



NEW ZEALAND GAZETTE

EXTRAORDINARY.

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Regulations as to the Importation, Sale, and Distribution of Petrol.

LIVERPOOL, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this ninth day of July, 1918.

Present :

THE HONOURABLE W. H. HERRIES PRESIDING IN COUNCIL.

WHEREAS by section forty-six of the Customs Act, 1913, as extended by section two of the Regulation of Trade and Commerce Amendment Act, 1915, it is enacted that the Governor-General in Council may prohibit the importation of any goods if the prohibition of the importation thereof is in his opinion necessary in the public interest, and that such prohibition may be either absolute or such as to allow the importation of such goods subject to any conditions or restrictions: And whereas in the opinion of the Governor-General it is necessary in the public interest, by reason of the conditions created by the present war, to prohibit the importation of petrol to the extent and in the manner hereinafter appearing: And whereas by section thirty-five of the War Legislation Act, 1917, it is enacted that the Governor-General in Council may by regulations under the War Regulations Act, 1914, make such provisions as, having regard to the exigencies of the present war or the conditions created thereby, he thinks advisable for the maintenance, control, regulation, and management of any industry or business that may be regarded by him as essential for or affecting the public welfare: And whereas the importation, sale, distribution, and supply of petrol is in the opinion of the Governor-General an industry or business essential for the public welfare, and it is desirable to make regulations for its control and regulation accordingly: And whereas by section two of the Regulation of Trade and Commerce Act, 1914, it is enacted that the Governor-General in Council may by Order in Council gazetted fix and determine the maximum price in New Zealand of any class of goods: And whereas it is desirable that such last-mentioned power should be exercised in respect of petrol:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of that Dominion, doth hereby, in exercise of the several authorities aforesaid, make the regulations contained in Part I of the Schedule hereto; and doth hereby, in exercise of the powers conferred as aforesaid by the Customs Act, 1913, make the regulations contained in Part II of the Schedule hereto; and doth hereby, in exercise of the powers conferred

as aforesaid by the War Legislation Act, 1917, make under the War Regulations Act, 1914, the regulations contained in Part III of the Schedule hereto; and doth hereby, in exercise of the powers conferred as aforesaid by the Regulation of Trade and Commerce Act, 1914, make the regulations contained in Part IV of the Schedule hereto.

SCHEDULE.

PART I.—GENERAL.

1. THE regulations contained in this Schedule may be cited as the Petrol Regulations.

2. In this Schedule—

“Minister in Charge” means a member of the Executive Council charged by the Governor-General with the administration of the Petrol Regulations:

“Board of Trade” means the Board of Trade established under the Cost of Living Act, 1915:

“Petrol” means and includes petrol, benzine, motor-spirit, naphtha, gasolene, distillate, naphthalate, and every other form or product of petroleum (with the exception of benzoline) which gives off an inflammable vapour at a temperature of less than 100 degrees Fahrenheit.

3. All powers and authorities conferred by these regulations on the Board of Trade may be exercised by any two members of that Board.

4. For the assistance of the Minister in Charge and the Board of Trade in the exercise of the powers and authorities conferred by these regulations there shall be an advisory committee, to be known as the Petrol Committee, which shall consist of such representatives of those who are engaged in the business of importing or selling petrol as the Minister in Charge, on the recommendation of the Board of Trade, may from time to time appoint, to hold office during his pleasure.

PART II.—IMPORTATION OF PETROL.

5. No petrol shall be imported into New Zealand except in pursuance of an import-license issued to the importer by the Minister in Charge on the recommendation of the Board of Trade.

6. Every such import-license shall be revocable at the will of the Minister in Charge.

7. Any such import-license may either relate to a specific consignment of petrol, or may be a general authority to import petrol during the currency of the license with or without any restriction as to quantity, time, or port of importation.

8. No such import-license shall be granted to any importer until the importer has entered into a written agreement with the Minister in Charge on behalf of the Crown containing the terms and conditions following, together with any other terms or conditions which the Minister on the advice of the Board of Trade thinks necessary for the due control of the importation, sale, supply, or distribution of petrol:—

- (a.) That the agreement will remain in force during the currency of the license and until the licensee has disposed of all petrol imported in pursuance thereof:
- (b.) That the licensee will, when he deals with a consumer, limit that consumer to a quantity of petrol not exceeding four weeks' supply, or such greater or less supply as may be determined upon from time to time by the Minister in Charge on the advice of the Board of Trade:
- (c.) That the licensee will, when he deals with a wholesale or retail distributor, limit that distributor to a quantity of petrol not exceeding four weeks' supply, or such greater or less supply as may be determined from time to time by the Minister in Charge on the advice of the Board of Trade:
- (d.) That when the licensee knows or has reasonable grounds to suspect that a consumer or distributor is already in possession of more than the supply specified in the two last preceding paragraphs, he will refuse to supply that consumer or distributor with any further petrol during such period as will reasonably suffice to reduce his stocks to the quantity so prescribed:
- (e.) That the licensee in supplying petrol will give preference to those requiring it for essential uses as defined by the Minister in Charge on the advice of the Board of Trade:
- (f.) That the licensee will keep accurate records of all sales of petrol, and will permit such records to be inspected at all times by any officer authorized for that purpose by the Minister in Charge:

- (g.) That at the request of the Minister in Charge the licensee will refuse supplies of petrol to any consumer or distributor until that consumer or distributor has furnished to the Minister such particulars as he may require with regard to the holding, disposition, or use of supplies of petrol by that consumer or distributor :
- (h.) That the licensee will not sell petrol at prices in excess of those which may be approved from time to time by the Board of Trade :
- (i.) That the licensee will from time to time as required make to the Minister in Charge or to the Board of Trade such returns relative to the business of the licensee in regard to petrol as the Minister or Board may require for the purpose of the effective control of the importation, sale, supply, or distribution of petrol, such returns to be verified by statutory declaration if required :
- (j.) That before the issue of any such license the licensee will give security to the Crown for the due observance of the terms and conditions of such agreement in the sum of £500, or such lesser sum as the Minister may on the advice of the Board of Trade think sufficient, such security to be given by the deposit of money with the Minister in Charge, or in such other manner as the Minister on the advice of the Board of Trade may think sufficient :
- (k.) That if any dispute arises between the licensee and the Minister in Charge as to the interpretation or effect of such agreement, or as to any breach thereof by the licensee, the dispute shall be referred to the Board of Trade, whose decision shall be final.

