

Distributors' Prices

10. (1) Subject to the provisions of the next succeeding clause, the price that may be charged by any distributor for any seed potatoes to which this Order applies shall not exceed the sum of the following amounts :—

- (a) The price actually paid or payable to the grower by the same or any other distributor :
- (b) Any grading, transport, or other charges (not including brokerage) actually paid by the same or any other distributor :
- (c) An amount computed at the rate of 5 per cent. of the sum of the amounts specified in paragraphs (a) and (b) hereof, or at the rate of 10s. a ton (whichever is the greater) :
- (d) Any disbursements actually incurred by the same or any other distributor by way of brokerage, not exceeding in the aggregate 2½ per cent. of the sum of the amounts specified in paragraphs (a), (b), and (c) hereof.

(2) Notwithstanding anything to the contrary in this Order, the provisions of this clause as to the computation of distributors' prices shall apply with respect to every sale by a person who is ordinarily engaged in business as a distributor to a person who is ordinarily engaged in business as a wholesaler, notwithstanding that in any such case the purchaser may sell by way of retail any potatoes acquired by him from the distributor.

11. Where any wholesaler who does not normally carry on business as a distributor sells any potatoes to another wholesaler (thus becoming a distributor in respect of that transaction), the price to be charged by the vendor may exceed the maximum price determined in accordance with the last preceding clause by such amount as may be mutually agreed upon by the parties to the transaction : Provided that in any case the maximum price that may be charged by the purchasing wholesaler in accordance with the next succeeding clause shall be determined as if he had bought those potatoes at the price paid by the wholesaler from whom he bought them.

Wholesalers' and Retailers' Prices

12. (1) When any seed potatoes to which this Order applies are sold by any wholesaler or by any retailer in lots exceeding 1½ cwt. the price that may be charged or received by the wholesaler or by the retailer shall not exceed the sum of the following amounts :—

- (a) The price actually paid or payable by the wholesaler or the retailer, as the case may be, to the grower or any other person :
- (b) An amount not exceeding 2s. 6d. a ton in respect of any potatoes actually received into the wholesaler's or retailer's store, together with any grading, transport, or other charges actually paid by the wholesaler or retailer :
- (c) An amount equal to 2½ per cent. of the sum of the amounts specified in paragraphs (a) and (b) hereof (to cover the estimated loss due to shrinkage and other natural causes), and a further amount equal to 1½ per cent. of the said sum in respect of potatoes actually received into store :
- (d) An amount computed at the rate of £1 15s. a ton (in respect of seed potatoes sold in lots exceeding 1½ cwt., but less than a ton), and computed at the rate of £1 a ton for lots of 1 ton or more.

(2) Where any potatoes to which this Order applies are sold by any wholesaler or retailer in lots of 7 lb., or 14 lb., or 28 lb., or 56 lb., or 112 lb., or 168 lb., the price shall not in any case exceed :—

	When sold in the North Island or the Nelson or Westland Land Districts.			When sold Elsewhere in New Zealand.		
	Certified Seed Potatoes.	Uncertified Seed Potatoes.		Certified Seed Potatoes.	Uncertified Seed Potatoes.	
		F.a.q.	Under-grade.		F.a.q.	Under-grade.
	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.
For 7 lb. lots	2 6	2 3	2 0	2 2	1 11	1 9
For 14 lb. lots	4 5	4 0	3 8	3 11	3 6	3 0
For 28 lb. lots	8 4	7 6	6 10	7 5	6 7	5 11
For 56 lb. lots	16 4	14 8	13 5	14 6	12 11	11 8
For 112 lb. lots	32 1	29 0	26 6	28 6	25 5	22 11
For 168 lb. lots	47 0	42 5	38 9	41 9	37 2	33 6

(3) Where any such potatoes are sold by any wholesaler or retailer in a lot exceeding 7 lb. but otherwise than in a lot of any of the weights specified in the last preceding subclause, the maximum price per pound of any surplus over 7 lb. or over any multiple of 7 lb. (being less in every case than 7 lb.) shall be :—

	When sold in the North Island or the Nelson or Westland Land Districts.	When sold Elsewhere in New Zealand.
	Per Pound.	Per Pound.
	s. d.	s. d.
For certified seed potatoes	0 4½	0 4
For uncertified seed potatoes, f.a.q.	0 4	0 3½
For uncertified seed potatoes, under-grade	0 3½	0 3

(4) Subject to the provisions of clauses 13 and 14 hereof, but notwithstanding anything in the foregoing provisions of this clause, the wholesale or retail price of any potatoes to which this Order applies shall not in any case exceed :—

	When sold in the North Island or the Nelson or Westland Land Districts.	When sold Elsewhere in New Zealand.
	Per Pound.	Per Pound.
	s. d.	s. d.
For certified seed potatoes	0 4½	0 4
For uncertified seed potatoes, f.a.q.	0 4	0 3½
For uncertified seed potatoes, under-grade	0 3½	0 3

13. If in respect of potatoes sold by a wholesaler or a retailer the maximum price calculated in accordance with the foregoing provisions of this Order or in accordance with an authority under clause 15 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.

14. Subject to such conditions, if any, as it thinks fit, the Tribunal, on application by any wholesaler or retailer, may authorize special prices or margins of profit in respect of any potatoes to which this Order applies where for any reason extraordinary charges (freight or otherwise) are incurred by the wholesaler or retailer. Any authority given by the Tribunal under this clause may apply with respect to a specified lot or consignment of potatoes or may relate generally to all potatoes to which this Order applies sold by the wholesaler or retailer while the approval remains in force.

15. On the recommendation of the Department of Agriculture and subject to such conditions, if any, as it thinks fit, the Tribunal, on application by any grower, may in its discretion authorize special prices or margins for any certified seed potatoes of a recently imported or newly bred variety or exempt them entirely from the operation of this Order.

DUTIES IMPOSED ON DISTRIBUTORS AND WHOLESALERS

16. (1) Every distributor and other wholesaler who sells any seed potatoes to which this Order applies shall specify in the relevant invoice with respect to each item the variety and grade of the potatoes comprised in the item and shall state separately the price charged for the sacks.

(2) For the purposes of this clause the term "grade" means, as the case may require, "certified" or "f.a.q." or "under-grade".

DUTIES IMPOSED ON RETAILERS FOR THE PURPOSE OF THIS ORDER

17. (1) Every retailer who offers or exposes for sale in any shop any potatoes to which this Order applies shall keep in a prominent position in such proximity to the potatoes to which it relates as to be obviously descriptive thereof a ticket, placard, or label on which shall be stated in legible and prominent characters the following particulars :—

- (a) The words "Certified Seed", or "F.a.q. Uncertified Seed", or "Under-grade Uncertified Seed", as the case may be :
- (b) The name of the variety of potato :
- (c) The retail price per pound.

(2) Every retailer who sells in sacks any seed potatoes to which this Order applies shall state separately in the appropriate invoice relating to such sale the price charged for the seed potatoes and the price charged for the sacks.