



VICTORIA GOVERNMENT GAZETTE.

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No. 1075]

WEDNESDAY, DECEMBER 17.

[1952

MINISTERS OF THE CROWN.

HIS Excellency the Governor of the State of Victoria, in the Commonwealth of Australia, has this day accepted the resignations by—

The Honourable JOHN GLADSTONE BLACK McDONALD, M.L.A., as Premier and Treasurer (without salary) ;

The Honourable KEITH DODGSHUN, M.L.A., as Chief Secretary, Minister-in-Charge of Electrical Undertakings (without salary), and Minister-in-Charge of Immigration (without salary) ;

The Honourable Sir ALBERT ELI LIND, M.L.A., as Commissioner of Crown Lands and Survey, President of the Board of Land and Works, Minister of Soldier Settlement (without salary), and Minister of Forests (without salary) ;

The Honourable Sir HERBERT JOHN THORNHILL HYLAND, M.L.A., as Minister of Transport, Minister-in-Charge of Prices (without salary), and a Vice-President of the Board of Land and Works ;

The Honourable PERCY THOMAS BYRNES, M.L.C., as Commissioner of Public Works and a Vice-President of the Board of Land and Works ;

The Honourable PERCIVAL PENNELL INCHBOLD, M.L.C., as Minister of Education ;

The Honourable GEORGE COLIN MOSS, M.L.A., as Minister of Agriculture, Minister of Mines (without salary), and a Vice-President of the Board of Land and Works ;

The Honourable RICHARD KEATS BROSE, M.L.A., as Minister of Water Supply, and Minister for Conservation (without salary) ;

The Honourable WILLIAM OLIVER FULTON, M.L.A., as Minister of Health ;

The Honourable THOMAS WALTER MITCHELL, M.L.A., as Attorney-General ;

The Honourable IVAN ARCHIE SWINBURNE, M.L.C., as Minister-in-Charge of Housing, and Minister-in-Charge of Materials (without salary) ;

The Honourable RUSSELL THOMAS WHITE, M.L.A., as Minister of State Development (without salary).

And His Excellency has been pleased to appoint—

The Honourable JOHN CAIN, M.L.A., to be Premier and Treasurer (without salary).

The Honourable LESLIE WILLIAM GALVIN, M.L.A., to be Chief Secretary.

The Honourable PATRICK LESLIE COLEMAN, M.L.C., to be Minister of Transport, and a Vice-President of the Board of Land and Works.

The Honourable WILLIAM SLATER, M.L.C., to be Attorney-General, Minister-in-Charge of Prices (without salary), and Minister-in-Charge of Immigration (without salary).

The Honourable WILLIAM PETER BARRY, M.L.A., to be Minister of Health.

The Honourable CLIVE PHILLIP STONEHAM, M.L.A., to be Minister of Agriculture, Minister of State Development and Decentralization (without salary), Minister of Water Supply (without salary), and a Vice-President of the Board of Land and Works.

The Honourable THOMAS HAYES, M.L.A., to be Minister-in-Charge of Housing, and Minister-in-Charge of Materials (without salary).

The Honourable ARCHIBALD McDONALD FRASER, M.L.C., to be Minister of Labour and Minister of Mines (without salary).

ALFRED ERNEST SHEPHERD, Esquire, M.L.A., to be Minister of Education.

ROBERT WILFRED HOLT, Esquire, M.L.A., to be Commissioner of Crown Lands and Survey, Minister of Soldier Settlement (without salary), Minister for Conservation (without salary), and President of the Board of Land and Works.

SAMUEL MERRIFIELD, Esquire, M.L.A., to be Commissioner of Public Works and a Vice-President of the Board of Land and Works.

The Honourable JOHN WILLIAM GALBALLY, M.L.C., to be Minister-in-Charge of Electrical Undertakings and Minister of Forests (without salary).

JOSEPH HENRY SMITH, Esquire, M.L.A., to be a Minister without Portfolio.

FRANCIS RAYMOND SCULLY, M.L.A., to be a Minister without Portfolio.

By His Excellency's Command,

A. MAHLSTEDT,
Official Secretary.

Governor's Office,
Melbourne, the 17th December, 1952.

EXECUTIVE COUNCILLORS.

