



## THE PRICE FREEZE REGULATIONS (NO. 6) 1973

DENIS BLUNDELL, Governor-General

### ORDER IN COUNCIL

At the Government House at Wellington this 14th day of November 1973

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 and commencement**—(1) These regulations may be cited as the Price Freeze Regulations (No. 6) 1973.

(2) These regulations shall come into force on the 15th day of November 1973.

**2. Control of charges for services**—Notwithstanding anything in regulation 12 or regulation 16 of the Stabilisation of Prices Regulations 1973\*, the maximum amount that may be charged by any supplier of services of any of the kinds specified in the Schedule to these regulations (hereinafter referred to as scheduled services), whether or not they are accompanied by the supply of goods, shall be the sum of the following items:

(a) The into-store cost to the supplier of the materials used in providing the services increased by not more than the maximum mark-up that he could lawfully take for the time being pursuant to the Stabilisation of Prices Regulations 1973\*:

Provided that the charge for those materials shall not exceed the maximum lawful retail price for the time being of those materials:

(b) Labour and overhead costs and any other items normally incorporated in price incurred by the supplier in supplying the services at the charge-out or recovery rates that the supplier could lawfully charge on the 14th day of November 1973,—

or such other mark-up or, as the case may be, charge-out or recovery rate as may be approved by the Price Tribunal.

**3. New services and new suppliers of services**—Where a supplier who was in business of the same kind on the 14th day of November 1973 commences to supply scheduled services of a kind not supplied by him before that date or a supplier who was not in business of that kind on that date commences to supply any scheduled services, his maximum charges shall not exceed charges calculated in accordance with—

- (a) Any formula approved by the Price Tribunal for application on an industry basis; or
- (b) A formula approved in accordance with regulation 14 or, as the case may require, regulation 15 or regulation 19 of the Stabilisation of Prices Regulations 1973\*, and the said regulation 14 or, as the case may require, regulation 15 or regulation 19 shall apply with any necessary modifications.

**4. Return of basis of calculation of charges**—Every supplier of scheduled services shall not later than the 17th day of December 1973 forward to the Secretary of Trade and Industry a return in writing giving full details of his formula or other basis of calculating his charges for such services (including mark-up on materials), the date on which that formula or basis was adopted, and his previous formula or basis.

**5. Tenders for services**—(1) In the submission of tenders for the supply of any scheduled services, a supplier shall not quote a price exceeding that calculated in accordance with regulation 2 hereof or, as the case may be, regulation 3 hereof, taking into account the number of hours of work expected to be required to complete the work.

(2) Every supplier of scheduled services shall retain the details of the calculation of prices for the supply of such services submitted by tender, and shall, within 5 days after being requested so to do, supply copies of those details to the Secretary of Trade and Industry.

**6. Prohibited transactions**—No person shall—

- (a) Enter into any transaction, or make any contract or arrangement, purporting to do, whether presently or at some future time or upon the happening of any event or contingency, anything that contravenes or will contravene the provisions of these regulations; or
- (b) Enter into any transaction or make any contract or arrangement, whether orally or in writing, or do any thing, for the purpose of or having the effect of, in any way, whether directly or indirectly, defeating, evading, avoiding, or preventing the operation of these regulations in any respect.

**7. Offences and penalties**—Without limiting the provisions of section 18 of the Economic Stabilisation Act 1948 every person commits an offence who without lawful justification or excuse acts in contravention of or fails to comply with any provision of these regulations, and is liable accordingly on summary conviction to the penalties specified in subsection (3) of the said section 18, namely:

- (a) In the case of an individual, to imprisonment for a term not exceeding 3 months, or to a fine not exceeding \$400 and (if the offence is a continuing one) to a further fine not exceeding \$10 for every day during which the offence continues, or to both such imprisonment and such fines:
  - (b) In the case of a company or other corporation, to a fine not exceeding \$1,000 and (if the offence is a continuing one) to a further fine not exceeding \$40 for every day during which the offence continues.
-

## SCHEDULE

## SERVICES

Automotive engineering and servicing.  
Bricklaying and blocklaying.  
Building and carpentering.  
Carpet sewing and laying.  
Drainlaying.  
Earthmoving and excavating on residential lands.  
Electrical trades.  
Floor sanding.  
Funeral directors' services.  
Home appliance servicing, repair, and maintenance.  
Linoleum laying and vinyl laying.  
Painting.  
Paperhanging.  
Plastering.  
Plumbing and tinsmithing.  
Roofing and roof repairing.  
Services for the treatment, control, or eradication of borer and of pests of any other kind whatsoever.  
Wall cladding, sheathing, and texture coating.

P. G. MILLEN,  
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 impose a freeze on the charges for services of the kinds specified in the Schedule.

The charges are frozen at rates calculated in accordance with regulation 2.

Regulation 3 prescribes the maximum charges that may be charged by new suppliers of services.

Regulation 4 requires returns to be made to the Secretary of Trade and Industry by suppliers of services setting out the basis of calculation of their charges.

Regulation 5 prohibits the tender of a price for services exceeding that calculated in accordance with regulation 2.

Regulations 6 and 7 relate to certain prohibited acts, offences, and penalties.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 14 November 1973.

These regulations are administered in the Department of Trade and Industry.