



SUPPLEMENT
TO THE
NEW ZEALAND GAZETTE

OF
THURSDAY, APRIL 8, 1948

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Price Order No. 868 (Sugar)

PURSUANT to the powers conferred on it by the Control of Prices Act, 1947, 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. 868, and shall come into force on the 12th day of April, 1948.

2. (1) Price Order No. 767* is hereby revoked.

(2) The revocation of the said 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. (1) In this Order—

“The company” means The Colonial Sugar Refining Company, Limited:

The expressions “the Auckland Sugar District”, “the Southern Sugar District”, and “the Sugar Free Delivery Area” mean respectively the districts and area recognized by the sugar trade at the time of the coming into force of this Order as the Auckland Sugar District, the Southern Sugar District, and the Sugar Free Delivery Area, as the case may be:

“Manufacturer” means any person who, under the authority of a licence or permit from the Rationing Controller, purchases sugar for use in manufacturing processes from the company under contract, from a distributor or from a retail storekeeper:

“Distributor” means a duly recognized agent of the company who acquires sugar for resale to retail storekeepers or to bakers, sugar boilers, or other persons using sugar in manufacturing processes, and, with respect to sales of sugar made direct by the company to retail storekeepers or to bakers, sugar boilers, and other persons using sugar in manufacturing processes, includes the company:

“Direct customer” means any person other than a manufacturer or distributor who purchases sugar direct from the company:

“Retail storekeeper” means a person licensed as a retailer of sugar under the provisions of the Rationing Emergency Regulations 1942.

(2) References in this Order to metropolitan areas shall be taken to be references to the metropolitan areas described in the Fifth Schedule hereto.

APPLICATION OF THIS ORDER

4. (1) This Order applies only with respect to sugar manufactured by the company and sold for consumption in New Zealand.

(2) The maximum prices fixed by this Order are fixed with respect to sugar sold in packages in accordance with the customary usage in the sugar trade, and no charge shall be made by the company or any distributor for any containers other than drums or kegs used in respect of invert sugar.

FIXING MAXIMUM PRICES OF SUGAR TO WHICH THIS ORDER APPLIES

Company's Prices

5. (1) Subject to the provisions of this clause, the maximum net price that may be charged or received by the company for any sugar to which this Order applies—

- (a) That is sold to a manufacturer or a distributor shall be the appropriate price fixed in the First Schedule hereto:
- (b) That is sold to a direct customer shall be the appropriate price fixed in the Third Schedule hereto.

(2) Subject to the provisions of the next succeeding subclause, the maximum prices fixed by the last preceding subclause are fixed subject to delivery terms as follows:—

- (a) Where the sugar is for delivery within the Sugar Free Delivery Area: Free of all transport charges:
- (b) Where the sugar is for delivery within the Auckland Sugar District but beyond the Sugar Free Delivery Area: F.o.r. Auckland or f.o.b. Auckland, as the case may require:
- (c) Where the sugar is for delivery in the Southern Sugar District: F.o.b. Auckland.

(3) The delivery terms set out in the last preceding subclause apply only with respect to sugar delivered in a lot of a half-ton or more, and to sugar, irrespective of the weight thereof, that is delivered together with golden syrup or treacle and the total weight of the consignment of sugar and golden syrup or treacle is a half-ton or more.

Distributors' Prices

6. (1) Subject to the provisions of this clause, the maximum net price that may be charged by a distributor for any sugar to which this Order applies shall be the appropriate price fixed in the Second Schedule hereto.

(2) The maximum prices fixed by the last preceding subclause are fixed with respect to sugar sold in lots of a half-ton or more, and to sugar, irrespective of its weight, sold together with golden syrup or treacle where the total weight of the consignment of sugar and golden syrup or treacle is a half-ton or more.

(3) (a) Where the sugar is for delivery within the Sugar Free Delivery Area the maximum prices fixed by this clause are fixed free of all transport charges.

