

Price Order No. 2041 (Eggs)

PURSUANT to the Control of Prices Act 1947, the Price Tribunal hereby makes the following price order:

PRELIMINARY

1. This order may be cited as Price Order No. 2041 and shall come into force on the 10th day of July 1967.

2. (1) Price Orders No. 1943*, 1949,¹ 1952,² 1954,³ 1959,⁴ 1972,⁵ 1978,⁶ 1987,⁷ 1989,⁸ 1991,⁹ 1992,¹⁰ 2002,¹¹ 2003,¹² 2007,¹³ 2009,¹⁴ 2017,¹⁵ 2018,¹⁶ 2019,¹⁷ 2027,¹⁸ and 2038¹⁹ 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. In this order unless the context otherwise requires—

“Hamilton Egg Marketing Area” means the area so constituted under the Egg Marketing Authority Regulations 1953†.

“Marlborough District” means the district comprising the counties of Awatere, Marlborough, and Sounds, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Nelson District” means the district comprising the counties of Collingwood, Takaka, and Waimea, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Northland District” means the district comprising the counties of Otamatea, Hobson, Bay of Islands, Whangarei, Hokianga, Whangaroa, and Mangonui, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Taranaki District” means the district comprising the counties of Taranaki, Clifton, Egmont, Inglewood, Stratford, Eltham, Waimate West, and Hawera, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Wellington Egg Marketing Area” means the area so constituted under the Egg Marketing Authority Regulations 1953†:

“Westland District” means the district comprising the counties of Buller, Murchison, Inangahua, Grey, and Westland, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Cartoned eggs” means eggs which are packed and supplied by a licensed distributor to a retailer and sold by a retailer to a consumer packed in a divisible “Safety” egg carton or in a “Unibox” carton.

“Licensed distributor” means the holder of a distributor’s licence under the Egg Marketing Authority Regulations 1953.

In this price order the terms “decimal currency”, “existing currency”, and “transitional period” shall have the same meaning as in the Decimal Currency Act 1964.

APPLICATION OF THIS ORDER

4. This order applies in respect to all sales in New Zealand whether wholesale or retail, of eggs of domestic fowls or ducks, but does not apply to eggs transferred between licensed distributors or used in the manufacture of egg pulp or to the sale of eggs which the vendor proves were sold for the purposes 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 licensed distributor, or retailer shall be classified in the following sizes as “Large 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 Authority Regulations 1953, 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 “Large 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, licensed distributor, 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 2½ oz shall be classified as “Large”.

(b) All eggs of a weight less than 2½ 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 prices that may be charged or received by any licensed distributor for any eggs to which this order applies shall not exceed the appropriate maximum price specified in the First Schedule hereto.

(2) Every licensed distributor (including a producer selling otherwise than by way of retail) who sells any eggs to which this order applies shall specify in the relevant invoices with respect to each item the classification of the eggs comprised in the item.

FIXING MAXIMUM RETAIL PRICES OF EGGS TO WHICH THIS ORDER APPLIES

8. (1) 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 the appropriate maximum price specified in the Second Schedule hereto.

(2) Where, in this price order, retail prices are expressed both in decimal currency and in existing currency, the prices expressed in decimal currency shall be the prices applicable from 10 July 1967, unless, because of difficulties relating to machine conversion, a trader continues to deal during the transitional period exclusively or principally in existing currency, in which case the prices applicable shall be those expressed in existing currency.

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 “Large 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.

FIXING MAXIMUM WHOLESALE AND RETAIL PRICES FOR CARTONED AND LOOSE CHILLED HEN EGGS TO WHICH THIS ORDER APPLIES

10. The maximum wholesale or retail price that may be charged or received by any licensed distributor or retailer for cartoned or loose chilled hen eggs to which this order applies shall be the appropriate maximum price specified in the Schedules hereto, reduced by 6d. per dozen, or 5 cents per dozen.

PROVISION FOR SPECIAL PRICES

11. (1) Subject to such conditions, if any, as it thinks fit, the Price Tribunal, on application by any licensed distributor or retailer, may authorise an addition to the maximum prices fixed from time to time in respect to any eggs to which this order applies where special circumstances exist or for any reason extraordinary charges (freight or otherwise) are incurred by the licensed distributor 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 licensed distributor or retailer while the approval remains in force.

(2) Where in terms of clause 11 (1) hereof the Price Tribunal has authorised an addition to the maximum First Schedule prices for eggs a retailer, on being notified in writing to this effect by the licensed distributor, may add the extra amount so authorised to the maximum Second Schedule prices for cartoned eggs.

S.R. 1953/156

*Gazette, 2 July 1964, Vol. II, p. 1086

¹Gazette, 23 July 1964, Vol. II, p. 1203

²Gazette, 11 September 1964, Vol. III, p. 1553

³Gazette, 23 October 1964, Vol. III, p. 1873

⁴Gazette, 20 November 1964, Vol. III, p. 2215

⁵Gazette, 19 February 1965, Vol. I, p. 247

⁶Gazette, 21 May 1965, Vol. II, p. 821

⁷Gazette, 17 September 1965, Vol. III, p. 1575

⁸Gazette, 15 October 1965, Vol. III, p. 1797

⁹Gazette, 12 November 1965, Vol. III, p. 2039

¹⁰Gazette, 26 November 1965, Vol. III, p. 2111

¹¹Gazette, 4 February 1966, Vol. I, p. 143

¹²Gazette, 11 March 1966, Vol. I, p. 367

¹³Gazette, 6 May 1966, Vol. II, p. 755

¹⁴Gazette, 3 June 1966, Vol. II, p. 919

¹⁵Gazette, 30 September 1966, Vol. III, p. 1519

¹⁶Gazette, 2 December 1966, Vol. III, p. 2033

¹⁷Gazette, 16 December 1966, Vol. III, p. 2107

¹⁸Gazette, 3 March 1967, Vol. I, p. 335

¹⁹Gazette, 22 June 1967, Vol. II, p. 1081