

Price Order No. 1502 (General Price Adjustment)

PURSUANT to 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. 1502 and shall come into force on the 26th day of November 1953.

2. Except as otherwise provided by clause 3 of this Order, this Order applies to all goods manufactured in New Zealand and to services that are subject to a Price Order or to an approval under section 16 of the Control of Prices Act 1947, in force on the date of the coming into force of this Order.

3. Nothing in this Order shall apply to any goods or services referred to in the Schedule to this Order and nothing in this Order shall be construed to affect any Price Order or approval fixing:

- (a) The prices of those goods or services;
- (b) The prices of any other goods not manufactured in New Zealand.

PROVISIONS AS TO SALE OF GOODS

4. Every Price Order and every approval under section 16 of the Control of Prices Act 1947, relating to goods to which this Order applies shall be read and construed as if the maximum price at which the manufacturer thereof was authorized to sell the goods had been increased by an amount not greater than three-quarters of the increase in the manufacturers' wage-costs which would result from increasing, pursuant to the Order of the Court of Arbitration made on the 19th day of November 1953, the rates of remuneration paid by him:

Provided that any increase authorized by this clause shall not in any case exceed the increase in wage-costs actually incurred by the manufacturer pursuant to the said Order of the Court of Arbitration:

Provided also that nothing in this clause shall be deemed to authorize a manufacturer who is also a wholesaler or a retailer to add in respect of any goods manufactured by him any amount for additional wage-costs incurred by him in his business as a wholesaler or as a retailer as a result of the said Order of the Court of Arbitration.

5. (1) Nothing in this Order shall authorize any vendor, other than a manufacturer, who sells any goods to which this Order applies to add to the selling price of the goods any amount for the purpose of recovering the whole or any part of the additional wage-costs incurred by him as a result of the Order of the Court of Arbitration made on the 19th day of November 1953.

(2) Nothing in this Order shall be construed to prevent a vendor of goods to which this Order applies from adding the appropriate percentage or other mark-up to the cost price of the goods where any such percentage or other mark-up is authorized by the Price Order or approval relating to the goods.

6. (1) Every person who sells or proposes to sell any goods of which he is the manufacturer and in respect of which he has made or proposes to make an adjustment of prices in accordance with the provisions of this Order shall forward within fourteen days of making any such adjustment to the Director of Price Control a return showing:

- (a) The prices he charged for similar goods on the 19th day of November 1953, or on the nearest date preceding the 19th day of November 1953, on which he sold any such goods;
- (b) The amount he has charged or proposes to charge for similar goods at the date of making the adjustment pursuant to this order; and
- (c) The amount of the new price or charge represented by any increased costs referred to in clause 4 of this Order.

(2) Every return required to be given under this clause shall be sent by registered letter addressed to the Director of Price Control at Wellington.

(3) Where a return is sent by post in manner prescribed by subclause (2) of this clause it shall be deemed to have been given at the time at which the letter would have been delivered in the ordinary course of post.

(4) In any proceedings for an offence against this clause the burden of proving that any return required to be made under this clause had in fact been made shall be on the defendant.

(5) Where any return has been made pursuant to this clause in respect of any goods it shall not be necessary to make any further return in respect of the same kind of goods unless a charge greater than that shown in the return is made or is proposed to be made in respect of the goods.

PROVISIONS AS TO SUPPLY OF SERVICES

7. Every Price Order and every approval under section 16 of the Control of Prices Act 1947, relating to services to which this Order applies shall be read and construed as if the maximum price or charge at which the supplier thereof was authorized to sell the services had been increased by an amount not greater than three-quarters of the increase in the supplier's wage-costs which would result from increasing, pursuant to the Order of the Court of Arbitration made on the 19th day of November 1953, the rates of remuneration paid by him:

Provided that any increase authorized by this clause shall not in any case exceed the increase in wage-costs actually incurred by the supplier pursuant to the said Order of the Court of Arbitration.

8. (1) Every person who sells or proposes to sell any service in respect of which he has made or proposes to make an adjustment of prices in accordance with the provisions of this Order shall forward within fourteen days of making any such adjustment to the Director of Price Control a return showing:

- (a) The prices he charged for similar services on the 19th day of November 1953, or on the nearest date preceding the 19th day of November 1953, on which he sold any such services;
- (b) The amount he has charged or proposes to charge for similar services at the date of making the adjustment pursuant to this Order; and
- (c) The amount of the new price or charge represented by any increased costs referred to in clause 4 of this Order.

(2) Every return required to be given under this clause shall be sent by registered letter addressed to the Director of Price Control at Wellington.

(3) Where a return is sent by post in manner prescribed by subclause (2) of this clause it shall be deemed to have been given at the time at which the letter would have been delivered in the ordinary course of post.

(4) In any proceedings for an offence against this clause the burden of proving that any return required to be made under this clause had in fact been made shall be on the defendant.

(5) Where any return has been made pursuant to this clause in respect of any services it shall not be necessary to make any further return in respect of the same kind of services unless a charge greater than that shown in the return is made or is proposed to be made in respect of the services.

GENERAL

9. Every Price Order and approval under section 16 of the Control of Prices Act 1947, relating to goods or services to which this Order applies shall be read subject to the provisions of this Order.

10. Nothing in this Order shall be construed to affect the right of the vendor of any goods imported into New Zealand to adjust the selling price of any such goods in accordance with the provisions of any Price Order or approval, other than this Price Order, relating to the goods.

SCHEDULE

Apparel, softgoods, and textiles unless otherwise exempted from the provisions of Part III of the Control of Prices Act 1947.

Asbestos-cement products.

Asbestos fibre.

Auctioneers' Commissions on apples, pears, lemons, bananas, and oranges.

Barley, feed, malting, and pearl.

Beans, canned, with or without other ingredients.

Boxes and crates for butter and cheese as defined in the Dairy Produce Regulations 1938.

Bran and pollard.

Bread.

Butter.

Cardboard.

Cases, fruit, as defined in the New Zealand Fruit Price Regulations 1940, Amendment No. 3.

Cement and cement products.

Cheese, cheddar, under four months old.

Cigarette papers.

Containers, fruit and vegetable.

Cornsacks.

Cream, fresh or canned.

Doors for houses.

Drugs and druggists' lines as set out in Price Order 1099.

Eggs.

Fertilizers, inorganic.

Flour and wheatmeal.

Foods as follows:

Bixies, Cornflakes, Granose, Koinies, Puffed Rice, Puffed Wheat, Rice Flakes, San Bran, Vitabrits, Weetbix, Weeties.

Fruits, dried or canned.

Glycerine.

Hairdressing charges.

Honey.

Hops.

Hotel tariffs (licensed and unlicensed hotels and boarding houses.)

Laundry and dry-cleaning charges.

Lime.

Linseed oil.

Liquor or intoxicating liquor, including any spirits, wine, ale, beer, porter, cider, sherry, or other fermented distilled, or spirituous liquor which on analysis is found to contain more than three parts per cent of proof spirit, and including any medicated wines containing more than ten per cent of proof spirit.

Lubricating oils and fuel oils.

Macaroni, spaghetti, and vermicelli.

Meat, canned.

Milk, fresh, condensed, or evaporated, and milk powders.

Motor vehicles.

Motion-picture theatre admission charges.

Nails.

Oatmeal and rolled oats and all proprietary packs prepared therefrom.