

Serial Number 1950/227

THE PELT REGULATIONS 1950

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington, this 20th day of
December, 1950

Present :

THE HON. K. J. HOLYOAKE PRESIDING IN COUNCIL

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

REGULATIONS

1. These regulations may be cited as the Pelt Regulations 1950.

PART I—INTRODUCTORY

2. (1) In these regulations, unless the context otherwise requires,—
 - “ Abattoir ” has the same meaning as in the Meat Act, 1939 :
 - “ Controller ” means the Pelt Controller appointed or deemed to have been appointed under these regulations ; and includes any person for the time being authorized to exercise or perform any of the Controller’s powers or functions :
 - “ Curer ” means a freezing company or meat exporter whose business includes the pickling of pelts ; and includes a person who pickles pelts for a freezing company or meat exporter :
 - “ Export parity price ”, in relation to any pelts, means the price for those pelts for the time being ruling on the world market, as determined by the Controller :
 - “ Freezing company ” means the proprietor or occupier of any freezing works, whether incorporated or not :
 - “ Minister ” means the Minister of Marketing :
 - “ Owner ” means a freezing company or meat exporter by whom or on whose account pelts have been pickled :
 - “ Pelts ” means the skins of sheep or lambs from which the wool has been removed :
 - “ Vendor ” means an owner who sells pelts or submits pelts for sale under these regulations :
 - “ Works ” means any freezing works or fellmongery or other place in which pelts are pickled by or for any freezing company or meat exporter.

(2) These regulations shall apply to all pelts derived from sheep or lambs killed in any freezing works or abattoirs after the 1st day of October, 1950, which are intended for export and which have been pickled by or for any freezing company or meat exporter.

3. (1) The Minister may from time to time appoint a Controller, to be known as the Pelt Controller. The person who immediately before the making of these regulations held office as the Pelt Controller under subclause (1) of regulation 3 of the Pelt Regulations 1949 shall, without further appointment than this subclause, be deemed to have been appointed the Pelt Controller under this subclause.

(2) The Controller shall hold office during the pleasure of the Minister.

(3) The general function of the Controller shall be to exercise control in the public interest over the marketing of pelts to which these regulations apply.

(4) The Controller shall be subject in all things to the control of the Minister, and shall act in accordance with all directions, general or special, given to him by the Minister.

4. (1) The Minister and the Controller may from time to time, either generally or in respect of any particular area or in respect of any particular class of activity, delegate to any person any of his powers and functions under these regulations, including the power of delegation conferred by this regulation.

(2) Subject to the next succeeding subclause, every person to whom any powers or functions are delegated by the Minister or by the Controller may, without confirmation by the Minister or Controller, exercise or perform them in the same manner and with the same effect as the Minister or Controller could himself have exercised or performed them.

(3) Every such person shall be subject in all things to the control of the Minister or of the Controller, as the case may be, by whom the powers or functions have been delegated, and shall act in accordance with all directions, general or special, given to him by the Minister or by the Controller, as the case may be.

(4) Any delegation under this regulation may be made to a specified person or class of persons or to the holder or holders for the time being of a specified office or class of offices, whether in the Government service or otherwise.

PART II—TANNERS REQUIREMENTS

5. (1) Persons carrying on business in New Zealand as tanners shall, not later than the 31st day of December, 1950, and not later than the 1st day of December in any other year, advise the Controller of their requirements of pickled pelts produced from sheep and lambs killed during the season which commenced on the 1st day of October immediately preceding the date aforesaid.

(2) They shall from time to time advise the Controller of any alteration in any of their requirements of which he has been previously advised.

6. (1) The Controller, with a view to meeting the reasonable requirements of tanners in connection with their business of producing leather, shall determine which owners shall supply pelts to tanners and what pelts they shall so supply.

(2) Each owner shall, as and when required by the Controller, supply to such tanners as may be specified by the Controller such straight run of pelts as the Controller may specify.

(3) The owner shall give notice to each tanner to whom he is required to supply pelts as aforesaid of a date when he will have the pelts available for delivery (in regulation 7 hereof referred to as the date for delivery).

