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SUPPLEMENT

TO THE

NEW ZEALAND GAZETTE

OF

THURSDAY, 9 JULY 1981

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WELLINGTON: MONDAY, 13 JULY 1981

Price Order No. 216 (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. 216 and shall come into force on the 14th day of July 1981.

2. (1) Price Order No. 209* 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, 82 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, 73 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, 58 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, 50 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, 46 cents.
(f) For beer served in a container manufactured to a capacity of 285 ml and having a capacity of not less than 280 ml, 43 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, 35 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, 34 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, 28 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:
— $1.36 for low strength beer;
— $1.41 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—

$$\$1.41 \times \frac{\text{manufactured capacity of the container expressed in ml}}{1000}$$

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 13 July 1981, increased by 3 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 13 July 1981, increased by 1 cent 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 13 July 1981, increased by 1 cent a can.
(ii) In the case of 460 ml cans, the authorised price a can ruling at the particular premises on 13 July 1981, increased by 2 cents a can.

Provided that in respect of those hotels and taverns which did not on 13 July 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.

	cents
Scotch Whisky	65
Irish Whisky	63
Bacardi Rum	63
Bourbon	63
Ron Rico	60
Rum	59
Imported Whisky other than Scotch or Irish	59
Brandy	55
New Zealand Whisky	53
Ron Barbado	51
Vodka	51
Gin	50
Square Gin	49

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 13 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 17 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 13 July 1981, increased by 3 cents a bottle or by 36 cents a dozen.

Provided that in respect of hotels and taverns which did not on 13 July 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, $2.84.
(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 extraordinary 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 10th day of July 1981.

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

New Zealand Gazette, 18 June 1981, No. 72, p. 1697
†S.R. 1972/186

(T. and I.)

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