(b) Where the sugar is for delivery otherwise than within the Sugar Free Delivery Area the maximum prices fixed by this clause are fixed on the basis of f.o.r. or f.o.b. Auckland, as the case may require, and may be increased by the appropriate proportion of such of the following charges as have been actually incurred by the distributor in respect of the sugar concerned:—

- (i) Sea-freight charges:
- (ii) Marine and war-risk insurance charges computed as if the value of the sugar was the price charged by the distributor in accordance with this Order:
- (iii) Wharfage charges:
- (iv) Harbour Board improvement rate charges:
- (v) Rail charges:
- (vi) Cartage charges:

* Gazette, 25th September, 1947, Vol. III, page 1393.

Provided that no such increase shall exceed the amount of the charges that would have been incurred had the sugar been transported by the most economical route normally available and that nothing in this clause shall authorize the addition of cartage charges greater than would have been incurred had cartage been effected by a common carrier at current rates.

(4) Notwithstanding the provisions of subclause (2) hereof where, with respect to any lot of sugar or any lot of sugar delivered together with golden syrup or treacle, the inclusive weight of the lot is less than a half-ton, the maximum price of the sugar in the lot shall be calculated in accordance with the foregoing provisions of this clause, and may be increased by the amount customarily imposed with respect to such sales in accordance with trade practice in operation on the 14th April, 1947.

Duty imposed on Distributors

(5) Where with respect to any sugar sold by a distributor the price fixed in accordance with the Second Schedule is increased by any of the charges specified in subclause (3) of this clause, the total amount of such charges, calculated at a rate per ton, shall be shown separately on the invoice relating to such sale, and full details of each such charge shall be made available to the purchaser and to the Tribunal if and when required.

Retail Storekeepers' Prices

7. (1) Subject to the provisions of this clause, the maximum price that may be charged or received by any retail storekeeper carrying on business in any of the Metropolitan Areas of Auckland, Christchurch, Dunedin, or Wellington, or in any of the cities or boroughs of Gisborne, Greymouth, Hastings, Invercargill, Napier, Nelson, New Plymouth, Oamaru, Timaru, Wanganui, or Westport for any sugar to which this Order applies shall be the appropriate price fixed in the Fourth Schedule hereto.

(2) Subject to the provisions of this clause, the maximum price that may be charged or received by any retail storekeeper carrying on business elsewhere than in one of the places specified in the last preceding subclause shall be the appropriate price fixed by that subclause increased by the proportionate part of any transport charges incurred by the retail storekeeper: Provided, however, that the amount added by way of transport charges shall not in any case exceed the amount that would have been incurred had the sugar been purchased by the retail storekeeper from the distributor whose place of business was nearest or most convenient of access to the premises of the retail storekeeper and been conveyed to the storekeeper by the most economical route normally available at a cost not exceeding the cost that would have been incurred if delivery had been effected by a common carrier at current rates.

(3) Where delivery of any sugar is effected otherwise than over the counter or where the sale is not for cash, the maximum price of that sugar shall be the appropriate maximum price fixed by the foregoing provisions of this clause increased by 1d. per pound, provided that where both such conditions apply the appropriate maximum price shall not be increased by more than 1d. per pound.

(4) If in respect of any lot of sugar sold by a retail storekeeper the maximum price calculated in accordance with the foregoing provisions of this clause is not an exact number of pence or halfpence, the maximum price of the lot shall be calculated to the nearest upward halfpenny.

PROVISION FOR SPECIAL PRICES

8. Notwithstanding anything to the contrary in the foregoing provisions of this Order, and subject to such conditions, if any, as it thinks fit, the Tribunal, on application by the company or by any distributor or by any retail storekeeper, may authorize special maximum prices in respect of any sugar to which this Order applies where for any reason extraordinary charges (transport or otherwise) are incurred by the company or by the distributor or by the retail storekeeper. Any authority given by the Tribunal under this clause may apply with respect to a specified lot or consignment of sugar, or may relate generally to all sugar to which this Order applies sold by the company or by the distributor or by the retail storekeeper while the approval remains in force.

