

2. Commonwealth Jurisdiction.—Under Section 51 (i) of the Commonwealth Constitution Act 1900, the Commonwealth Parliament has power to make laws with respect to trade and commerce with other countries and among the States. By virtue of that power, the Federal Parliament passed the Commerce (Trade Descriptions) Act 1905, to which reference has already been made in Chapter VI.

3. State Jurisdiction.—The inspection and sale of food and drugs are also dealt with in each State, either under the Health Acts or under Pure Food Acts. This work is carried out in each State by the Executive Officer of the Health Department. There is, in addition, a number of Acts dealing with special matters, such as the adulteration of wine and the oversight of bread and meat supply. The supply and sale of milk are also subject to special regulations or to the provisions of special Acts.

The existing law of the Federal Capital Territory is the Pure Food Act in force in the State of New South Wales prior to the 1st January, 1911. Special provision is now being made for the introduction of Food and Drug Regulations under the powers conferred by the Public Health Ordinance 1928.

The general objects of these Acts are to secure the wholesomeness, cleanliness, and freedom from contamination or adulteration of any food, drug or article; and the cleanliness of receptacles, places, and vehicles used for their manufacture, storage or carriage. The sale of any article of food or any drug which is adulterated or falsely described is prohibited, as also is the mixing or selling of food or drugs so as to be injurious to health.

Power is given to any authorized officer to enter any place for the purpose of inspecting any article to be used as a food or drug, and to inspect articles being conveyed by road, rail, or water. The officer may take samples for analysis or examination, and may seize for destruction articles which are injurious to health or unwholesome. Special provision is generally made in the Acts with regard to the sale of preservatives and disinfectants.

In every State except Queensland, Advisory Committees have been appointed for the purpose of prescribing food standards, and for making recommendations generally with a view to carrying out the provisions of the Acts. The duty of enforcing these regulations is entrusted to the local authorities.

4. Food and Drug Standardization.—Conferences with the object of securing uniformity in these matters were held in Sydney in 1910, in Melbourne in 1913, in Sydney in 1922 and in Melbourne in 1927. In conformity with the determinations arrived at, each State issued regulations which have had the effect of ensuring uniformity as far as practicable throughout Australia.

5. Sale and Custody of Poisons.—In New South Wales, Victoria, Western Australia and Tasmania, the enactments for regulating the sale and use of poisons are administered by the Pharmacy Boards in the respective States. In South Australia, the sale of poison is provided for by regulations under "The Food and Drugs Act 1908," administered by the Central Board of Health. In Queensland, the sale of poisons is under the control of the Health Department. The law of the Federal Capital Territory relating to the sale of poisons is the Poisons Act of New South Wales, which was in force in that State prior to 1st January, 1911.

In New South Wales, Victoria, and Tasmania the Government formerly subsidized the Pharmacy Board, in order to enable it to carry out the provisions of the Poisons Act. The subsidy to the Victorian Board was withdrawn in March, 1921, provision having been made for the payment of a 10s. licence fee under the Poisons Act 1920.

No persons, other than legally qualified medical practitioners and registered pharmaceutical chemists, are permitted to sell poisons, without special licences from the bodies administering the legislation in the respective States. These licences are issued to persons in business distant from four to five miles from a registered chemist, on production of certificates from medical practitioners, police, or special magistrates or justices as to the applicant's character and fitness to deal in poisons. Annual licence fees, ranging from 5s. to 40s., are charged. New poisons regulations were approved in Queensland on the 26th November, 1924, amongst which are stringent restrictions on the sale of potassium cyanide. A revised list of standard poisons was gazetted in Western Australia in December, 1922.

In Victoria the Poisons Act 1927, operative from 1st February, 1928, provides for the control of the sale of potassium cyanide and methylated spirits. The former may legally be bought or sold by licensed persons only. It is made an offence to drink methylated spirits, which may be sold only by persons licensed under the Poisons Acts 1915 or 1920. Regulations under this Act place further restrictions on the sale of methylated spirits (to be sold only by licensed persons) and on cyanide of potassium. Persons requiring the latter poison must obtain an order from the police. On and after 1st July, 1929, it is made compulsory to print an antidote on the label of certain poisons.

Special conditions attaching to the sale of poisons were alluded to on p. 1055 of Official Year Book No. 12.

Partial exemptions from the regulations are made in some States in the case of sales of poisons for agricultural, horticultural and photographic purposes, in so far that any person may sell such poisons subject to the restrictions as to the class of container and the manner in which they may be sold. The sale of what are generally known as industrial poisons—such as sulphuric acid, nitric acid, hydrochloric acid, soluble salts of oxalic acid, formalin, etc.—is governed by regulations, as also is the sale of poisons for the destruction of rats, vermin, etc. Under the existing laws these poisons may, in most of the States, be sold by any one. The Victorian Parliament, in December, 1920, passed an amending Poisons Act, in which the word "wholesale" has for the first time been defined as meaning "sale or supply for the purposes of re-sale," providing for an annual fee of 10s. and the issuing of licences to dealers in exempted poisons. A new principle is introduced into the Victorian Poisons Act of 1920. Certain drugs are declared to be "potent drugs" and may be sold by pharmaceutical chemists only. These drugs include acetanilid, adrenalin, oil of tansy, pituitary extract, thyroid gland preparations, and any serum or vaccine for human use. Under the Victorian Dangerous Drugs Regulations 1922, which came into effect on the 1st January, 1923, further restrictions were imposed on the manufacture and sale of abortifacients and of habit-forming drugs such as ergot, morphine, opium, heroin, cocaine, veronal, etc. Regulations regarding dangerous drugs (cocaine, morphia, etc.) are included in the amended Queensland regulations of 26th November, 1924, referred to above. An amending Poisons Act which came into force in Victoria on 1st January, 1926, prohibits the hawking or peddling of poisons, or the distribution of poisons as samples in any street or public place. Magistrates may order the confiscation of opium smoking pipes and paraphernalia in addition to the opium itself. It is made an offence under heavy penalties for any person to obtain narcotic drugs by false representations or to have any morphine, cocaine, medicinal opium, etc. in his possession without lawful authority. A comprehensive act dealing with the sale and distribution of dangerous habit-forming drugs was passed by the New South Wales Parliament early in 1927.

§ 3. Supervision of Dairies, Milk Supply, etc.

1. **General.**—In Official Year Book No. 12 and preceding issues, allusion is made in general terms to the legislation in force in the various States to ensure the purity of the milk supply and of dairy produce generally, but limits of space preclude the repetition of this information in the present issue.

2. **Number of Dairy Premises Registered.**—The following table shows, so far as the particulars are available, the number of dairy premises registered and the number of cattle thereon. Compulsory registration is not in force throughout the whole area of the various States.