



SUPPLEMENT

TO THE

NEW ZEALAND GAZETTE

OF
THURSDAY, 12 AUGUST 1976

Published by Authority

WELLINGTON: FRIDAY, 13 AUGUST 1976

Price Order No. 28 (Eggs)

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:

1. This order may be cited as Price Order No. 28, and shall come into force on the 14th day of August 1976.

2. (1) Price Orders No. 2† and 20† are hereby revoked.

(2) The revocation of the said orders 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,—

“Auckland District” means the district comprising the Auckland Egg Marketing area as constituted under the Egg Marketing Authority Regulations 1953*, that part of Manukau City not included in the Auckland Egg Marketing Area, the city of Papatoetoe, the boroughs of Howick, Papakura, Glen Eden, and East Coast Bays, and the counties of Franklin, Waitemata, and Rodney including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Gisborne District” means the district comprising the counties of Cook, Waiapu and Waikohu, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Hamilton District” means the district comprising the Hamilton Egg Marketing area as constituted under the Egg Marketing Authority Regulations 1953*, the counties of Otorohanga, Waipa, Raglan, Waikato, Waitemo, Piako, and Matamata including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Hawke’s Bay District” means the district comprising the counties of Hawke’s Bay, Waipawa, Patangata, Waipukurau, and Dannevirke, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Marlborough District” means the district comprising the counties of Awatere and Marlborough, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Nelson District” means the district comprising the counties of Waimea and Golden Bay, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Northland District” means the district comprising the counties of Otamatea, Hobson, Bay of Islands, Whangarei, Hokianga, Whangaroa, and Mangonui, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Otago District” means the district comprising the counties of Lake, Vincent, Waitaki, Maniototo, Waihemo, Wai-kouaiti, Taieri, Tuapeka, Bruce, and Clutha, including

all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Southland District” means the district comprising the counties of Fiord, Wallace, and Southland, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Taranaki District” means the district comprising the counties of Taranaki, Clifton, Egmont, Inglewood, Stratford, Eltham, Waimate West, and Hawera, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Tauranga District” means the district comprising the Tauranga Egg Marketing area as constituted under the Egg Marketing Authority Regulations 1953* and that part of Tauranga County not included in the Tauranga Egg Marketing Area and also all cities, boroughs, and town districts situated within or contiguous to the boundaries of such county:

“Wanganui District” means the district comprising the counties of Taumarunui, Waimarino, Patea, Waitotara, Wanganui, and Rangitikei, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Wellington Egg Marketing Area” means the area so constituted under the Egg Marketing Authority Regulations 1953*:

“Westland District” means the district comprising the counties of Buller, Inangahua, Grey, and Westland, including all cities, boroughs, and town districts situated within or contiguous to the boundaries of any such county:

“Cartoned eggs” means eggs which are packed in a divisible “Safety” egg carton or in a “Unibox” carton, and supplied by a licensed distributor, or a producer authorised by the Egg Marketing Authority, to a retailer and sold by a retailer to a consumer:

“Licensed distributor” means the holder of a distributor’s licence under the Egg Marketing Authority Regulations 1953*.

APPLICATION OF THIS ORDER

4. This order applies in respect to all sales in New Zealand whether wholesale or retail, of eggs of domestic fowls or ducks, but does not apply to eggs transferred between licensed distributors or used in the manufacture of egg pulp or to the sale of eggs which the vendor proves were sold for the purposes of hatching.

CLASSIFICATION OF EGGS FOR PURPOSES OF THIS ORDER

Hen Eggs

5. (1) For the purposes of this order, every lot of hen egg sold by a producer, or licensed distributor, or retailer shall be classified in the following sizes as 7’s, 6’s, 5’s, 4’s, or “Mixed”

(2) With respect to hen eggs that have been graded in accordance with the Egg Marketing Authority Regulations 1953*, the classification of such eggs for the purposes of this order shall correspond to the grading under those regulations.

(3) With respect to hen eggs that have not been graded in accordance with the said regulations, the following special provisions shall apply:

- (a) Any lot of eggs sold or offered for sale may be classified for the purposes of this order as 7's, 6's, 5's, or 4's as the case may be, if all the eggs in the lot would be of the corresponding grade if they had been graded under the said regulations.
- (b) Any lot of eggs sold or offered for sale consisting of eggs which, if graded under the said regulations, would be graded in more than one grade shall be classified for the purposes of this order as "Mixed Eggs": Provided that if the average weight of the eggs in the lot is less than 56 grams the lot shall be classified as "Pullet Grade" eggs.

Duck Eggs

6. (1) For the purposes of this order, every lot of duck eggs sold by a producer, licensed distributor, or retailer shall be classified as "Large", "Small", or "Mixed".

- (2) With respect to the classification of duck eggs—
- (a) All eggs of a weight not less than 62 grams shall be classified as "Large".
- (b) All eggs of a weight less than 62 grams shall be classified as "Small".
- (c) If any lot of eggs comprises some eggs classifiable as "Large" and some classifiable as "Small", all the eggs in the lot shall be classified as "Mixed".

