

Cream

During the Months January to December (inclusive)

Quantity.	When sold to Shop Dairies for Resale.	When sold to Commercial Users or Consumers.
For $\frac{1}{4}$ pint bottles, or 4 oz. cartons	s. d. 0 6 $\frac{1}{2}$ each	s. d. 0 7 each.
For $\frac{1}{2}$ pint bottles, or 8 oz. cartons	1 1 ,,	1 2 ,,
For 1 pint bottles or 16 oz. cartons	2 2 ,,	2 4 ,,
	At the Rate of— s. d.	At the Rate of— s. d.
For loose cream in a quantity of less than 2 pints	2 2 per pint	2 4 per pint.
For loose cream in a quantity of 2 pints or more	16 8 per gallon	17 8 per gallon.

Dated at Wellington, this 19th day of September, 1947.

The Seal of the Price Tribunal was affixed hereto in the presence of—

[L.S.] W. J. HUNTER (Judge), President.
H. L. WISE, Member.

Price Order No. 767 (Sugar)

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. 767, and shall come into force on the 29th day of September, 1947.

2. (1) Price Orders Nos. 732† and 743‡ 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.

3. (1) In this Order—

“The company” means The Colonial Sugar Refining Company, Limited:

The expressions “the Auckland Sugar District”, “the Southern Sugar District”, and “the Sugar Free Delivery Area” mean respectively the districts and area recognized by the sugar trade at the time of the coming into force of this Order as the Auckland Sugar District, the Southern Sugar District, and the Sugar Free Delivery Area, as the case may be:

“Manufacturer” means any person who, under the authority of a licence or permit from the Rationing Controller, endorsed with the words “Full price,” purchases sugar for use in manufacturing processes from the company under contract, from a distributor or from a retail storekeeper:

“Distributor” means a duly recognized agent of the company who acquires sugar for resale to retail storekeepers or to bakers, sugar boilers, or other persons using sugar in manufacturing processes, and, with respect to sales of sugar made direct by the company to retail storekeepers or to bakers, sugar boilers, and other persons using sugar in manufacturing processes, includes the company:

“Direct customer” means any person other than a manufacturer or distributor who purchases sugar direct from the company:

“Retail storekeeper” means a person licensed as a retailer of sugar under the provisions of the Rationing Emergency Regulations 1942§.

(2) References in this Order to metropolitan areas shall be deemed to be references to the metropolitan areas described in the Fifth Schedule hereto.

APPLICATION OF THIS ORDER

4. (1) This Order applies only with respect to sugar manufactured by the company and sold in New Zealand.

(2) The maximum prices fixed by this Order are fixed with respect to sugar sold in packages in accordance with the customary usage in the sugar trade, and no charge shall be made by the company or any distributor for any containers other than drums or kegs used in respect of invert sugar and sacks (as distinct from 70 lb. bags) used in respect of raw sugar or boil-out sugar.

FIXING MAXIMUM PRICES OF SUGAR TO WHICH THIS ORDER APPLIES
Company's Prices

5. (1) Subject to the provisions of this clause, the maximum net price that may be charged or received by the company for any sugar to which this Order applies—

- (a) That is sold to a manufacturer or a distributor shall be the appropriate price fixed in the First Schedule hereto:
- (b) That is sold to a direct customer shall be the appropriate price fixed in the Third Schedule hereto.

* Statutory Regulations 1939, Serial number 1939/275, page 1057.
Reprinted with amendments: Statutory Regulations 1946, Serial number 1946/169, page 468.

† *Gazette*, 3rd July, 1947, Vol. II, page 828.

‡ *Gazette*, 17th July, 1947, Vol. II, page 892.

§ Statutory Regulations 1942, Serial number 1942/111, page 253.

