CAP. CXVII.

An Act to amend the Nuisances Removal Act for *England*, 1855, with respect to the Seizure of diseased and unwholesome Meat. [28th *July* 1863.]

'WHEREAS the Provisions of "The Nuisances Removal Act for *England*, 1855," with regard to the Inspection and Seizure of diseased and unwholesome Meat, are defective; and it is therefore expedient that the same should be repealed, and that other and more effectual Provisions in that Behalf should be substituted therefor:' Be it therefore enacted by the Queen's most Excellent Majesty, by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, as follows:

Sect. 26. of recited Act repealed.

1. From and after the passing of this Act, the Twenty-sixth Section of the said Act is repealed.

Power to Medical Officer of Health or Inspector of Nuisances to inspect any Animal, &c.

2. The Medical Officer of Health or Inspector of Nuisances may at all reasonable Times inspect and examine any Animal, Carcase, Meat, Poultry, Game, Flesh, Fish, Fruit, Vegetables, Corn, Bread, or Flour exposed for Sale, or deposited in any Place for the Purpose of Sale or of Preparation for Sale, and intended for the Food of Man, the Proof that the same was not exposed or deposited for such Purpose or Purposes, or was not intended for the Food of Man, resting with the Party charged; and in case any such Animal, Carcase, Meat, Poultry, Game, Flesh, Fish, Fruit, Vegetables, Corn, Bread, or Flour appear to him to be diseased, or unsound, or unwholesome, or unfit for the Food of Man, it shall be lawful for such Medical Officer of Health or Inspector of Nuisances to seize, take, and carry away the same, or direct the same to be seized, taken, and carried away by any Officer, Servant, or Assistant, in order to have the same dealt with by a Justice; and if it shall appear to the Justice that any such Animal, or any of the said Articles, is diseased, or unsound or unwholesome, or unfit for the Food of Man, he shall order the same to be destroyed, or so disposed of as to prevent such Animal or Articles from being exposed for Sale or used for such Food; and the Person to whom such Animal, Carcase, Meat, Poultry, Game, Flesh, Fish, Fruit, Vegetables, Corn, Bread, or Flour belongs or did belong at the Time of Sale or of Exposure for Sale, or in whose Possession or on whose Premises the same is found, shall, upon Conviction, be liable to a Penalty not exceeding Twenty Pounds for every Animal, Carcase, or Fish, or Piece of Meat, Flesh, or Fish, or any Poultry or Game, or for the Parcel of Fruit, Vegetables, Corn, Bread, or Flour so found, or, at the Discretion of the Justice, without the Infliction of a Fine, to Imprisonment in the Common Gaol or House of Correction for a Term of not more than Three Calendar Months.

Penalty for obstructing Medical Officer of Health, &c.

3. In case any Person shall in any Manner prevent such Medical Officer of Health or Inspector of Nuisances from entering any Slaughter-house, Shop, Building, Market, or other Place where such Animal, Carcase, Meat, Poultry, or Fish is kept for the Purpose of Sale or of Preparation for Sale, or shall in any Manner obstruct or impede him, or his Servant or Assistant, when duly engaged in carrying the Provisions of this Act into execution, such Person shall be liable to a Penalty not exceeding Five Pounds.

This and recited Act to be as One Act.

4. This Act and "The Nuisances Removal Act for *England*, 1855," shall be read and construed together as One Act.

Short Title.

5. This Act may be cited for all Purposes as "The Nuisances Removal Act for *England* (Amendment) Act, 1863."