



SUPPLEMENT TO THE NEW ZEALAND GAZETTE

OF

THURSDAY, 26 JANUARY 1978

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Price Order No. 78 (Flour and Wheatmeal)

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. TITLE AND COMMENCEMENT

This order may be cited as Price Order No. 78 and shall come into force on 1 February 1978.

2. REVOCATIONS

(1) Price Order No. 44* 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. APPLICATION OF ORDER

This order applies to flour and wheatmeal.

4. INTERPRETATION

In this price order—

“Agent” means an agent appointed by the New Zealand Wheat Board to effect sales of flour and wheatmeal on its behalf:

“Wholesaler” in relation to the sale of flour and wheat meal means any person who sells those goods to any manufacturer or retailer:

“Retailer” means any reseller other than a wholesaler:

“Flour levy” means the amount payable to the Wheat Research Institute:

“Excess railage” means the difference between the amount actually charged and the amount calculated at Class E rate according to the Railways Standard Schedules:

“Minimum quantity lots” means the minimum quantities of flour and wheatmeal which will be supplied at the New Zealand Wheat Board's list prices, but in no case exceeding 250 kilogrammes:

“Wheatmeal” includes wholemeal.

5. NEW ZEALAND WHEAT BOARD'S AND AGENTS' SELLING PRICES

Subject to the following provisions of this order, the maximum prices that may be charged or received by the New Zealand Wheat Board or its agents at the approved points of sale for any flour or wheatmeal to which this order applies, which is sold in not less than minimum quantity lots, shall not exceed the sum of the following amounts (provided that the prices charged shall include only that part of the following amounts which relates to the quantity sold):

(a) The price for the pack concerned calculated at the following rates:

	Flour (other than wheatmeal) Per Tonne \$	Wheatmeal (other than stoneground) Per Tonne \$
Sacks or bulk	235.00	205.00
40 kg or 36 kg bags	248.00	218.00
20 kg bags	253.00	223.00
10 kg bags	263.00	233.00
5 kg bags	278.00	248.00

(These prices are for net weights, when packed, of flour or wheatmeal and are subject to 1½ percent discount for payment within 14 days of delivery.)

NOTE—Prices of stoneground wheatmeal are subject to special approvals under clause 8 of this order.

(b) The flour levy.

(c) The cost (if applicable) of sacks.

(d) For areas where the terms of sale are “on rail”:

(i) The amount (if incurred) of “excess railage”:

(ii) Sorting, unloading, or tallying (if incurred) at the rate for the station concerned.

(e) For areas where the terms of sale are “on wharf”:

(i) Railage (if incurred) where the buyer is situated within 35 kilometres of the port:

(ii) Sorting or tallying (if incurred) at the rate for the port concerned.

(f) Where the flour or wheatmeal is sold “ex New Zealand Wheat Board's or its agent's store”:

- (i) The amount of any cartage incurred for delivery from mill, wharf, or rail to a store of the New Zealand Wheat Board or its agent, provided the amount so included shall not exceed the amount of the charges that would have been incurred had delivery been effected at current transport rates:
- (ii) Storage or through store charges at the approved rate for the area concerned.
- (g) Any transport charges beyond the New Zealand Wheat Board's point of sale, which are paid by the Board or its agent on behalf of the buyer:

Provided that if the maximum price so calculated is not an exact number of cents, the maximum price shall be calculated to the nearest whole cent.

6. WHOLESALERS' PRICES IN RESPECT OF SALES TO MANUFACTURERS AND RETAILERS

Subject to the following provisions of this order, the maximum prices that may be charged or received by any wholesaler for any flour or wheatmeal to which this order applies, shall not exceed the sum of the following amounts (provided that the prices charged shall include only that part of the following amounts which relates to the quantity sold):

- (a) The cost to the wholesaler that would have been incurred had the wholesaler purchased the flour or wheatmeal from the New Zealand Wheat Board or its agents, less the 1½ percent early payment discount allowable by the New Zealand Wheat Board whether or not the discount is obtained.
- (b) The flour levy.
- (c) The cost (if applicable) of sacks.
- (d) Charges actually incurred in obtaining delivery to wholesale store.
- (e) An amount calculated as follows:
 - (i) for flour and wheatmeal which is delivered to manufacturing or retail premises without charge for delivery—
 - 7 percent of the sum of the foregoing items (a) to (d):
 - (ii) for flour and wheatmeal which is sold "ex wholesaler's store"—

4 percent of the sum of the foregoing items (a) to (d) plus any amount for transport charges which are paid by the wholesaler on behalf of the buyer:

Provided also that if the maximum price calculated in accordance with this clause is not an exact number of cents, the maximum price shall be calculated to the nearest whole cent:

Provided further that an additional sum may be added to the total so calculated to provide for any discount which is customarily deducted for payment within a specified time.

7. RETAILERS' PRICES FOR FLOUR AND WHEATMEAL

- (a) Subject to the following provisions of this order, the maximum prices that may be charged or received by any retailer for any flour or wheatmeal to which this order applies shall not exceed—

(i) In the case of flour or wheatmeal sold by a retailer in the package in which it was purchased, the sum of an amount not exceeding the into-store cost of the goods and a mark-up of 10 percent applied to that cost.

(ii) In the case of flour or wheatmeal sold by a retailer other than in the same package in which it was purchased, the sum of the into-store cost of these goods and a mark-up of 33½ percent applied to that cost.

8. SPECIAL PRICES

Notwithstanding anything in the foregoing provisions of this order, and subject to such conditions (if any) as he thinks fit, the Secretary on application by the New Zealand Wheat Board or by any agent, wholesaler or retailer, may authorise alterations in prices or percentage margins in respect of any flour or wheatmeal to which this order applies.

Any authority given by the Secretary under this clause may apply with respect to a specified lot, type, or consignment of flour or wheatmeal, or may relate generally to all flour or wheatmeal to which this order applies that is sold while the order remains in force.

Dated at Wellington this 25th day of January 1978.

D. J. GASSON,
Director, Stabilisation of Prices and Enforcement.

*New Zealand Gazette, No. 1, 13 January 1977, p. 16
(T. and I.)