SUPPLEMENT
TO THE
NEW ZEALAND GAZETTE
OF
THURSDAY, 12 FEBRUARY 1981

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WELLINGTON: FRIDAY, 13 FEBRUARY 1981

Price Order No. 194 (Spirits and Beer)

Pursuant to the Commerce Act 1975, I, Desmond James Gasson, pursuant to a delegation from the Secretary of Trade and Industry, hereby make the following price order:

PRELIMINARY

1. This order may be cited as Price Order No. 194 and shall come into force on the 16th day of February 1981.

2. (1) Price Order No. 185* is hereby revoked.

(2) The revocation of the said price 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, unless the context otherwise requires—

“Low strength beer” means beer which does not exceed 3.0 percent alcohol by volume;

“Standard strength beer” means beer which exceeds 3.0 percent but does not exceed 4.35 percent alcohol by volume;

“Litre” means litre as defined in the Weights and Measures Metric Equivalents Order 1972;

“Millilitre or ml” means millilitre as defined in the Weights and Measures Metric Equivalents Order 1972;

“Standard Measure” means 18 ml;

“Licensing Trust” means any Licensing Trust to which the Licensing Trusts Act 1949 applies and includes the Invercargill Licensing Trust and the Masterton Licensing Trust;

“Bacardi Rum” means rum sold under the trade name of Ron Bacardi;

“Ron Rico” means rum sold under the trade name of Ron Rico;

“Bourbon” means that whisky which is distilled in Kentucky or neighbouring states and is imported with a Certificate of Origin and Age of Distilled Spirits issued by the United States of America Department of Treasury;

“Imported Whisky other than Scotch or Irish” means all imported whisky other than Scotch or Irish whisky and includes Rye, Corn, or Japanese whisky;

“New Zealand Whisky” means whisky produced and blended in New Zealand by Wilson Distillers Ltd., Dunedin;

“Ron Barbado” means that spirit sold under the trade name of Ron Barbado;

4. In this order, unless the context otherwise requires—

(a) The Act means the Commerce Act 1975, and

(b) Terms and expressions defined in the Act have the meanings so defined.

APPLICATION OF THIS ORDER

5. This order shall apply—

(a) To all intoxicating liquor sold in public bars of hotels, taverns, or other premises licensed under the Sale of Liquor Act 1962, or sold in public bars administered by any Licensing Trust, and

(b) To all draught beer in flagons, and bottled beer in bottles containing not less than 745 ml sold for consumption off the premises in—

(i) Hotels and Taverns licensed under the Sale of Liquor Act 1962, and

(ii) Licensing Trusts.

MAXIMUM PRICES OF BEER SOLD IN PUBLIC BARS

6. Subject to the provisions of this order, the maximum price that may be charged for beer sold in public bars shall be—

(a) For beer served in a container manufactured to a capacity of 570 ml and having a capacity of not less than 565 ml, 77 cents.

(b) For beer served in a container manufactured to a capacity of 500 ml and having a capacity of not less than 495 ml, 69 cents.

(c) For beer served in a container manufactured to a capacity of 400 ml and having a capacity of not less than 395 ml, 55 cents.

(d) For beer served in a container manufactured to a capacity of 340 ml and having a capacity of not less than 335 ml, 47 cents.
(e) For beer served in a container manufactured to a
capacity of 300 ml and having a capacity of not less
than 295 ml, 43 cents.

(f) For beer served in a container manufactured to a
capacity of 280 ml and having a capacity of not less
than 275 ml, 40 cents.

(g) For beer served in a container manufactured to a
capacity of 225 ml and having a capacity of not less
than 220 ml, 32 cents.

(h) For beer served in a container manufactured to a
capacity of 200 ml and having a capacity of not less
than 195 ml, 31 cents.

(i) For beer served in a container manufactured to a
capacity of 140 ml and having a capacity of not less
than 135 ml, 26 cents.

(j) For beer served in a jug manufactured to a capacity
of 1 litre and having a capacity of not less than 990 ml:
— $1.27 for low strength beer;
— $1.32 for standard strength beer.

(k) For beer served in a container other than those specified
in paragraphs (a) to (j) of this clause, a price
authorised by the Secretary or a price calculated as follows—
manufactured capacity of the
container expressed in ml
$1.32 ×
1000
Provided that if the price so calculated contains a
fraction of a cent the price shall be rounded to the
nearest whole cent.

(l) For beer sold in bottles containing not less than 745 ml
the authorised price a bottle ruling at the particular
premises on 15 February 1981, increased by 5 cents
a bottle.

(m) For beer sold in bottles containing less than 745 ml the
authorised price a bottle ruling at the particular
premises on 15 February 1981, increased by 3 cents
a bottle.

