

Serial Number 1947/15



**THE PICKLED SHEEP AND LAMB PELT EMERGENCY
REGULATIONS 1947**

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington, this 20th day of
February, 1947

Present :

THE RIGHT HON. W. NASH PRESIDING IN COUNCIL

PURSUANT to the Emergency Regulations Act, 1939, 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 Pickled Sheep and Lamb Pelt Emergency Regulations 1947:

PART I

INTRODUCTORY

2. 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 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 :

“ 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 and which are or have been derived from sheep or lambs killed on or after the 1st day of October, 1946, and before the 1st day of October, 1947 :

“ Vendor ” means an owner who sells pelts or submits pelts for sale at auction or by private contract 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.

3. (1) The Minister may from time to time appoint a Controller, to be known as the Pelt Controller.

(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

FREEZER PELTS

5. (1) This Part of these regulations shall apply with respect to all pelts which are or have been derived from sheep and lambs killed on or after the 1st day of October, 1946, and before the 1st day of October, 1947, in any freezing-works or abattoirs and which are or have been pickled from a green or salted state by or for any freezing company or meat-exporter.

(2) This Part of these regulations shall not apply to pelts which have been dried before being pickled nor to pelts which in the normal course of grading are classed as not part of the straight run of production.

6. (1) Except as hereinafter provided, no person by whom or on whose behalf pelts have been pickled shall sell or otherwise dispose of pelts to which this Part of these regulations applies otherwise than at an auction conducted by or on behalf of the Controller pursuant to these regulations.

(2) No person whatsoever, whether or not he is a person by whom or on whose behalf pelts have been pickled, shall use any pelts to which this Part of these regulations applies unless the pelts have previously been sold under and in accordance with these regulations.

7. (1) Each curer shall pack the pelts pickled by him at any works as near as practicable to the straight run of production, unless the Controller otherwise approves.

(2) Where pelts are to be submitted for sale by auction they shall be packed in parcels which, subject to Regulation 8 hereof, shall be taken as nearly as practicable from the straight run of production, and which shall comprise not more than approximately 1,000 dozen sheep pelts or 2,000 dozen lamb pelts.

8. (1) Each owner shall, within two months after the end of the month of production or the commencement of these regulations, whichever is the later, and after making provision for supplying tanners' requirements pursuant to Part III hereof, sell by private contract at the appropriate price referred to in subclause (3) hereof for export to the United Kingdom 30 per cent. of the remainder of the pelts pickled by him or on his account at any works :

Provided that if there is not a saleable quantity available within the aforesaid period the owner shall comply with the requirements of this regulation as soon as such a quantity is available.

(2) The pelts sold in accordance with this regulation shall, unless the Controller otherwise approves, be set aside out of the straight run of production and out of the pelts of each kind packed from time to time.

(3) The price to be paid by the purchaser for pelts sold pursuant to this regulation shall be the appropriate amount indicated in the fourth or fifth column in the Second Schedule hereto with reference to the works at which the pelts were produced, or, if the pelts were the product of stock killed at some other freezing-works indicated in the first column of the said Schedule, shall be the appropriate amount indicated in the fourth or fifth column with reference to that freezing-works.

(4) Pelts which in the normal course of grading are classed as not part of the straight run of production shall not be sold under this regulation or taken into account for the purposes of this regulation or Regulation 9 hereof.

9. (1) Each owner shall, within two months after the end of the month of production or the commencement of these regulations, whichever is the later, submit for sale by auction under these regulations all pelts owned by him to which this Part of these regulations applies and which are not required to be disposed of under Regulation 8 hereof, or under Part III hereof :

Provided that if there is not a saleable quantity available within the aforesaid period the owner shall comply with the requirements of this regulation as soon as such a quantity is available.

(2) Each owner shall within the period aforesaid supply to the Controller one copy of the specification for the pelts required to be submitted for sale by auction, and shall include therein grade percentages to one decimal point.