HIS Excellency the Governor of the State of Victoria, in the Commonwealth of Australia, has this day been pleased to appoint—

ALFRED ERNEST SHEPHERD, Esquire, M.L.A.,

ROBERT WILFRED HOLT, Esquire, M.L.A.,

SAMUEL MERRIFIELD, Esquire, M.L.A.,

The Honourable JOHN WILLIAM GALBALLY, M.L.C.,

JOSEPH HENRY SMITH, Esquire, M.L.A.,

FRANCIS RAYMOND SCULLY, M.L.A.,

to be Members of the Executive Council of the said State; It is hereby notified that each of the above-named gentlemen has this day taken the necessary oath and his seat at the Council Table accordingly.

A. MAHLSTEDT,
Clerk of the Executive Council.

At the Executive Council Chamber,
Melbourne, 17th December, 1952.



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FRIDAY, DECEMBER 19.

[1952

Prices Regulation Acts.

PRICES REGULATION ORDER No. 502.

COPPER TUBING OF AUSTRALIAN MANUFACTURE AND IMPORTED.

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

Citation.

1. This Order may be cited as Prices Regulation Order No. 502.

Revocation.

2. Prices Regulation Order No. 367 is hereby revoked.

Definitions.

3. In this Order unless the contrary intention appears—

“Cost into store” means, in relation to the sale of copper tubing of Australian manufacture, the purchase price paid or payable to the supplier of such goods, plus cartage actually incurred in the transport of those goods into the wholesale trader's store.

“Landed cost” means, in relation to the sale of imported copper tubing the aggregate of—

- (i) The purchase price paid or payable after deduction of trade discount but before deduction of any cash discount;
- (ii) inland carriage charges;
- (iii) outside packing charges;
- (iv) overseas office or forwarding agents commission actually incurred (but not in excess of 3½ per centum of the gross invoice price of the goods after deduction of trade discount but before deduction of cash discount);
- (v) bill of lading and shipping charges;
- (vi) insurance and freight paid (but not in excess of current standard sea freight rates);
- (vii) exchange and bank fees actually incurred (but not in the case of exchange in excess of mail steamer sight draft rates and in the case of bank fees three-eighths of one per cent);
- (viii) duty and primage paid;
- (ix) wharfage and stacking charges paid;
- (x) harbour dues and Stevedoring Commission levy paid;

- (xi) Customs entry and Customs agents charges paid (but not including any charges for costing or any percentage surcharge on cost) and;
 - (xii) cartage actually incurred in transporting goods from wharf to store or from wharf to bond only (but not in excess of current rates approved by the Victorian Road Transport Association);
- "Imported" means, in respect of any copper tubing, any copper tubing which is manufactured outside the Commonwealth of Australia;
- "Wholesale trader" means, in relation to the sale of copper tubing, whether of Australian manufacture or imported, a person who purchases or imports those goods and ordinarily sells them to persons who purchase for resale;
- "Retail trader" means, in relation to the sale of copper tubing whether of Australian manufacture or imported, a person who purchases those goods and ordinarily sells them to persons who purchase for use or consumption;
- "Plumber" means, in relation to the sale of copper tubing whether of Australian manufacture or imported, a person who purchases those goods and ordinarily uses them in his capacity as a contracting plumber;
- "Prevailing rate" in relation to the cartage of copper tubing, by any person, on any terms or conditions, means the rate approved to the Victorian Road Transport Association at the time of the sale;
- "Metropolitan Area" means all that area comprised within a radius of 20 miles from the General Post Office, Melbourne.

Maximum Price—Sales by Wholesale.

4. I fix and declare the maximum price at which copper tubing may be sold by a wholesale trader to a retail trader to be as follows:—

- (1) Where delivery is made to the retail trader within the Metropolitan area, the sum of—
 - (a) the cost into store of copper tubing of Australian manufacture, or the landed cost of imported copper tubing, as the case may be;
 - (b) plus 10 per centum of item (a).
- (2) Where delivery is made to the retail trader at the expense of the wholesale trader, at a place outside the Metropolitan area, the sum of—
 - (a) the cost into store of copper tubing of Australian manufacture, or the landed cost of imported copper tubing, as the case may be;
 - (b) plus 10 per centum of item (a);
 - (c) plus the cost actually incurred in respect of and properly attributable to the transport of that copper tubing from the wholesale trader's store to the place of delivery to the retail trader.

