

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XLI.

An Act to amend the Laws for the Regulation of the Butter Trade in *Ireland*.

[19th *June* 1829.]

WHEREAS by an Act passed in the Fifty-second Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the better Regulation of the Butter Trade in* Ireland, it is amongst other Things enacted, that Public Weighmasters or Joint Public Weighmasters and Tasters of Butter shall, in manner therein mentioned, be appointed in and for every City, Town Corporate, Place of Export, or Market Town in *Ireland*, from which Butter is commonly shipped for Exportation, or wherein Butter is bought or sold or exposed to Sale for the Purpose of Trade; and that no Person shall buy, sell, or expose for Sale any empty Cask or Casks for packing of Butter, within any City or Liberties thereof, Town Corporate, Place of Export, or Market Town in *Ireland*, before such Cask or Casks shall be weighed and branded by the Public Weighmaster or Joint Public Weighmasters, his or their Deputy or Deputies, in manner therein mentioned; and that in case any Person shall buy, sell, or expose to Sale, within any City or Liberties thereof, 52G.3.c.134.

Town Corporate, Place of Export, or Market Town, any empty Cask or Casks for packing of Butter, not weighed and branded as aforesaid, every such Person shall incur certain Penalties and Forfeitures therein mentioned; and it is thereby further enacted, that all and every Cask or Casks of Butter which shall be brought into any City or Liberties thereof, Town Corporate, Sea-port or Place of Export, or Market Town, for Sale or for Exportation, shall, before the same is sold or exposed to Sale in or exported from such City or Liberties thereof, Town Corporate, Sea-port or Place of Export, or Market Town, be brought to some one of the Weigh-houses therein mentioned, there to be tasted, weighed, and proved by the said Weighmaster or Weighmasters, Taster or Tasters of such City, Town Corporate, Sea-port or Place of Export, or Market Town, as the Case may happen to be, his or their Deputy or Deputies, who is and are thereby required strictly, according to their respective Offices, to inspect the same, and before he or they mark or brand or approve the same, to see that such Butter be merchantable; and in case any such Butter shall not appear merchantable, such Proceedings are to take place, and such Forfeitures are to be incurred, as therein particularly mentioned; and when such Butter shall appear to be merchantable, the said Weighmaster or Weighmasters, his or their Deputy or Deputies, shall and is and are thereby required to weigh the same, and to brand and mark on the Side of each Cask the gross Weight thereof; and it is thereby further enacted, that if any Land-waiter, or other Revenue Officer intrusted with the lading or putting on board any Butter for the Purpose of being exported from *Ireland*, shall permit or suffer any Cask or Casks of Butter to be shipped or laden on board of any Ship, Boat, or Vessel, in order to be exported as Merchandize, without having been previously weighed, branded, and marked by the Weighmaster of the Sea-port or Place of Export where such Butter shall be shipped or put on board, as thereby directed, every such Land-waiter, or other Revenue Officer, who shall so offend, shall incur such Forfeitures as therein mentioned: And whereas by an Act passed in the Fifty-third Year of the Reign of His said late Majesty, intituled *An Act for the further Regulation of the Butter Trade in* Ireland, it is enacted, that from and after the passing of the said Act no Person shall sell or expose to Sale any Cask or Casks within any City or Liberties thereof, Town Corporate, Place of Export, or Market Town in *Ireland*, for packing of Butter for Sale or Export, or shall make up or pack any Butter in any Cask or Casks to be exposed to Sale or for Export in such City, Town Corporate, or Market Town, or Place of Export, unless such Cask or Casks be made of good seasoned Oak or Ash, Sycamore or Beech, whereof no Part to be of Bog Timber, and shall be full bound and made tight, so that each Cask shall hold Pickle, with Head and Bottom equally dooled, and set to the Cross with good and sufficient Hoops on each Cask, or well twigged with good fresh Osier Twigs; and it is thereby further enacted, that nothing therein or in any former Act contained shall extend to oblige the Proprietor of any Butter conveyed by Inland Navigation to the Port of *Waterford*, for Shipment there, to subject such Butter to Inspec-

