

ANNO QUINQUAGESIMO OCTAVO

GEORGII III. REGIS.

CAP. LXXVIII.

An Act to make further Provision for the better securing the Collection of the Duties on Malt, and to amend the Laws relating to Brewers in *Ireland*.

[5th *June* 1818.]

WHEREAS it is expedient to provide for the better securing the Collection of the Duties on Malt, and to amend the Laws relating to Brewers in *Ireland*; 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 Commencement of this Act, so much of an Act made in the Forty-ninth Year of His present Majesty's Reign, intituled *An Act for improving the Quality of Beer in* Ireland *by further preventing the Use of unmalted Corn, or of any deleterious or unwholesome Ingredients therein; and for the better securing the Collection of the Malt Duties in* Ireland; as prohibits the Removal or Conveyance of any Malt into the Mill, Brewery, or Mash Kieve of any Brewer or other Person therein mentioned, without Permit, or as relates to any such Permit, or Request Note or Requisition for any such Permit as therein mentioned, shall be and the same is hereby repealed, save and except so far as may concern or relate to the prosecuting, suing for, recovering, or levying any Fine, Penalty, or Forfeiture which shall or may have been or shall be incurred under the said Act before the Commencement of this Act.

So much of 49G. 3. c. 57. as prohibits the Removal of Malt into any Mill, Brewery, &c. without Permit, or as relates to any Permit or Request Note, repealed.

No Malt ſhall be removed into any Mill, Brewery, &c. without a Permit. Requeſt Note to contain certain Particulars.

II. And be it further enacted, That from and after the Commencement of this Act no Malt ſhall at any Time be removed or conveyed into the Mill, Brewery, or Maſh Tun or Kieve of any licenſed Brewer, without a Permit for the ſame; and that the Brewer or Perſon applying for ſuch Permit ſhall, in his, her, or their Requeſt Note or Requiſition for obtaining the ſame, ſtate the Day and Hour of the Day in which ſuch Brewer or Perſon intends to begin to maſh or brew the Malt ſo to be removed, and the Day and Hour of the Day when the Liquor or Worts will be entirely drained off; and the Officer granting any ſuch Permit ſhall inſert ſuch Particulars therein; and in caſe any Quantity of Malt ground or unground, whether in any Proceſs of brewing or not, ſhall be found in the Mill, Brewery, Maſh Tun or Kieve of ſuch Brewer, and a Permit for ſo removing the ſame into ſuch Mill, Brewery, Maſh Tun or Kieve, ſhall not on Demand of any Officer of Exciſe be produced, or Proof made to ſuch Officer that ſuch Permit had been granted for ſuch Malt, and that ſuch Permit was afterwards loſt or miſlaid; or if any ſuch Malt ſhall be found in Proceſs of brewing or maſhing or wetting before the Time ſpecified in the Requeſt Note or Requiſition for ſuch Permit, or in the Permit which ſhall be granted for the Removal of ſuch Malt; or if the Liquor or Worts ſhall not be entirely drained off at the Time for that Purpoſe ſpecified in ſuch Requeſt Note or Requiſition and Permit, then in each and every ſuch Caſe ſuch Brewer ſhall forfeit the Sum of Fifty Pounds; and every ſuch Permit ſhall from Time to Time be delivered by ſuch Brewer, or his or her Servant, to the Surveyor or other Officer of Exciſe in Charge of the Brewery of ſuch Brewer within Twelve Hours after the Expiration of the Time for which ſuch Permit ſhall be in force, or at any Time within ſuch Twelve Hours, on Demand thereof made by ſuch Officer; and if ſuch Permit ſhall not be delivered to ſuch Officer accordingly, ſuch Brewer ſhall forfeit for every Neglect the Sum of Twenty Pounds.

If Malt found without ſuch Permit, or found in Proceſs of brewing, &c. contrary thereto, &c. the Brewer ſhall forfeit 50l.

Permit to be delivered to Officer, on Penalty of 20l.

Specimen Papers ſhall be provided for Brewers and put up in proper Places that the Officers may enter their Viſits.

III. And be it further enacted, That Papers called Specimen Papers ſhall be provided and furniſhed to every ſuch Brewer by any Officer of Exciſe in Charge of ſuch Brewery from Time to Time as ſhall be requiſite, in order that every Officer of Exciſe may enter thereon his Viſit at ſuch Brewery, and the Gauges depending on ſuch Viſit; and every ſuch Brewer who ſhall from Time to Time be furniſhed with any ſuch Specimen Paper ſhall cauſe the ſame to be fixed on a Board conveniently made for that Purpoſe, and to be hung or put up in ſome public and conſpicuous Place in the Brewhouſe, or that Part of the Brewery wherein the Maſh Tun or Kieve ſhall be kept, and ſhall preſerve and keep the ſame ſo put up in ſuch Place and in ſuch Manner that any Officer of Exciſe viſiting ſuch Brewery may view ſuch Specimen Paper, and make Entries therein; and if any ſuch Brewer ſhall not put up or keep and preſerve ſuch Specimen Paper in Manner herein directed, unavoidable Accident excepted, Proof whereof ſhall lie on the Brewer, every ſuch Brewer ſhall for every ſuch Offence forfeit the Sum of Fifty Pounds.