PROVISION WHEREBY CONTRACTS MAY BE MADE FOR SALE OF SUGAR AT PRICES EXCEEDING THE MAXIMUM PRICES FIXED BY THIS ORDER

9. Except with respect to sugar sold by a retail storekeeper, nothing contained in this Order shall be deemed to forbid the making or carrying out of a contract for the sale of any sugar to which this Order applies at a price exceeding the appropriate price fixed by this Order, provided such sale is made subject to the condition that if payment is made by prompt cash in accordance with the customary usage of the trade in the place of delivery the price shall be reduced to the appropriate price fixed by this Order.

PROVISION FOR ADDITIONAL CHARGES WITH RESPECT TO CERTAIN CONTAINERS

10. (1) The several prices fixed by the foregoing provisions of this Order may be increased by an additional charge in respect of containers as follows:—

- (a) For drums (5 cwt.) used in respect of invert sugar: By £3 per drum:
- (b) For kegs (1½ cwt.) used in respect of invert sugar: By £1 10s. per keg:

(2) On the return to the company, at its Chelsea refinery, of any drums or kegs in respect of which an additional charge has been made in accordance with the last preceding subclause, a rebate of the amount of the additional charge shall be allowed by the company in respect of all such drums or kegs returned, in good order and condition, without cost to the company by way of freight or other charges.

FIRST SCHEDULE

FIXING MAXIMUM PRICES THAT MAY BE CHARGED BY THE COMPANY

	For Delivery in the Auckland Sugar District.		For Delivery in the Southern Sugar District—i.e., all Parts of New Zealand other than the Auckland Sugar District.	
	Net Cash Price.		Net Cash Price.	
	When sold to a Distributor.	When sold to a Manufacturer.	When sold to a Distributor.	When sold to a Manufacturer.
	Per Ton. £ s. d.	Per Ton. £ s. d.	Per Ton. £ s. d.	Per Ton. £ s. d.
Raw sugar ..	56 16 2	55 13 3	53 10 1	52 7 3
Brewers' crystals ..	58 17 11	59 4 3	56 10 8	55 18 3
Caster ..	60 11 2	60 19 3	57 3 10	57 13 3
No. 1 ..	58 3 7	58 9 3	54 16 6	55 3 3
No. 1 X.D. ..	57 6 11	57 11 9	53 19 11	54 5 9
No. 1A ..	57 9 4	57 14 3	54 2 3	54 8 3
No. 2 ..	56 19 10	57 4 3	53 12 10	53 18 3
No. 3 ..	56 0 9	56 4 3	52 13 11	52 18 3
Boil out ..	55 6 2	54 3 3	52 0 1	50 17 3
Invert sugar, in drums or kegs	50 12 9	50 15 3	47 5 11	47 9 3

SECOND SCHEDULE

FIXING MAXIMUM PRICES THAT MAY BE CHARGED BY A DISTRIBUTOR

	For Delivery in the Auckland Sugar District.		For Delivery in the Southern Sugar District—i.e., all Parts of New Zealand other than the Auckland Sugar District.	
	Net Cash Price.		Net Cash Price.	
	When sold to a Retail Storekeeper.	When sold to a Manufacturer.	When sold to a Retail Storekeeper.	When sold to a Manufacturer.
	Per Ton. £ s. d.	Per Ton. £ s. d.	Per Ton. £ s. d.	Per Ton. £ s. d.
Raw sugar ..	53 11 0	56 16 2	50 6 3	53 10 1
Brewers' crystals ..	55 14 11	60 2 4	52 9 2	57 16 7
Caster ..	57 9 9	61 17 2	54 4 0	58 11 5
No. 1 ..	55 0 0	59 7 5	51 14 3	56 1 8
No. 1 X.D. ..	54 2 7	58 10 0	50 16 10	55 4 3
No. 1A ..	54 5 1	58 12 6	50 19 4	55 6 9
No. 2 ..	53 15 1	58 2 7	50 9 6	54 16 10
No. 3 ..	52 15 3	57 2 8	49 9 5	53 16 11
Boil out ..	51 19 9	55 6 2	48 14 10	52 0 1
Invert sugar, in drums or kegs	..	50 15 3	..	47 19 3

