

CHAPTER 47E**WEIGHMASTERS; WEIGHTS AND MEASURES****Authority**

N.J.S.A. 51:1-61 and 52:14B-5.1.

Source and Effective Date

R.2007 d.90, effective February 26, 2007.
See: 38 N.J.R. 4988(a), 39 N.J.R. 1315(a).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 47E, Weighmasters; Weights and Measures, expires on February 26, 2014. See: 43 N.J.R. 1203(a).

Chapter Historical Note

Weighmasters; Weights and Measures, was filed and became effective as Chapter 65 prior to September 1, 1969.

Chapter 65, Weighmasters; Weights and Measures, was recodified as Chapter 47E, effective June 15, 1975.

Subchapter 2, General Provisions, was adopted as R.1976 d.421, effective December 17, 1976. See: 8 N.J.R. 531(b), 9 N.J.R. 26(d).

In accordance with N.J.S.A. 52:14B-5.1c, Chapter 47E, Weighmasters; Weights and Measures, was scheduled to expire on December 28, 2006. See: 38 N.J.R. 4988(a).

In accordance with N.J.S.A. 52:14B-5.1d, the expiration date of Chapter 47E, Weighmasters; Weights and Measures, was extended by gubernatorial directive from December 28, 2006 to June 26, 2007. See: 39 N.J.R. 497(a).

Chapter 47E, Weighmasters; Weights and Measures, was readopted as R.2007 d.90, effective February 26, 2007. See: Source and Effective Date. See, also, section annotations.

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SUBCHAPTER 1. GROSS, TARE AND NET WEIGHTS**13:47E-1.1 Vehicle defined**

As used in this subchapter, "vehicle" means any car, wagon, cart, truck, tractor or trailer or any other conveying device, or a combination or combinations thereof.

13:47E-1.2 Vehicle weighing procedure; scales

Weighings made of any vehicle, vehicles or combination of vehicles to ascertain the gross, tare or net weights for commercial purposes or for certification by public weighmasters

shall not be determined by any method based upon a procedure known as split weighing, fore-and-aft drafts, axle-load or wheel-load weights, but the gross, tare or net weights of any vehicle, vehicles or combination of vehicles as a single unit shall be determined upon scales with platforms of sufficient size to accommodate the vehicle, vehicle or combination of vehicles fully, completely and as one entire unit; provided, however, that the gross, tare and net weights of a combination or combinations of vehicles may be determined upon a scale which will not accommodate the said combination or combinations of vehicles as one entire unit, when the same may be so separated that the weight of each part can and shall be determined separately as an independent unit and weight slips issued for each such separate weighing; and provided further, that at no time shall a load be placed upon the scale platform that will exceed the legal capacity of the scale.

13:47E-1.3 Determination of vehicle weights

(a) It shall be the duty of all weighmasters appointed pursuant to N.J.S.A. 51:1-74 to ascertain the gross, tare and net weights of all commodities weighed by them and for which a certificate of weight is issued in accordance with the terms of N.J.S.A. 51:1-73 to 82, inclusive.

(b) The tare and gross weights as certified on the weight certificate issued by a weighmaster shall be taken on the same scales, and in no case, except in the case of deliveries of construction materials pursuant to N.J.S.A. 51:1-77.1 and solid fuel by equipped dealers directly from mines to industrial and utility enterprises and government institutions, shall a weighmaster certify to the net weight of any commodity on any weight certificate if between the time of the taking of the tare weight, or weight of vehicle without load, and the time of the taking of the gross weight, or weight of vehicle with load, the said vehicle shall have left the place or premises where such scales are located.

Amended by R.2007 d.90, effective April 2, 2007.
See: 38 N.J.R. 4988(a), 39 N.J.R. 1315(a).

In (b), inserted "construction materials pursuant to N.J.S.A. 51:1-77.1 and".

SUBCHAPTER 2. GENERAL PROVISIONS**13:47E-2.1 Retention of public or certified weighing records**

All public weighmasters required to keep and preserve accurate records of all public or certified weighings, pursuant to N.J.S.A. 51:1-79, shall not be required to keep or maintain these records for more than six years from the date of their issuance.

R.1976 d.421, eff. December 17, 1976.
See: 8 N.J.R. 531(b), 9 N.J.R. 26(d).