Penalty on Neglect of Brewers, 50l.

Before the Delivery of a Requeſt Note the Brewer ſhall enter certain Particulars on the

IV. And be it further enacted, That every Brewer ſhall, before the Delivery of any Requeſt Note or Requiſition for any Permit for the Removal of any ſuch Malt as aforeſaid, enter or cauſe to be entered in Writing in the ſaid Specimen Paper the Date of ſuch Requeſt Note or Requiſition, and the Number of Barrels of Malt which ſuch Brewer in-

tends to mash or brew, and the Day and Hour of the Day on which such Brewer intends to begin to mash or brew such Malt, and the Day and Hour of the Day when the Liquor or Worts will be entirely off; and if any Brewer shall not make or cause to be made such Entries, or any and every of them, in the said Specimen Paper, every such Brewer shall for every such Default or Omission forfeit the Sum of Fifty Pounds.

Specimen Paper, on Penalty of 50l.

V. And be it further enacted, That whenever there shall be found in any Mash Tun or Kieve of any Brewer any Quantity of dry Malt ground or bruised, which, by the Gauge thereof taken by any Officer of Excise in such Mash Tun or Kieve, shall exceed the Quantity expressed in the Permit which shall have been granted for the Removal of such Malt when unground into such Mash Tun or Kieve, above the Rate or beyond the Proportion of Six Barrels of such ground or bruised Malt for every Five Barrels of such unground Malt so permitted, and so in proportion for any greater or less Quantity, then and in every such Case all such excess Quantity of ground or bruised Malt shall be forfeited, and may be seized by any Officer of Excise, and the Brewer in whose Mash Tun or Kieve such Excess shall be found shall forfeit the Sum of Twenty Pounds.

If the Malt found in the Mash Tun or Kieve exceed the Quantity expressed in the Permit, the Excess shall be forfeited, and the Brewer shall forfeit 20l.

VI. And be it further enacted, That it shall not be lawful to remove the Grains of any Malt out of the Mash Tun or Kieve in any Brewery situate in any City or Town until after the Expiration of One Hour, nor in any Brewery situate in any other Place in *Ireland* until after the Expiration of Two Hours next after the Time which shall be specified, pursuant to the Provisions of this Act, in the Request Note or Requisition and Permit for such Malt, as the Hour when the Liquor or Worts shall be entirely drained off, in order that the Officer of Excise may examine and gauge the same in a drained State in such Mash Tun or Kieve; and all such Grains shall be suffered during the Space of such Hour or Two Hours respectively, or until such Time within the said Hour or Two Hours respectively as the same shall be examined and gauged, to remain and shall be kept in such Mash Tun or Kieve in an undisturbed State; and if the Grains of any Quantity of Malt which shall have been mashed or brewed shall be removed out of the Mash Tun or Kieve before the Expiration of such One Hour or Two Hours respectively, unless the same shall be examined and gauged by the Officer, or if any Grains of any Malt, after the same shall have been mashed or brewed, shall not be kept during the said Hour or Two Hours respectively in an undisturbed State, as herein-before directed, unless the same shall be so examined and gauged, then and in every such Case every such Brewer shall forfeit the Sum of One hundred Pounds.

Malt Grains not to be removed out of the Mash Tun or Kieve in any Town till after the Expiration of One Hour, or Two Hours in any other Place.

If removed before the Time mentioned, unless previously examined by the Officer, Brewer to forfeit 100l.

VII. And be it further enacted, That whenever there shall be found in the Mash Tun or Kieve of any Brewer the Grains of any Quantity of Malt after the same shall have been mashed or brewed, and the Worts or Liquor drained off, and that the Quantity of such Grains shall, by the Gauge thereof taken by any Officer of Excise in such drained State, exceed the Quantity expressed in the Permit which shall have been granted for the Removal of such Malt into such Mash Tun or Kieve, after making a Deduction in the Proportion of One Barrel for every Twenty-five Barrels of the Quantity of unground Malt expressed in the Permit, then and in every such Case the said Brewer shall forfeit the Sum of Twenty Pounds.

