



THE ORGANIC FERTILIZER CONTROL ORDER 1945

IN pursuance and exercise of the powers conferred on him by the Primary Industries Emergency Regulations 1939,* the Minister of Agriculture doth hereby make the following Order.

ORDER

1. This Order may be cited as the Organic Fertilizer Control Order 1945, and shall come into force on the 15th day of January, 1945.

2. In this Order—

“ The said regulations ” means the Primary Industries Emergency Regulations 1939* :

“ Controller ” means the Primary Industries Controller appointed under the said regulations :

“ Organic fertilizer ” means any organic by-product of any abattoir or of any meat-freezing or boiling-down works which is used or is intended to be used as a fertilizer, and includes the organic content of preparations consisting of blood and bone, dried blood, or bone-dust (whether in combination with other substances or not) :

“ Sale ” includes barter and every other disposition for valuable consideration, and “ purchase ” means acquisition pursuant to a “ sale ” as herein defined.

RIGHT TO ACQUIRE ORGANIC FERTILIZERS

3. Subject to the provisions of this Order, the occupier of any land that during the year ending on the 31st day of December, 1944, was used for commercial purposes for the production of fruit, vegetables, tobacco, or hops, or as a vineyard or nursery, and that is used or intended to be used for the same purposes during the year commencing on the 1st day of January, 1945, shall, if sufficient supplies are available, be entitled to acquire for use on that land during the year 1945 the same quantity of organic fertilizer as was used on that land during the year 1944.

ACQUISITION OF ORGANIC FERTILIZERS BY OCCUPIERS OF COMMERCIAL GARDENS AND REGISTERED ORCHARDS

4. The occupier of a commercial garden or of a registered orchard who has duly completed a form of application supplied for the purpose by the Department of Agriculture, containing particulars as to the quantities of organic fertilizer used by him during the year 1944 and of the quantities required for use during the year 1945, shall be entitled

* Statutory Regulations 1939, Serial number 1939/164, page 728.

to acquire from the vendor nominated by him in his application such quantities of organic fertilizer as that vendor may be authorized by the Controller or by a person acting with the authority of the Controller to sell to the applicant.

ACQUISITION OF ORGANIC FERTILIZERS BY OTHER PERSONS
REFERRED TO IN CLAUSE 3 HEREOF

5. The occupier of any land referred to in clause 3 hereof (not being a person to whom the last preceding clause relates) shall, on application to the Controller, made by or on behalf of the occupier, be authorized to acquire, for use during the year 1945, a supply of organic fertilizer based on the quantities used by him in the year 1944.

ACQUISITION OF ORGANIC FERTILIZERS BY OTHER USERS

6. Except as provided in the foregoing provisions of this Order, no person shall, during the year commencing on the 1st day of January, 1945, purchase or otherwise acquire any organic fertilizer otherwise than pursuant to a permit issued by the Controller or by a person acting with the authority of the Controller.

Provided that nothing in this clause shall apply with respect to any organic fertilizer acquired for the purposes of his business by a retailer licensed under clause 15 of the Fertilizer Control Order 1944* or licensed under the corresponding provisions of any similar Order that may hereafter be issued, or shall apply with respect to any organic fertilizer sold by a licensed retailer in accordance with the terms of his license.

GENERAL PROVISIONS AS TO SALE, PURCHASE, AND USE OF
ORGANIC FERTILIZERS

7. (1) No person shall sell any organic fertilizer for use by the purchaser otherwise than in accordance with the provisions of this Order.

(2) No person shall purchase or otherwise acquire any organic fertilizer, for use by him, otherwise than in accordance with the provisions of this Order.

(3) No person shall use any organic fertilizer acquired by him pursuant to this Order otherwise than on the land and for the purpose for which the fertilizer was supplied to him.

RECORDS TO BE KEPT BY VENDORS OF SALES OF ORGANIC
FERTILIZERS

8. Every vendor, other than a retailer licensed under clause 15 of the Fertilizer Control Order 1944,* who supplies any organic fertilizer to any purchaser shall keep a record showing, in respect of each transaction, the name and address of the purchaser, the date of sale, and the quantity and kind of fertilizer sold. Every such record shall be open to inspection by the Controller or by any person authorized in that behalf by the Controller.

Dated at Wellington, this 9th day of January, 1945.

B. ROBERTS,
Minister of Agriculture.

* Statutory Regulations 1944, Serial number 1944/182, page 296.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette*: 11th day of January, 1945.

These regulations are administered in the Department of Agriculture.

(Notice No. Ag. 4159.)