

Honey Industry.

1. Label or brand to be affixed to package containing article of semblance of honey.
2. Amended by section 4.
3. Penalty for violation on criminal action.
4. Penalty for violation on civil action.

An act to protect the honey industry.

Approved March 14, 1879. P. L. 1879, p. 244.

Preamble.

WHEREAS, The production of honey is an honest and honorable industry of respectable and fast-growing importance in this state, the entire proceeds of which is clear gain to the state; and whereas, adulterations with inferior sweets, not gathered by bees, are manufactured and sold under the name of honey, to the great injury of the industry and to the deception of the consumer, if not to the injury of his health; therefore,

1. That every person or persons who shall manufacture, sell or cause to be sold any article or substance having the semblance of honey, and yet not the real product of the hive, whether in shape of liquid or comb honey, shall to each package or vessel of such manufactured article or substance, affix on the outside the package, in a conspicuous place, a distinct printed or written label or brand stating that it is a mixture, and naming the constituent elements used, whether glucose, grape sugar or other adulterant; and every sale of such article or substance not so branded, marked or labeled is declared to be unlawful, and no action shall be maintained in any of the courts of this state to recover upon any contract for the sale of any such article or substance not so branded, marked or labeled.

Label or brand to be affixed to package containing any article of the semblance of honey and not the product of the hive.

2. [Amended by Sec. 4, *post.*]

3. That every person who shall knowingly sell, or offer or expose for sale, or who shall cause or procure to be sold, or offered or exposed for sale, any article or substance required by the first section of this act to be branded, marked or labeled, not so branded, marked or labeled, shall be guilty of a misdemeanor, and on trial for such misdemeanor, proof of the sale, or offer or exposure alleged, shall be presumptive evidence of knowledge of the character of the article so sold or offered, and that the same was not branded, marked or labeled as required by this act.

Penalty for violation on criminal action.

Supplement.

Approved March 22, 1881. P. L. 1881, p. 162.

4. SEC. 1. That section two of the act entitled "An act to protect the honey industry," approved March fourteenth, one thousand eight hundred and seventy-nine, shall be amended so as to read:

[That every person who shall knowingly sell, or offer to sell, or have in his or her possession, with intent to sell, contrary to the provisions of this act, any of the said article or substance required by the first section of this act to be branded, marked or labeled as therein stated, not so branded, marked or labeled, shall for each such offense forfeit and pay a penalty of thirty dollars upon the first suit, and fifty dollars upon the second and each subsequent suit, for such offense, to be recovered with costs in any of the courts of this state, in an action of debt, to be prosecuted in the name of the state of New Jersey, one-half of such penalty to be paid to the informer and the residue shall be paid to the collector of the county in which such suit shall be brought, for the support of the poor of the county.]

Penalty for violation on civil action.