



SUPPLEMENT

TO THE

NEW ZEALAND GAZETTE

OF

THURSDAY, MAY 4, 1922.

Published by Authority.

WELLINGTON, FRIDAY, MAY 5, 1922.

Amending Regulations under Customs Acts.

JELlicoe, Governor-General.
ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 5th day of May, 1922.

Present :

THE RIGHT HONOURABLE W. F. MASSEY, P.C., PRESIDING IN COUNCIL.

IN pursuance and exercise of the powers and authorities conferred upon him by the Customs Act, 1913, and the Customs Amendment Act, 1921, and of all other powers and authorities enabling him in that behalf, 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 amend the Customs Regulations made by Order in Council on the twenty-second day of December, one thousand nine hundred and twenty-one, and gazetted on the same day, in manner indicated in the Schedule hereto; and doth order that this Order in Council shall be deemed to have come into force on the first day of May, one thousand nine hundred and twenty-two, and to have applied to all goods entered for home consumption on and after that date.

SCHEDULE.

CLAUSE 4 of the Customs Regulations hereinbefore referred to is hereby amended by adding thereto the following :—

“Provided that goods produced or manufactured in a country the produce or manufactures of which are entitled to be entered for duty under the British Preferential Tariff, which after shipment therefrom have entered into the commerce of the Commonwealth of Australia, shall be entitled to be entered for duty under the British Preferential Tariff if the Collector of Customs at the port of entry is satisfied, by the production of a certificate signed by an officer of Customs in Australia, that the said goods are the produce or manufacture of such first-mentioned country: Provided further that, in any special case, the Collector at the port of entry may dispense with the production of the said certificate and admit any such goods under the British Preferential Tariff if he is fully satisfied, by evidence produced to him, that the said goods have been produced or manufactured in a country the produce or manufactures of which are entitled to be entered for duty under the British Preferential Tariff.”

F. D. THOMSON,
Clerk of the Executive Council.

Regulations relating to Stores Control Board.

JELlicoe, Governor-General.
ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 5th day of May, 1922.

Present :

THE RIGHT HONOURABLE W. F. MASSEY, P.C., PRESIDING IN COUNCIL.

WHEREAS by paragraph (d) of subsection two of section three of the Public Revenues Act, 1910, it is provided that the Governor-General may from time to time, by Order in Council, make regulations for the purchase, safe custody, and issue of public stores, and rendering accounts in respect of such stores, and for the audit of such accounts :

Now, therefore, in pursuance and exercise of the powers conferred on him by the said Act, 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 regulations for the purpose of better controlling the purchase, use, and distribution of stores required by Government Departments; and doth declare that the regulations hereby made shall come into force on the twenty-second day of May, one thousand nine hundred and twenty-two.

REGULATIONS.

DEFINITIONS.

1. UNDER these regulations—
 - “Board” means “The Stores Control Board.”
 - “Advisory Committee” means the committee consisting of the Controller of Stores, Railway Department; Stores Manager, Public Works Department; and Stores Manager, Post and Telegraph Department.
 - “Supplies and Tenders Committees” means the separate departmental committees consisting of departmental officers nominated respectively by the Permanent Heads of the New Zealand Railways, Public Works, and Post and Telegraph Departments.
 - “Purchasing Departments” means the Railways Department, the Public Works Department, and the Post and Telegraph Department.
 - “District Supplies and Tenders Committees” means committees of the District Storekeeper representatives of the Railway and Public Works Departments, and such district officer as may be appointed in that behalf by the Permanent Head of the Post and Telegraph Department.

"Chairman" means the Chairman of the Stores Control Board.

"Deputy Chairman" means the Deputy Chairman of the Stores Control Board.

"Government Department" or "Department" means every Department, office, or branch of the service of the Government of New Zealand which is administered separately.

"Minister" means the Minister of the Crown concerned as Ministerial Head of the Department for which stores are required.

"Permanent Head" means the head or principal administrative officer of any Department.

"Secretary" means the executive officer of the Board and Advisory Committee, who shall act as Secretary and Inspector.

"Stores" means any article of a consumable or a non-consumable nature required in carrying out the services of any Government Department, and may also include unserviceable articles, whether old or new, which may or may not possess a value to a Department. "Stores" also includes books, forms, stationery, office furniture, fittings, mechanical office appliances, motor-cars or other vehicles, and office requisites of every description.

2. For the purpose of controlling the purchase and procuring and the receipt, custody, issue, use, distribution, and disposal of all stores for Government Departments there shall be a Board to be known as the "Stores Control Board."

