



SUPPLEMENT

TO THE

NEW ZEALAND GAZETTE

OF

THURSDAY, SEPTEMBER 16, 1943

Published by Authority

WELLINGTON, TUESDAY, SEPTEMBER 21, 1943

Price Order No. 156 (*Pumpkins, Kumeras, and Silver Beet*)

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. 156, and shall come into force on the 24th day of September, 1943.

2. (1) Price Order No. 137† and Price Order No. 144‡ are hereby revoked.

(2) The revocation of the said Orders 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 pumpkins (including squash), kumeras, and silver beet.

(2) Every sale of any such vegetables shall be deemed to be a sale for human consumption unless at the time of the 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. 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.

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 kumeras and pumpkins an amount equal to 40 per cent. and with respect to silver beet 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 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.

* Statutory Regulations 4939, Serial number 1939/275, page 1057.
 † Gazette, 7th May, 1943, Vol. II, page 516.
 ‡ Gazette, 9th July, 1943, Vol. II, page 763.