FIXING MAXIMUM RETAIL PRICE OF EGGS TO WHICH THIS ORDER APPLIES

7. The maximum retail price that may be charged or received by any retailer (including a producer) for any eggs to which this order applies shall be the appropriate maximum price specified in the Schedule hereto.

RETAILERS TO EXHIBIT PRICES

8. Every retailer who offers or exposes any eggs to which this order applies for sale in any shop shall keep in a prominent position in such proximity to the eggs to which it relates as to be obviously descriptive thereof a ticket, placard, or label on which shall be stated in legible and prominent characters the classification of the eggs according to whether they are 7's, 6's, 5's, 4's, or "Mixed" (in the case of hen eggs), or "Large", "Small", or "Mixed" (in the case of duck eggs), and the retail price per dozen of the eggs.

FIXING MAXIMUM PRICES WHICH MAY BE CHARGED OR RECEIVED BY PRODUCERS FOR EGGS IN RESPECT OF SALES TO LICENSED DISTRIBUTORS

9. The maximum prices that may be charged or received by any producer in respect of sales to licensed distributors for any eggs to which this order applies shall not exceed the appropriate maximum price specified in the Schedule hereto reduced by 13 cents per dozen.

FIXING MAXIMUM PRICES WHICH MAY BE CHARGED OR RECEIVED BY LICENSED DISTRIBUTORS OR PRODUCERS SELLING TO RETAILERS FOR EGGS TO WHICH THIS ORDER APPLIES

10. The maximum prices that may be charged or received by licensed distributors or producers selling to retailers for any eggs to which this order applies shall be the appropriate maximum price specified in the Schedule hereto reduced by 8 cents per dozen.

PROVISION FOR CLASSIFICATION OF EGGS INVOICED

11. Every producer selling otherwise than by way of retail and every licensed distributor who sells any eggs to which this order applies shall specify in the relevant invoices with respect to each item the classification of the eggs comprised in the item.

FIXING MAXIMUM PRICES FOR CARTONED AND LOOSE CHILLED HEN EGGS TO WHICH THIS ORDER APPLIES

12. (1) The maximum price that may be charged or received by any retailer for cartonned or loose chilled hen eggs to which this order applies shall be the appropriate maximum price specified in the Schedule hereto reduced by 5 cents per dozen.

(2) The maximum price that may be charged or received by any licensed distributor for cartonned or loose chilled hen eggs to which this order applies shall be the appropriate maximum price specified in the Schedule hereto reduced by 13 cents per dozen.

PROVISION FOR SPECIAL PRICES

13. (1) Subject to such conditions, if any, as he thinks fit, the Secretary, on application by any licensed distributor or retailer, may authorise an addition to the maximum prices fixed from time to time in respect to any eggs to which this order applies where special circumstances exist or for any reason extraordinary charges (freight or otherwise) are incurred by the licensed distributor or retailer. Any authority given by the Secretary under this clause may apply with respect to a specified lot or consignment of eggs or may relate generally to all eggs to which this order applies sold by the licensed distributor or retailer while the approval remains in force.

(2) Where in terms of clause 13 (1) herof the Secretary has on application by a licensed distributor authorised an addition to the maximum Scheduled prices for eggs, the licensed distributor shall forthwith notify retailers in writing to this effect.

*S.R. 1953/156

†New Zealand Gazette, 5 December 1975, No. 109, p. 2921

‡New Zealand Gazette, 22 April 1976, No. 47, p. 963

SCHEDULE

MAXIMUM RETAIL PRICES (PER DOZEN) FOR EGGS TO WHICH THIS ORDER APPLIES

	Hen Eggs (Fresh)									Duck Eggs (Loose)		
	(7's)		(6's)		(5's)		(4's)		Mixed Grade	Large	Small	Mixed
	Loose	Cartoned	Loose	Cartoned	Loose	Cartoned	Loose	Cartoned	Loose			
Northland District	96	100	93	97	86	90	78	82	87	34	28	32
Auckland District	94	98	91	95	84	88	76	80	87	34	28	32
Hamilton District	94	98	91	95	84	88	76	80	87	34	28	32
Taranaki District	94	98	91	95	84	88	76	80	87	34	28	32
Manawatu District	93	97	90	94	83	87	75	79	87	34	28	32
Hawke's Bay District	93	97	90	94	83	87	75	79	87	34	28	32
Wellington Egg Marketing Area	96	100	93	97	86	90	78	82	87	34	28	32
elsewhere in North Island	94	98	91	95	84	88	76	80	87	34	28	32
Elson District	93	97	90	94	83	87	75	79	87	34	28	32
Marlborough District	94	98	91	95	84	88	76	80	87	34	28	32
Westland District	90	94	87	91	80	84	72	76	81	30	24	28
St. John's District	89	93	86	90	79	83	71	75	81	30	24	28
Southland District	89	93	86	90	79	83	71	75	81	30	24	28
elsewhere in South Island	87	91	84	88	77	81	69	73	81	30	24	28

Dated at Wellington this 13th day of August 1976.

D. J. GASSON,

Acting Director of Prices and Stabilisation Division.

(T. and I.)