5. I fix and declare the maximum price at which copper tubing may be sold by a wholesale trader to a plumber, to be as follows:—

- (1) Where delivery is made to the plumber within the Metropolitan area, the sum of—
 - (a) the cost into store of copper tubing of Australian manufacture, or the landed cost of imported copper tubing, as the case may be;
 - (b) plus 22½ per centum of item (a).
- (2) Where delivery is made to the plumber at the expense of the wholesale trader, at a place outside the Metropolitan area, the sum of—
 - (a) the cost into store of copper tubing of Australian manufacture, or the landed cost of imported copper tubing, as the case may be;
 - (b) plus 22½ per centum of item (a);
 - (c) plus the cost actually incurred in respect of and properly attributable to the transport of that copper tubing from the wholesale trader's store to the place of delivery to the plumber.

Maximum Price—Sales by Retail.

6. I fix and declare the maximum price at which copper tubing may be sold by a retail trader, who has purchased such copper tubing from a wholesale trader, to a purchaser other than a plumber to be as follows:—

- (1) For sales within the Metropolitan area, the sum of—
 - (a) the purchase price paid or payable to the wholesale trader for such copper tubing;
 - (b) plus 15 per centum of item (a).
- (2) For sales outside the Metropolitan area, the sum of—
 - (a) the purchase price paid or payable to the wholesale trader for such copper tubing;
 - (b) plus 15 per centum of item (a);
 - (c) plus the cost actually incurred in respect of and properly attributable to the transport of that copper tubing from the Metropolitan area to the retail trader's place of business.

7. I fix and declare the maximum price at which copper tubing may be sold by a retail trader, who has purchased such copper tubing from a wholesale trader, to a plumber, to be as follows:—

- (1) For sales within the Metropolitan area, the sum of—
 - (a) the price determined under paragraph (1) of clause 6 of this Order;
 - (b) less 3 per centum of item (a).
- (2) For sales outside the Metropolitan area, the sum of—
 - (a) the price determined under paragraph (1) of clause 6 of this Order;
 - (b) less 3 per centum of item (a);
 - (c) plus the cost actually incurred in respect of and properly attributable to the transport of that copper tubing from the Metropolitan area to the retail trader's place of business.

8. I fix and declare the maximum price at which imported copper tubing may be sold by a retail trader, who has imported such tubing direct, to a purchaser other than a plumber, to be as follows:—

- (1) Where delivery is made to the purchaser within the Metropolitan area, the sum of—
 - (a) the landed cost of the copper tubing;
 - (b) plus $26\frac{1}{2}$ per centum of item (a).
- (2) Where delivery is made to the purchaser at the expense of the retail trader at a place outside the Metropolitan area, the sum of—
 - (a) the landed cost of the copper tubing;
 - (b) plus $26\frac{1}{2}$ per centum of item (a);
 - (c) plus the cost actually incurred in respect of and properly attributable to the transport of that copper tubing from the Metropolitan area to the retail trader's place of business.

9. I fix and declare the maximum price at which imported copper tubing may be sold by a retail trader, who has imported such tubing direct, to a plumber, to be as follows:—

- (1) Where delivery is made to the plumber within the Metropolitan area, the sum of—
 - (a) the landed cost of the copper tubing;
 - (b) plus $22\frac{1}{2}$ per centum of item (a).
- (2) Where delivery is made to the plumber at the expense of the retail trader at a place outside the Metropolitan area, the sum of—
 - (a) the landed cost of the copper tubing;
 - (b) plus $22\frac{1}{2}$ per centum of item (a);
 - (c) plus the cost actually incurred in respect of and properly attributable to the transport of that copper tubing from the Metropolitan area to the retail trader's place of business.

10. I fix and declare the maximum rate which may be charged for the cartage of imported or Australian manufactured copper tubing from store to place of delivery to be the prevailing rate.

Fixation of Maximum Prices by Notice in Writing.

11. Notwithstanding the foregoing provisions of this Order, I declare the maximum price at which copper tubing, specified in a notice in writing given in pursuance of this clause 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.

Exhibition of Price Tickets.

12. (1) Every person who sells or has for sale by retail any copper tubing, the maximum price of which is fixed by or under the provisions of this Order, shall at all times, whilst such goods are in his possession, keep attached to or displayed with such goods, a ticket or label setting forth his selling price thereof.

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

Application for Maximum Prices.

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

Delivery of Invoices.

14. Every person who sells copper tubing shall deliver with those goods an invoice or docket specifying the following particulars:—

- (i) Name of seller;
- (ii) address of seller;
- (iii) date of sale;
- (iv) name of purchaser;
- (v) address of purchaser;
- (vi) quantity of copper tubing sold;
- (vii) full description of goods sold, showing gauge, diameter, and length;
- (viii) price at which those goods are sold.

Dated this 15th day of December, 1952.

J. F. WALDRON,
Prices Commissioner.