THIRD SCHEDULE

FIXING MAXIMUM PRICES THAT MAY BE CHARGED BY THE COMPANY TO DIRECT CUSTOMERS

	For Delivery in the Auckland Sugar District.		For Delivery in the Southern Sugar District—i.e., all Parts of New Zealand other than the Auckland Sugar District.	
	Net Cash Price.		Net Cash Price.	
	Per Ton. £ s. d.	Per Ton. £ s. d.	Per Ton. £ s. d.	Per Ton. £ s. d.
Brewers' crystals ..	60 2 3	57 16 7	57 16 7	57 16 7
Caster ..	61 17 1	58 11 5	58 11 5	58 11 5
No. 1 ..	59 7 4	56 1 8	56 1 8	56 1 8
No. 1A ..	58 12 5	55 6 9	55 6 9	55 6 9
No. 2 ..	58 2 6	54 16 10	54 16 10	54 16 10
No. 3 ..	57 2 7	53 16 11	53 16 11	53 16 11

FOURTH SCHEDULE

FIXING MAXIMUM PRICES THAT MAY BE CHARGED BY A RETAIL STOREKEEPER (SUBJECT TO THE PROVISIONS OF CLAUSE 7)

	When sold at Auckland, Christchurch, Dunedin, Gisborne, Greymouth, Hastings, Invercargill, Napier, Nelson, New Plymouth, Oamaru, Timaru, Wanganui, Wellington, and Westport: At the rate of—
	Per Pound.
Raw sugar	6½d.
Brewers' crystals	6½d.
Caster	7½d.
No. 1	6½d.
No. 1A	6½d.
No. 2	6½d.
No. 3	6½d.
Boil-out	6½d.

FIFTH SCHEDULE
DEFINITION OF METROPOLITAN AREAS

Name of Metropolitan Areas.	Districts included therein.
Auckland	The City of Auckland, the boroughs of Birkenhead, Devonport, Ellerslie, Mount Albert, Mount Eden, New Lynn, Newmarket, Northcote, Onehunga, One Tree Hill, Otahuhu, and Takapuna, and the road districts of Mount Roskill, Mount Wellington, and Panmure Township.
Wellington	The cities of Wellington and Lower Hutt, the boroughs of Eastbourne and Petone, and the Town District of Johnsonville.
Christchurch	The City of Christchurch, and the boroughs of Lyttelton and Riccarton.
Dunedin	The City of Dunedin, and the boroughs of Green Island, St. Kilda, and West Harbour.

Dated at Wellington, this 9th day of April, 1948.

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

[L.S.] W. J. HUNTER (Judge), President.
P. N. HOLLOWAY, Member.

Price Order No. 869 (Golden Syrup and Treacle)

PURSUANT to the powers conferred on it by the Control of Prices Act, 1947, the Price Tribunal, acting with the authority of the Minister of Industries and Commerce, doth hereby make the following Price Order:—

PRELIMINARY

- This Order may be cited as Price Order No. 869, and shall come into force on the 12th day of April, 1948.
- (1) Price Orders Nos. 174* and 733† are hereby revoked.
(2) The revocation of the said Price Orders shall not affect the liability of any person for any offence in relation thereto committed before the coming into force of this Order.
- In this Order:—
“The company” means The Colonial Sugar Refining Company, Limited:
The expressions “the Auckland Sugar District”, “the Southern Sugar District”, and “the Sugar Free Delivery Area” mean respectively the districts and area recognized by the sugar trade at the time of the coming into force of this Order as the Auckland Sugar District, the Southern Sugar District, and the Sugar Free Delivery Area, as the case may be.
- (1) While this Order remains in force the company shall continue, as heretofore, to deliver golden syrup and treacle manufactured by it—
(a) Free of transport charges within the Sugar Free Delivery Area;
(b) F.o.b. Auckland or f.o.r. Auckland (in the case of golden syrup or treacle for delivery in the Auckland Sugar District elsewhere than in the Sugar Free Delivery Area);
(c) F.o.b. Auckland (in the case of golden syrup or treacle for delivery in the Southern Sugar District).
- The last preceding subclause shall not apply except in respect of the delivery by the company of—
(a) Lots of ½ ton or more of golden syrup or treacle; or
(b) Lots of ½ ton or more consisting partly of golden syrup or treacle and partly of any other products of the company.

