



VICTORIA GOVERNMENT GAZETTE.

Published by Authority.

[Registered at the General Post Office, Melbourne, for transmission by post as a newspaper.]

No. 641]

THURSDAY, AUGUST 11.

[1949

Prices Regulation Acts.

PRICES REGULATION ORDER No. 85.

BUILDERS' SMALL HARDWARE.

IN pursuance of the powers conferred upon me by the Prices Regulation Acts, I, John Francis Waldron, Prices Decontrol Commissioner, hereby make the following Order:—

Citation.

1. This Order may be cited as Prices Regulation Order No. 85.

Definitions.

2. In this Order, unless the contrary intention appears—
“Builders' small hardware” means builders' small hardware of all kinds and descriptions whatsoever, including the following:—

Bells—Door.	Latch Sets.
Bolts—Barrell.	Locks.
Bolts—Chain.	Lock Sets.
Bolts—Cupboard.	Numerals.
Bolts—Pad.	Plates—Finger.
Bolts—Socket.	Plates—Name.
Bolts—Shoot.	Pulleys.
Brackets.	Pulls.
Buttons—Cupboard.	Pull-outs.
Catches.	Rails.
Clips.	Rimlocks.
Closers.	Sash Drops.
Corners.	Sash Eyes.
Casters.	Sash Fasteners.
Caster—Sockets.	Sash Pivots.
Caster—Cups.	Sash Rollers.
Escutcheons.	Sash Tracks.
Fasteners.	Sash Lifts.
Handles and Knobs.	Springs—Gate.
Hasps and Staples.	Springs—Door.
Hinges.	Standards.
Holders.	Stays—Casement.
Hooks.	Stops—Door.
Knockers.	Vestibule Sets.
Latches.	

“Cost” means—

- (a) in relation to builders' small hardware imported by the seller from a source outside the Commonwealth of Australia, the aggregate of—
- (i) the purchase price paid or payable to the overseas supplier for that builders' small hardware after deduction of any trade discount but before deduction of any cash discount;
 - (ii) overseas office or forwarding agent's charges actually incurred;
 - (iii) insurance;
 - (iv) freight;
 - (v) exchange calculated at telegraphic transfer rates;
 - (vi) duty;
 - (vii) wharfage;
 - (viii) stacking charges;
 - (ix) customs entry and customs agent's charges;
 - (x) cartage from wharf to sellers' store;
- but does not include any sales tax paid.
- (b) in relation to builders' small hardware not imported by the seller from a source outside the Commonwealth of Australia, the purchase price paid or payable for that builders' small hardware after deduction of any trade discount, but before deduction of any cash discount, plus packing charges and the cost of transporting (if any) such builders' small hardware from the point of delivery to the sellers' premises and attributable to such builders' small hardware and properly recorded in his books.

“Point of delivery” means, in relation to the sale of any builders' small hardware, the place at which liability for payment of transport charges in conveying such builders' small hardware to his store passed to the wholesale merchant or retail trader (as the case may be) from the person from whom such goods were purchased.

“Cost of transporting” means, in relation to the sale of builders' small hardware, the cost of transporting such builders' small hardware from the point of delivery to the store of the wholesale merchant or retail trader (as the case may be), but wherever alternative means of transport are available to such wholesale merchant or retail trader, such cost shall not exceed the cost of the cheapest form of transport so available.

“Wholesale merchant” means, in relation to builders' small hardware, a person who purchases builders' small hardware in a manufactured state and re-sells such builders' small hardware by wholesale.

“Retail trader” means, in relation to builders' small hardware, a person who purchases builders' small hardware and sells such builders' small hardware by retail.

Maximum Prices—Sales by Wholesale Merchants.

3. I fix and declare the maximum price at which builders' small hardware may be sold by a wholesale merchant to be the sum of—

- (i) the cost of that builders' small hardware,
- (ii) 17½ per centum of such cost.

Maximum Prices—Sales by Retail Traders.

4. I fix and declare the maximum price at which builders' small hardware may be sold by a retail trader to be—

- (a) in respect of builders' small hardware purchased by the retail seller from a source outside the Commonwealth of Australia, or direct from a manufacturer within the Commonwealth of Australia, the sum of—
- (i) the cost of that builders' small hardware;
 - (ii) sales tax paid or payable;
 - (iii) 45 per centum of (i) and (ii).
- (b) in respect of builders' small hardware purchased by the retail seller from a wholesaler other than the manufacturer of the goods, the sum of—
- (i) the cost of that builders' small hardware;
 - (ii) sales tax paid or payable;
 - (iii) 25 per centum of (i) and (ii).

Application of Maximum Prices.

