



**THE BUTTER AND CHEESE MARKETING (SHIPS' STORES)
REGULATIONS 1945**

C. L. N. NEWALL, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington, this 21st day of
November, 1945

Present :

THE RIGHT HON. P. FRASER PRESIDING IN COUNCIL

PURSUANT to the Marketing Act, 1936, and the Agriculture (Emergency Powers) Act, 1934, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Butter and Cheese Marketing (Ships' Stores) Regulations 1945.

(2) These regulations shall come into force on the day following the date of notification in the *Gazette* of the making thereof.

(3) In these regulations, unless the context otherwise requires,—
“Department” means the Internal Marketing Division of the Marketing Department :

“Butter” means creamery butter, whey butter, or dairy butter manufactured by a manufacturer :

“Cheese” means Cheddar cheese manufactured by a manufacturer, and includes any such cheese when processed :

“Manufacturer” means the occupier of a manufacturing dairy registered as a cheese-factory, creamery, private dairy, or whey - butter factory pursuant to the Dairy - produce Regulations 1938.*

2. (1) No person shall purchase any butter or cheese required as ships' stores for vessels sailing beyond New Zealand except from the Department or from some person authorized in writing by the Department to make the sale, and no person shall sell any such butter or cheese unless authorized in writing by the Department to do so.

(2) Any authority given by the Department under this regulation for the sale of any such butter or cheese shall specify the actual price at which the butter or cheese shall be sold, and shall be given subject to such terms and conditions (if any) as the Department thinks fit.

* Statutory Regulations 1938, Serial number 1938/91, page 396.

(3) Any authority given to any person under this regulation may apply with respect to a specified lot or consignment of such butter or cheese or may relate generally to all such butter or cheese sold by that person while the authority remains in force.

3. Where pursuant to any authority given to him under these regulations any person sells any butter or cheese at a price exceeding the wholesale price at which the butter or cheese might at that time be sold for consumption in New Zealand, he shall pay to the Department, in such manner as may be prescribed, the amount of that excess, less such remuneration (if any) for his services in effecting the sale as may be allowed by the Department.

4. These regulations shall be deemed to be in addition to and not in derogation of the provisions of the Butter Marketing Regulations 1937.*

5. (1) Every person commits an offence against these regulations who without lawful excuse acts in contravention of or fails to comply in any respect with any provision of these regulations or any direction, restriction, requirement, or condition given or imposed under these regulations.

(2) Every person who aids, abets, counsels, or procures or is in any way knowingly concerned with the commission of an offence against these regulations shall be deemed to have committed an offence against these regulations.

(3) Any offence against these regulations committed by a servant or agent in the course of his employment shall be deemed to have been also committed by his employer or principal.

W. O. HARVEY,
Acting Clerk of the Executive Council

* Statutory Regulations 1937, Serial number 1937/252, page 905.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette*: 22nd day of November, 1945.

These regulations are administered in the Internal Marketing Division of the Marketing Department.