

## Price Order No. 1225 (Eggs)

**P**URSUANT 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, hereby makes the following Price Order:—

## PRELIMINARY

1. This Order may be cited as Price Order No. 1225, and shall come into force on the 15th day of March, 1951.

2. (1) Price Orders Nos. 128,\* 250†, 372‡, 1097§, and 1211|| 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,—

“Egg-marketing area” means an egg-marketing area or a special egg-marketing area, as constituted for the time being under the Egg Marketing Regulations 1940¶ or under the Egg Marketing Emergency Regulations 1942\*\*.

“Egg-price area” means an egg-price area as defined in the First Schedule hereto.

(2) Every egg-price area that is defined in the First Schedule hereto by reference to the counties included therein shall include all such counties, and shall also include all cities, boroughs, and town districts that are situated within or are contiguous to the boundaries of any such county. Where any city, borough, or town district as aforesaid is not itself contiguous to the boundaries of a county but is contiguous to any other city, borough, or town district that is contiguous to a county, all such contiguous cities, boroughs, and town districts shall be deemed to be included in the same egg-price area.

## APPLICATION OF THIS ORDER

4. (1) Except as provided in the next succeeding subclause, this Order applies with respect to all sales, whether wholesale or retail, of eggs of domestic fowls or ducks (whether fresh, chilled, or preserved).

(2) This Order shall not apply with respect to the sale of eggs for the purpose of hatching.

## CLASSIFICATION OF EGGS FOR PURPOSES OF THIS ORDER

## Hen-eggs

5. (1) For the purposes of this Order every lot of hen-eggs sold by a producer, or wholesaler, or retailer shall be classified as “Heavy Grade”, “Standard Grade”, “Medium Grade”, “Pullet Grade”, or “Mixed”.

(2) With respect to hen-eggs that have been graded in accordance with the Egg Marketing Regulations 1940¶, the classification of such eggs for the purposes of this Order shall correspond to the grading under those regulations.

(3) With respect to hen-eggs that have not been graded in accordance with the said regulations, the following special provisions shall apply:—

(a) Any lot of eggs sold or offered for sale may be classified for the purposes of this Order as “Heavy Grade”, “Standard Grade”, “Medium Grade”, or “Pullet Grade” as the case may be if all the eggs in the lot would be of the corresponding grade if they had been graded under the said regulations.

(b) Any lot of eggs sold or offered for sale consisting of eggs which, if graded under the said regulations, would be graded in more than one grade shall be classified for the purposes of this Order as “Mixed Eggs”: Provided that if the average weight of the eggs in the lot is less than 2 oz. the lot shall be classified as “Pullet Grade” eggs.

## Duck-eggs

6. (1) For the purposes of this Order, every lot of duck-eggs sold by a producer, wholesaler, or retailer shall be classified as “Large”, “Small”, or “Mixed”.

(2) With respect to the classification of duck-eggs—

(a) All eggs of a weight not less than  $2\frac{1}{16}$  oz. shall be classified as “Large”.

(b) All eggs of a weight less than  $2\frac{1}{16}$  oz. shall be classified as “Small”.

(c) If any lot of eggs comprises some eggs classifiable as “Large” and some classifiable as “Small” all the eggs in the lot shall be classified as “Mixed”.

## FIXING MAXIMUM WHOLESALE PRICES OF EGGS TO WHICH THIS ORDER APPLIES

7. (1) The price that may be charged or received by any wholesaler (including a producer selling otherwise than by way of retail) for any eggs to which this Order applies, sold in any marketing area within an egg-price area, shall not exceed the appropriate maximum price specified in the Second Schedule hereto.

(2) The price that may be charged or received by any wholesaler (including a producer selling otherwise than by way of retail) for any eggs to which this Order applies, sold elsewhere than in a marketing area, shall not exceed the appropriate maximum price specified in the Third Schedule hereto.

(3) Notwithstanding anything in the foregoing provisions of this clause, the maximum price that may be charged or received by any producer for preserved eggs sold in a quantity of less than 30 dozen to any person authorized under the provisions of paragraph (a) of subclause (2) of Regulation 4 of the Egg Marketing Emergency Regulations 1942\*\* to purchase such eggs when sold in any marketing area within an egg-price area or elsewhere than in a marketing area, shall be the appropriate maximum price fixed for preserved eggs in either the Second or the Third Schedule hereto (whichever is applicable) as amended or substituted from time to time, reduced by  $\frac{1}{2}$ d.

