

Price Order No. 1061 (Milk and Cream) (Hutt Valley and Bays Metropolitan Milk Price District and Wellington (West Coast) Milk Price District)

PURSUANT to 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. 1061, and shall come into force on the 1st day of September, 1949.
2. (1) Price Order No. 766\* is hereby revoked.
- (2) The revocation of the said Order 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—  
“Hutt Valley and Bays Metropolitan Milk Price District” means the Hutt Valley and Bays Metropolitan Milk District constituted under the Milk Act, 1944, by Order in Council dated 12th December, 1945†;  
“Wellington (West Coast) Milk Price District” means the district comprising the Johnsonville Town District, the Makara County, all that area of the Hutt County not included in the Hutt Valley and Bays Metropolitan Milk District (being the district of that name constituted under the Milk Act, 1944, by Order in Council dated 12th December, 1945†), and all that area of the Horowhenua County lying to the south of the Otaki River;  
“Commercial user” means a person who buys milk or cream for sale for consumption on his premises (whether in the form in which it is received by him or otherwise and whether separately or in combination with any other substance or substances) and includes an institution under the control of any Hospital Board or a separate institution within the meaning of the Hospitals and Charitable Institutions Act, 1926;  
“Consumer” means a person who buys milk or cream for purposes other than resale;  
“Ounce” means fluid ounce as defined in the Weights and Measures Proclamation 1946‡.  
“Shop dairy” means a shop where milk or cream is sold for consumption or use off the premises and not otherwise and where the milk or cream so sold is sold in the form in which it was received into the shop dairy.

APPLICATION OF THIS ORDER

4. This Order applies with respect to all milk and cream wherever produced that is sold in the Hutt Valley and Bays Metropolitan Milk Price District or the Wellington (West Coast) Milk Price District.
- (a) To the occupier of any shop dairy; or
- (b) By the occupier of a shop dairy or by any other person to a commercial user or to a consumer.

FIXING PRICES OF MILK AND CREAM TO WHICH THIS ORDER APPLIES

5. (1) Subject to the following provisions of this clause, the maximum price that may be charged or received for any milk or cream to which this Order applies shall be the appropriate price set out in the Schedule hereto.
- (2) The prices fixed by this Order are fixed as for delivery as follows:—  
(a) In respect of milk or cream sold by the occupier of a shop dairy: As for delivery to the purchaser at the shop dairy;  
(b) In respect of milk or cream sold otherwise than at a shop dairy: As for delivery at the premises of the purchaser.
- (3) If any lot of milk to which this Order applies is supplied at one time to a commercial user or a consumer otherwise than in one of the quantities specified in the Schedule hereto in respect of sales to those persons, the prices of the milk shall be computed at the rate prescribed for the specified quantity that is less than and nearest to the quantity supplied irrespective of the number or type of containers in which the milk is delivered:  
Provided that if the quantity of milk supplied in any one lot is less than the smallest specified quantity the price for the lot shall be computed at the rate prescribed in the Schedule for the smallest specified quantity.
- (4) The provisions of the last preceding subclause shall, with the necessary modifications, apply to the sale of cream to which this Order applies.

(5) Subject to the provisions of the next succeeding subclause where an account is rendered to any purchaser for milk supplied to him during a period comprising more than one day the price that may be charged for the milk to which the account relates shall be computed separately for each lot supplied at a rate not exceeding the approximate rate fixed by this Order in respect of the quantity supplied in each lot:

Provided that if the total quantity of milk supplied to any one purchaser on any one day (exclusive of milk supplied at any one time in a lot of a half-pint or less) is not less than one gallon the maximum price that may be charged for the total quantity shall be computed in accordance with the provisions of this Order as if all the milk supplied on that day had been supplied in one lot.

(6) Where the quantity of milk supplied at any one time is a lot of a half-pint or less the price of each lot shall be computed separately at the rate prescribed by this Order for a half-pint, whether or not an account is rendered to the purchaser of the milk and whether or not the total quantity so supplied on any one day is one gallon or more.

(7) If the price computed in accordance with this Order for any lot of milk or cream supplied at any one time and sold for cash is not an exact number of pence or half-pence the price for the lot shall be computed to the next upward halfpenny.

(8) Where an account is rendered to any purchaser for milk (including milk supplied at any one time in a lot of a half-pint or less) or cream supplied to him during a period comprising more than one day and the total price for all the milk or cream, or milk and cream, to which the account relates is not an exact number of pence or half-pence the total price shall be computed to the next upward halfpenny.

SCHEDULE

MAXIMUM PRICES OF MILK AND CREAM SOLD IN THE HUTT VALLEY AND BAYS MILK PRICE DISTRICT OR THE WELLINGTON (WEST COAST) MILK PRICE DISTRICT TO SHOP DAIRIES, COMMERCIAL USERS, OR CONSUMERS

Milk

Quantity.	When Sold to Shop Dairies for Resale.		When Sold to Commercial Users or Consumers.	
	During the Months April to October (Inclusive).	During the Months November to March (Inclusive).	During the Months April to October (Inclusive).	During the Months November to March (Inclusive).
	At the Rate of— Per Gallon. s. d.	At the Rate of— Per Gallon. s. d.	s. d.	s. d.
Any quantity ..	1 11	1 9	..	..
$\frac{1}{2}$ pint ..	..	..	0 2	0 2
1 pint ..	..	..	0 3½	0 3½
2 pints ..	..	..	0 7	0 6½
1 gallon but less than 2 gallons	..	..	Per Gallon. 2 3.	Per Gallon. 2 1
2 gallons but less than 10 gallons	..	..	2 2	2 0
10 gallons and over	..	..	2 1	1 11

Cream

During the Months January to December (Inclusive)

Quantity.	When Sold to Shop Dairies for Resale.	When Sold to Commercial Users or Consumers.
	s. d.	s. d.
For $\frac{1}{2}$ pint bottles, or 4 oz. cartons	0 6½ each	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 16th day of August, 1949.

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

[L.S.]

W. J. HUNTER (Judge), President.  
P. N. HOLLOWAY, Member.

\* Gazette, 25th September, 1947, Vol. III, page 1392.

† Gazette, 13th December, 1945, Vol. III, page 1543.

‡ Statutory Regulations 1946, Serial number 1946/68, page 141.