Order No. 1 (1961) of the Trade Practices and Prices Commission

In the matter of the Trade Practices Act 1958 and in the matter of an agreement or arrangement between the members of the New Zealand Federation of Funeral Directors, Incorportated and its constituent Associations in respect of funeral and burial services.

Whereas the Trade Practices and Prices Commission has pursuant to section 18 of the Trade Practices Act 1958 conducted an inquiry into an agreement or arrangement between the Auckland and Provincial Funeral Directors' Association, the Canterbury, Westland, Nelson and Marlborough Funeral Directors' Association, the H.B. and East Coast Funeral Directors' Association, the Otago and Southland Funeral Directors Association respectively being the members of the New Zealand Federation of Funeral Directors (Incorporated) and the members of the said constituent Associations respectively whereby the members of the said Federation and the members of its constituent Associations have agreed or arranged to perform adult funeral and burial services at not less than an agreed minimum charge.

And whereas the Trade Practices and Prices Commission is of opinion that the said agreement or arrangement is a trade practice which is contrary to the public interest now therefore the Trade Practices and Prices Commission pursuant to sections 19 and 21 of the Trade Practices Act 1958 by consent hereby orders the said Federation and its members not to revive the said practice of entering into contracts on behalf of the members of the said Associations or to observe any other practice of substantially the same nature or to repeat in any form the said practice

And further orders the said Federation and its constituent Associations respectively to advise each of their members in writing on or before the 30th day of April 1961 that no further such contracts will be made on their behalf and that each Association member will as from the date of publication of this order be free to tender individually for such contracts at such price or prices and on such terms and conditions as such member may determine.

Dated at Wellington this 10th day of March 1961.

The seal of the Trade Practices and Prices Commission was affixed hereto in the presence of—

F. F. SIMMONS, Member.

Order No. 2 (1961) of the Trade Practices and Prices Commission

In the matter of the Trade Practices Act 1958 and in the matter of an agreement or arrangement between the New Zealand Federation of Funeral Directors (Incorporated) and its member Associations in respect of removal and allied services.

Whereas the Trade Practices and Prices Commission has pursuant to section 18 of the Trade Practices Act 1958 conducted an inquiry into an agreement or arrangement between the New Zealand Federation of Funeral Directors (Incorporated) and its member Associations respectively to termin ate the said agreements or arrangements as such member may determine.

And further orders the said Federation and its member Associations respectively to advise each of their members in writing on or before the 30th day of April 1961 that no further such contracts will be made on their behalf and that each Association member will as from the date of publication of this order be free to tender individually for such contracts at such price or prices and on such terms and conditions as such member may determine.

Dated at Wellington this 10th day of March 1961.

The seal of the Trade Practices and Prices Commission was affixed hereto in the presence of—

R. D. CHRISTIE, Member.
F. F. SIMMONS, Member.

Order No. 3 (1961) of the Trade Practices and Prices Commission

In the matter of the Trade Practices Act 1958 and in the matter of the agreements or arrangements between the Auckland and Provincial, the Wellington Provincial, the Canterbury, Westland, Nelson and Marlborough Funeral Directors' Association and its members, the Wellington Provincial Funeral Directors' Association and its members, the Canterbury, Westland, Nelson and Marlborough Funeral Directors' Association and its members, the Otago and Southland Funeral Directors' Association and its members covering funeral burial and allied services to be performed on behalf of the New Zealand Government Stores Board whereby the said respective Associations agree to contract on behalf of their respective members with the New Zealand Government Stores Board in respect of the performance by the said members of funeral burial and allied services of patients of hospitals of the Mental Hygiene Divi sion of the Department of Health upon terms and conditions agreed upon between the said respective Associations and the New Zealand Government Stores Board.

Whereas the Trade Practices and Prices Commission has pursuant to section 18 of the Trade Practices Act 1958 conducted an inquiry into the respective agreements or arrangements between the Auckland and Provincial Funeral Directors' Association and its members, the Wellington Provincial Funeral Directors' Association and its members, the Canterbury, Westland, Nelson and Marlborough Funeral Directors' Association and its members, and the Otago and Southland Funeral Directors' Association and its members covering funeral burial and allied services to be performed on behalf of the New Zealand Government Stores Board whereby the said respective Associations agree to contract on behalf of their respective members with the New Zealand Government Stores Board in respect of the performance by the said members of funeral burial and allied services of patients of hospitals of the Mental Hygiene Division of the Department of Health upon terms and conditions agreed upon between the said respective Associations and the New Zealand Government Stores Board.

And whereas the Trade Practices and Prices Commission is of opinion that the said agreements or arrangements are trade practices which are contrary to the public interest now therefore the Trade Practices and Prices Commission pursuant to sections 19 and 21 of the Trade Practices Act 1958 by consent hereby orders the said Associations and their members respectively to terminate the said agreements or arrangements as from and including the 1st day of May 1961.

And further orders the said Associations and their members respectively from and including the said 1st day of May 1961 not to revive the said agreements or arrangements to enter into any agreements or arrangements of substantially the same nature.

And further orders the said Federation to discontinue the practice of entering into contracts for removal and allied services with the Police Department on behalf of the members of the said Associations and to terminate any such existing contracts on the 30th day of April 1961.

And further orders the said Federation and its members not to revive the said practice of entering into contracts on behalf of the members of the said Associations or to observe any other practice of substantially the same nature or to repeat in any form the said practice.

And further orders the said Federation and its member Associations respectively to advise each of their members in writing on or before the 30th day of April 1961 that no further such contracts will be made on their behalf and that each Association member will as from the date of publication of this order be free to tender individually for such contracts at such price or prices and on such terms and conditions as such member may determine.

Dated at Wellington this 10th day of March 1961.

The seal of the Trade Practices and Prices Commission was affixed hereto in the presence of—

R. D. CHRISTIE, Member.
F. F. SIMMONS, Member.