If the Grains found in the Mash Tun, &c. exceed the Quantity expressed in the Permit, after making a Deduction of One Barrel for every 25 Barrels of unground Malt, the Brewer shall forfeit 20l.

VIII. And

Permit to expreſs the Quantity of Malt as unground.

VIII. And be it further enacted, That from and after the paſſing of this Act it ſhall not be lawful for any Officer of Exciſe to grant any Permit for the Removal of any Malt, unleſs ſuch Permit ſhall expreſs the Quantity of Malt as unground, and not in a ground or bruiſed State.

If Malt be preſſed together, or Means taken to prevent a proper Gauge, Brewer to forfeit 20l.

IX. And be it further enacted, That if any Malt ground or bruiſed, whether in a dry State or maſhing or maſhed, or if the Grains of any ground Malt after being maſhed ſhall be trodden, preſſed, or otherwiſe forced together in the Maſh Tun or Kieve of any Brewer, or if any other Means or Contrivance ſhall be uſed ſo as to prevent a true and proper Gauge being taken thereof, then and in every ſuch Caſe every ſuch Brewer ſhall for each and every ſuch Offence forfeit the Sum of Twenty Pounds.

Brewers to deliver at the Exciſe Office an Account of the Dimenſions of their Maſh Tuns, &c. on Penalty of 20l. and Forfeiture of Tuns.

X. And be it further enacted, That every Perſon who ſhall be licenſed as a Brewer in *Ireland* at the Time of the Commencement of this Act, ſhall and is hereby required, within One Calendar Month next after the Commencement of this Act, to deliver or cauſe to be delivered, at the Exciſe Office of the Diſtrict in which the Brewery of ſuch Brewer ſhall be ſituate, an Account in Writing under his or her Hand, or under the Hand of ſome Perſon for whom ſuch Brewer ſhall be reſponſible, ſetting forth the true Length, Breadth, Depth, and Area of each and every Maſh Tun or Kieve of ſuch Brewer, and the Number of Barrels of dry Malt ground which each ſuch Maſh Tun or Kieve is capable of maſhing or brewing; and in default of delivering ſuch Account, or cauſing ſuch Account to be delivered within the Time aforeſaid, or if any falſe or untrue Account of any of the Particulars aforeſaid ſhall be delivered, every ſuch Brewer ſhall in every ſuch Caſe forfeit the Sum of Twenty Pounds; and every Maſh Tun or Kieve of which ſuch Account ſhall not be ſo delivered, or of which any falſe or untrue Account ſhall be delivered, ſhall be forfeited, and may be ſeized by any Officer of Exciſe.

Before obtaining Licence Brewers in making Entry ſhall ſet forth the Dimenſions of their Maſh Tuns, &c.

Penalty for a falſe Statement 50l.

XI. And be it further enacted, That before any Licence ſhall be granted to any Brewer at any Time after the Commencement of this Act, every ſuch Brewer ſhall, in the Entry or Regiſtry which ſuch Brewer is by Law required to make previous to obtaining a Licence, in addition to the Matters by Law directed to be inſerted therein, ſet forth the true Length, Breadth, Depth, and Area of each and every Maſh Tun or Kieve belonging to ſuch Brewer, and the Number of Barrels of dry Malt ground which each ſuch Kieve is capable of maſhing or brewing; and in default of ſetting forth ſuch Particulars, or any and every of them in ſuch Entry or Regiſtry, ſuch Licence ſhall not be granted to ſuch Perſon; and if any of ſuch Particulars ſhall be falſely or untruly ſtated or ſet forth in any ſuch Entry or Regiſtry, the Brewer by or on whoſe Behalf the ſame ſhall have been made ſhall forfeit the Sum of Fifty Pounds for every ſuch Offence; and every Maſh Kieve, in the Entry or Regiſtry whereof any of the Particulars aforeſaid ſhall be falſely or untruly ſtated or ſet forth, ſhall be forfeited, and may be ſeized by any Officer of Exciſe.

So much of 49 G. 3. c. 57. and 53 G. 3. c. 74. as relates to Brewers having

XII. And be it further enacted, That ſo much of the ſaid recited Act of the Forty-ninth Year aforeſaid as relates to any Brewer or other Perſon making or profeſſing to make Ale, Beer, Porter, or Small Beer, having in his or her Brewery, or in any Part of the Premiſes connected therewith, any raw or unmalted Corn ground or bruiſed, and alſo ſo much

