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ERRATUM.

IN the *Gazette* of 24th February, 1875, page 123, in notification of election of Trustees, Town of Ngaruawahia District Board, for "H. B. Salmon," read "Henry Montgomery Salmon."

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 9th March, 1875.

IT is hereby notified that the Offices of the Provincial Government will be closed on Wednesday, the 17th instant, being St. Patrick's Day.

G. MAURICE O'ROKKE,
Deputy-Superintendent.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 8th March, 1875.

IT is hereby notified that a Writ, issued on the 15th day of January last, for the Election of a Member of the Provincial Council for the Electoral District of Wairoa and Mangapai, has been returned to this Office, with a certificate endorsed thereon by the Returning Officer to the effect that

HUGH HART LUSK,
of Parnell, has been duly elected.

G. MAURICE O'ROKKE,
Deputy-Superintendent.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 6th March, 1875.

IT is hereby notified for general information that Captain GEORGE BAKER has been appointed Pilot of the Port of Russell under "The Marine Act, 1867," in the place of the late Captain Edward Bolger, deceased.

G. MAURICE O'ROKKE,
Deputy Superintendent.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 6th March, 1875.

THE following Act of the General Assembly of New Zealand, "to prevent the adulteration of articles of food or drink," is published for general information, and notice is hereby given that the Local Analyst appointed under the said Act will attend daily at the Laboratory, Eden-street, between the hours of ten a.m. and four p.m.

G. MAURICE O'ROKKE,
Deputy Superintendent.

AN ACT TO PREVENT THE ADULTERATION OF ARTICLES OF FOOD OR DRINK.

Preamble.

WHEREAS it is expedient to repress, by more effectual means than those which are now in force for that purpose, the practice of adulterating articles of food or drink for sale for human consumption, in fraud of

Her Majesty's subjects, and to prevent the selling of or exhibiting for sale adulterated or unwholesome provisions, food or drink of any kind—

BE IT THEREFORE ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows, that is to say—

Short Title.

1. The Short Title of this Act shall be "The Adulteration of Food Act, 1866."

Governor may appoint Colonial Analyst.

2. The Governor may from time to time, as occasion may require, appoint a person possessing competent knowledge to be the Colonial Analyst under this Act, and may pay to him such money as salary as may be appropriated for such purpose, and shall from time to time give notice in the *New Zealand Gazette* whenever any such appointment shall be made, and of the residence or place of abode of the person appointed and such analyst shall hold office during the Governor's pleasure.

Superintendents may appoint and remove local Analysts.

3. It shall be lawful for the Superintendent of any Province from time to time, within his Province, to appoint and remove such skilled persons as local Analysts under this Act as he shall think fit, and from time to time give notice in the *Provincial Government Gazette* whenever any such appointment shall be made and of the residence or place of abode of any person appointed.

Penalties on persons selling, or exhibiting or offering for sale adulterated or unwholesome articles of food or drink.

4. Every person who shall make, manufacture, sell, or exhibit or offer for sale, any articles of food or drink which are adulterated or not pure, whether such articles of food or drink shall or shall not by reason of such adulteration or such impurity be rendered deleterious to health, and any person who shall make, manufacture, sell or exhibit or offer for sale, any article of food or drink enclosed in or bearing any cover, capsule, wrapper, label, seal, or enclosure, or imprint or mark by which such article is made to represent that which it is not, shall for every such offence, on a summary conviction of the same before two Justices of the Peace, forfeit and pay a penalty not exceeding ten pounds, together with such costs attending such conviction as to the said Justices shall seem reasonable, or be imprisoned for any period not exceeding one month, and every person so convicted shall forfeit the articles of food or drink in respect of which such conviction shall have taken place.

Seizure of Article.

And it shall be lawful for the said Justices to seize or cause to be seized any article of food or drink as to which any such offences shall have been committed. Provided it shall be lawful for any maker or manufacturer of articles of food or drink to mix or compound such articles as are innocuous and wholesome, and to sell or offer for sale such mixed or compounded articles properly marked and labelled as such, but not otherwise. Provided also that the seller of any article of food or drink, not being the maker or manufacturer of such article nor his accredited agent, shall not be liable to any penalty under this Act, if he shall prove to the satisfaction of the said Justices that he had no grounds for believing that such article was

adulterated or impure, and if such article had not been previously notified in the *New Zealand Gazette*, and *Gazette* of the Province in which such seller shall reside, to be adulterated or impure.