PART III.—PURCHASE OF PETROL.

9. (1.) Save in pursuance of a distributing license issued by the Minister in Charge on the recommendation of the Board of Trade, it shall not be lawful for any person to acquire under a contract of sale or otherwise (whether such contract is made before or after the coming into operation of these regulations) the ownership or possession of more than four thousand gallons of petrol at one time (other than petrol imported by himself).

(2.) The exercise by any person of any powers of disposition over any petrol not then already in the ownership or possession of that person shall be deemed to be an acquisition of the possession thereof within the meaning of this regulation.

(3.) All petrol the ownership or possession of which is acquired by any person, whether from the same or from different persons, within any period of twenty-eight days shall be deemed to have been acquired at one time within the meaning of this regulation.

10. A license granted under this Part of these regulations shall be revocable at the will of the Minister in Charge.

11. Any such license may be granted on such terms and conditions, whether as to the disposition of the petrol to be so acquired or otherwise, as the Minister in Charge on the advice of the Board of Trade thinks necessary in the public interest for the due control of the sale, supply, or distribution of petrol.

12. The Board of Trade may from time to time require any person to make to the Board a return of all stocks of petrol held by him, and it shall be the duty of that person forthwith to make such return accordingly, verified if the Board so requires by a statutory declaration.

13. Every person shall be guilty of an offence and shall be liable under the War Regulations Act, 1914, accordingly who—

- (a.) Acquires the ownership or possession of petrol in breach of the provisions of this Part of these regulations ; or
- (b.) Commits any breach of the terms or conditions on which a license has been granted to him under this Part of these regulations ; or
- (c.) Obtains any such license on a false representation ; or
- (d.) Fails to make any return required from him in pursuance of these regulations ; or
- (e.) Makes any such return which is false in any respect ; or
- (f.) Makes any false representation for the purpose of obtaining a supply of petrol from any other person.

PART IV.—PRICE OF PETROL.

14. In this Part of these regulations—

The term " Class A " means petrol, motor-spirit, benzine, naphtha, and gasolene :

The term " Class B " means distillate and naphthalate :

The term " port " means a port of entry under the Customs Act, 1913.

15. The maximum retail price of petrol at the ports named in the following table shall be the price set out in that table.

At Auckland, Wellington, Christchurch, and Dunedin.

			Per Case of not less than 8 Gallons.	Per Tin of not less than 4 Gallons.	Less than 4 Gallons. Per Gallon.
Class A	..	..	27/6	13/9	3/6
Class B	..	..	22/6	11/3	3/-

At Napier and Timaru.

Class A	..	..	28/-	14/-	3/7
Class B	..	..	23/-	11/6	3/1

At Wanganui, New Plymouth, and Gisborne.

Class A	..	..	29/-	14/6	3/9
Class B	..	..	24/-	12/-	3/3

At Invercargill.

Class A	..	..	29/6	14/9	3/9
Class B	..	..	24/6	12/3	3/3

16. At any place other than the aforesaid ports the maximum retail price of petrol shall be the maximum retail price fixed as aforesaid for the port from which the seller customarily obtains his supply of petrol, or where there is no such customary port of supply, then for the nearest port, together in each case with such addition to the maximum retail price for that port as is equivalent to the actual cost of transportation from that port to the place of sale.

J. F. ANDREWS,
Clerk of the Executive Council.

Additional Regulations under the War Regulations Act, 1914.

LIVERPOOL, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this ninth day of July, 1918.

Present:

THE HONOURABLE W. H. HERRIES PRESIDING IN COUNCIL.

IN pursuance and exercise of the powers conferred on him by the War Regulations Act, 1914, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby make the following additional regulations under that Act.

REGULATIONS.

1. IN these regulations "military papers" means, in respect of any person,—

- (a.) A certificate of his enrolment in the Expeditionary Force Reserve established under the Military Service Act, 1916, signed by the Government Statistician; or
- (b.) A certificate of his discharge in consequence of disablement or ill health, from an Expeditionary Force or from some other portion of His Majesty's Forces, after service beyond the seas during the present war; or
- (c.) An instrument granting him leave from military service in an Expeditionary Force for a period not yet expired.

2. (1.) Any man who may reasonably be supposed by any constable to be of military age within the meaning of the Military Service Act, 1916, and who is not in the uniform of the New Zealand Defence Forces or of some other portion of the Military or Naval Forces of His Majesty, may be required by that constable there and then to produce his military papers.

(2.) Any person who, on being required as aforesaid to produce his military papers, fails to produce any such papers may be detained by the constable and kept in custody for such time, not exceeding forty-eight hours, as may be reasonably required for the purpose of ascertaining his identity and whether there are reasonable grounds for charging him with an offence against the Military Service Act, 1916, or the Army Act.

J. F. ANDREWS,
Clerk of the Executive Council.