

Ordonnance relative à la Vente de Charbon dit " House Coal."

La Cour, vu l'approbation des États, ouïes les conclusions des Officiers du Roi, a renouvelé comme Ordonnance permanente les dispositions de l'Ordonnance provisoire relative à la Vente de Charbon dit

“ House Coal,” passée le 27 avril 1918, (et codifiée avec l’Ordonnance supplémentaire, passée le 21 janvier 1929), de laquelle Ordonnance la teneur suit :—

Considérant qu’il y a lieu dans l’intérêt du public et afin de prévenir la fraude de régler la vente du charbon dit “House Coal” :

La Cour, ouïes les conclusions des Officiers du Roi, a adopté les règlements suivants :—

REGULATIONS.

I.—GENERAL.

1.—In these regulations :—

- (a) the expression “coal” means House Coal ;
- (b) the expression “vehicle” means any carriage, cart, waggon, truck, barrow, or other vehicle employed for the conveyance of coal ;
- (c) the expression “lawful authority” means the Inspector of Weights and Measures or his Deputy, or any Constable, Assistant-Constable, or member of the States paid Police Force.

2.—All coal shall be sold by weight only except where by the written consent of the purchaser it is sold by boat load.

II.—SALE OF COAL IN QUANTITIES EXCEEDING TWO HUNDREDWEIGHT.

3.—Where any quantity of coal exceeding two hundredweight is delivered by means of any vehicle to a purchaser, the seller of the coal shall therewith deliver or cause to be delivered or to be sent by post or otherwise to the purchaser or to his servant, before any part of the coal is unloaded, a ticket or note according to the form in the Schedule hereto or according to a form to the like effect. If default is made in complying with the requirements of this article, or if the quantity of coal delivered is less than

the quantity expressed in the ticket or note, the seller of the coal shall be liable to a fine not exceeding Five Pounds.

4.—Where coal is delivered “ex-ship” to a purchaser or his agent, a ticket or note issued by one of the States’ weighbridges may be substituted for the ticket or note mentioned in Article 3 hereof.

5.—Any seller or purchaser of coal, person in charge of a vehicle in which coal is carried, or lawful authority, may require that any coal or any vehicle used for the carriage of coal in bulk, be weighed or re-weighed at any of the States’ weighbridges, or at any weighbridge belonging to the seller or purchaser, or at its destination, provided as follows :—

- (a) No seller of coal or person in charge of a vehicle in which coal is carried shall be required under this article to carry coal to any weighbridge which is more than half a mile distant ;
- (b) Where any such coal or vehicle has at the instance of the purchaser been weighed or re-weighed as aforesaid, and found to be of the weight stated in that behalf by the seller of the coal or person in charge of the vehicle, the purchaser shall be liable to the payment of all reasonable costs actually incurred of and incidental to the weighing or re-weighing.

III.—SALE OF COAL IN QUANTITIES NOT EXCEEDING TWO HUNDREDWEIGHT.

6.—Every person who shall sell, expose for sale, hawk, or deliver after sale coal in quantities not exceeding two hundredweight shall be bound to register his name and the situation of his place of business, as well as any change therein, at the office of the Inspector of Weights and Measures.

7.—Every person who shall carry or cause to be carried in any vehicle coal intended to be sold or delivered in quantities of two hundredweight or less shall be bound to put the said coal in bags or other receptacles containing either two hundredweight, 140 pounds, one hundredweight, half a hundredweight, 28 pounds, or 14 pounds, and shall be bound to attach to the outside of each bag or other receptacle a metal ticket of not less than two inches square or two inches in diameter stating clearly the quantity of coal contained therein.

8.—Any person who shall carry or cause to be carried in any vehicle coal intended to be sold or delivered in quantities of two hundredweight or less, shall carry in the said vehicle a weighing apparatus or steelyard which shall be approved by the States Supervisor and stamped by the Inspector of Weights and Measures. Every such weighing apparatus or steelyard shall be produced by the owner to the Inspector of Weights and Measures every three months for the purpose of having it inspected and tested.

9.—Every person who shall carry or cause to be carried in any vehicle coal intended to be sold or delivered in quantities of two hundredweight or less shall be bound, whenever required so to do by any lawful authority or by any purchaser, to weigh the bags or other receptacles containing such coal, and shall also be bound, whenever so required as aforesaid, to weigh such bags or receptacles when empty.

10.—Every person who shall sell or offer for sale, in any shop, store, or other place, coal in quantities of two hundredweight or less, shall be bound to sell the same in quantities of either two hundredweight, 140, 112, 56, 28, or 14 pounds weight, and shall be bound to weigh the same before delivery by means of scales and weights stamped and verified by the Inspector of

Weights and Measures, and shall, if and when so required, re-weigh the same in the presence of the purchaser or of a lawful authority.

IV.—PENAL CLAUSES.

11.—Shall be liable to a fine, at the discretion of the Court, which shall not exceed Five Pounds sterling :—

- (a) Every person in charge of a vehicle in which coal is being carried who shall wilfully make any false statement as to the tare weight of the vehicle, or who shall wilfully do any act by which either the seller or purchaser of the coal is defrauded.
- (b) Every person who shall fail to comply with the requirements of Articles 2, 6, 8, and 10 hereof.
- (c) Every person who shall fail to comply with the requirements of Articles 5 or 9 hereof, or who shall obstruct any weighing or re-weighing authorised by those articles or by Article II hereof.
- (d) Every person who shall fail to comply with the requirements of Article 7 hereof or who shall sell, offer for sale, or deliver a smaller quantity of coal than that stated on the metal ticket required by the said article.

12.—All fines shall be applicable one half to His Majesty and one half to the informer.

SCHEDULE.

Weight Ticket or Consignment Note on delivery of
Coal over Two Hundredweight.

Mr. A. B. (*here insert the name of the
buyer*).

Take notice that you are to receive
herewith of Coal
(When sold in sacks, add)
in.....sacks, each containing.....cwt.

Tons cwt. lbs.

(When sold in bulk, add)
Weight of Coal and vehicle
Tare weight of vehicle
Net weight of Coal herewith delivered
to purchaser

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C. D. (Here insert the name of the seller).

E. F. (Here insert the name of the person in
charge of the vehicle).

Where Coal is delivered by means of a vehicle
the seller must deliver or send by post or otherwise to
the purchaser or his servant, before any part of the
Coal is unloaded, a ticket or note in this form.

Any seller of Coal who delivers a less quantity than
is stated in this ticket or note is liable to a fine.

Any person attending on a vehicle used for the
delivery of Coal who, having received a ticket or note
for delivery to the purchaser, refuses or neglects to
deliver it to the purchaser or his servant, is liable to
a fine.