7. (1) Pelts supplied to tanners pursuant to this Part of these regulations shall be supplied on the basis free on board ship at the normal port of shipment for export from the works at which they are produced, being the port specified in the First Schedule hereto. The tanner shall pay to the owner any extra cost incurred by the owner in delivering the pelts beyond the cost which would be incurred by the owner if he placed the pelts free on board ship as aforesaid. If the costs incurred by the owner in supplying the pelts are less than would have been incurred if he had placed the pelts free on board ship as aforesaid, the amount to be paid by the tanner to the owner as hereinafter provided shall be reduced by the amount of the difference between the aforesaid costs.

(2) Subject to subclause (1) of this regulation, each tanner shall pay to the owner who supplies pelts to him pursuant to this Part of these regulations the appropriate export parity price.

(3) The tanner may then submit a claim on the Controller for the difference between the export parity price paid and the appropriate tanner's domestic value as set out in the second or third column of the Second Schedule hereto, and that claim shall be paid out of the Meat Industry Reserve Account.

(4) Each owner shall store pelts which he is required to supply to a tanner pursuant to this Part of these regulations, and be responsible for insurance charges thereon, either until the pelts are delivered to the tanner or for a period of sixty days from the date for delivery referred to in subclause (3) of regulation 6 hereof, whichever is the shorter period.

(5) The property in the pelts shall pass to the tanner when payment is made to the owner as required by subclause (2) of this regulation or on the expiration of sixty days from the aforesaid date for delivery, whichever is the earlier.

8. (1) No pelts which have been supplied to a tanner pursuant to this Part of these regulations shall be sold by the tanner or exported from New Zealand, whether by the tanner or not, except with the prior written approval of the Controller and subject to such conditions as he may impose. The conditions may include a condition that such sum as the Controller prescribes shall be paid into the Meat Industry Reserve Account.

(2) Leather made from pelts and goods which contain any such leather shall not be exported from New Zealand unless, before they are exported, there is paid into the Meat Industry Reserve Account such sum as the Controller determines to be the difference between the price paid by the tanner pursuant to these regulations for the quantity of pelt in the leather and the export parity price ruling at the date of export.

PART III—MISCELLANEOUS

9. The Controller or any person authorized by him may at any reasonable time enter any works or premises in which any pelts are stored or believed to be stored (whether for sale or not) and may inspect any pelts found therein, whether in the process of being pickled or not.

10. The Controller may for the purposes of these regulations, by writing under his hand, require any person to answer, in writing within such time and in such form as the Controller may require, any questions, or to furnish any returns relative to pelts or the production thereof, or to produce, for the inspection of the Controller or any person appointed by the Controller for the purpose, any books or documents in his possession or control relating to pelts or the production thereof, and to allow copies of or extracts from those books or documents (in so far as they relate to pelts or the production thereof) to be made by the Controller or other person so inspecting them.

11. (1) Every person commits an offence against these regulations who—

- (a) Without lawful excuse acts in contravention of or fails to comply in any respect with any provision of these regulations or any condition or requirement imposed under these regulations :
- (b) With intent to deceive, makes any false or misleading statement or any material omission in any communication with or application to the Controller or any other person (whether in writing or otherwise) for the purpose of these regulations :
- (c) Resists, obstructs, or deceives any person who is exercising or attempting to exercise any power or function under these regulations.

(2) Every person who commits an offence against these regulations shall be liable on summary conviction,—

- (a) In the case of an individual, to imprisonment for a term not exceeding three months, or to a fine not exceeding £50, and (if the offence is a continuing one) to a further fine not exceeding £5 for every day during which the offence continues, or to both such imprisonment and such fines :
- (b) In the case of a body corporate, to a fine not exceeding £200, and (if the offence is a continuing one) to a further fine not exceeding £20 for every day during which the offence continues.

12. The Pelt Regulations 1949,* the Pelt Regulations 1949, Amendment No. 1†, and the Pelt Regulations 1949, Amendment No. 2‡, are hereby revoked.

* Statutory Regulations 1949, Serial number 1949/34, page 147.