53 G. 3. c. 46.

tion and branding at the Weigh-house of the City of *Waterford*; provided always, that such Butter shall have already undergone Examination, and been duly proved and branded according to Law at some other of the Weigh-houses legally established in the Market Town where the said Butter was first exposed to Sale, and that the Brands so affixed, and designating the Quality and Quantity thereof and Place of branding, still remain without being effaced or obliterated at the Time of Shipment of such Butter from the Port of *Waterford*: And whereas by another Act passed in the said Fifty-third Year of the Reign of His said late Majesty, intituled *An Act for reviving, amending, and making perpetual an Act passed in the Parliament of* Ireland *in the Fortieth Year of the Reign of His present Majesty, for the better Regulation of the Butter Trade of the City of* Cork *and the Liberties thereof, and for other Purposes therein mentioned,* and by an Act passed in the Third Year of the Reign of His present Majesty, intituled *An Act for amending the several Acts in force for making wide and convenient Streets, Ways, and Passages in the City of* Cork *and the Suburbs thereof, and for paving, cleansing, lighting, and otherwise improving the said City, and for regulating the Court of Conscience established therein,* certain Regulations were made respecting the making or causing to be made, and the selling or exposing to Sale, of any Cask or Casks for the packing of Butter for Sale within the City of *Cork* or Liberties thereof, or for Export from the said City, and respecting the making up and packing of Butter in Casks, and the causing of Butter to be made up and packed in Casks, for Sale within the said City or Liberties, or for Export from the said City, and respecting the Sale or Exposure to Sale of Butter in Casks within the said City or Liberties, and respecting the overburning of any Firkin or Keg intended for the packing of Butter, and respecting the outward Soakage of any Cask wherein Butter shall be packed for Sale or Exportation, and respecting the taking out of Butter from any Firkin or Keg by boring, and respecting the shipping or Exportation of any Firkin or Keg of Butter from the said City or Liberties thereof: And whereas by an Act passed in the Seventh and Eighth Years of the Reign of His present Majesty, intituled *An Act for the better Regulation of the Butter Trade in* Ireland, it is enacted, that nothing in the said recited Act so passed as aforesaid in the Fifty-second Year of the Reign of His said late Majesty, or in any former Act contained, shall extend to oblige the Proprietor of any Butter conveyed to the City of *Dublin* for Shipment there, to subject such Butter to Inspection and branding in the City of *Dublin*, unless such Butter be sold or exposed for Sale in the said City: And whereas it is expedient to amend the Laws for the Regulation of the Butter Trade in *Ireland*, in the Manner hereinafter provided; be it therefore enacted by the King'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 nothing in the said recited Acts or in any former Act contained, nor any Charter or Charters heretofore granted, nor any Law, Custom, or Usage now or at any Time heretofore in force, shall extend or be construed to

53 G. 3. c. lxx.

3 G. 4. c. lxxxv.

7 & 8 G. 4. c. 61.

Persons not compellable to have empty Casks branded; nor to bring

Casks of Butter to be weighed, &c. before they are exposed for Sale or Export.

to extend to oblige any Person or Persons, or any Body or Bodies Politic or Corporate, to subject any empty Cask or Casks for packing of Butter to be weighed and branded, in the Manner therein mentioned, within any City or Liberties thereof, Town Corporate, Sea-port, Place of Export, or Market Town in *Ireland*; or to oblige any Person or Persons, or any Body or Bodies Politic or Corporate, to have any Cask or Casks of Butter brought to any of the Weigh-houses aforesaid to be tasted, weighed, and proved by such Weighmaster or Weighmasters, Taster or Tasters as aforesaid, before the same is or are sold or exposed to Sale in or exported from any such City or Liberties thereof, Town Corporate, Sea-port or Place of Export, or Market Town; or to render any Butter, not being merchantable, liable on that Account to any Forfeiture; or to subject any Land-waiter or other Revenue Officer to any Forfeiture or Penalty for permitting any Cask or Casks of Butter to be shipped or laden on board of any Ship, Boat, or Vessel, in order to be exported as Merchandize, without having been previously weighed, branded, and marked as before mentioned; or to oblige any Person or Persons selling or exposing to Sale Casks for packing of Butter, or making up or packing any Butter in any such Cask or Casks, to observe the Regulations in the said Acts or any of them contained, respecting the Materials of which or the Manner in which such Casks shall be made; or to oblige any Person or Persons buying or selling or exposing for Sale any empty Casks, or any Butter in Casks, to observe or comply with the Regulations herein-before mentioned or referred to, or any of them.

