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Prices Regulation Acts.

PRICES REGULATION ORDER No. 293.

PIECEGOODS, CLOTHING AND DRAPERY—SALES BY
WHOLESALE MERCHANTS.

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. 293.

Revocation.

2. Prices Regulation Order No. 112 as amended by Prices Regulation Order No. 258 is hereby revoked and Prices Regulation Orders Nos. 191 and 267 are hereby revoked insofar as those Orders relate to sales by wholesale merchants of goods specified in the Schedule to this Order.

Application.

3. Nothing in this Order shall apply to—
 - (a) woollen and worsted piecegoods ;
 - (b) hessian and Liverpool twill cloth ;
 - (c) bed sheets, pillowslips, tea towels, nursery squares, table cloths, and serviettes hemmed or made up in Australia.

Definitions.

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

“ Cost into warehouse ” means in relation to the sale of specified goods by wholesale merchants—

 - (a) where such goods are purchased from a source outside the Commonwealth of Australia, the aggregate of—
 - (i) the purchase price paid or payable after deduction of trade discount but before deduction of cash discount ;
 - (ii) inland carriage charges ;

- (iii) outside packing charges;
- (iv) overseas office or forwarding agents' commission actually incurred (but not in excess of $3\frac{1}{2}$ 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 excess of mail steamer sight-draft rates, and in the case of bank fees three-eighths of 1 per cent.);
- (viii) duty and primage paid;
- (ix) wharfage and stacking charges paid;
- (x) harbour dues and Stevedoring Industry Commission levy paid;
- (xi) Customs entry and Customs Agent's charges paid (but not including any charges for costing or any percentage surcharge thereon);
- (xii) cartage actually incurred in transporting goods from wharf to store or from wharf to bond only (but not in excess of current standard Master Carriers' rates); and
- (xiii) sales tax, where paid;

(b) where such goods are purchased from a person in the Commonwealth of Australia, being the manufacturer of those goods, the sum of—

- (i) the price paid or payable for the goods;
- (ii) the cost (if any) actually incurred in transporting such goods from the point of delivery to the purchaser's premises and properly attributable to such goods. Provided that no such cost of transport shall be added in the case of such goods manufactured in the Metropolitan Area.

"Manufacturer" means a person who by his own labour or that of his employees manufactures or causes to be manufactured any specified goods.

"Metropolitan Area" means all that area comprised within a radius of 50 miles from the General Post Office, Melbourne.

"Point of delivery" means, in relation to the sale of any specified goods purchased from a person in the Commonwealth of Australia being the manufacturer of those goods, the place at which liability for payment of transport charges in conveying those goods passed to the wholesale merchant from the manufacturer.

"Specified goods" means the goods specified in the Schedule to this Order.

"Wholesale merchant" means a person who purchases specified goods from—

- (a) a source outside the Commonwealth of Australia;
- or
- (b) a person in the Commonwealth of Australia, being manufacturer of such goods—

and sells those goods by wholesale.

Maximum Prices—Sales by Wholesale Merchants.

5. I fix and declare the maximum prices at which specified goods may be sold by wholesale merchants to be the cost into warehouse plus the percentage margin of such cost as specified in the second column of the Schedule to this Order.

Discounts.

6. (1) Notwithstanding anything contained in this Order, where a wholesale merchant of any specified goods has customarily allowed in relation to sales any difference in price—

- (a) to any person or to any person included in any class of persons;
- (b) in respect of sales of certain quantities of such goods; or
- (c) in respect of sales under special conditions of sale, or upon certain terms of payment—

the maximum prices fixed by or under this Order in respect of those goods 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 such difference.

(2) In every case, whether any such difference in price has been customarily allowed or not, where payment for any specified goods is made within 30 days from date of delivery, such a deduction shall be made and shall not be less than $2\frac{1}{2}$ per centum of the purchase price.

Records to be Kept.

7. Any person being a wholesale merchant who sells or has for sale specified goods shall keep in addition to those required to be kept by law or for his own purpose a book containing the following information :—

- (a) A full description of those goods;
- (b) The date of delivery of those goods into store;
- (c) The name and address of the suppliers from whom the goods were purchased;
- (d) The purchase price paid or payable for those goods.

Invoice or Docket to be Delivered.

8. Any person being a wholesale merchant who sells any specified goods shall issue to the purchaser of such goods at the time of sale an invoice or docket specifying the following particulars :—

- (a) The seller's name and address;
- (b) The purchaser's name and address;
- (c) The date on which the sale was made;
- (d) A description as to quality and type of the goods sold;
- (e) The quantity sold and the price charged therefor.

Fixation of Maximum Prices by Notices.