APPLICATION OF THIS ORDER

- This Order applies only with respect to golden syrup and treacle manufactured by the company.

FIXING MAXIMUM WHOLESALE AND RETAIL PRICES OF GOLDEN SYRUP AND TREACLE TO WHICH THIS ORDER APPLIES
Wholesalers' Prices

- (1) Subject to the provisions of clause 7 hereto, the maximum price that may be charged or received by any wholesaler for any goods to which this Order applies shall be determined as follows:—

Method of Delivery.	Maximum Wholesale Prices.	
	Golden Syrup.	Treacle.
(a) Delivered by the company direct to retailer within the Auckland Sugar District—	s. d.	s. d.
In drums (5 cwt.) or kegs (1½ cwt.)	36 8 per cwt.	34 8 per cwt.
In cases containing—		
Fifty-six 2 lb. tins	45 8 „	43 4 „
Sixteen 7 lb. tins	42 1 „	40 9 „
Two 56 lb. tins	38 8 „	36 8 „
In boxes or cartons containing—		
Twenty-four 2 lb. tins	19 7 per box or carton	18 7 per box or carton.
Six 7 lb. tins	15 9 „	15 3 „
(b) Delivered by the company direct to retailer in the Southern Sugar District—		
In drums (5 cwt.) or kegs (1½ cwt.)	33 4 per cwt.	31 4 per cwt.
In cases containing—		
Fifty-six 2 lb. tins	42 4 „	40 0 „
Sixteen 7 lb. tins	38 9 „	37 5 „
Two 56 lb. tins	35 4 „	33 4 „
In boxes or cartons containing—		
Twenty-four 2 lb. tins	18 2 per box or carton	17 2 per box or carton.
Six 7 lb. tins	14 6 „	14 0 „
(c) Delivered to retailer by a wholesaler carrying on business in any of the cities or boroughs of Auckland, Christchurch, Dunedin, Gisborne, Greymouth, Hastings, Invercargill, Napier, Nelson, New Plymouth, Oamaru, Timaru, Wanganui, Wellington, or Westport—		
In drums (5 cwt.) or kegs (1½ cwt.)	40 0 per cwt.	38 0 per cwt.
2 lb. tins	10 6 per dozen	10 0 per dozen.
7 lb. tins	32 9 „	32 9 „
56 lb. tins	42 0 per cwt.	40 0 per cwt.
(d) Delivered to retailer by a wholesaler carrying on business elsewhere than as mentioned in paragraph (c) hereof—		
In drums (5 cwt.) or kegs (1½ cwt.)	42 4 per cwt.	40 4 per cwt.
2 lb. tins	11 0 per dozen	10 6 per dozen.
7 lb. tins	35 9 „	34 9 „
56 lb. tins	44 4 per cwt.	42 4 per cwt.

* Gazette, 11th November, 1943, Vol. III, page 1943.

† Gazette, 30th July, 1947, Vol. II, page 830.

(2) The several maximum prices fixed by the foregoing provisions of this clause, in respect of golden syrup or treacle delivered direct to the retailer by the company, shall be reduced by a discount of $\frac{1}{4}$ per centum thereof for prompt payment made in accordance with the established practice of the company.

