

Price Order No. 858 (White Oats)

PURSUANT to the powers conferred on it by the Control of Prices Act, 1947, 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. 858, and shall come into force on the 19th day of March, 1948.
2. (1) Price Orders No. 358* and 470† 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. In this Order—
 - “Certified seed oats” means oats that have been certified as “pedigree seed”, “mother seed”, or “standard seed” in accordance with the scheme of certification of seed oats operated under the control of the Department of Agriculture;
 - “Distributor”, in relation to oats, means any person (other than a grower) who sells oats to any person for purposes of resale;
 - “Grower”, in relation to oats, means a person engaged in the business of growing oats for sale;
 - “Grower’s station”, in relation to any grower, means the railway-station that is nearest or most convenient of access to the grower’s premises;
 - “Miller”, in relation to oats, means any person engaged in the business of milling oats for human consumption;
 - “Reseller”, in relation to oats, means any person (other than a grower) who sells oats or any product containing oats either whole or processed to a consumer;
- The expression “f.o.r.s.e.” means “free on rail, sacks extra”, and the expression “f.o.b.s.e.” means “free on board, sacks extra”.
4. The provisions of this Order shall apply notwithstanding that any oats to which this Order is applicable are sold otherwise than by weight.
5. The several prices fixed by this Order apply with respect to sales by auction as well as to other sales.

APPLICATION OF THIS ORDER

6. (1) This Order does not apply to any machine-dressed white oats that are sold by a distributor or a reseller for seed purposes, or to any certified seed oats.
- (2) Except as provided in the last preceding subclause, this Order applies with respect to all white oats grown in New Zealand from seed sown on or after the 1st day of March, 1947.

FIXING MAXIMUM PRICES OF OATS TO WHICH THIS ORDER APPLIES

Growers’ Prices

7. (1) Subject to the following provision of this clause, the maximum price that may be charged or received by any grower for any oats to which this Order applies shall be determined as follows:—

When sold for Delivery.	Maximum Price per Bushel f.o.r.s.e. the Grower’s Station.	
	When grown in the South Island.	When grown in the North Island.
Not later than May in the year following the date of sowing	s. d. 4 8	s. d. 5 8
During the month of June	4 9	5 9
During the month of July	4 10	5 10
During the month of August	4 11	5 11
During the months of September to December in the year following the date of sowing	5 0	6 0

(2) Where any oats are sold by a grower “ex farm,” the maximum price that may be charged by him shall be the appropriate maximum price fixed by subclause (1) hereof reduced by the amount of 2½d. per bushel.

(3) Where any oats are sold by a grower otherwise than “f.o.r.s.e.” or “ex farm,” the maximum price that may be charged by him shall be the appropriate maximum “ex farm” price in accordance with subclause (2) hereof increased by the amount of the charges incurred by the grower in effecting delivery, being not more in any case than the charges that would have been incurred had delivery been effected by a common carrier at current freight rates.

Distributors’ Prices

8. (1) The maximum price that may be charged or received by any distributor for any oats to which this Order applies that are sold to a miller shall be the sum of the following amounts:—

- (a) The price actually paid or payable to the grower;
- (b) The amount of any transport, grading, or branding charges actually incurred by the distributor in effecting delivery;
- (c) An amount not exceeding ½d. per bushel on account of brokerage actually incurred;
- (d) An amount calculated at the rate of 1½d. per bushel;
- (e) An amount calculated at the rate of 1d. per bushel in respect of each of the months June to September and at the rate of ½d. per bushel in respect of each of the months October to December (in all cases exclusive of the month in which the oats were delivered to the distributor) during which the oats are held by the distributor undelivered: Provided that for the purposes of this paragraph a part of a month shall be deemed to be a complete month: provided, further, that a distributor shall be entitled to an amount under this paragraph only in respect of such of the aforesaid months that first fall within a period of twelve months following the date on which the oats were harvested;
- (f) The amount of any through-store charges actually incurred by the distributor but not more in any case than an amount calculated at the rate of 3½d. per bushel with respect to oats taken into store on or before the 31st day of May, or 2½d. per bushel with respect to oats taken into store after the 31st day of May.

(2) The maximum price that may be charged or received by any distributor for any white oats to which this Order applies that have been grown in the South Island and are sold to a reseller in the North Island shall be the sum of the following amounts:—

- (a) The price actually paid or payable to the grower;
- (b) The amount of any transport, grading, or branding charges actually incurred by the distributor;
- (c) An amount not exceeding ½d. per bushel on account of brokerage actually incurred;
- (d) An amount calculated at the rate of 3d. per bushel.

Provided, however, that the total amount calculated in accordance with paragraphs (a), (b), (c), and (d) shall not in any case exceed an amount equivalent to the appropriate f.o.b.s.e. price set out hereunder, viz.:—

When sold for Delivery	When shipped from the Port of:—			
	Bluff.	Dunedin.	Oamaru, Timaru, Lyttleton, Picton, or Nelson.	Blenheim.
Not later than May in the year following the date of sowing	Per Bushel. s. d. 5 5	Per Bushel. s. d. 5 6	Per Bushel. s. d. 5 4	Per Bushel. s. d. 5 2
During the month of June	5 6	5 7	5 5	5 3
During the month of July	5 7	5 8	5 6	5 4
During the month of August	5 8	5 9	5 7	5 5
During the months of September to January next following the previous season’s harvest	5 9	5 10	5 8	5 6