

1970/226



THE PRICE FREEZE REGULATIONS 1970

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 16th day of November 1970

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Economic Stabilisation Act 1948, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title—These regulations may be cited as the Price Freeze Regulations 1970.

2. Commencement and expiry—(1) These regulations shall come into force on the 17th day of November 1970.

(2) These regulations shall continue in force until the close of the 17th day of January 1971, and shall then expire.

3. Control of prices—(1) Notwithstanding anything to the contrary in any price order made under section 15 of the Control of Prices Act 1947 or in any approval given under section 16 of that Act, the maximum prices or charges which may be charged or made by any importer, manufacturer, wholesaler, retailer, or other trader or seller, for any goods or services other than those specified in the Schedule hereto shall be the selling prices or charges which the importer, manufacturer, wholesaler, retailer, trader, or seller was normally charging or making as at the 12th day of November 1970.

(2) Where any goods to which paragraph (b) of the Schedule hereto applies, other than secondhand goods, or where any goods to which paragraph (c) of the Schedule applies, are sold by a retailer, the maximum price which may be charged therefor shall not incorporate a

greater margin of profit on the into-store cost than that which the retailer was normally incorporating on similar goods as at the 12th day of November 1970.

(3) Where any person establishes to the satisfaction of the Minister that compliance with the provisions of these regulations would result in a serious deterioration in the financial stability and viability of his business, the Minister, in his discretion, may exempt that person from compliance, in whole or in part, with the provisions of these regulations for such period and subject to such conditions as the Minister thinks fit.

SCHEDULE

Reg. 3

EXEMPTED GOODS AND SERVICES

- (a) Secondhand goods.
- (b) Goods which have been sold by auction either to the owner for the time being of the goods or to any person through whom he derives title to the goods and goods sold by private treaty in circumstances where the prices charged are normally influenced to a substantial extent by the prices realised for similar goods sold by auction.
- (c) Fresh or frozen fish and meat.
- (d) Livestock.
- (e) Goods sold or services performed on the basis of prices submitted by tender.
- (f) Services for the performance of which charges have been agreed upon between the parties.
- (g) Women's fashion clothing other than standard lines.
- (h) Goods and services in respect of which any application in relation to prices or charges has been made under the Control of Prices Act 1947, or under any of the enactments specified in or under section 51 of that Act, but not finally dealt with, before the commencement of these regulations.
- (i) Goods in respect of which any notification in relation to prices or charges has been received, but not finally dealt with, before the 17th day of November 1970 under the voluntary early warning system administered by the Department of Industries and Commerce.
- (j) Goods and services in respect of which an approval or decision in relation to prices or charges (not being prices or charges fixed under an automatic pricing arrangement approved by the Price Tribunal) has been made or given under the Control of Prices Act 1947, or under any of the enactments specified in or under section 51 of that Act, before the 17th day of November 1970, with provision that the approval or decision should come into force on or after that date and before the expiry of these regulations.

- (k) Goods and services for which the Minister has, by notice published in the *Gazette*, granted an exemption from these regulations for the purpose of preserving essential supplies or services.

P. J. BROOKS,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations provide that, for the period expiring with the 17th day of January 1971,—

- (a) The maximum prices and charges which may be charged or made by any importer, manufacturer, wholesaler, retailer, or other trader or seller for any goods or services other than those specified in the Schedule shall be the selling prices or charges which the importer, manufacturer, wholesaler, retailer, trader, or seller was normally charging or making as at the 12th day of November 1970.
- (b) Where any goods to which paragraph (b) of the Schedule applies, other than secondhand goods, or where any goods to which paragraph (c) of the Schedule applies, are sold by a retailer, the maximum price which may be charged therefor shall not incorporate a greater margin of profit on the into-store cost than that which the retailer was normally incorporating on similar goods as at the 12th day of November 1970.

The Minister may exempt any person from compliance, in whole or in part, with the provisions of the regulations, if he is satisfied that compliance by that person would result in a serious deterioration in the financial stability and viability of his business.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 16 November 1970.

These regulations are administered in the Department of Industries and Commerce.