

No. VII.

An Act to impose a charge on Imported Packages. [20th June, 1865.]

PACKAGE.

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows:—

1. There shall be charged (irrespective of any duties of Customs Package fee. now payable by law) upon the importation of all goods into the Colony the rate of one shilling for every package or parcel except goods in transit live stock flour wheat sugar and tea and except as hereinafter provided for.

2. For the purposes of this Act the quantities respectively of Goods in bulk &c. the articles stated in the following list shall be deemed to be parcels and shall be subject to the charge of one shilling each on importation:—

Bark five hundredweight
Bones ten hundredweight
Bran and pollard twenty-five bushels
Bricks and tiles three hundred
Cocoanuts one thousand
Flags and building stones twenty-five
Grain of all kinds except wheat two hundredweight
Guano ten hundredweight
Hay five hundredweight
Hoofs and horns ten hundredweight
Iron and steel unpacked three hundredweight
Lead two hundredweight
Logwood five hundredweight
Malt five bushels
Metal (old) five hundredweight
Millstones each
Oars dozen
Onions five hundredweight
Pipes (earthenware) twenty-five
Potatoes and yams ten hundredweight
Salt five hundredweight
Shells ten hundredweight
Slates three hundred
Timber load

Provided

Industrial and Provident Societies.

Provided that any smaller quantity of any of the above-mentioned articles imported shall be deemed a parcel Provided also that on the importation of any goods in bulk not herein enumerated it shall be lawful for the Colonial Treasurer or the Collector of Customs to fix or adjust the quantity which shall constitute a package chargeable with the rate of one shilling under this Act.

Particulars of goods
inwards.

3. The importer of any goods liable to the rate of one shilling per package shall at the time of entry or before delivery of such goods furnish particulars of the same and shall make and subscribe if required a declaration of the truth of such particulars and the same may be written on the entry or other document tendered with the sum payable in respect of such package charge or in case of entry by bill of sight or by imperfect entry for the purpose of clearing the ship then on the perfect entry at the time of perfecting such entry and in the latter cases the charge of one shilling per package shall be paid before the delivery of the goods and if such particulars shall be untrue the person making such declaration shall forfeit and pay a penalty of forty shillings.

Charge on packages
contracted for before
Act to be delivered
after it to be paid by
purchaser.

4. Every person who shall on or before the passing of this Act have made or entered into any contract or agreement for the sale or delivery upon or at any time after such day of any article whereupon any charge on imported packages shall be payable under the provisions of this Act shall be at liberty to add to the price contracted for so much money as will be equivalent to the additional charge which shall by reason of such provisions have been paid or made payable on such packages and shall be entitled by virtue of this Act to be paid the same accordingly by the purchaser of such package and to sue for and recover the same against such purchaser Provided that in every case where the price contracted for shall be so added to it shall be at the option of such purchaser by notice in writing under his hand to be served on the other party to such contract within fourteen days after the passing of this Act to declare the contract null and void and the same shall be null and void accordingly.

Purchaser may
abandon contract.

Short title com-
mencement and
duration.

5. This Act shall be deemed to have come into operation on the twenty-fifth day of May one thousand eight hundred and sixty-five and shall continue in force until the thirty-first day of December one thousand eight hundred and sixty-seven and may be cited as the "Package Act of 1865."