Act not to abolish the Offices of Weighmasters, Tasters, &c.

II. Provided always, and be it further enacted, That nothing herein contained shall extend to abolish the Office of any Weighmaster or Taster or Deputy Weighmaster or Taster of Butter, or to prevent any Person or Persons offering any Butter in Casks or any empty Casks for the packing of Butter for Sale in *Ireland*, or about to export any such Butter or Casks, from requiring any such Weighmaster or Taster to weigh, taste, and prove, inspect, mark, and brand, any Cask or Casks of Butter, or any empty Cask or Casks for the packing of Butter, in the Manner in and by the said Acts prescribed, and subject and according to and in pursuance of all and every the Provisions, Rules, and Regulations in and by the said Acts in that Behalf contained and made.

Annual Compensation to Weighmasters, in consequence of this Act.

III. And be it further enacted, That it shall and may be lawful for the Commissioners of His Majesty's Treasury, or any Three of them, from Time to Time to order and direct that an annual Compensation or Allowance may be made and paid, out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to Weighmasters who may sustain any Loss in the Amount of their legal Fees in consequence of the Provisions of this Act: Provided always, that no such Compensation or Allowance shall be made or paid to any Person who shall have been appointed to be a Weighmaster at any Time after the First Day of *June* One thousand eight hundred and twenty-eight, nor to any Person being a Weighmaster

master appointed before the said First Day of *June* One thousand eight hundred and twenty-eight, except such Person shall have been appointed to such Office by virtue or under the Authority of some Letters Patent in force before the said recited Act of the Fifty-second Year of His late Majesty's Reign, or by virtue of some Charter of a City or Town Corporate in which a Weighmaster was in discharge of the Duties of the Office of Weighmaster on the First Day of *January* One thousand eight hundred and twelve.

Accounts shall state the Rates of Fees received, &c.

IV. And be it further enacted, That every such Account shall state the Rate of each of the several Fees received by such Weighmaster, and for what Purpose and under what Authority such Fees have been received, and any other Matter and Thing which the said Commissioners of the Treasury may require to be informed of; and if the said Commissioners shall be dissatisfied with any such Account or any Article therein, or any Deficiency in any such Statement, or if any such Information be withheld when required, it shall be lawful for the said Commissioners to refuse to pay such Compensation, until they shall be fully satisfied with respect to any such Account, and every Matter and Thing therein contained.

Mode of ascertaining the Amount of Compensation.

V. And for ascertaining the Amount of any Compensation to be granted under this Act, be it enacted, That every Person who shall apply for such Compensation shall lay before the Commissioners of His Majesty's Treasury, within One Month after the First Day of *January* in each and every Year after the passing of this Act in which such Compensation shall be claimed, an Account of all legal Fees actually received by such Weighmaster for the Performance of the several Duties appertaining to the said Office of Weighmaster during the Year ending on the Thirty-first Day of *December* then next preceding, verified on the Oath of such Person, or his Deputy or Deputies, made before any Justice of the Peace, or before any Magistrate of the Town or Place in which such Person shall have executed such Office (which Oath such Justice or Magistrate is hereby authorized and empowered to administer); and if in any such Account the gross Amount of such Fees for such Year shall appear to be less, in consequence of the Provisions of this Act, than the annual Amount of legal Fees received by such Weighmaster on the Average of Three Years preceding the First Day of *January* One thousand eight hundred and twenty-nine, it shall be lawful for the said Commissioners of the Treasury to order and direct that a Sum equal to the Amount of the Deficiency below such Average shall be paid to such Weighmaster out of the Consolidated Fund.

Account of Compensations to be laid before Parliament yearly.

VI. And be it further enacted, That an Account of all Compensations made under this Act shall be laid before Parliament by the Commissioners of the Treasury within Fourteen Days after the Twenty-fifth Day of *March* in each and every Year, if Parliament shall

shall be then sitting; or otherwise, within Fourteen Days after the First Meeting of Parliament in every Year after such Twenty-fifth Day of *March*.

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