectively as aforesaid, such Roaster of Malt or Dealer in Roasted Malt shall forfeit Two hundred Pounds, as having received Malt without having made Entry thereof in the said Book, and all such Excess shall be forfeited; and if the Quantity of Malt shall be found to be less than the Quantity which such Roaster of Malt or Dealer in Roasted Malt respectively ought to have had, according to the Entries contained in such Books respectively as aforesaid, such Roaster of Malt or Dealer in Roasted Malt shall be deemed to have sent out Roasted Malt without having entered the same in such Book, and shall forfeit Two hundred Pounds: Provided always, that no Roaster of Malt shall be liable to the said Penalties respectively in any Case where such Increase or Decrease shall not exceed Ten *per Centum* on the Quantity of Malt, unroasted and roasted, formed by the Balance left on the last Account taken and the Quantity of Unroasted Malt since brought into Stock; and no Dealer in Roasted Malt shall be liable to the said Penalties when such Increase or Decrease shall not exceed Three *per Centum* on the Quantity of Roasted Malt found in like Manner, and the Quantity since brought in; and every Roaster of Malt or Dealer in Roasted Malt who shall, when required by any Officer of Excise, neglect or refuse to level or cast any Malt, unroasted or roasted, into such regular Form that the same may be easily and conveniently gauged and taken account of by such Officer, or to declare the Quantity of Malt contained in any Sack or Sacks, or the Quantity of Malt which any Sack or Sacks is capable of containing, or shall falsely declare the same, or to provide such just and correct Bushel Measure as aforesaid, or with his Servants to give all necessary Aid and Assistance to the Officer in the gauging or measuring of all the Malt in his Possession, or who shall oppose, hinder, or obstruct any Officer in taking an Account of the same, shall forfeit Two hundred Pounds.

Book may be made up before taking the Account, and Malt in the Cylinders may be included.

X. And be it enacted, That it shall be lawful for any such Roaster of Malt and for any Dealer in Roasted Malt, before any Officer of Excise shall take such Account of Malt as aforesaid, to enter up in such Book all Malt which he shall have received in the course of the Day on which such Account shall be proposed or intended to be taken; and all Malt which shall at the Time of the taking of any such Account of the Stock of any Roaster of Malt be roasting in any Cylinder or other Utensils shall be included in and taken into such Account.

Malt not to be roasted at Night.

XI. And be it enacted, That it shall not be lawful for any Roaster of Malt to roast any Malt at any Time between the Hours of Seven of the Clock in the Evening and Five of the Clock in the Morning from the Thirty-first Day of *March* to the First Day of *September*, and the Hours of Seven of the Clock in the Evening and Six of the Clock in the Morning from the Thirty-first Day of *August* to the First

First Day of *April*, in every Year; and every Roaster of Malt who shall roast any Malt between the said prohibited Hours shall forfeit One hundred Pounds, and all the Malt so roasted or roasting.

A Certificate Book to be delivered to every Roaster of Malt, and all Roasted Malt to be sent out by Certificate.

XII. And be it enacted, That a Certificate Book, prepared with proper printed Forms for such Purposes as herein-after mentioned, shall be delivered by the proper Officer of Excise to every Roaster of Malt and to every Dealer in Roasted Malt, and no Roasted Malt shall be sold, sent out, or delivered by any Roaster of Malt or by any Dealer in Roasted Malt without a Certificate, filled up and cut out progressively from the printed Forms and Titles contained in such Book, signed by the Roaster of Malt or Dealer in Roasted Malt selling, sending out, or delivering the same, or by some Person on his Behalf, with his Occupation of Roaster of Malt or Dealer in Roasted Malt, as the Case may be, certifying the Place from whence and the Day and Hour of the Day when sent or delivered, the Number of Bushels of such Malt, describing the same as Roasted Malt, the Christian and Surname of the Person, or the Name of the Firm (if a Partnership), to whom sold, and the Place to which the same shall be sent; and every Roaster of Malt or Dealer in Roasted Malt shall at the same Time make a correspondent Entry to such Certificate, and containing the same Particulars, in the Book and Counterpart thereof from which such Certificate shall be cut; and every such Certificate shall accompany such Roasted Malt on the Removal thereof, and shall be left with the Person to whom such Malt shall be sold, sent out, or delivered; and every Roaster of Malt and Dealer in Roasted Malt shall keep the said Book, with all Entries therein, in some public and open Part of his entered Premises, for the Inspection of the Officers of Excise; and every Roaster of Malt and Dealer in Roasted Malt who shall sell, send out, or deliver any Roasted Malt without such Certificate as aforesaid, or shall not leave such Certificate as aforesaid, or who shall make use of the same a Second Time, or to accompany any other Roasted Malt than the Roasted Malt for which it was first cut out of such Book as aforesaid, or any other Corn or Grain purporting or pretended to be Roasted Malt, or shall not at the same Time make a correspondent Entry to such Certificate as aforesaid, or shall not keep such Book as aforesaid, or shall not deliver up such Book to any Officer of Excise demanding the same, or shall hinder or obstruct any Officer of Excise in examining such Book, or making any Minute therein or Extract therefrom, or shall convey away or conceal any such Book, or shall destroy or tear out any Leaf therefrom, or cancel, obliterate, or destroy or fraudulently alter any Entry therein, or make any false Entry therein, shall forfeit Two hundred Pounds; and all Roasted Malt sold, sent out or delivered, or removed or removing, or received, without such Certificate as aforesaid, shall be forfeited.

Penalty.