much of an Act made in the Fifty-third Year of His ſaid Majeſty's Reign, intituled *An Act to provide for the better Collection of the Duty on Malt made in* Ireland, as declares it unlawful for any Brewer to have in his or her Brewery, or in any Part of the Premiſes connected therewith, any raw or unmalted Corn or Grain ground or bruiſed, mixed or unmixed with any malted Corn or Grain; and alſo ſo much of an Act made in the Fifty-fourth Year of His ſaid Majeſty's Reign, intituled *An Act to amend ſeveral Acts relating to the Revenues, Matters, and Things under the Management of the Commiſſioners of Cuſtoms and Port Duties, and of the Commiſſioners of Inland Exciſe and Taxes in* Ireland, as declares it unlawful for any Brewer to have in his or her Brewery, or any Part of the Premiſes connected with his or her Brewery, any raw or unmalted Kiln-dried Barley or Bere, mixed or unmixed with any other Corn or Grain malted or unmalted; and alſo ſo much of the ſaid ſeveral Acts or any of them as impoſes any Fine, Penalty, or Forfeiture touching any of the Matters aforeſaid, or as relates to the annulling of any Licence to any Brewer or other Perſon aforeſaid, ſhall from and after the Commencement of this Act ceaſe and determine, and ſhall be, and the ſame is and are hereby repealed, ſave and except ſo far as may concern the proſecuting, ſuing for, levying, or collecting any Fine, Penalty, or Forfeiture which ſhall or may be incurred under the ſaid Acts or any of them on or before the Commencement of this Act; all which Suits, Matters, and other Proceedings ſhall and may be proceeded in and had to all Intents and Purpoſes as if the ſaid herein-before recited Proviſions had not been repealed in Manner aforeſaid.

unmalted Corn in their Brewery;

and ſo much of 54 G. 3. c. 120. as relates to Brewers having unmalted Barley, &c. in their Brewery, repealed.

XIII. And for the better preventing the Uſe of raw or unmalted Corn by Brewers in *Ireland*, be it further enacted, That it ſhall not be lawful for any Brewer to have in his or her Brewery, or in any Part of the Premiſes connected with ſuch Brewery, any raw or unmalted Corn or Grain whatſoever, either whole or unground, or ground or bruiſed; and that all raw or unmalted Corn or Grain, whether whole or unground or ground or bruiſed, which ſhall be found in ſuch Brewery or Premiſes, and all malted Corn or Grain, whether whole or unground or ground or bruiſed, with which ſuch raw unmalted Corn or Grain may have been mixed, ſhall be forfeited, and may be ſeized by any Officer of Exciſe, together with all Sacks, Veſſels, or Packages in which ſuch raw or unmalted Corn or Grain ſhall or may be contained, or in which ſuch raw or unmalted Corn or Grain, and the malted Corn or Grain with which ſuch raw or unmalted Corn or Grain may or ſhall have been mixed, ſhall or may be contained; and all Horſes or other Beaſts of Burthen, Carts, Drays, and other Carriages, which ſhall be found conveying, drawing, bearing, or carrying any ſuch Corn or Grain reſpectively, ſhall be forfeited, and may be ſeized by any Officer or Officers of Exciſe; and every ſuch Brewer ſhall for the Firſt Offence forfeit the Sum of Two hundred Pounds, and for the Second and every ſubſequent Offence the Sum of Five hundred Pounds.

Raw or unmalted Corn or Grain, &c. found in any Brewery ſhall be forfeited, &c.

Firſt Offence 200l. every ſubſequent Offence 500l.

XIV. And be it further enacted, That ſo much of the ſaid recited Act of the Forty-ninth Year of His preſent Majeſty's Reign as prohibits any Brewer or other Perſon in *Ireland* from uſing any Sugar-Water, Diſtillers Spent-Waſh, Sugar, Molaſſes, Vitriol, Quaſſia, Coculus Indicus, Grains of Paradiſe, Guinea Pepper, Opium, or any Ingredient whatſoever which ſhall

So much of 49 G. 3. c. 57. as prohibits the Uſe of Sugar-Water, &c. or other dele-

terious Ingredient in making Beer, or permits the Uſe of the Article known by the Name of Colouring, &c. repealed.

ſhall poſſeſs any deleterious or unwholeſome Quality, in the making or brewing any Beer, Porter, Ale, or Small Beer; and alſo as impoſes any Fine, Penalty, or Forfeiture touching or concerning any of the Matters aforeſaid; and alſo ſo much of the ſaid Act as provides that nothing therein contained ſhall be conſtrued to prevent any Porter Brewer from uſing any Article known by the Name of Colouring, made or prepared from burnt Sugar only, and reduced to a bitter Liquid by the Infuſion of Water; and alſo ſo much of the ſaid Act as impoſes any Penalty or Forfeiture on any Brewer uſing in the brewing of any Beer, Porter, Ale, or Small Beer, any Extract from Sugar not of the aforeſaid Deſcription, or any Colouring poſſeſſing any deleterious or unwholeſome Quality, ſhall from and after the Commencement of this Act be and the ſame is hereby repealed, ſave and except ſo far as may concern the proſecuting, ſuing for, levying, or recovering any Fine, Penalty, or Forfeiture which ſhall or may be incurred under the ſaid Act on or before Commencement of this Act; all which Suits, Matters, and other Proceedings ſhall and may be proceeded on and had, to all Intents and Purpoſes as if the ſaid herein-before recited Proviſions had not been repealed in Manner aforeſaid.

