



PRICE ORDER NO. 114

PURSUANT to the powers conferred on it by the Control of Prices Emergency Regulations 1939,* the Price Tribunal, acting with the authority of the Minister of Industries and Commerce, doth hereby make the following Price Order.

PRELIMINARY.

1. This Order may be cited as Price Order No. 114, and shall come into force on the day following the date of publication in the *Gazette* of a notification of the making thereof.

2. (1) In this Order, unless the context otherwise requires,—

“The said regulations” means the Control of Prices Emergency Regulations 1939* :

“Export size”, in relation to any cheese, means a cheese weighing or reputed to weigh approximately 80 lb. :

“Medium size”, in relation to any cheese, means a cheese weighing or reputed to weigh approximately 40 lb. :

“Standard crate lot”, in relation to a transaction for the sale of cheeses, means a lot consisting of two cheeses of export size, or four cheeses of medium size.

(2) Terms and expressions defined in the said regulations and used in this Order have the meanings severally assigned thereto by those regulations.

3. For the purposes of this Order, and notwithstanding anything to the contrary in the said regulations, any person who sells by retail to any one purchaser, for delivery at any one time, not less than three standard crate lots of export-size or medium-size cheeses shall in respect of such sale be deemed to be a wholesaler, and the provisions of this Order as to maximum wholesale prices shall apply accordingly with respect to every such sale.

APPLICATION OF THIS ORDER.

4. (1) Except as otherwise provided herein, this Order applies only with respect to Cheddar cheese that is sold by a wholesaler or retailer, as the case may be, within four months after the date of its manufacture.

(2) For the purposes of this clause the date of the manufacture of any cheese shall be deemed to be the date indicated on the cheese in accordance with the requirements of the Dairy-produce Regulations 1938†.

(3) Every person who sells any Cheddar cheese by retail (whatever the age of such cheese) shall keep, for a period of not less than four months, a record showing the date of the delivery of the cheese to the retailer, and also—

(a) If the whole cheese was sold, without cutting, the date of its sale ; or

(b) In any other case, the date on which the cheese was first cut.

5. (1) In its application to sales by wholesalers, this Order applies only to the sale of export-size and medium-size cheeses.

* Statutory Regulations 1939. Serial number 1939/275, page 1057.

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

(2) In its application to sales by retailers, this Order applies to the sale of all Cheddar cheese referred to in subclause (1) of clause 4 hereof.

FIXING MAXIMUM PRICES FOR CHEESE TO WHICH THIS ORDER APPLIES.

Wholesalers' Prices.

6. (1) The maximum price that may be charged or received by any wholesaler for any cheese to which this Order applies shall be computed as follows :—

Nature of Sale.	Maximum Price per Pound.	
	Export Size.	Medium Size.
(a) Sales in standard crate lots (crated)	.. 9½d.	9½d.
(b) Sales in standard crate lots (uncrated)	.. 9¾d.	9¾d.
(c) Sales of less than a standard crate lot	.. 9¾d.	9¾d.

(2) For the purposes of this clause the weight of any cheeses sold in crates shall be deemed to be their weight as at the time of crating, and the weight of uncrated cheeses shall be deemed to be their actual weight when delivered to the purchaser.

Retailers' Prices.

7. (1) The maximum price that may be charged or received by any retailer for any cheese to which this Order applies shall be determined in accordance with the following provisions, namely :—

- (a) In the case of cheese sold by a retailer to whom supplies of Cheddar cheese are available, free of freight charges, for delivery at his store from any source whatever, the maximum retail price shall be 1s. a pound :
- (b) In cases to which the last preceding paragraph does not apply, the maximum retail price shall be 1s. a pound, increased to the nearest upward halfpenny by a proportionate part of the freight charges incurred by the retailer in obtaining delivery at his store :

Provided that where any cheese to which this paragraph applies is obtained by the retailer from a source of supply that is not the nearest or most convenient of access to the retailer's store, the increase of the price per pound authorized by this paragraph shall not exceed a proportionate part of the freight charges that would have been incurred by the retailer if the cheese had been obtained from the source of supply nearest or most convenient of access to his store, and if delivery had been effected by a common carrier at current freight rates.

(2) Where the quantity of cheese sold by a retailer in any one transaction is not an exact number of pounds, the maximum price shall be computed at the rate per pound fixed in accordance with the last preceding subclause :

Provided that if the price computed as aforesaid is not an exact number of pence or halfpence the maximum price shall be computed to the nearest upward halfpenny.

Dated at Wellington, this 21st day of October, 1942.

The seal of the Price Tribunal was affixed hereto in the presence of—

[L.S.]

W. J. HUNTER (Judge), President.
H. L. WISE, Member.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 22nd day of October, 1942.

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