ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

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C A P. LXXX.

An Act for allowing Dealers to roast their own Coffee on certain Conditions. [10th *June* 1809.]

WHEREAS by an Act made in the Tenth Year of the Reign of King *George* the First, among other Things for repealing certain Duties therein mentioned, payable upon Coffee imported, and for granting certain Inland Duties in lieu thereof, the Commissioners for the said Inland Duties for the Time being, or the major Part of them, are authorised and empowered to provide Houses for the roasting of Coffee, and to appoint Officers for attending the same, and One or more Person or Persons well skilled in the roasting of Coffee, to attend at each such Roasting House for that Purpose; and it was by the said Act directed, that from and after the providing of such Roasting Houses, and during the Continuance of the same for the Purposes aforesaid, no Coffee Berries should be roasted, burnt, or dried in *Great Britain*, in order to make the same fit for Sale, but in some or One of those Houses, under the Penalties in the said Act mentioned, and certain other Provisions were by the said Act made with respect to such Roasting Houses: And whereas it is expedient to allow all Sellers of and Dealers in Coffee to roast their own Coffee, under, subject, and according to the Rules and Regulations herein-after mentioned; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act all Sellers of and Dealers in Coffee shall be at liberty to roast his, her, or their own Coffee, under, subject, and according to the Rules and Regulations herein-after mentioned; that is to say, Every such Seller of and Dealer in Coffee, being desirous to roast Coffee, shall, before he, she,

10 G. 1. c. 10.

Dealers in Coffee may roast their own Coffee on making Entry at the next Office of Excise.

he, or they, shall presume to roast any Coffee, make true and particular Entry in Writing at the next Office of Excise, of One or more Room or Rooms for that Purpose, which Room and Rooms respectively shall either be adjoining or as near as possible to the Rooms or Places by him, her, or them entered and made use of, for keeping Raw Coffee; and if any Seller of or Dealer in Coffee shall presume to roast any Coffee in any Room or Place whereof he, she, or they shall not have made such Entry as aforesaid, the Person or Persons so offending shall for every such Offence forfeit and lose the Sum of Fifty Pounds, together with all the Coffee which shall at any Time be found in any such Room or Place whereof no such Entry shall be made: Provided always nevertheless, that no Seller of or Dealer in Coffee, who shall at any Time receive into his, her, or their Custody or Possession, any unroasted Coffee, less in Quantity than Fifty-six Pounds, save and except Coffee returned to him, her, or them, by any Customer for being disliked, shall be at Liberty to roast, or put in Operation of roasting, or shall presume to roast or put in Operation of roasting, any Coffee; and if any Seller of or Dealer in Coffee shall contrary to the Directions of this Act, presume to roast, or put in Operation of roasting, any Coffee, he, she, or they shall, for each and every such Offence, forfeit and lose the Sum of Fifty Pounds, together with all such Coffee by him, her, or them so roasted or put in Operation of roasting.

Penalty for not making Entry 50l.

Dealers receiving into their Custody unroasted Coffee in less Quantity than 56lbs. shall not be permitted to roast Coffee.

Penalty 50l.

II. And be it further enacted, That it shall and may be lawful to and for the Officers of Excise, or any or either of them, from Time to Time and all Times by Day and by Night upon his or their Request (but if in the Night in the Presence of a Constable, or other lawful Officer of the Peace), to enter into all and every Room and Rooms entered or made use of by any such Importer, Seller, or Dealer in Coffee, for the Purpose of roasting or burning Coffee, and to inspect, examine, weigh, or take Account of all the Coffee, either raw, roasting, or roasted, which shall at any Time be in any such Room or Rooms, and to remain and continue in any such Room or Rooms during the Time that any Coffee shall be in the Operation of roasting.

Officers of Excise may enter the Premises of Dealers,

III. And be it further enacted, That it shall and may be lawful to and for the Officers of Excise, or any or either of them, and they are hereby authorized and empowered to take at any Time and Times a Sample or Samples of any Coffee, either raw, roasting, or roasted, which such Officer or Officers shall at any Time find in any such Room or Rooms, paying for every such Sample the usual Price thereof; and in case any Seller or Sellers, or Dealer or Dealers in Coffee, or any Workman or Servant to him, her, or them belonging, shall refuse to permit such Officer or Officers to take such Sample or Samples as aforesaid, upon his or their offering to pay for the same after the Rate aforesaid, or shall anywise obstruct or hinder him or them in taking such Sample or Samples, such Seller or Sellers, or Dealer or Dealers in Coffee so offending, shall for each and every such Offence forfeit and lose the Sum of One hundred Pounds.

and may take Samples of Coffee.

Penalty for refusing Samples.

IV. Provided always, and be it further enacted, That nothing in this Act shall extend or be construed to extend to prevent the Commissioners of Excise, or the major Part of them for the Time being, from continuing

Commissioners may permit the Use of the present

ing the present roasting Houses for Coffee, and to permit and allow the respective Dealers in and Sellers of Coffee having their Coffee roasted at such roasting Houses as heretofore until and upon the Tenth Day of *October* One thousand eight hundred and nine. roasting Houses till Oct. 10, 1809.

V. And be it further enacted, That if any Person whatsoever shall assault, oppose, molest, obstruct, or hinder any Officer or Officers of Excise in due Execution of this Act, or of any of the Powers or Authorities hereby granted other than in any Case for which a Penalty is hereinbefore specifically imposed, all and every such Person or Persons so offending shall for every such Offence severally forfeit the Sum of One hundred Pounds. Penalty on obstructing Officers, 100l.

VI. And whereas the Officers who before and at the Time of passing this Act were employed in the roasting of Coffee may, by reason of the Liberty given by this Act, be without such Employment, and may thereby lose their Salaries, and it is therefore expedient that some Compensation should be made to such Officers for the Loss of such their Salaries; be it therefore enacted, That it shall and may be lawful to and for His Majesty, His Heirs and Successors, by Warrant under his or their Sign Manual, to direct during Pleasure the Commissioners of Excise to pay to such Officers out of the Revenue of Excise such yearly Allowances as His Majesty, His Heirs or Successors, shall judge fit, so as no Allowance to any such Officer shall exceed Three-fourths of the yearly Amount of the Salary of which he or they is, are, or shall be deprived in consequence of such Liberty as aforesaid being given by this Act. Allowances to be made to Officers who lose their Salaries, from not being employed in roasting Coffee.

VII. And be it further enacted, That all Fines, Penalties, and Forfeitures imposed by this Act shall and may be sued for, levied, recovered, and mitigated by such Ways, Means, and Methods as any Fine, Penalty, or Forfeiture is or may be recovered or mitigated by any Law or Laws of Excise, or by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at *Westminster*, or in the Court of Exchequer in *Scotland*; and that one Moiety of every such Fine, Penalty, or Forfeiture shall be to His Majesty, His Heirs and Successors, and the other Moiety to him or them who shall discover, inform, or sue for the same. How Penalties shall be levied and recovered.

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