No Licence ſhall be granted to any Brewer, unleſs he enters into Bond, conditioned not to uſe any raw or unmalted Corn in making Worts, or uſe any Preparation except Brown Malt, &c.

XV. And for the further preventing of the Uſe of raw or unmalted Corn, and of any deleterious or unwholeſome Ingredients by Brewers in *Ireland*, be it enacted, That from and after the Commencement of this Act no Licence ſhall be granted to any Perſon or Perſons in *Ireland* to brew Strong Beer, Porter, or Ale, or Small Beer for Sale, unleſs ſuch Perſon or Perſons ſhall have firſt entered into a Bond to His Majeſty, His Heirs and Succeſſors, in the Sum of Two hundred Pounds, with Two ſufficient Sureties in the Sum of One hundred Pounds each, to be approved of by the Perſon empowered by Law to grant ſuch Licence, conditioned that ſuch Brewer or Brewers ſhall not uſe any raw or unmalted Corn in the brewing or making of any Worts, Beer, Ale, or Porter, nor ſhall receive or take into or have in his, her, or their Cuſtody, Power, or Poſſeſſion, nor make or uſe or mix with or put into any Worts, Beer, Ale, or Porter, nor ſhall receive or take into or have in his, her, or their Cuſtody, Power, or Poſſeſſion, nor make or uſe or mix with or put into any Worts, Beer, Ale, or Porter for the Purpoſe of darkening the Colour of ſuch Worts, Beer, Ale, or Porter, any Liquor, Extract, Calx, or other Material or Preparation, other than Brown Malt ground or unground, as commonly uſed in brewing, nor ſhall receive or take into or have in his, her, or their Cuſtody, Power, or Poſſeſſion, or uſe or mix with or put into any Worts, Beer, Ale, or Porter, any Sugar-Water, Diſtillers Spent-Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus, or Liquorice Root, or any Extract or Preparation of Sugar-Water, Diſtillers Spent-Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus, or Liquorice Root, or any Article or Preparation whatſoever, for or as a Subſtitute for Malt or Hops, or any Ingredient whatſoever which ſhall poſſeſs any deleterious or unwholeſome Quality; and further conditioned that ſuch Perſon or Perſons ſhall not let out to Hire or lend any Brewhouſe, Brewing-pan, or Utenſil for brewing or making any Worts, Beer, Ale, or Porter, or ſuffer any Perſon to uſe the Brewhouſe of ſuch Perſon or Perſons, or any Brewing-pan or Utenſil for brewing therein.

XVI. And be it further enacted, That from and after the Commencement of this Act no Licence shall be granted to any Person or Persons in *Ireland* to brew Strong Beer, Porter, or Ale, or Small Beer for Sale, unless and until the Person or Persons to whom or in whose Behalf such Licence shall be required, or some one of them, being the acting Partner or Person concerned in the Brewery for which such Licence shall be required, shall sign and make an Affidavit, or (being a Quaker or Quakers) a solemn Affirmation before the Collector of Excise or other Officer in Charge of the Collection of the District in which such Brewery shall be situate, or before such other Officer or Person as the Commissioners of Inland Excise and Taxes, or any Three of them, shall appoint to administer the same; and every such Collector, Officer, or other Person respectively, is hereby authorized and required to administer such Affidavit or Affirmation in the Form or to the Effect following; (that is to say),

No such Licence shall be granted unless the Party take and subscribe the following Affidavit.

