



SUPPLEMENT
TO THE
NEW ZEALAND GAZETTE

OF
THURSDAY, JULY 15, 1943

Published by Authority

WELLINGTON, TUESDAY, JULY 20, 1943

Price Order No. 146 (Carrots, Parsnips, Swedes, Cabbages)

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. 146, and shall come into force on the 21st day of July, 1943.
2. (1) Price Order No. 137† is hereby revoked in so far as it applies to carrots, parsnips, and swedes, and Price Order No. 144‡ is hereby revoked in so far as it applies to cabbages.
- (2) The partial revocation of the said Orders by this Order shall not affect the liability of any person for any offence in relation thereto committed before the coming into force of this Order.

APPLICATION OF THIS ORDER

3. (1) This Order applies with respect to the sale for human consumption of carrots, parsnips, swedes, and cabbages.
- (2) Every sale of any such vegetables shall be deemed to be a sale for human consumption unless at the time of sale there is a *bona fide* agreement or stipulation between the buyer and the seller that the vegetables to which the sale relates are intended for a specific purpose other than human consumption.
4. The maximum prices fixed by this Order apply with respect to sales by auction, as well as to other sales.
5. The wholesale prices fixed by this Order apply with respect to sales of the following classes, namely:—
 - (a) Sales to retailers (whether made by the grower or any other person); and
 - (b) Sales to users in any case where a lot of not less than 5 cwt. of any one kind of the vegetables to which this Order applies is sold to any one purchaser for delivery at any one time.
6. (1) The provisions of this Order fixing prices by reference to the weight of the vegetables to which any sale relates shall apply notwithstanding that in any such case the seller may sell or purport to sell otherwise than by weight.
- (2) In computing for the purposes of this Order the weight of any carrots, parsnips, or swedes, no account shall be taken of the weight of any foliage that may be attached thereto: Provided that spring carrots sold during the months of October to January (inclusive) may be weighed and sold with foliage (not exceeding 9 in. in length) attached thereto.

FIXING MAXIMUM WHOLESALE AND RETAIL PRICES OF VEGETABLES TO WHICH THIS ORDER APPLIES

7. (1) Subject to the provisions of this clause and of clause 9 hereof the maximum wholesale prices of vegetables to which this Order applies shall be determined in accordance with the Schedule hereto.
- (2) The wholesale prices fixed by this Order are fixed as for delivery at the wholesaler's store or other premises from which delivery to the purchaser is effected.
- (3) Where delivery is effected by a wholesaler elsewhere than at premises occupied by him, he may add to the appropriate price fixed in accordance with the Schedule hereto the reasonable cost of delivery, not exceeding in any case the cost that would have been incurred by him if delivery had been effected by a common carrier at current freight rates.
8. (1) Subject to the provisions of this clause and of clause 9 hereof the maximum retail prices of vegetables to which this Order applies shall not exceed the sum of the following amounts:—
 - (a) The price actually paid or payable by the retailer for the vegetables:
 - (b) Any transport charges actually paid or payable by the retailer:
 - (c) With respect to carrots, parsnips, and swedes an amount equal to 40 per cent., and with respect to cabbages an amount equal to 66½ per cent., of the sum of the amounts specified in paragraphs (a) and (b) hereof.
- (2) The retail price of any vegetables, 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 but subject to the provisions of clause 9 hereof, the retail price of any vegetables to which this Order applies shall not in any case exceed the price determined in accordance with the Schedule hereto.
- (4) If in respect of any lot of vegetables sold by a retailer the maximum price calculated in accordance with the foregoing provisions of this clause or in accordance with an authority given under clause 9 hereof is not an exact number of pence or half pence, the maximum price of the lot shall be computed to the nearest upward halfpenny.
9. Subject to such conditions, if any, as it thinks fit, the Tribunal, on application by any person concerned, may authorize special prices or margins of profit in respect of any vegetables to which this Order applies where for any reason extraordinary freight charges are incurred by any wholesaler or retailer in obtaining delivery from the source of supply nearest or most convenient of access to him. Any authority given by the Tribunal under this clause may apply with respect to a specified lot or consignment of vegetables or may relate generally to all vegetables of any kind to which this Order applies sold while the approval remains in force.