5. Any person who purchases for re-sale any builders' small hardware for which a maximum price is not fixed by or under the provisions of this Order shall not sell such builders' small hardware unless and until that person has made a written request to the Commissioner to fix the maximum price at which that builders' small hardware may be sold, and the Commissioner has fixed the maximum price accordingly.

Exhibition of Price Tickets.

6. (1) Every person who has for sale by retail any goods the maximum price of which is fixed by or under the provisions of this Order shall attach to or display with those goods a ticket or label setting forth his selling price thereof.

(2) Any ticket or label required by sub-paragraph (1) of this paragraph to be attached to or displayed with any goods shall be in such form as to be easily legible to any person inspecting or viewing those goods, and as to be properly associated with such goods.

Discounts.

7. Notwithstanding anything contained in this Order, where a seller of builders' small hardware by wholesale or by retail has customarily allowed any difference in price—

- (a) to any person or to persons included in any class of persons;
- (b) in respect of sales of certain quantities of builders' small hardware; or
- (c) in respect of sales of builders' small hardware under certain conditions of sale, or upon certain terms of payment,

the maximum price fixed by or under this Order in respect of that builders' small hardware shall, in the case of sales to any such person or persons, or of such quantities, or under such conditions, or upon such terms of payment, be reduced by the allowance of that difference.

Fixation of Maximum Prices by Notice.

8. (1) Notwithstanding the foregoing provisions of this Order, I declare the maximum price at which any builders' small hardware specified in a notice given in pursuance of this paragraph may be sold by any person to whom such notice is given to be such price as is fixed by the Commissioner by notice in writing to that person.

(2) All notices in writing given in pursuance of any Prices Regulation Order issued prior to this Order which operate to fix a lower maximum price for the sale by any person of any builders' small hardware than the maximum price fixed by the provisions of this Order, and which are in force at the commencement of this Order, shall be deemed to have been given under this Order.

Dated this 4th day of August, 1949.

J. F. WALDRON,
Prices Decontrol Commissioner.

Prices Regulation Acts.

PRICES REGULATION ORDER No. 86.

FOOTWEAR—SALES BY McDERMOTT EXPORT CO.

IN pursuance of the powers conferred upon me by the Prices Regulation Acts, I, John Francis Waldron, Prices Decontrol Commissioner, hereby make the following Order:—

Citation.

1. This Order may be cited as Prices Regulation Order No. 86.

Sales by McDermott Export Co.

2. Peter McDermott (trading as McDermott Export Co.), of 422 Collins-street, Melbourne, in the State of Victoria, shall not sell any footwear unless and until he has made a written request to the Prices Decontrol Commissioner to fix the maximum price at which that footwear may be sold, and the Prices Decontrol Commissioner has fixed the maximum price accordingly.

Fixation of Maximum Prices by Notice.

3. I declare the maximum price at which any footwear specified in a notice given in pursuance of this paragraph may be sold by Peter McDermott aforesaid to be such price as is fixed by the Prices Decontrol Commissioner by notice in writing to that firm.

Dated this 4th day of August, 1949.

J. F. WALDRON,
Prices Decontrol Commissioner.

Prices Regulation Acts.
PRICES REGULATION ORDER No. 87.
IMPORTED IRON AND STEEL.

IN pursuance of the powers conferred upon me by the Prices Regulation Acts, I, John Francis Waldron, Prices Decontrol Commissioner, hereby make the following Order:—

Application.

1. This Order shall not apply to galvanized iron, plain or corrugated.

Citation.

2. This Order may be cited as Prices Regulation Order No. 87.

Definitions.

3. In this Order, unless the contrary intention appears —
 - “Imported” means other than of Australian origin.
 - “Landed cost” means, in relation to the sale of any imported iron and steel, the aggregate of—
 - (i) the purchase price paid or payable to the overseas supplier for that iron or steel after deduction of any trade discount but before deduction of any cash discount;
 - (ii) Overseas office or agents' charges actually incurred but not in excess of 2½ per centum of the gross overseas payment;
 - (iii) insurance and freight paid;
 - (iv) exchange calculated at telegraphic transfer rates at date of import;
 - (v) duty and sales tax paid at entry;
 - (vi) wharfage and stacking charges paid; and
 - (vii) customs entry and agents' charges paid.

Maximum Prices.

4. I fix and declare the maximum price at which imported iron and steel may be sold by the importer thereof to be—
 - (a) in respect of sales for delivery ex wharf, the sum of—
 - (i) landed cost as defined in paragraph 2 of this Order, plus
 - (ii) 10 per centum of (i);
 - (b) in respect of sales for delivery ex importer's store, the sum of—
 - (i) landed cost as defined in paragraph 2 of this Order, plus
 - (ii) 12½ per centum of (i).