'I *A. B.* on whose Behalf and for whose Use (together with *C. D. et cetera*, if there be Two or more Partners) a Licence is required to brew Strong Beer, Porter, or Ale, or Small Beer for Sale (*as the Case may be*), at in the County of (*or* City or Town, *as the Case may be*) of do hereby solemnly swear (*or* affirm), That I will not directly or indirectly cause or permit or suffer, or be party or privy to the causing, permitting, or suffering, any raw Corn whatever, or any malted Corn which had not been duly charged with the Duty on Malt, or any Sugar-Water, Distillers Spent-Wash, Sugar, Molasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiæ, Grains of Paradise, Guinea Pepper, Opium, Gentian, Callamus, or Liquorice Root, or any Extract or Preparation of Sugar-Water, Distillers Spent-Wash, Sugar, Molasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiæ, Grains of Paradise, Guinea Pepper, Opium, Gentian, Callamus, or Liquorice Root, or any Article or Preparation whatever, for or as a Substitute for Malt or Hops, or any Ingredient whatever which shall possess any deleterious or unwholesome Ingredient, to be used in the brewing or making of any Worts, Beer, Ale, or Porter, or in the making or preparing any Liquor to imitate or to resemble, or to be mixed with, or be used, sold, or disposed of or delivered as or for Beer, Ale, or Porter; and that I will not sell, dispose of, send, or deliver, or cause to be sold, disposed of, sent, or delivered to any Person or Persons whatsoever, as or for Beer, Ale, or Porter, any Liquor made or prepared from any raw Corn, or from any malted Corn which had not been duly charged with the Duty on Malt, or in the making whereof any such raw Corn or any malted Corn which had not been charged with the Duty on Malt, or any Sugar-Water, Distillers Spent-Wash, Sugar, Molasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiæ, Grains of Paradise, Guinea Pepper, Opium, Gentian, Callamus, or Liquorice Root, or any other Ingredient whatsoever which shall possess any deleterious or unwholesome Quality, shall have been any way used; and that I will not cause or permit or suffer, or be party or privy to the causing, permitting, or suffering, any raw or unmalted Corn ground or bruised, or any Sugar-Water, Distillers Spent-Wash, Sugar, Molasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiæ, Grains of Paradise, Guinea Pepper, Opium, Gentian, Callamus, or Liquorice Root, to be brought into or kept in the said Brewery or Premises connected therewith; and I do hereby also solemnly swear (*or* affirm)

Form of Affidavit.

'affirm) that no other Perſon or Perſons is or are concerned or engaged 'in the ſaid Brewery with me (except the ſaid *C. D. et cetera*) (*as the Caſe 'may be*). 'So help me GOD.'

Such Bond and Affidavit ſhall be in lieu of thoſe required by former Acts.

Licences to be void if Perſons concerned be not ſpecified in Affidavit.

XVII. And be it further enacted, That the ſaid Bond, Affidavit, or Affirmation reſpectively herein-before required and ſet forth, ſhall be in lieu and inſtead of any Bond, Affidavit, Oath, or Affirmation required by any former Act or Acts in force in *Ireland*, to be entered into or made by any Brewer in *Ireland*; and if any Licence to brew for Sale any Strong Beer, Porter, Ale, or Small Beer, ſhall be granted to any Perſon or Perſons by or on whoſe Behalf ſuch Affidavit, Oath, or Affirmation ſhall not have been made, or if any Perſon or Perſons other than ſuch as ſhall be ſpecified in ſuch Affidavit, Oath, or Affirmation, ſhall be concerned or engaged as a Partner or Partners in the Brewery for which ſuch Licence ſhall be granted, ſuch Licence ſhall be forfeited, and ſhall be and become null and void.

Brewers uſing improper Mixtures, as herein ſpecified, ſhall forfeit 200l.

XVIII. And be it further enacted, That if any Brewer or Brewers of, or Dealer or Dealers in, or Retailer or Retailers of Beer, Ale, or Porter in *Ireland*, ſhall at any Time after the Commencement of this Act receive or take into or have in his, her, or their Cuſtody, Power, or Poſſeſſion, or make or uſe or mix with or put into any Worts, Beer, Ale, or Porter, any Liquor, Extract, Calx, or other Material or Preparation, for the Purpoſe of darkening the Colour of Worts, Beer, Ale, or Porter, other than Brown Malt, ground or unground, as commonly uſed in Brewing; or ſhall receive or take into or have in his, her, or their Cuſtody, Power, or Poſſeſſion, or uſe or mix with or put into any Worts, Beer, Ale, or Porter, any Sugar-Water, Diſtillers Spent-Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus, or Liquorice Root, or any Extract or Preparation of Sugar-Water, Diſtillers Spent-Waſh, Sugar, Molaſſes, Honey, Liquorice, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus, or Liquorice Root; or ſhall receive or take into or have in his, her, or their Cuſtody, Power, or Poſſeſſion, or uſe or mix with or put into any Worts, Beer, Ale, or Porter, any Article or Preparation whatſoever for or as a Subſtitute for Malt or Hops, or any Ingredient whatſoever which ſhall poſſeſs any deleterious or unwholeſome Quality; all ſuch Liquor, Extract, Calx, Sugar-Water, Diſtillers Spent-Waſh, Sugar, Molaſſes, Honey, Vitriol, Quaſſia, Coculus Indiæ, Grains of Paradiſe, Guinea Pepper, Opium, Gentian, Callamus, Liquorice Root, Article, Preparation, and Ingredient as aforeſaid, and alſo the ſaid Worts, Beer, Ale, and Porter reſpectively, together with every Caſk or Veſſel or other Package containing the ſame, ſhall be forfeited, and may be ſeized by any Officer or Officers of Cuſtoms or Exciſe; and ſuch Brewer or Brewers, Dealer or Dealers in, or Retailer or Retailers of Beer, Ale, or Porter, ſo offending as aforeſaid, ſhall for each and every ſuch Offence forfeit the Sum of Two hundred Pounds.