Justices may publish the names of offenders, &c.

5. If any person so convicted shall afterwards commit the like offence, it shall be lawful for the Justices before whom the second conviction shall take place, to cause such offender's name, place of abode, offence, and the penalty imposed, to be published at the expense of such offender, in some newspaper published or circulating within the Province in which the offence has been committed, and the expenses of such publication shall be recoverable in the same manner as costs are recoverable.

Articles to be forwarded to Analyst through Resident Magistrate.

6. When any Colonial Analyst is appointed under the second section of this Act, it shall be lawful for any purchaser of any article of food or drink to take the same to the office of the Resident Magistrate of the district in which such article was purchased, and on payment of such sum, not exceeding five pounds, as the Resident Magistrate shall direct, he shall be entitled to have such article sent under the seal of the Resident Magistrate's Court to the Colonial Analyst to be analysed by such officer, and to receive from him a certificate of the result of his analysis, and such certificate duly signed by such officer, or by his authority, shall, in the absence of any evidence to the contrary, be sufficient evidence before the Justices or in any Court of Justice, of the matters therein certified, and the sum so paid for such analysis and certificate, in case of conviction, may be ordered by the Justice to be repaid to the complainant by the party convicted.

Purchaser, on payment to Analyst, may obtain analysis.

7. Any purchaser of any article of food or drink in any part of the Colony of New Zealand shall be entitled, on payment to the local Analyst of a sum not less than ten shillings and six pence, and not more than forty-two shillings, to have any such article analysed by such officer, and to receive from him a certificate of the result of his analysis, and such certificate, duly signed by such officer or by his authority, shall, in the absence of any evidence to the contrary, be sufficient evidence before the Justices or in any Court of Justice, of the matters therein certified, and the sum so paid for such analysis and certificate in case of conviction, may be ordered by the Justices to be repaid to the complainant by the party convicted.

Purchaser to prove that vendor had notice of intention to analyse.

8. On the hearing of the Justices by any complaint under this Act, the purchaser shall prove to the satisfaction of such Justices that the seller of the article of food or drink alleged to be adulterated, or his servants, had such notice of the intention of the purchaser to have such article analysed, and also such opportunity of accompanying the purchaser to the office of the local Analyst as the Justices shall think reasonable, or of knowing that the said article was properly packed and sealed, and committed to safe custody for transmission without delay to the Colonial Analyst, in order to secure such article from being tampered with by the purchaser.

Interpretation.

9. In the construction of this Act the words "article of food or drink" shall include not only all alimentary substances whether solids or liquids, but also all eatables and drinkables whatsoever, and all medical drugs or articles usually taken or sold as medicines, and all condiments and articles of confectionery, and the words "adulteration" and "impurity" shall include whatever is added to or mixed with any article of food or drink, save and except such mixture or compound as is specially provided for in the fourth section of this Act, but these words shall not be construed to apply to accidental or unavoidable impurities, and the words "local analyst" shall mean in each case the person appointed under this Act by the Superintendent of the Province in which the adjudicating Justices shall at the time be sitting, or in which the article shall have been purchased, or in which such analyst usually resides.

Appeal.

10. Any person who shall feel himself aggrieved by any conviction or order of any Justice under this Act, may appeal from any such conviction in manner provided by an Act of Acts in force in the Colony for the Regulation of Appeals from Justices of the Peace acting in their summary jurisdiction.

Other proceedings not affected.

11. Nothing in this Act contained shall be held to affect the power of proceeding by indictment or to take away any other remedy against any offender under this Act.

Commencement of Act.

12. This Act shall commence and take effect on and from the first day of January, one thousand eight hundred and sixty seven.

Appointments and removals of local Analysts subject to Governor's approval.

13. All appointments and removals of local Analysts shall at all times be subject to the approval of the Governor.

PUBLIC NOTIFICATION.

By His Honour GEORGE MAURICE O'RORKE,
Esquire, Deputy Superintendent of the
Province of Auckland.

UNDER, and in pursuance of the powers vested in the Superintendent by the seventh section of "The Highways Act, 1874," I do hereby alter and amend the boundaries of the Whakapaku Highway District, as hereunder set forth.

Given under my hand at Auckland, this
eleventh day of March, 1875.