(2) Subject to the provisions of the next succeeding subclause, the maximum prices fixed by the last preceding subclause are fixed subject to delivery terms as follows:—

- (a) Where the sugar is for delivery within the Sugar Free Delivery Area: Free of all transport charges:
- (b) Where the sugar is for delivery within the Auckland Sugar District but beyond the Sugar Free Delivery Area: F.o.r. Auckland or f.o.b. Auckland, as the case may require:
- (c) Where the sugar is for delivery in the Southern Sugar District: F.o.b. Auckland.

(3) The delivery terms set out in the last preceding subclause apply only with respect to sugar delivered in a lot of a half-ton or more, and to sugar, irrespective of the weight thereof, that is delivered together with golden syrup or treacle and the total weight of the consignment of sugar and golden syrup or treacle is a half-ton or more.

Distributors' Prices

6. (1) Subject to the provisions of this clause, the maximum net price that may be charged by a distributor for any sugar to which this Order applies shall be the appropriate price fixed in the Second Schedule hereto.

(2) The maximum prices fixed by the last preceding subclause are fixed with respect to sugar sold in lots of a half-ton or more, and to sugar, irrespective of its weight, sold together with golden syrup or treacle where the total weight of the consignment of sugar and golden syrup or treacle is a half-ton or more.

(3) (a) Where the sugar is for delivery within the Sugar Free Delivery Area the maximum prices fixed by this clause are fixed free of all transport charges.

(b) Where the sugar is for delivery otherwise than within the Sugar Free Delivery Area the maximum prices fixed by this clause are fixed on the basis of f.o.r. or f.o.b. Auckland, as the case may require, and may be increased by the appropriate proportion of such of the following charges as have been actually incurred by the distributor in respect of the sugar concerned:—

- (i) Sea-freight charges:
- (ii) Marine and war-risk insurance charges computed as if the value of the sugar was the price charged by the distributor in accordance with this Order:
- (iii) Wharfage charges:
- (iv) Harbour Board improvement rate charges:
- (v) Rail charges:
- (vi) Cartage charges:

Provided that no such increase shall exceed the amount of the charges that would have been incurred had the sugar been transported by the most economical route normally available and that nothing in this clause shall authorize the addition of cartage charges greater than would have been incurred had cartage been effected by a common carrier at current rates.

(4) Notwithstanding the provisions of subclause (2) hereof where, with respect to any lot of sugar or any lot of sugar delivered together with golden syrup or treacle, the inclusive weight of the lot is less than a half-ton, the maximum price of the sugar in the lot shall be calculated in accordance with the foregoing provisions of this clause, and may be increased by the amount customarily imposed with respect to such sales in accordance with trade practice in operation on the 14th April, 1947.

Duty imposed on Distributors

(5) Where with respect to any sugar sold by a distributor the price fixed in accordance with the Second Schedule is increased by any of the charges specified in subclause (3) of this clause, the total amount of such charges, calculated at a rate per ton, shall be shown separately on the invoice relating to such sale, and full details of each such charge shall be made available to the purchaser and to the Tribunal if and when required.

Retail Storekeepers' Prices

7. (1) Subject to the provisions of this clause, the maximum price that may be charged or received by any retail storekeeper carrying on business in any of the Metropolitan Areas of Auckland, Christchurch, Dunedin, or Wellington, or in any of the cities or boroughs of Gisborne, Greymouth, Hastings, Invercargill, Napier, Nelson, New Plymouth, Oamaru, Timaru, Wanganui, or Westport for any sugar to which this Order applies shall be the appropriate price fixed in the Fourth Schedule hereto.

(2) Subject to the provisions of this clause, the maximum price that may be charged or received by any retail storekeeper carrying on business elsewhere than in one of the places specified in the last preceding subclause shall be the appropriate price fixed by that subclause increased by the proportionate part of any transport charges incurred by the retail storekeeper: Provided, however, that the amount added by way of transport charges shall not in any case exceed the amount that would have been incurred had the sugar been purchased by the retail storekeeper from the distributor whose place of business was nearest or most convenient of access to the premises of the retail storekeeper and been conveyed to the storekeeper by the most economical route normally available at a cost not exceeding the cost that would have been incurred if delivery had been effected by a common carrier at current rates.