10. (1) The Controller shall cause auction sales of pelts submitted pursuant to these regulations for sale by auction to be held from time to time, and shall include in the catalogue for each sale all pelts

particulars of which have been supplied to him under Regulation 9 hereof more than fourteen clear days before the sale and which have not previously been sold.

(2) Each auction sale shall be conducted on behalf of the Controller by the New Zealand Woolbrokers' Association.

(3) The expenses of conducting the sales, including any commissions payable by the vendors to the auctioneer, shall be met out of that portion of the selling-price which pursuant to Regulation 14 hereof is required to be paid to the Marketing Department for the credit of the account known as the Meat Industry Stabilization Account.

(4) Sales of pelts by auction shall be subject to such conditions, not inconsistent with these regulations, based on the usual conditions of sale adopted by the New Zealand Woolbrokers' Association as the Controller thinks fit.

11. (1) Each auction sale shall be held under the conduct of the Controller and shall be deemed to be held at the request of the owners of the pelts referred to in the catalogue for the sale.

(2) Each parcel shall be put up to auction separately. Bids shall be received at prices per dozen pelts for the complete parcel and minimum rises shall be 6d. per dozen.

(3) Sales shall be without reserve to the highest bidder.

12. The Pelt Controller shall not in any way be responsible for the correctness of the catalogue for any auction or for any statement by the auctioneer, and no condition or warranty shall be implied on the part of the Controller in the conditions of any auction sale or in any document executed for the purpose of any such sale.

13. (1) Each vendor of pelts under this Part of these regulations, whether at auction or by private contract, shall, as and when required by the purchaser of the pelts, place the pelts free on board a ship for export. The purchaser shall pay to the vendor any extra cost which may be incurred by the vendor in placing the pelts on board ship at a port other than the normal port of shipment for export from the works at which the pelts are produced, being the port specified in the First Schedule hereto.

(2) Payment for pelts purchased under this Part of these regulations shall be made by the purchaser as required by Regulation 14 hereof not later than the time when the pelts are placed free on board ship for export or sixty days after the date of the sale, whichever is the earlier.

(3) Each vendor of pelts shall store the pelts and be responsible for insurance charges thereon either until the pelts are placed free on board ship for export as provided in subclause (1) hereof or for a period of sixty days from the date of the sale, whichever is the shorter period.

(4) The property in pelts sold under this Part of these regulations shall pass to the purchaser when the purchase-price is paid or on the expiration of sixty days from the date of the sale, whichever is the earlier.

(5) Each vendor shall brand the casks for shipment free of charge as required by the purchaser.

(6) The purchasers of pelts under this Part of these regulations shall arrange shipping space and make the necessary arrangements with reference to bills of lading, export entries, and export licenses.

14. (1) The purchase-price for all pelts sold under this Part of these regulations shall be paid by the purchasers thereof partly to the vendors and partly to the Marketing Department for the credit of the account known as the Meat Industry Stabilization Account.

(2) The portion of the purchase-price to be paid to the vendor of pelts shall be the appropriate amount indicated in the second or third column in the second Schedule hereto with reference to the works at which the pelts were produced, or, if the pelts were the product of stock killed at any other freezing-works which is indicated in the first column of the said Schedule, shall be the appropriate amount indicated in the second or third column with reference to that freezing-works.

(3) The whole of the remainder of the purchase-price shall be paid to the Marketing Department as aforesaid.

PART III

TANNERS' REQUIREMENTS

15. (1) Persons who are carrying on business in New Zealand as tanners shall, not later than ten days after the commencement of these regulations, 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, 1946.

(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.

16. (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 17 hereof referred to as the date for delivery).

17. (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) hereof, each tanner shall pay to the owner who supplies pelts to him pursuant to this Part of these regulations the appropriate amount indicated in the second or third column in the Second Schedule hereto with reference to the works at which the pelts were produced, or, if the pelts were the product of stock killed at any other freezing-works which is indicated in the first column of the said Schedule, he shall pay the appropriate amount indicated in

the second or third column with reference to that freezing-works. The payment aforesaid shall be made to the owner whose pelts are required to be supplied to the tanner not later than the time when the pelts are delivered to the tanner, or sixty days after the date for delivery referred to in subclause (3) of Regulation 16 hereof, whichever is the earlier.

