

Serial Number 1943/10



PRICE ORDER NO. 123 (APRICOTS)

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. (1) This Order may be cited as Price Order No. 123.
- (2) This Order 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 :
 - “Grower”, in relation to apricots, means a person engaged in the business of growing apricots for sale :
 - “Standard case”, in relation to apricots, means a case containing or reputed to contain approximately 20 lb.
- (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 four standard case lots of apricots 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 to every such sale.
4. The provisions of this Order shall apply, notwithstanding that any apricots to which the Order is applicable are sold otherwise than by weight.

APPLICATION OF THIS ORDER.

5. This Order applies with respect to all apricots grown in New Zealand and sold on or before the 30th day of April, 1943.

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

FIXING MAXIMUM PRICES OF APRICOTS THAT ARE SUBJECT TO THIS ORDER.

Growers' Prices.

6. (1) The maximum prices that may be charged or received by any grower for apricots to which this Order applies shall be determined as follows:—

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| (a) Where the apricots are bought for the purpose of dehydration | 2d. per pound, at the grower's orchard. |
| (b) Where the apricots are bought for the purpose of jam manufacture | 2d. per pound, free on rail grower's nearest railway-station. |
| (c) Where the apricots are bought for the purpose of canning | 2½d. per pound, free on rail grower's nearest railway-station. |
| (d) Where the apricots are bought for any other purpose | 4d. per pound, free on rail grower's nearest railway-station, plus a maximum charge of 4d. for each container. |

(2) Cases or other containers shall be supplied by the grower.

Wholesalers' Prices.

7. (1) Subject to subclause (2) hereof, the maximum price that may be charged or received by any wholesaler for any apricots to which this Order applies shall be the sum of the following amounts:—

- (a) The price actually paid or payable by the wholesaler for the apricots:
- (b) Any transport or other charges actually paid or payable by the wholesaler:
- (c) One halfpenny per case in respect of any apricots actually received into and delivered from the wholesaler's store:
- (d) One shilling per case.

(2) Notwithstanding anything to the contrary in the foregoing provisions of this clause, the wholesale price of apricots shall not in any case exceed—

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| (a) For apricots sold by wholesale in the Otago (including Southland) Provincial District | 8s. per standard case, plus a maximum charge of 4d. per container as a container charge. |
| (b) For apricots sold by wholesale in the Canterbury Provincial District | 8s. 6d. per standard case. |
| (c) For apricots sold by wholesale in the Marlborough, Westland, Nelson, Wellington, Hawke's Bay, and Taranaki Provincial Districts | 9s. 6d. per standard case. |
| (d) For apricots sold by wholesale in the Auckland Provincial District | 10s. 6d. per standard case. |

Retailers' Prices.

8. (1) Subject to the provisions of subclauses (3) and (4) hereof, the maximum price that may be charged or received by any retailer for any apricots to which this Order applies shall be the sum of the following amounts:—

- (a) The price actually paid or payable by the retailer for the apricots:
- (b) Any transport or other charges actually paid or payable by the retailer:
- (c) An amount equal to 50 per cent. of the sum of the amounts specified in paragraphs (a) and (b) hereof.

(2) The retail price of any apricots, computed in accordance with the last preceding subclause, shall be calculated by reference to the prices and weights disclosed in the appropriate invoices.

(3) Notwithstanding anything to the contrary in the foregoing provisions of this clause, the retail price of apricots shall not in any case exceed—

- (a) For apricots sold by retail in the Otago (including Southland) and Canterbury Provincial Districts 8½d. per pound.
- (b) For apricots sold by retail in the Marlborough, Westland, Nelson, Wellington, Hawke's Bay, and Taranaki Provincial Districts 9½d. per pound.
- (c) For apricots sold by retail in the Auckland Provincial District 10½d. per pound.

(4) If in respect of any lot of apricots sold by a retailer, the maximum price calculated in accordance with the foregoing provisions of this clause is not an exact number of pence or halfpence, the maximum price of the lot shall be computed to the nearest upward halfpenny.

Dated at Wellington, this 27th day of January, 1943.

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*: 28th day of January, 1943.

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