(n) For beer sold in cans:
(i) In the case of 340 ml cans, the authorised price
a can ruling at the particular premises on 15 February
1981, increased by 4 cents a can.
(ii) In the case of 460 ml cans, the authorised price
a can ruling at the particular premises on 15 February
1981, increased by 6 cents a can.

Provided that in respect of those hotels and taverns which
did not on 15 February 1981 have an authorised price for the
bottles or cans specified in paragraphs (l) to (n) inclusive
of this clause the price shall be the price authorised by the
Secretary or the price calculated at the rate of one-tenth
of 1 cent per millilitre of beer contained in the bottle or can.

Provided further that if the price so calculated contains a
fraction of a cent the price shall be rounded to the nearest
whole cent.

MAXIMUM PRICES OF SPIRITS SOLD IN PUBLIC BARS

7. Subject to the provisions of this order, the maximum
price that may be charged shall be—

For each standard measure of spirits sold in public bars in
premises licensed under the Sale of Liquor Act 1962 or sold
in public bars administered by any Licensing Trust.

<table>
<thead>
<tr>
<th>Spirit</th>
<th>Price per 1000 ml</th>
</tr>
</thead>
<tbody>
<tr>
<td>Scotch Whisky</td>
<td>62</td>
</tr>
<tr>
<td>Irish Whisky</td>
<td>60</td>
</tr>
<tr>
<td>Bacardi Rum</td>
<td>60</td>
</tr>
<tr>
<td>Bourbon</td>
<td>59</td>
</tr>
<tr>
<td>Ron Rico</td>
<td>57</td>
</tr>
<tr>
<td>Rum</td>
<td>56</td>
</tr>
<tr>
<td>Imported Whisky</td>
<td>55</td>
</tr>
<tr>
<td>Other than Scotch or Irish</td>
<td>52</td>
</tr>
<tr>
<td>Brandy</td>
<td>52</td>
</tr>
<tr>
<td>New Zealand Whisky</td>
<td>51</td>
</tr>
</tbody>
</table>

8. Where aerated water or cordial is added to any glass of
spirits to which this order applies, the maximum price of such
spirits may be increased by 12 cents a glass. Nothing in this
paragraph shall affect the sale by the bottle of aerated water
or cordial as a separate transaction.

Provided that where aerated water or cordial is requested
to be added to spirits and served in a glass with a capacity in
excess of 140 ml, the maximum price of such spirits may
be increased by 16 cents a glass.

MAXIMUM PRICES OF BEER SOLD FOR CONSUMPTION
OFF THE LICENSED PREMISES

9. Subject to the provisions of this order, the maximum
price that may be charged for beer for consumption off the
licensed premises shall be—

(a) For beer sold in bottles containing not less than 745 ml
the authorised price ruling at the particular premises
on 15 February 1981, increased by 5 cents a bottle or
by 48 cents a dozen.

Provided that in respect of hotels and taverns which did
not on 15 February 1981 have an authorised price for bottles
containing not less than 745 ml of beer for consumption off
licensed premises the price shall be the price authorised by
the Secretary or the price calculated at the rate of one-
tenth of 1 cent per millilitre sold.

Provided further that if the price so calculated contains a
fraction of a cent the price shall be rounded to the nearest
whole cent.

(b) For beer sold in flagons manufactured to a capacity
of 2.27 litres and having a capacity of not less than
2.25 litres, $2.66.

(c) The additional charge for flagons supplied by the
licensee shall not exceed 40 cents.

(d) No additional charge shall be made where an empty
flagon is supplied by the customer.

GENERAL

10. Notwithstanding anything in the foregoing provisions of
the order and subject to such conditions, if any, as he thinks
fit, the Secretary, on application by the licensee of any
licensed premises, may authorise special maximum prices in
respect of any beer or spirits to which this order applies
where special circumstances exist or for any reason extra-
ordinary charges (freight or otherwise) are incurred by the
applicant. Any authority given by the Secretary under this
clause shall be exhibited in the manner prescribed by clause 11
below.

11. Every licensee or manager of licensed premises shall
keep this Price Order or a statement of the retail prices
prominently displayed—

(a) In the public bar, and

(b) In every place on the premises where draught beer in
flagons, and bottled beer in bottles containing not
less than 745 ml is sold for consumption off
the premises, in such a position as to be easily read by
customers without having to ask for its production
and without having to obtain permission to examine
it.

Dated at Wellington this 11th day of February 1981.

D. J. GASSON,
Director, Stabilisation of Prices and Enforcement.

*New Zealand Gazette, 4 December 1980, No. 141, p. 3819
TS.R. 1972/186.

(T. and L.)