



SUPPLEMENT
TO THE
NEW ZEALAND GAZETTE

OF

THURSDAY, FEBRUARY 24, 1944

Published by Authority

WELLINGTON, WEDNESDAY, MARCH 1, 1944

Price Order No. 199 (Producers' Prices for Milk and Cream sold for Use in Auckland, Wellington, Christchurch, and Dunedin)

PURSUANT to the powers conferred on it by the Control of Prices Emergency Regulations 1939,* the Price Tribunal, acting with the authority of the Minister of Industries and Commerce, doth hereby make the following Price Order:—

PRELIMINARY

1. This Order may be cited as Price Order No. 199, and shall come into force on the 1st day of March, 1944.
2. In this Order—
 - “Gallon”, in relation to milk or cream, means a quantity of milk or cream weighing 10·32 lb.;
 - “Producer”, in relation to milk or cream, means a person engaged in the production of milk or cream intended for sale for human consumption in the form of liquid milk or cream.

APPLICATION OF THIS ORDER

3. Nothing in this Order shall apply with respect to any non-pasteurized milk or cream that is sold for use within the Auckland Metropolitan Milk District constituted under the Auckland Metropolitan Milk Act, 1933.
4. (1) Except as provided in the last preceding clause, this Order applies with respect to all liquid milk or cream which, wherever produced, is ultimately sold by a retailer for human consumption in any of the following areas, namely:—
 - (a) The Auckland Metropolitan Milk District referred to in the last preceding clause;
 - (b) The Wellington Metropolitan Area, as described in the Schedule hereto;
 - (c) The area of the Christchurch Transport District constituted in terms of the Transport Licensing Act, 1931;
 - (d) The City of Dunedin and the Boroughs of St. Kilda and Green Island.
- (2) The several areas referred to in the last preceding subclause shall be deemed to include any ship or other vessel for the time being within any port included in or adjacent to any such area.

FIXING PRICES TO BE PAID TO PRODUCERS FOR MILK AND CREAM TO WHICH THIS ORDER APPLIES

5. (1) Except as otherwise provided in this clause, where any milk or cream to which this Order applies is sold by a producer on or after the commencement of this Order, otherwise than by retail, the price to be paid to the producer by the purchaser shall be:—
 - (a) The price that would have been payable to the producer if this Order had not been made; and
 - (b) An amount calculated at the rate of 0·33d. per gallon of milk or 0·33d. per gallon of the milk-equivalent of cream supplied by the producer.

- (2) The additional payment provided for by the last preceding subclause shall not apply with respect to milk or cream supplied by any producer whose average price for milk or cream sold by him for ultimate sale by a retailer in any of the areas referred to in clause 4 hereof, during the twelve months ended on the last day of February, 1944, amounted to or exceeded 12·83d. per gallon of such milk, or 12·83d. per gallon of the milk-equivalent of such cream.
- (3) For the purposes of the last preceding subclause the average price received by a producer shall be determined as if the milk or cream sold by him had been sold as for delivery at the entrance to his premises.
- (4) With respect to the sale of milk or cream by producers to persons engaged in the business of supplying meals or refreshments to the public the following provisions shall apply:—
 - (a) If the business consists wholly or substantially of the sale or supply of milk or cream, in any form, for consumption on the premises, the sale by the producer shall be deemed to be a sale by way of wholesale;
 - (b) In any other case to which this subclause applies, the sale by the producer shall be deemed to be a sale by way of retail.

PURCHASERS FROM PRODUCERS TO FURNISH MONTHLY STATEMENT OF PRICES

6. Every person who purchases from a producer any milk or cream to which this Order applies shall from time to time, at intervals of not more than one month, furnish to the producer a written statement specifying:—
 - (a) The quantities of milk or cream purchased from the producer since the commencement of this Order, or since the expiration of the period covered by the last preceding statement, as the case may be;
 - (b) The quantities of such milk or cream that were in fact sold by way of retail in any of the areas referred to in clause 4 hereof;
 - (c) The price that would have been payable to the producer if this Order had not been made; and
 - (d) The additional amount (if any) paid or payable to the producer in accordance with this Order.

SCHEDULE

DESCRIPTION OF THE WELLINGTON METROPOLITAN AREA FOR THE PURPOSES OF THIS ORDER

THE cities of Wellington and Lower Hutt, the boroughs of Petone, Eastbourne, and Upper Hutt, the town district of Johnsonville, so much of the Hutt County as lies generally to the south of the Kaitoke Hills, and so much of the Makara County as lies generally to the south of the Paekakariki Hills.

Dated at Wellington, this 1st day of March, 1944.

The Seal of the Price Tribunal was affixed hereto in the presence of—

[L.S.]

W. J. HUNTER (Judge), President.
H. L. WISE, Member.

* Statutory Regulations 1939, Serial number 1939/275, page 1057.