## FIXING MAXIMUM RETAIL PRICES OF EGGS TO WHICH THIS ORDER APPLIES

8. The maximum retail price that may be charged or received by any retailer (including a producer) for any eggs to which this Order applies shall be—

(a) For eggs sold in any marketing area within an egg-price area the appropriate maximum price specified in the Fourth Schedule hereto.

(b) For eggs sold elsewhere than in a marketing area the appropriate maximum price specified in the Fifth Schedule hereto.

## Retailers to Exhibit Prices

9. Every retailer who offers or exposes any eggs to which this Order applies for sale in any shop shall keep in a prominent position in such proximity to the eggs 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 classification of the eggs, according to whether they are “Heavy Grade”, “Standard Grade”, “Medium Grade”, “Pullet Grade”, or “Mixed”, (in the case of hen-eggs) or “Large”, “Small”, or “Mixed” (in the case of duck-eggs), and the retail price per dozen of the eggs.

## PROVISION FOR SPECIAL PRICES

10. Subject to such conditions, if any, as it thinks fit, the Tribunal, on application by any wholesaler or retailer, may authorize special maximum prices in respect of any eggs to which this Order applies, where special circumstances exist, or 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 eggs, or may relate generally to all eggs to which this Order applies sold by the wholesaler or retailer while the approval remains in force.

## FIRST SCHEDULE

## THE WELLINGTON EGG-PRICE AREA

THE counties of Akitio, Castlepoint, Clifton, Dannevirke, Egmont, Eketahuna, Eltham, Featherston, Hawera, Horowhenua, Hutt, Inglewood, Kairanga, Kiwitea, Makara, Manawatu, Masterton, Mauriceville, Oroua, Pahiatua, Patea, Pohangina, Rangitikei, Stratford, Taranaki, Waimate West, Wairarapa South, Waitotara, Wanganui, Weber, Whangamomona, and Woodville (in the North Island), and the counties of Sounds, Collingwood, Takaka, Waimea, Marlborough, and Awatere (in the South Island), together with all cities, boroughs, and town districts included in the area by virtue of clause 3 (2) of this Order.

## THE HAWKE'S BAY EGG-PRICE AREA

THE counties of Patangata, Waipukurau, Waipawa, Hawke's Bay, Cook, and Wairoa, together with all boroughs and town districts included in the area by virtue of clause 3 (2) of this Order.

## THE AUCKLAND EGG-PRICE AREA

All that part of the North Island that is not included in the Wellington Egg-price Area or the Hawke's Bay Egg-price Area.

## THE CHRISTCHURCH EGG-PRICE AREA

THE counties of Kaikoura, Amuri, Cheviot, Waipara, Tawera, Ashley, Kowhai, Oxford, Rangiora, Eyre, Waimairi, Mount Herbert, Heathcote, Paparua, Akaroa, Wairewa, Halswell, Springs, Ellesmere, Malvern, Selwyn, Ashburton, Geraldine, Mackenzie, and Levels, together with the city of Christchurch and all boroughs and town districts included in the area by virtue of clause 3 (2) of this Order.

## THE WESTLAND EGG-PRICE AREA

THE counties of Buller, Murchison, Inangahua, Grey, and Westland, together with all boroughs and town districts included in the area by virtue of clause 3 (2) of this Order.

## THE DUNEDIN EGG-PRICE AREA

All that part of the South Island (including Stewart Island) that is not included in the Wellington Egg-price Area, the Christchurch Egg-price Area, the Westland Egg-price Area, or the Invercargill Egg Marketing area as that area is defined in Price Order No. 1224.

\* Gazette, 12th March, 1943, Vol. I, page 314.

† Gazette, 22nd June, 1944, Vol. II, page 757.

‡ Gazette, 24th May, 1945, Vol. II, page 587.

§ Gazette, 10th November, 1949, Vol. III, page 2648.

|| Gazette, 8th February, 1951, Vol. I, page 148.

¶ Statutory Regulations 1940, Serial number 1940/146, page 505.

\*\* Statutory Regulations 1942, Serial number 1942/179, page 423.