

DAY BAKING ACT.

Act No. 13, 1926.

George V, An Act to make certain provisions as to the hours
No. 13. during which bread and pastry may be
manufactured and distributed ; to amend the
Bread Act, 1901, and certain other Acts ;
and for purposes connected therewith.
[Assented to, 17th March, 1926.]

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

Short title. **1.** This Act may be cited as the “ Day Baking Act,
1926,” and shall be read with the Bread Act, 1901, as
amended by subsequent Acts.

2.

2. In this Act, unless the context or subject-matter otherwise indicates or requires,—

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Interpreta-
tion.**

“ Bread ” includes bread rolls.

“ Make or bake,” in relation to bread or pastry, does not include any operations connected with the preparation of dough for bread or pies, or with the preparation or cooking of meat required for pie-making, or with the firing of ovens.

“ Pastry ” includes cakes and biscuits and any goods usually made by pastrycooks.

3. (1) No person exercising or employed in the trade or calling of a baker shall make or bake for sale any bread—

Manufacture
of bread at
certain times
prohibited.

(a) between the hours of six o'clock in the evening and half-past five o'clock in the morning of the following day ; or

(b) upon any day appointed as a holiday in any award or industrial agreement controlling or regulating the conditions of employment of operative bakers ; or

(c) within the county of Cumberland or of Northumberland at any time on any Sunday.

(2) It shall not be an offence within this section to make or bake for sale bread within the hours or upon the day mentioned in this section where the day upon which the bread is to be delivered is what is customarily known in the industry as a double delivery or a treble delivery day, or where the making or baking is done only for the purpose of saving dough endangered by unusual atmospheric conditions or unforeseen circumstances.

4. (1) No person exercising or employed in the trade or calling of a baker or pastrycook within the county of Cumberland or of Northumberland shall make or bake for sale any pastry—

Manufacture
of pastry at
certain times
prohibited.

(i) on any Sunday except between the hours of eight o'clock in the morning and six o'clock in the evening ; or

(ii) on any other day except between the hours of half-past five o'clock in the morning and six o'clock in the evening.

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(2) No person exercising or employed in the trade or calling of a baker or pastrycook elsewhere than in the county of Cumberland or of Northumberland shall make or bake for sale any pastry between the hours of six o'clock in the evening and half-past five o'clock in the morning of the following day.

(3) It shall not be an offence under subsection one or subsection two of this section to make or bake pastry at any hour on any day or days not exceeding six during the period in each year commencing on the Monday immediately preceding Good Friday and ending on the Saturday next after Easter Monday.

Starting time
in award or
industrial
agreement.

5. If by any award or industrial agreement the starting time for persons exercising or employed in the trade or calling of a baker or pastrycook is fixed later than half-past five o'clock in the morning, such starting time shall be binding on all persons exercising or employed in such trade or calling.

Delivery of
bread during
certain hours
prohibited.

6. (1) Whosoever being a baker or seller of bread or an employee or person acting for or on behalf of a baker or seller of bread, delivers by vehicle or other receptacle any bread to a purchaser—

(a) upon any day appointed as a holiday in any award or industrial agreement controlling or regulating the conditions of employment of bread carters; or

(b) within the county of Cumberland or of Northumberland between the hours of six o'clock in the evening and six o'clock in the morning of the following day; or

(c) elsewhere than in the said counties between the hours of six o'clock in the evening and five o'clock in the morning of the following day,

shall be guilty of an offence against this Act.

(2) The provisions of subsection one of this section shall not in the counties of Cumberland and Northumberland extend to—

(a) the delivery of bread by a common carrier whose principal business is not the carriage of bread; or

(b) the delivery of bread to a purchaser on the premises of the baker or seller of bread.

7.

7. Any person who commits an offence against this Act or contravenes any of the provisions of this Act shall be liable upon summary conviction to a penalty not exceeding twenty pounds for a first offence, and for a second or any subsequent offence to a penalty of not less than ten pounds and not exceeding twenty pounds.

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Penalties.

8. An inspector appointed under the Act, 1899, or any Act replacing the same, on producing the certificate of his appointment, may enter at any reasonable hour any premises in which the trade or calling of a baker or pastrycook is carried on and make such inquiries as he thinks necessary to ascertain if the provisions of this Act have been complied with. If any person wilfully obstructs such inspector in the exercise by him of the said powers or fails to truly answer any such inquiries made by such inspector he shall be guilty of an offence against this Act.

Powers of
entry and
inspection.

9. The Bread Act, 1901, as amended by subsequent Acts is amended by omitting from section eighteen the words "forty-eight hours" and by inserting in lieu thereof the words "seven days."

Amendment
of Act No. 35,
1901, s. 18.

