

WEIGHTS AND MEASURES.

7° Elizabeth II., No. XXVI.

No. 26 of 1958.

**AN ACT to amend the Weights and Measures Act,
1915-1941.***[Assented to 11th November, 1958.]*

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title
and citation

1. (1) This Act may be cited as the *Weights and Measures Act Amendment Act, 1958*.

Reprinted
Act in
Appendix
to the
Sessional
Volume of
Acts, 1926.

(2) In this Act the Weights and Measures Act, 1915-1941, is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Weights and Measures Act, 1915-1958.

2. This Act shall come into operation on a day to be fixed by proclamation. Commence-
ment.

3. Section four of the principal Act is amended by adding after the interpretation, "Coal" the following interpretation— S. 4
amended.

"Commonwealth Act" means the Weights and Measures (National Standards) Act 1948 of the Commonwealth Parliament or any Act passed by that Parliament in amendment of or substitution for that Act. Act No. 29 of
1948 (Com-
monwealth).

4. The principal Act is amended by adding after the word, "Standards" secondly occurring in the heading, "Part II.", the following sections— Ss. 8A and 8B
added.

8A. Notwithstanding any other provision of this Act to the contrary where a Commonwealth legal unit of measurement of any physical quantity is prescribed by or under the Commonwealth Act, then for the purposes of this Act the Commonwealth legal unit of measurement so prescribed is deemed to be substituted for the appropriate standard weight, or measure, or, as the case may be, unit of weight or measure, of that physical quantity prescribed by or under this Act for the State. Common-
wealth
units of
measure-
ment.

8B. Where by or under the Commonwealth Act a standard of measurement by which measurements may be made in terms of Commonwealth legal units of measurement of any physical quantity is prescribed the Minister shall— Common-
wealth
standards of
measure-
ment.

(a) cause

(i) one or more weights, or as the case requires, measures which have been verified as prescribed

by or under the Commonwealth Act, to be provided and deposited at the Treasury; and

(ii) the weights or measures so provided and deposited to be verified and re-verified as prescribed, and at the intervals of time prescribed, by or under the Commonwealth Act; and

(b) recommend to the Governor that the Governor by notice published in the *Gazette* declare the weights or measures, as the case may be, provided and deposited at the Treasury in accordance with the provisions of paragraph (a) of this section, to be the standard, or, as the case requires, units of weight and measure for the State, and the Governor shall give effect to the recommendation of the Minister and after the publication of the notice in the *Gazette*, the weights, or measures are the standard, or as the case requires, units, of weight and measure for the State.

S. 11
amended.

5. Section eleven of the principal Act is amended—

- (a) by substituting for the word, “proclamation” in line one, the word, “notice”;
- (b) by adding after the word, “standard” in line two and again in line three, the passage, “, or unit”; and
- (c) by substituting for the words, “and may revoke or alter any such proclamation” in lines three and four, the passage, “ and may revoke, vary, or amend a notice published in the *Gazette* pursuant to paragraph (a) of section eight B of this Act, or this section”.

6. Section thirteen of the principal Act is amended by adding after the word, "verified" in line three, the words, "and re-verified as prescribed by or under the Commonwealth Act".

S. 13
amended.

7. Section fourteen of the principal Act is amended by adding after the word, "verified" in line two of subsection (2), the words, "and re-verified as prescribed by or under the Commonwealth Act".

S. 14
amended.

8. Section seventeen of the principal Act is amended by substituting for the first word, "The", the words, "Until units of weight and measure are prescribed pursuant to sections eight A and eight B of this Act the".

S. 17
amended.