(3) The several maximum prices fixed by the foregoing provisions of this clause in respect of golden syrup or treacle delivered to a retailer by a wholesaler, in accordance with paragraph (c) or paragraph (d) of subclause (1) hereof, are fixed as for delivery at any place within the free delivery area of the wholesaler, or, in the case of retailers beyond the free delivery area, are fixed f.o.b. or f.o.r. (or the equivalent thereof) the port or railway-station in the city, borough, or other place where the wholesaler's store is situated.

7. (1) The several prices fixed by the foregoing provisions of this Order may be increased by an additional charge in respect of containers as follows:—

- (a) For drums (5 cwt.) £3 per drum.
- (b) For kegs ($1\frac{1}{4}$ cwt.) £1 10s. per keg.

(2) On the return to the company, at its Chelsea refinery, of any drums or kegs in respect of which an additional charge has been made in accordance with the last preceding subclause, a rebate of the amount of the additional charge shall be allowed by the company in respect of all such drums or kegs returned, in good order and condition, without cost to the company by way of freight or other charges.

Retailers' Prices

8. The maximum price that may be charged or received by any retailer for any golden syrup or treacle to which this Order applies shall be determined as follows:—

(a) ~~When sold in any area within which any general wholesale merchant carrying on business in any of the cities or boroughs of Auckland, Christchurch, Dunedin, Gisborne, Greymouth, Hastings, Invercargill, Napier, Nelson, New Plymouth, Oamaru, Timaru, Wanganui, Wellington, or Westport normally undertakes the free delivery of goods to retailers, the maximum retail price shall be—~~

	Maximum Retail Price.	
	Golden Syrup.	Treacle.
	s. d.	s. d.
For 2 lb. tins	1 0 each.	0 11 $\frac{1}{2}$ each.
For 7 lb. tins	3 1 "	3 0 "
For quantities sold in loose bulk	0 5 $\frac{1}{2}$ lb.	0 5 lb.

(b) When sold in any area (other than the areas specified in paragraph (a) of this clause) within which any general wholesale merchant normally undertakes the free delivery of goods to retailers, the maximum retail price shall be—

	Maximum Retail Price.	
	Golden Syrup.	Treacle.
	s. d.	s. d.
For 2 lb. tins	1 0 $\frac{1}{2}$ each.	1 0 each.
For 7 lb. tins	3 3 "	3 2 "
For quantities sold in loose bulk	0 5 $\frac{1}{2}$ lb.	0 5 $\frac{1}{2}$ lb.

(c) When sold in any area other than the areas specified in paragraphs (a) and (b) of this clause—

The appropriate retail prices specified in paragraph (a) or paragraph (b) of this clause, as the case may require, increased by a proportionate part of the freight charges incurred by the retailer in obtaining delivery at his store from the nearest wholesale merchant's store or which would have been incurred had such retailer purchased from such nearest wholesale merchant's store.

The retail prices fixed by this paragraph shall be based on the prices specified in paragraph (a) of this clause in any case where the retailer's store is situated nearer to a wholesale store in any area specified in the said paragraph than it is to the nearest wholesale store within any area specified in paragraph (b). In every other case, the retail prices fixed by this paragraph shall be based on the prices fixed by paragraph (b) of this clause.

9. (1) The maximum retail prices fixed by the last preceding clause are fixed in respect of cash sales of golden syrup or treacle delivered over the counter.

(2) Where delivery is effected otherwise than over the counter or where the sale is not for cash, the several maximum retail prices fixed by this Order may be increased as follows:—

- (a) In the case of quantities sold in loose bulk $\frac{1}{4}$ d. per lb.
- (b) In the case of 2 lb. tins $\frac{1}{4}$ d. per tin.
- (c) In the case of 7 lb. tins 1d. "

10. If in respect of any lot of golden syrup or treacle sold by a retailer the maximum price calculated in accordance with the foregoing provisions of this Order is not an exact number of pence or half-pence the maximum price of the lot shall be computed to the nearest upward halfpenny.

Dated at Wellington, this 9th day of April, 1948.

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

[L.S.]

W. J. HUNTER (Judge), President.
P. N. HOLLOWAY, Member.