3. Such Board shall consist of the Minister of Public Works, who shall be Chairman, and the officers for the time being holding the following official positions:—

(a.) General Manager of the New Zealand Government Railways.

(b.) The Secretary to the Treasury.

(c.) The Under-Secretary, Department of Public Works.

(d.) The Secretary, Post and Telegraph Department.

Provided that each of the aforesaid officers may nominate an officer of his Department to act as his deputy.

Provided further that the Governor-General, by Order in Council, may add to the number of the Board such further officials as may be deemed expedient.

ATTENDANCE AND DEPUTY MEMBERS.

4. Each member of the Board shall be notified in writing by the Secretary of the time and place of meetings of the Board, and shall attend personally at all meetings; provided that in the event of any member being unable to attend at the time and place appointed, then his deputy shall attend and act in his stead.

CHAIRMAN.

5. The Chairman shall be the Minister for the time being holding the portfolio of Public Works.

DEPUTY CHAIRMAN.

6. The Board shall elect from among its members a Deputy Chairman, who shall hold office until the end of the financial year in which he is elected. In the absence of the Chairman, the Deputy Chairman shall preside at all meetings of the Board. In the absence of both the Chairman and the Deputy Chairman the Board may elect one of its members to preside at the particular meeting.

QUORUM.

7. At all meetings of the Board three members shall form a quorum.

VOTING.

8. The decisions of the Board shall be determined by a majority of votes.

Each member of the Board present at the meeting shall have one vote on any question arising for determination.

The Chairman or Deputy Chairman when presiding shall have a casting-vote as well as a deliberative vote.

MEETINGS OF THE BOARD.

9. The Board shall meet at such times as may be decided by the Chairman.

In the absence of the Chairman the Deputy Chairman shall decide the time of such meetings.

A special meeting of the Board shall be called by the Chairman or, in his absence, by the Deputy Chairman, on receipt of a written request from two members.

The records of the proceedings of the Board shall be kept by the Secretary in the Board minute-book, and the minutes of each meeting shall be confirmed at the next subsequent meeting of the Board.

OFFICERS.

10. The Public Service Commissioner shall, on request by the Board, appoint a Secretary to the Board, and such other officers as may be considered necessary.

The Secretary shall be the chief executive officer of the Board. He shall attend all meetings of the Board and of the Advisory Committee, and shall have, exercise, and discharge such (if any) other functions, rights, and duties as may be prescribed by the Board.

RECORDS OF THE BOARD.

11. The Secretary shall, as directed by the Board, keep the following records:—

- (1.) The minute-books.
- (2.) The Register of Tenders.
- (3.) Register of Complaints against Contractors.
- (4.) Register of Contracts let.
- (5.) Register of Orders placed by the Purchasing Departments.
- (6.) Such other records as the Board may from time to time direct.

FUNCTION OF THE BOARD.

12. The function of the Board shall be generally to control and supervise the purchase of stores requirements for all Government Departments, and direct such action as may be necessary to ensure that such stores are purchased to the best advantage; to consider representations or recommendations from the Advisory Committee, Departmental Supplies and Tenders Committees (submitted through the Advisory Committee), Government Departments, or any other source, and direct the action to be taken in regard thereto; and in any behalf herein or elsewhere mentioned the Board is vested with full authority to so act.

FUNCTION OF THE ADVISORY COMMITTEE.

13. The function of the Advisory Committee shall be to report to the Board on any matters referred to it by the Board for investigation; to submit for the Board's approval three schedules of stores so classified as to enable the Board to allocate as between the New Zealand Railways Department, the Public Works Department, and the Post and Telegraph Department the function of purchasing such stores; to make suggestions for economy in purchase, use, or distribution of stores; to receive reports and suggestions from Supplies and Tenders Committees; to originate any method or assist in any direction leading to economy in connection with the purchase, use, and distribution of Government stores; and generally to co-ordinate the work of the Purchasing Departments.

The Advisory Committee is hereby empowered to call for any information desired from any Government Department, and to call for persons and papers.

FUNCTION OF PURCHASING DEPARTMENTS.

14. It shall be the function of each of the three Purchasing Departments to arrange to procure by public tender, the invitation of quotations, or otherwise to the best advantage all stores coming within its schedule that may be required by Government Departments, and to this end any Department requiring stores must submit (in duplicate) to the Stores Officer of the relative Purchasing Department from time to time requisitions of its requirements, specifying the fullest particulars of same, together with estimates of cost and a certificate that Ministerial or Cabinet sanction of the expenditure proposed has been obtained.