Penalty on Druggiſt, &c. vending to Brewers, &c. ſuch

XIX. And be it further enacted, That if any Druggiſt or Chymiſt, or Vender or Dealer in Drugs, or other Perſon or Perſons whatſoever in *Ireland*, ſhall at any Time after the Commencement of this Act ſell or ſend or deliver, or cauſe or procure, permit or ſuffer to be ſold or ſent or delivered,

delivered, to any Brewer or Brewers of Beer, Ale, or Porter for Sale, or to any Dealer or Dealers in, or Retailer or Retailers of Beer, Ale, or Porter, knowing him, her, or them to be such Brewer or Brewers, Dealer or Dealers, or Retailer or Retailers, or to be reputed so to be; or shall sell or send or deliver, or cause or procure to be sold or sent or delivered to any other Person or Persons, for or on account of, or in Trust for, or for the Use of any such Brewer or Brewers, or Dealer or Dealers, or Retailer or Retailers of Beer, Ale, or Porter, any Liquor called or known by the Name or Description of or sold as Colouring, from whatever Material or Materials the same may have been made, or any other Material or Preparation other than unground Brown Malt, for the Purpose of darkening the Colour of Worts, Beer, Ale, or Porter, or any Sugar-Water, Distillers Spent-Wash, Sugar, Molasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiæ, Grains of Paradise, Guinea Pepper, Opium, Gentian, Callamus or Liquorice Root, or any Extract or Preparation of Sugar-Water, Distillers Spent-Wash, Sugar, Molasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiæ, Grains of Paradise, Guinea Pepper, Opium, Gentian, Callamus or Liquorice Root, or any Article or Preparation to be used in Worts, Beer, Ale, or Porter, for or as a Substitute for Malt or Hops respectively, or any Ingredient whatsoever which shall possess any deleterious or unwholesome Quality; all such Liquor called or known by the Name or Description of or sold as Colouring, and every Material or Preparation for the Purpose aforesaid, and every Liquor and Preparation to be used for or in the darkening the Colour of Worts, Beer, Ale, or Porter, other than unground Brown Malt, and any Sugar-Water, Distillers Spent-Wash, Sugar, Molasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiæ, Grains of Paradise, Guinea Pepper, Opium, Gentian, Callamus, Liquorice Root, and any Extract or Preparation of Sugar-Water, Distillers Spent-Wash, Sugar, Molasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiæ, Grains of Paradise, Guinea Pepper, Opium, Gentian, Callamus, and Liquorice Root, and any Article or Preparation to be used for or as a Substitute for Malt or Hops, shall be forfeited, and the same respectively shall and may be seized by any Officer or Officers of Customs or Excise; and the Druggist or Druggists, Vender or Venders of or Dealer or Dealers in Drugs, or Chymist or Chymists, or other Person or Persons whatever so offending, shall for each and every such Offence forfeit the Sum of Five hundred Pounds.

Mixtures as herein described, 500l. and the Articles forfeited.

XX. And be it further enacted, That if any Officer of Excise or his Assistants shall be hindered, obstructed, or prevented by any Brewer, or by any Servant or Person acting in the Employment of such Brewer, from gauging and taking an Account of any Mash Tun or Kieve, or of any Malt or any Grains of any Malt, or from examining any Beer, Ale, or Porter in the Brewery or Premises of such Brewer, or from performing any Part of the Duty of such Officer, in the Execution of this Act, or of any other Act or Acts in force in *Ireland* respecting Brewers, every such Brewer for every such Offence shall forfeit the Sum of Fifty Pounds.

Obstructing Officers, Penalty, 50l.

XXI. And be it further enacted, That to every Store, Loft, or other Place belonging to any Brewery, which Store, Loft, or Place shall be used for keeping Malt, there shall be kept Stairs or Steps sufficient to enable any Officer of Excise who shall enter such Brewery at all Times to have convenient and easy Access to the several Lofts, Stores, Floors, or other Places

Officer to have Access to the Lofts, &c. and to be furnished with Lights to take an

Account of Maſh Tun, &c.