† Statutory Regulations 1949, Serial number 1949/173, page 678.

‡ Statutory Regulations 1950, Serial number 1950/18, page 57.

SCHEDULES

FIRST SCHEDULE

Reg. 7 (1)

NORMAL PORTS FOR SHIPMENT FROM WORKS FOR EXPORT

Port.	Works.
Opua	Auckland Farmers' Freezing Co., Ltd., Moerewa.
Auckland	Auckland Farmers' Freezing Co., Ltd., Southdown.
"	Auckland Farmers' Freezing Co., Ltd., Horotiu.
"	R. and W. Hellaby, Ltd., Westfield.
"	Westfield Freezing Co., Ltd., Westfield.
New Plymouth	Thos. Borthwick and Sons (A'asia), Ltd., Waitara.
"	Patea Freezing Co., Ltd., Patea.
Wanganui	New Zealand Refrigerating Co., Ltd., Imlay.
Wellington	Thos. Borthwick and Sons (A'asia), Ltd., Feilding.
"	Co-operative Wholesale Society, Ltd., Longburn.
"	Wellington Meat Export Co., Ltd., Ngahauranga.
"	Gear Meat Co., Ltd., Petone.
"	Thos. Borthwick and Sons, Ltd., Waingawa.
Napier	Hawke's Bay Farmers Meat Co., Ltd., Whakatu.
"	Nelsons (N.Z.), Ltd., Tomoana.
"	Swifts (N.Z.), Co., Ltd., Wairoa.
Gisborne	Gisborne Refrigerating Co., Ltd., Kaiti.
Tokomaru Bay	Thos. Borthwick and Sons, Ltd., Tokomaru Bay.
Nelson	Nelson Freezing Co., Ltd., Nelson.
Lyttelton	New Zealand Refrigerating Co., Ltd., Picton.
"	North Canterbury Sheep-farmers Freezing Co., Ltd., Kaiapoi.
"	Canterbury Frozen Meat Co., Ltd., Belfast.
"	Thos. Borthwick and Sons (A'asia), Ltd., Belfast.
"	New Zealand Refrigerating Co., Ltd., Islington.
"	Canterbury Frozen Meat Co., Ltd., Fairfield.
Timaru	Canterbury Frozen Meat Co., Ltd., Pareora.
Port Chalmers	South Otago Freezing Co., Ltd., Balclutha.
Bluff	Southland Frozen Meat Co., Ltd., Makarewa.
"	Ocean Beach Freezing Co., Ltd., Ocean Beach.
"	R. and F. Wallis, Ltd., Gore.

SECOND SCHEDULE

Reg. 7 (3)

TANNERS' STANDARD DOMESTIC VALUES

Works or Freezing Works.	Lamb Pelts, Per Dozen.	Sheep Pelts, Per Dozen.
Wairoa, Kaiti, Tokomaru Bay	s. d. 42 1	s. d. 61 2
Moerewa, Southdown, Horotiu, Westfield, Hellabys, Waitara, Patea, Imlay, Feilding, Longburn, Ngahau- ranga, Petone, Waingawa, Whakatu, Tomoana	44 4	64 2
Picton, Nelson, Kaiapoi, Belfast (C.F.M.), Belfast (T.B.'s), Islington, Fairfield, Pareora, Balclutha, Makarewa, Gore (Wallis), Ocean Beach	44 9	54 0

T. J. SHERRARD,
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 consolidate and amend the Pelt Regulations 1949 and the amendments of those regulations.

These regulations differ from the 1949 regulations in the following respects:—

- (a) No provision is made for the sale of pelts by compulsory auctions conducted by the Pelt Controller :
- (b) No provision is made for the payment of a floor price :
- (c) No provision is made for any part of the proceeds of the sale of pelts to be paid into the Meat Industry Account.

These regulations retain the provisions of the 1949 regulations enabling tanners to be supplied with an adequate number of pelts at a fixed domestic price. The difference between that domestic price and the ruling export price is to be paid out of the Meat Industry Reserve Account.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 21st day of December, 1950.

These regulations are administered in the Marketing Department