G. MAURICE O'RORKE,
Deputy-Superintendent.

THE WHAKAPAKU HIGHWAY DISTRICT.

Amended Boundaries.

Bounded towards the north and east by high-water mark of the sea from the northernmost point of the Takerau block to the Wairakau creek at Pekapeka Bay; towards the south by the southern boundaries of the Taupo and Whakapaku blocks to Stony creek, thence by Stony creek aforesaid to its confluence with the Oruaiti river to Mongonui harbour; and towards the west by Mongonui harbour and highwater mark of the sea to the place of commencement.

PUBLIC NOTIFICATION.

By His Honour GEORGE MAURICE O'RORKE,
Esquire, Deputy - Superintendent of the
Province of Auckland.

UNDER and in pursuance of the powers vested in the Superintendent by the 7th section of "The Highways Act, 1874," I do hereby abolish the District, under the said Act, heretofore known as "The Tararu Highway District."

Given under my hand, at Auckland, this
twelfth day of March, One thousand
eight hundred and seventy-five.

G. MAURICE O'RORKE,
Deputy-Superintendent.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 9th March, 1875.

I DO hereby notify that the Poverty Bay District Board has with my approval appointed

MR. R. SLEGGAN

to be Keeper of the Public Pound at Makaraka, within the said District, in the place Mr Alexander Dalziell, resigned.

And I do hereby further notify that the fees and charges set forth in the schedule annexed to the notification published in the *Provincial Government Gazette*, No. 39, dated November 13, 1872, page 328, may be taken and charged by the said keeper.

G. MAURICE O'RORKE,
Deputy-Superintendent.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 10th March, 1875.

I HEREBY notify that the several Chairmen of the after-named District Boards, under "The Highways Act, 1874," have reported in writing to the Superintendent the names of the undermentioned persons duly appointed Members of those Boards respectively, to supply vacancies:—

MAUNGAKARAMEA:—Thomas Ormandy, *vice*
Boulton Ormandy, resigned.

WAIKOMITI:—William Cantwell, junior, *vice* A.
Kelly, resigned.

JOHN SHEEHAN,
Provincial Secretary.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 10th March, 1875.

I HEREBY notify that the Chairmen of the after-named District Boards, under "The Highways Act, 1874," have reported in writing to me the names of the undermentioned persons, duly elected as Auditors of the said Highway Districts for the current Highway year:—

WHAU:—James Owen and William Forsyth.

MATAKOHE:—William Whitaker Ariell, J.P.,
and John Robert Lambert.

JOHN SHEEHAN,
Provincial Secretary.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 11th March, 1875.

NOTICE is hereby given, in accordance with the provisions of "The Highways Act, 1874," that a certified copy of the Assessment List for the undermentioned Highway District has been forwarded to this Office:—

RUARANGI.

JOHN SHEEHAN,
Provincial Secretary.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 11th March, 1875.

THE name of the undermentioned person, appointed Collector of Rates for the Highway District set opposite his name, has been reported to this Office:—

WHAREHINE:—Edwin Marcroft.

JOHN SHEEHAN,
Provincial Secretary.

MATAKANA WEST HIGHWAY DISTRICT.

AT a meeting of the Matakana West Highway Board, held this 23rd day of February, 1875,—
It appearing that the period of Forty clear days has elapsed since the specifications, maps, plans,

and sections of a road which the Matakana West District Highway Board propose to take over allotments numbers 16, 17, 18, 3, 22, 23, 24, 4, and 5, were deposited at the residence of Alexander Campbell, Upper Matakana, and that all objections and evidence have been duly heard, and it appearing expedient to the said Board to proceed with the making of the said road, it is ordered that the said road (be taken and) be made in accordance with the said specification, maps, plans, and sections, and it is further ordered that a copy of this order, together with true copies of the said specifications, maps, plans, and sections so deposited as aforesaid be transmitted to his Honor the Superintendent, the said order being first published in the *Provincial Government Gazette* and in the *Weekly News*, pursuant to the 33rd section of "The Highway Boards Empowering Act, 1871."

ALEXANDER CAMPBELL,
Chairman.

WHAREHINE HIGHWAY DISTRICT.

NOTICE is hereby given that the Assessment List for this district has been finally settled. The Rate Book may be inspected at Mr. Edwin Marcroft's residence.

CHARLES D. CRAY,
Secretary to Board.

20th February, 1875.