



# SUPPLEMENT

# TO THE

# NEW ZEALAND GAZETTE

OF

THURSDAY, 15 MAY 1980

*Published by Authority*

WELLINGTON: FRIDAY, 16 MAY 1980

*Price Order No. 165 (Hen 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. 165 and shall come into force on the 17th day of May 1980.

2. (1) Price Orders No. 156†, and 159‡ 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,—

“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:

“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”, “Hi Vee” or any other egg carton approved by the Egg Marketing Authority, 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 hen eggs 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

5. (1) For the purposes of this order, every lot of eggs 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 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 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.

FIXING MAXIMUM RETAIL PRICE OF EGGS TO WHICH THIS ORDER APPLIES

6. 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

7. 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" and the retail price per dozen of the eggs.

#### FIXING MAXIMUM PRICES FOR EGGS SOLD TO LICENSED DISTRIBUTORS

8. 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:

- (a) An amount of 17 cents; and
- (b) Commission at the rate of 9 percent calculated on the retail price reduced by 17 cents.

#### FIXING MAXIMUM WHOLESALE PRICES FOR EGGS SOLD TO RETAILERS

9. 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 11 cents per dozen.

#### PROVISION FOR CLASSIFICATION OF EGGS INVOICED

10. 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 EGGS TO WHICH THIS ORDER APPLIES

11. (1) The maximum price that may be charged or received by any retailer for cartonated or loose chilled 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 cartonated or loose chilled eggs to which this order applies shall be the appropriate maximum price specified in the Schedule hereto reduced by 16 cents per dozen.

#### PROVISION FOR SPECIAL PRICES

12. (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 12 (1) hereof 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.

### SCHEDULE

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

	Eggs (Fresh)								
	(7's)		(6's)		(5's)		(4's)		Mixed Grade
	Loose	Cartoned	Loose	Cartoned	Loose	Cartoned	Loose	Cartoned	Loose
	c	c	c	c	c	c	c	c	c
Northland District ..	127	133	118	124	105	111	94	100	113
Wellington Egg Marketing Area ..	127	133	118	124	105	111	94	100	113
Elsewhere in North Island ..	125	131	116	122	103	109	92	98	113
Nelson District ..	125	131	116	122	103	109	92	98	113
Marlborough District ..	125	131	116	122	103	109	92	98	113
Westland District ..	131	137	122	128	109	115	98	104	116
Elsewhere in South Island ..	128	134	119	125	106	112	95	101	116

Dated at Wellington this 13th day of May 1980.

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

\*S.R. 1953/156

†New Zealand Gazette, 13 March 1980, No. 24, p. 739

‡New Zealand Gazette, 2 April 1980, No. 33, p. 1033

(T. and I.)