(3) 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 16 hereof, whichever is the shorter period.

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

18. (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 to the Marketing Department for the credit of the account known as the Meat Industry Stabilization 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 to the Marketing Department for the credit of the account known as the Meat Industry Stabilization 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 price which would have been paid if the pelt had been sold by auction, pursuant to Part II of these regulations, at the auction last held before the date of export.

PART IV

MISCELLANEOUS PROVISIONS

19. (1) Except with the prior written approval of the Controller, no owner of pelts which have been pickled from a green or salted state by or for any freezing company or meat-exporter and which in the normal course of grading have been classed as not part of the straight run of production shall sell or otherwise dispose of the pelts otherwise than at an auction conducted by or on behalf of the Controller pursuant to Part II of these regulations.

(2) Any commission payable to the auctioneer in respect of the said pelts shall be paid by the vendor and not out of the Meat Industry Stabilization Account.

(3) The whole of the price for the said pelts shall be payable to the vendor by the purchaser not later than at the time of the delivery of the pelts.

(4) Subject to the foregoing provisions of this regulation, the provisions of Regulations 10, 11, and 12 hereof shall apply in respect of the sale by auction of pelts to which this regulation applies.

20. (1) No owner of pelts which have been pickled by or for any freezing company or meat-exporter and which have been dried before being pickled shall sell or otherwise dispose of the pelts except with the prior written approval of the Controller.

(2) In granting his approval the Controller may prescribe the price at which any sale is to take place and may prescribe conditions upon or subject to which the pelts may be sold or otherwise disposed of. The conditions may include a condition that part of the proceeds shall be paid to the Marketing Department for the credit of the Account known as the Meat Industry Stabilization Account.

21. (1) Except with the prior written approval of the Controller, no freezing company or meat-exporter shall sell or otherwise dispose of any skins of sheep or lambs from which the wool has not been removed.

(2) In granting his approval the Controller may prescribe the price at which any sale is to take place and may prescribe conditions upon or subject to which the skins may be sold or otherwise disposed of. The conditions may include a condition that part of the proceeds shall be paid to the Marketing Department for the credit of the account known as the Meat Industry Stabilization Account.

22. Any person desirous of buying any pelts, or any person acting on his behalf, may, if authorized by the Controller, at any reasonable time enter any works and inspect any pelts therein, whether in the process of being pickled or not.

23. (1) The Controller, or any person acting with the authority of the Controller, may, at any reasonable time, enter upon any works or other 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.

(2) 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.

24. (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 fine :

(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.

SCHEDULES

FIRST SCHEDULE

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.
"	.. Canterbury Frozen Meat Co., Ltd., Pareora.
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

PAYMENTS FOR PELTS

Works or Freezing-works.	Amounts to be paid to Vendors (or Owners) of Pelts.		Total Price for Pelts sold under Regulation 8 for Export to United Kingdom.	
	Lamb-pelts, per Dozen.	Sheep-pelts, per Dozen.	Lamb-pelts, per Dozen.	Sheep-pelts, per Dozen.
Wairoa, Kaiti, Tokomaru Bay ..	s. d. 29 7	s. d. 48 8	s. d. 60 3	s. d. 97 0
Moerewa, Southdown, Horotiu, Westfield, Hellabys, Waitara, Patea, Imlay, Feilding, Longburn, Ngahauranga, Petone, Waingawa, Whakatu, Tomoana	31 10	51 8	62 6	100 0
Picton, Nelson	28 1	38 0	58 9	86 4
Kaipoi, Belfast (C.F.M.), Belfast (T.B.'s), Islington, Fairfield, Pareora, Balclutha	31 10	41 6	62 6	89 10
Makarewa, Gore (Wallis), Ocean Beach	34 1	44 9	64 9	93 1

W. O. HARVEY,
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

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These regulations are administered in the Export Marketing Division of the Marketing Department.