Upon receipt of tenders or quotations, the Supplies and Tenders Committee of the appropriate Purchasing Department shall recommend to the Permanent Head of the requisitioning Department concerned which tender or quotation, if any, should be accepted. The Permanent Head shall then obtain the approval of the Minister in charge of the Department to such acceptance, and thereupon the Purchasing Department shall complete the necessary contract or other documents, or shall arrange with the requisitioning Department to do so, whichever is the more convenient.

The Purchasing Department shall notify the Board's Secretary of the letting of every such contract or the placing of every such order, and it shall be the duty of the Department concerned to furnish immediately detailed particulars of the contract or order to the Secretary.

The Supplies and Tenders Committee of any Purchasing Department is hereby empowered to call upon the services of any departmental officers in connection with requisitions for stores, specifications, estimates, or investigation of tenders and quotations.

Nothing in these regulations shall prevent any Purchasing Department from procuring stores direct from a manufacturer or through his agent when there is no better alternative source of supply.

FUNCTION OF DISTRICT SUPPLIES AND TENDERS COMMITTEES.

15. District Supplies and Tenders Committees shall perform the same function generally as the Head Office committees of Purchasing Departments, but they shall operate only

in regard to local purchases to an extent and value permitted by the Department requiring the stores, or as directed by the Board, and in every case the District Committee must be satisfied that the expenditure proposed is approved by the Department concerned.

On receipt of tenders or quotations the District Supplies and Tenders Committee shall make a recommendation to the district representative of the Permanent Head of the Department for whom purchases are to be made, and such district representative shall then complete the purchase accordingly and in conformity with the regulations or instructions of his Department.

It shall also be the function of District Supplies and Tenders Committees to represent to the Advisory Committee any case coming within the knowledge of the committee where stores are not being procured to the best advantage, or the Board's policy or directions are not being given effect to.

GENERAL.

16. (a.) Any Department having surplus stocks available must immediately furnish full particulars of the same to the Board.

(b.) The Board may require any Department holding surplus stocks to transfer the same for the use of other Departments, at such price, in the event of the two Departments not agreeing, as the Board may determine.

(c.) Any Department becoming aware that stores are available for purchase at prices below market rates must immediately notify the Board.

(d.) It shall be the duty of all Departments to report any unsatisfactory contractor to the Board.

(e.) The Board is hereby empowered to issue to Departments, and to require compliance therewith, any directions it may deem necessary in furtherance of its function and authority to control and direct the purchase, custody, use, distribution, and disposal of Government stores.

(f.) The Board may, in its discretion, grant exemption either wholly or in part from compliance with the procedure herein required or hereafter directed by the Board.

(g.) The Board may disqualify from tendering or quoting, for any period it may consider desirable or necessary, any person, firm, or company found to have been guilty of any default in carrying out a previous contract, or who may be for any other reason considered ineligible.

PURCHASE OF STORES IN CASE OF EXTREME EMERGENCY.

17. Notwithstanding the provisions of these regulations, in cases of extreme urgency the Permanent Head of any Department may authorize the purchase of stores to a value sufficient to cope with the particular emergency, but every such case shall be reported by the Permanent Head to the relative Supplies and Tenders Committee:

Provided that if any condition shall arise whereby the officer in charge of any works is unable to communicate with the Permanent Head of his Department or the relative District Supplies and Tenders Committee, he may purchase sufficient stores to cover the emergency, reporting immediately all particulars to the Permanent Head; but it must be distinctly understood that this course is only to be adopted in cases where approval cannot be obtained within sufficient time to meet the emergency, and that such purchase is limited to the immediate necessary requirements.

F. D. THOMSON,
Clerk of the Executive Council.

*Goods produced or manufactured in the United Kingdom
exported from New Zealand to Australia.*

Customs Department,
Wellington, 5th May, 1922.

IT is hereby notified, for public information, that goods manufactured or produced in the United Kingdom which would be entitled to admission under the British Preferential Tariff in force in Australia if imported direct from the United Kingdom will, as on and from 1st May, 1922, if exported from New Zealand to Australia, be admitted into the Commonwealth under the British Preferential Tariff in force in that country if a certificate signed by a New Zealand Customs officer is submitted that he is satisfied from evidence which has been produced to him that the goods in question are the produce or manufacture of the United Kingdom.

Any person in New Zealand desiring to export any such goods to Australia should apply to the Collector of Customs at the port of shipment for such a certificate, and should produce to the Collector (a) the original invoice from the supplier of the goods in the United Kingdom, and (b) the invoice to be forwarded to the consignee in the Commonwealth duly certified as required by the Australian Customs Regulations.

W. B. MONTGOMERY,
Comptroller of Customs.

By Authority: MARCUS F. MARKS, Government Printer, Wellington.

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