Application of Maximum Prices.

5. Any person who purchases for re-sale any imported iron or steel for which a maximum price is not fixed by or under the provisions of this Order shall not sell that imported iron or steel unless and until that person has made a written request to the Commissioner to fix the maximum price at which that imported iron or steel may be sold, and the Commissioner has fixed the maximum price accordingly.

Fixation of Maximum Prices by Notice.

6. (1) Notwithstanding the foregoing provisions of this Order, I declare the maximum price at which imported iron and steel specified in a notice given in pursuance of this paragraph may be sold by any person to whom such notice is given to be such price as is fixed by the Commissioner by notice in writing to that person.

(2) All notices in writing given in pursuance of any Prices Regulation Order issued prior to this Order which operate to fix a lower maximum price for the sale by any person of any imported iron and steel than the maximum price fixed by the provisions of this Order and which are in force at the commencement of this Order shall be deemed to have been given under this Order.

Dated this 4th day of August, 1949.

J. F. WALDRON,
Prices Decontrol Commissioner.

Prices Regulation Acts.

PRICES REGULATION ORDER No. 88.

COOKING AND KITCHEN UTENSILS OF AUSTRALIAN ORIGIN.

I N pursuance of the powers conferred upon me by the Prices Regulation Acts, I, John Francis Waldron, Prices Decontrol Commissioner, hereby make the following Order:—

Citation.

1. This Order may be cited as Prices Regulation Order No. 88.

Application.

2. This Order shall not apply to cooking and kitchen utensils of other than Australian origin.

Definitions.

3. In this Order, unless the contrary intention appears—

“Cooking and kitchen utensils” means any cooking or kitchen utensils, other than utensils of china, glass, or earthenware, which are or may be used in the domestic kitchen for the purpose of preparing or serving food, which are manufactured within the Commonwealth of Australia, and without prejudice to the generality of the foregoing include—

Buckets.	Graters.
Basins.	Grillers.
Billy Cans.	Kettles.
Baking Dishes.	Measures.
Boilers.	Milk Pans.
Bread Tins.	Moulds.
Cake Trays.	Mugs.
Cake Coolers.	Maslins.
Colanders.	Plates.
Canisters.	Potato Mashers.
Cutlet Pans.	Preserving Pans.
Casseroles.	Pressure Cookers.
Dippers.	Sandwich Tins.
Dough Pans.	Strainers.
Egg Slicers.	Steamers.
Egg Beaters.	Saucepans.
Fry Pans.	Tubs.
Flour Sifters.	Tea Pots.
Funnels.	Trays.

“Cost” means the purchase price paid or payable for those cooking or kitchen utensils after deduction of any trade discount but before deduction of any cash discount plus packing charges and the cost in transporting (if any) such cooking or kitchen utensils from the point of delivery to the seller's premises and attributable to those cooking or kitchen utensils and properly recorded in his books.

“Point of delivery” means, in relation to the sale of any cooking or kitchen utensils, the place at which liability for payment of transport charges in conveying such cooking or kitchen utensils to his store passed to the wholesale merchant or retail trader (as the case may be) from the person from whom such goods were purchased.

“Cost of transport” means, in relation to the sale of cooking or kitchen utensils, the cost of transporting such cooking or kitchen utensils from the point of delivery to the store of the wholesale merchant or retail trader (as the case may be) but, where alternative means of transport are available to such wholesale merchant or retail trader, such cost shall not exceed the cost of the cheapest form of transport so available.

“Wholesale merchant” means, in relation to cooking and kitchen utensils, a person who purchases cooking or kitchen utensils in a manufactured state and re-sells those cooking or kitchen utensils by wholesale.

“Retail trader” means, in relation to cooking and kitchen utensils, a person who purchases cooking or kitchen utensils and sells those cooking or kitchen utensils by retail.

Maximum Prices—Sales by Wholesale Merchants.

4. I fix and declare the maximum price at which any cooking or kitchen utensil may be sold by a wholesale merchant to be the sum of—
- (i) the cost of that cooking or kitchen utensil; and
 - (ii) 20 per centum of (i).

Maximum Prices—Sales by Retail Traders.

5. I fix and declare the maximum price at which any cooking or kitchen utensil may be sold by a retail trader to be—
- (a) in respect of any cooking or kitchen utensil purchased by a retail trader from a wholesale merchant other than the manufacturer, the sum of—
 - (i) the cost of that cooking or kitchen utensil,
 - (ii) sales tax paid or payable thereon, and
 - (iii) 25 per centum of the total of (i) and (ii); and
 - (b) in respect of any cooking or kitchen utensil purchased by a retail trader from a manufacturer within Australia, the sum of—
 - (i) the cost of that cooking or kitchen utensil, excluding sales tax paid or payable, and
 - (ii) 65 per centum of (i).