Places belonging to ſuch Brewery, and to every Maſh Tun or Kieve belonging to ſuch Brewery; and every ſuch Officer ſhall on Demand at ſuch Brewery be furniſhed with Lights ſufficient to enable him to view, gauge, and take an Account of every Maſh Tun or Kieve, and of all Malt and Grains in ſuch Brewery, and to view and examine all Beer, Ale, or Porter in ſuch Brewery, and in every Floor, Loft, Store, or other Place therein; and for every Neglect or Default in either of the ſaid Caſes ſuch Brewer ſhall forfeit the Sum of Twenty Pounds.

Penalty, 20l.

Malt to be levelled, &c. that the Officer may take his Gauge with Convenience.

XXII. And be it further enacted, That if any Brewer ſhall refuſe or neglect to furniſh any Officer of Exciſe, on Demand made by ſuch Officer, with a ſufficient Number of Perſons provided with Shovels or other ſufficient Inſtruments for levelling all Malt to be gauged by ſuch Officer, or ſhall neglect or refuſe to cauſe ſuch Perſons to level the ſame, or to leave ſufficient Head-room or Space between the Ceiling or Roof of any Store or Room and the Surface of the Malt therein, ſo as to enable ſuch Officer to take a correct Gauge thereof with Convenience, every ſuch Brewer ſhall for every ſuch Offence forfeit the Sum of Twenty Pounds.

Penalty, 20l.

Powers of former Acts to extend to this Act.

XXIII. And be it further enacted, That all Powers, Clauſes, Proviſions, Rules, and Regulations contained in any Act or Acts relating to Brewers, in force in *Ireland* at or immediately before the Commencement of this Act, and not expreſsly altered or repealed by this Act, ſhall be applied and put in Practice in the Execution of this Act as fully and effectually to all Intents and Purpoſes as if the ſaid Clauſes, Proviſions, Rules, and Regulations were repeated and re-enacted in this Act; and the ſaid Acts and this Act ſhall be conſtrued together as one Act, ſo far as the ſame are conſiſtent and compatible with each other.

Where Corn making into Malt ſhall not have been put on the Kiln within 18 Days, it ſhall be charged with the Duty.

Penalty, 20l.

XXIV. And be it further enacted, That in every Caſe where it ſhall appear by the Stock Account kept by any Officer of Exciſe in Charge of the Malthouſe of any Maltſter or Maker of Malt in *Ireland*, that any Corn or Grain making into Malt ſhall not have been put on the Kiln within Eighteen Days from the Day mentioned in the Notice for the Wetting thereof, and entered in ſuch Stock Account as the Day of the Wetting thereof, ſuch Corn or Grain ſhall be conſidered as Malt; and the Maltſter or Maker of Malt in whoſe Malthouſe ſuch Corn or Grain ſhall be found, ſhall be charged with Duty for the ſame after the Rate of One Buſhel of Malt for every Buſhel of ſuch Corn or Grain, and ſuch Maltſter or Maker of Malt ſhall forfeit the Sum of Twenty Pounds.

Recovery and Application of Penalties.

Iriſh Act, 14 & 15 C. 2.

46 G. 3. c. 106.

XXV. And be it further enacted, That all Fines, Penalties, and Forfeitures under this Act ſhall be paid and payable in *Britiſh* Currency, and ſhall be ſued for, recovered and applied in the ſame Manner, and under ſuch Powers and Authorities, and by ſuch Ways and Methods, and according to ſuch Rules and Directions, as are appointed, directed, and expreſſed for the Recovery of any Penalties or Forfeitures in and by an Act made in *Ireland* in the Fourteenth and Fifteenth Years of His late Majeſty King *Charles* the Second, intituled *An Act for the ſettling the Exciſe or new Impoſt upon His Majeſty, His Heirs and Succeſſors, according to the Book of Rates therein inſerted;* or in and by an Act made in the Forty-ſixth Year of His preſent Majeſty's Reign, intituled *An Act to provide for the better Execution of the ſeveral Acts relating to the Revenues, Matters, and Things under*

the Management of the Commiſſioners of Cuſtoms and Port Duties, and of the Commiſſioners of Inland Exciſe and Taxes in Ireland; or in and by any other Act or Acts in force in *Ireland*, relating to the Revenues of Cuſtoms and Exciſe, or either of them, as fully and effectually to all Intents and Purpoſes as if the ſame were herein expreſſed and enacted, with the like Remedy of Appeal to and for the Party or Parties aggrieved as in and by the ſaid recited Act made in the Fourteenth and Fifteenth Years of His late Majeſty King *Charles* the Second, or any other Act or Acts as aforeſaid, is provided.

XXVI. And be it further enacted, That this Act ſhall commence and take Effect from and after the Fifth Day of *July* One thouſand eight hundred and eighteen. Commencement of Act.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's moſt Excellent Majeſty. 1818.