

DISTILLATION.

No. 55 of 1954.

An Act to amend the *Distillation Act* 1901-1952.

[Assented to 6th November, 1954.]

BE it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows :—

1.—(1.) This Act may be cited as the *Distillation Act* 1954.

Short title
and citation

(2.) The *Distillation Act* 1901-1952* is in this Act referred to as the Principal Act.

(3.) The Principal Act, as amended by this Act, may be cited as the *Distillation Act* 1901-1954.

2. This Act shall come into operation on the day on which it receives the Royal Assent.

Commencement

3. Section three of the Principal Act is amended by inserting after the words—

Parts.

“ Part VI.—Vignerons.”

the words—

“ Part VIA.—Fortification of Australian Wines.”

* Act No. 8, 1901, as amended by No. 21, 1906; No. 34, 1918; No. 9, 1923; No. 13, 1925; No. 3, 1931; No. 8, 1934; No. 86, 1947; No. 80, 1950; and No. 54, 1952.

4. Sections eleven and eleven A of the Principal Act are repealed and the following sections inserted in their stead :—

Use of stills for purposes other than the distillation of spirits.

“ 11.—(1.) A person shall not use a still for a purpose other than the distillation of spirits unless he has given notice to the Collector, in accordance with the next succeeding sub-section, of his intention to use the still for that purpose.

“ (2.) A notice under the last preceding sub-section shall specify—

(a) the size or capacity of the still ;

(b) the purpose for which the still is intended to be used ; and

(c) the place where the still is intended to be used.

“ (3.) A still that is used in contravention of this section shall be deemed to be an illicit still.

Stills of a capacity not exceeding one gallon.

“ 11A. The provisions of the last two preceding sections do not apply to or in relation to a still of a capacity not exceeding one gallon.”.

Applicant to pay licence fee and give security.

5. Section eighteen of the Principal Act is amended by omitting sub-section (2.).

Quantity of spirits that may be removed.

6. Section forty of the Principal Act is amended by adding at the end thereof the words “ unless the distiller or owner has obtained permission to make the entry ”.

Heading to Part VIA.

7. After section fifty-seven of the Principal Act the following heading is inserted :—

“ PART VIA.—FORTIFICATION OF AUSTRALIAN WINES.”.

Distance of stores for sale of spirits from distillery.

8. Section seventy-seven of the Principal Act is amended by omitting the words “ No distiller shall ” and inserting in their stead the words “ A distiller shall not, except with permission,”.

Schedule II.

9. Schedule II. to the Principal Act is repealed.