Application of Maximum Prices.

6. Any person who purchases for re-sale any cooking or kitchen utensil for which a maximum price is not fixed by or under the provisions of this Order shall not sell such cooking or kitchen utensil unless and until that person has made a written request to the Commissioner to fix the maximum price at which such cooking or kitchen utensil may be sold, and the Commissioner has fixed the maximum price accordingly.

Exhibition of Price Tickets.

7. (1) Every person who sells or has for sale by retail any cooking or kitchen utensil, the maximum price of which is fixed by or under the Prices Regulation Acts, shall attach to or display with those goods a ticket or label setting forth his selling price thereof.
- (2) Any ticket or label required by sub-paragraph (1) of this paragraph to be attached to or displayed with any goods shall be in such form as to be easily legible to any person inspecting or viewing these goods, and as to be properly associated with such goods.

Discounts.

8. Notwithstanding anything contained in this Order, where a seller of cooking or kitchen utensils by wholesale or by retail has customarily allowed any difference in price—
- (a) to any person or to persons included in any class of persons;
 - (b) in respect of sales of certain quantities of cooking or kitchen utensils; or
 - (c) in respect of sales of cooking or kitchen utensils under certain conditions of sale or upon certain conditions of payment,
- the maximum price fixed by or under this Order in respect of those cooking or kitchen utensils shall, in the case of sales to any such person or persons, or of such quantities, or under such conditions, or upon such terms of payment, be reduced by the allowance of that difference.

Fixation of Maximum Prices by Notice.

9. (1) Notwithstanding the foregoing provisions of this Order, I declare the maximum price at which cooking or kitchen utensils specified in a notice given in pursuance of this paragraph may be sold by any person to whom such notice is given to be such price as is fixed by the Commissioner by notice in writing to that person.
- (2) All notices in writing given in pursuance of any Prices Regulation Order issued prior to this Order which operate to fix a lower maximum price for the sale by any person of any cooking or kitchen utensil than the maximum price fixed by the provisions of this Order shall be deemed to have been given under this Order.

Dated this 4th day of August, 1949.

J. F. WALDRON,
Prices Decontrol Commissioner.

Prices Regulation Acts.

PRICES REGULATION ORDER No. 89.

WATTLE BARK.

IN pursuance of the powers conferred upon me by the Prices Regulation Acts, I, John Francis Waldron, Prices Decontrol Commissioner for the State of Victoria, hereby make the following Order:—

Citation.

1. This Order may be cited as Prices Regulation Order No. 89.

Revocation.

2. Prices Regulation Order No. 1376 as amended by Prices Regulation Orders Nos. 2441 and 3180, made under the Commonwealth National Security (Prices) Regulations, is hereby revoked insofar as relates to Victoria.

Definitions.

3. In this Order, unless the contrary intention appears—

“Ton” means a ton of 2,240 lb. after deduction (where the wattle bark is sold in bags) of 3 lb. per bag from the gross weight of the wattle bark and the bags.

Maximum Price.

4. I fix and declare the maximum price at which Victorian-grown stick wattle bark may be sold to be £15 10s. per ton delivered free on rails at Melbourne.

5. In respect of sales of Victorian-grown stick wattle bark at any point in Victoria other than on rails Melbourne, I fix the maximum price at which such wattle bark may be sold to be £15 10s. per ton less the Victorian rail freight that would be incurred in transporting the Victorian-grown stick wattle bark from the point of delivery to Melbourne.

Application of Maximum Prices.

6. Any person who purchases for resale any wattle bark for which the maximum price is not fixed by or under the provisions of this Order shall not sell such wattle bark unless and until that person has made a written request to the Commissioner to fix the maximum price at which that wattle bark may be sold, and the Commissioner has fixed the maximum price accordingly.

Fixation of Maximum Prices by Notice.

7. (1) Notwithstanding the foregoing provisions of this Order, I declare the maximum price at which wattle bark specified in a notice given in pursuance of this paragraph may be sold by any person to whom such notice is given to be such price as is fixed by the Commissioner by notice in writing to that person.

- (2) All notices in writing given in pursuance of any Prices Regulation Order issued prior to this Order which operate to fix a lower maximum price for the sale by any person of any wattle bark than the maximum price fixed by the provisions of this Order shall be deemed to have been given under this Order.

Dated this 4th day of August, 1949.

J. F. WALDRON,
Prices Decontrol Commissioner.