Brewers intending to use Roasted Malt to provide Deposit Rooms in which all

XIII. And be it enacted, That every Brewer of Beer intending to use Roasted Malt shall provide and make special Entry with the Officers of Excise of a Deposit Room or Rooms in his Brewery for depositing therein all such Roasted Malt as he shall receive, and all such Malt shall be accompanied by such Certificate as is by this Act required from the Roaster of Malt or from the Dealer in Roasted Malt

Malt from whom the same shall be purchased or received; and every such Brewer shall, on receiving any Quantity of Roasted Malt, cause the same to be forthwith deposited and stored in one of such entered Rooms in which no other Description of Malt shall be kept, and shall on the next Survey of the Officer of Excise deliver up to him the Certificate which shall have accompanied such Malt, and shall at the same Time show to such Officer all the Roasted Malt which shall have been received, or so much thereof as shall remain in case any Part thereof shall have been used; and it shall be lawful for such Officer, if he shall see fit, to examine and take an Account of such Roasted Malt, and to take any Sample therefrom; and every Brewer who shall knowingly receive any Roasted Malt without such Certificate as aforesaid, or who shall not deposit and store any such Roasted Malt received by him in such Deposit Room as aforesaid, or who shall neglect or refuse to deliver to the Officer of Excise on his next Survey any Certificate received by him, or who shall return to any Roaster of Malt or Dealer in Roasted Malt, or knowingly deliver to any Person but the proper Officer of Excise, any such Certificate, or who shall neglect or refuse to show to any Officer of Excise any Roasted Malt received by him, or shall obstruct or hinder any Officer of Excise at any Time in examining or taking an Account of any Roasted Malt, or in taking any Sample thereof, shall forfeit Two hundred Pounds; and all Roasted Malt which shall be received by any Brewer unaccompanied by a true and proper Certificate, as required by this Act, or which shall be found in the Custody or Possession of any Brewer in any Place (except in the Mill or Mill Room for grinding, or in the Mash Tun,) other than such entered Deposit Room as aforesaid, shall be forfeited.

Roasted Malt to be deposited, and the Certificate delivered up to the Officer of Excise.

Penalty.

XIV. And be it enacted, That all Malt received by any Roaster of Malt shall be used by him by being roasted in his entered Premises, and all Roasted Malt shall be sold and sent out by such Roaster of Malt and by every Dealer in Roasted Malt whole and unground; and every Roaster of Malt who shall send out or deliver from any Premises on which he shall roast Malt any Unroasted Malt, and every Roaster of Malt and Dealer in Roasted Malt who shall sell, send out, or deliver any ground or bruised Roasted Malt, shall forfeit One hundred Pounds; and all Unroasted Malt so sent out or delivered by any Roaster of Malt, and all ground or bruised Roasted Malt sold, sent out, or delivered by any Roaster of Malt or Dealer in Roasted Malt, shall be forfeited.

All Malt received by any Roaster shall be roasted on his Premises; and all Roasted Malt shall be sent out unground.

XV. And be it enacted, That no Brewer or other Person shall buy, take, or receive any Roasted Malt from any other Person than an entered and licensed Roaster of Malt or Dealer in Roasted Malt, on pain of forfeiting One hundred Pounds, and all the Roasted Malt so bought, taken, or received.

No Roasted Malt to be bought of any but a licensed Roaster.

XVI. And be it enacted, That no Maltster or Maker of Malt, nor any Malt Factor or Dealer in Malt, shall, in his Malthouse, or on any Premises on which such Maltster, Malt Factor, or Dealer shall make or keep any Malt, or on any Premises within One Mile of the same by the nearest public or private Road or Footpath, nor shall any

No Maltster at his Malthouse, or within One Mile of it, or any Druggist

or Grocer, to be a Roaster of Malt or Dealer in Roasted Malt.

any Druggist or Vender of Drugs, or Grocer, carry on the Trade or Business of a Roaster of Malt or Dealer in Roasted Malt; but every Entry made by any Maltster, Malt Factor, or Dealer in Malt within such Distance as aforesaid, or by any Druggist or Vender of Drugs, or by any Grocer, for the Purpose of carrying on such Trade or Business respectively, and every Licence taken by any such Person for the like Purpose, shall be null and void to all Intents and Purposes.

Power of Commissioners to except Maltsters whose Premises were within prohibited Distance before 1st April 1842.

XVII. Provided always, and be it enacted, That where any Maltster, Malt Factor, or Dealer in Malt shall, before the First Day of *April* One thousand eight hundred and forty-two, have carried on the Business of a Roaster of Malt or Dealer in Roasted Malt on any Premises within the said prohibited Distance, it shall be lawful for the Commissioners of Excise, under such further Regulations as they shall prescribe, to permit and allow the said Business to be continued and carried on on such Premises, any thing herein-before contained to the contrary notwithstanding.

Roasters, &c. of Malt subject to like Prohibitions as to the Custody, &c. of certain Articles, &c. as Brewers of, or Dealers in, or Retailers of Beer.

XVIII. And be it enacted, That it shall not be lawful for any Roaster of or Dealer in Roasted Malt to receive into or have in his Custody or Possession any of the Articles, Ingredients, Preparations, Materials, Matters, or Things (except Roasted Malt) prohibited to be received by or to be in the Custody or Possession of any Brewer, Dealer in or Retailer of Beer, in *Great Britain* and *Ireland* respectively, by the said recited Acts of the Fifty-sixth Year of the Reign of His said late Majesty King *George* the Third and Eighth Year of the Reign of His said late Majesty King *George* the Fourth, or to sell, send out, or deliver to any licensed Brewer, Dealer in or Retailer of Beer, any of the said Articles, Ingredients, Preparations, Materials, Matters, or Things, on pain of being subject to the respective Penalties and Forfeitures in the said Acts respectively contained, which are hereby extended to and shall be put in force in respect to Roasters of and Dealers in Roasted Malt.

Act may be altered this Session.

XIX. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this present Session of Parliament.

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