9. Notwithstanding the foregoing provisions of this Order, I declare—

- (a) that the maximum price at which any specified goods may be sold by any person to whom a notice in pursuance of this paragraph is given to be such price as is fixed by the Prices Decontrol Commissioner by notice in writing to that person;
- (b) that all notices in writing issued prior to this Order which operate to fix a lower maximum price for the sale by any person, being a wholesale merchant, of any specified goods than the maximum price fixed by the foregoing provisions of this Order and which are in force at the date of the coming into operation of this Order shall be deemed to have been given under this Order; and
- (c) that all notices in writing relating to the sale of specified goods by wholesale merchants issued prior to this Order and which operated to fix a higher maximum price for the sale of such goods by such persons than are fixed by or under the provisions of this Order are hereby revoked.

THE SCHEDULE.

Column 1. Description of Goods.	Column 2. Where purchased from a source outside the Commonwealth of Australia or from a Manufacturer. Maximum Wholesale Margins.
	%
1. Woven or knitted piecegoods manufactured from rayon yarn or mixtures of rayon and cotton yarn	15
2. Woven or knitted piecegoods manufactured from nylon, real silk, or containing 25 per centum of real silk	12½
3. Woven or knitted piecegoods manufactured from cotton yarn or mixture of cotton and wool; linen or mixtures of cotton and linen	12½
4. Piecegoods not otherwise specified, but including waterproofed or rubberised fabrics and plastic and plastic coated fabrics	12½
5. Terry towels, terry bath mats, huckaback towels, and all other face and bath towels and face cloths; nursery squares, tea towels, glass cloths, sponge cloths, honeycomb cloths and sweat rags; bed sheets, pillowslips, mattress cases, bed spreads, quilts, and counterpanes, bungalow cloths, table cloths, serviettes and mosquito nets	11½
6. Blankets, bunny-rugs, travelling rugs and bush rugs manufactured wholly from cotton yarns	11½
7. Blankets, bunny-rugs, travelling rugs and bush rugs manufactured partly or wholly from woollen yarns	7½
8. Neckwear including ties and scarves	12½
9. Socks, stockings, hosiery, sockettes and footlets of all descriptions	11½
10. Knitted garments of all descriptions including bathing costumes, trunks and other swim wear	12½
11. Handkerchiefs	10
12. Hand Knitting Yarns	8½
13. Men's and Boy's felt hats	12½
14. Elastic	25

Dated this 5th day of October, 1951.

J. F. WALDRON,
Prices Decontrol Commissioner.

Prices Regulation Acts.

PRICES REGULATION ORDER No. 294.

WOOLLEN AND WORSTED PIECEGOODS—SALES BY
WHOLESALE MERCHANTS.

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. 294.

Revocation.

2. Prices Regulation Order No. 113 is hereby revoked and Prices Regulation Orders Nos. 191 and 267 are hereby revoked insofar as those Orders relate to sales by wholesale merchants of goods, the maximum price for which is fixed by this Order.

Application.

3. This Order shall apply to sales by wholesale merchants of woollen and worsted piecegoods.

Definitions.

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

“Wholesale merchant or wholesaler” means a person who purchases woollen and worsted piecegoods—

(a) from a source outside the Commonwealth of Australia; or

(b) from a person in the Commonwealth of Australia, being a manufacturer of such goods—

and sells those goods by wholesale,

“Men's piecegoods” means woollen or worsted cloths of types which are customarily made up into wearing apparel for men and boys only or which are customarily made up into wearing apparel both for men and boys and for women and girls, and in respect of such goods—

- (a) “piece” shall mean a length of cloth greater than forty yards;
- (b) “half piece” shall mean a length of cloth greater than fifteen yards but not greater than forty yards;
- (c) “cut length” shall mean a length of cloth not greater than fifteen yards.

“Women's dress goods” means woollen or worsted cloths of types which are customarily made up into wearing apparel for women and girls only and in respect of such goods—

- (a) “piece” shall mean a length of cloth greater than fifteen yards;
- (b) “cut length” shall mean a length of cloth not greater than fifteen yards.

“Cost into warehouse” means in respect of woollen and worsted piecegoods—

- (a) where such goods are purchased from a source outside the Commonwealth of Australia, the aggregate of—

- (i) the purchase price paid or payable after deduction of trade discount but before deduction of cash discount;
- (ii) inland carriage charges;
- (iii) outside packing charges;
- (iv) overseas office or forwarding agents' commission actually incurred (but not in excess of $3\frac{1}{4}$ 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 excess of mail steamer sight-draft rates, and in the case of bank fees three-eighths of 1 per cent.);
- (viii) duty and primage paid;
- (ix) wharfage and stacking charges paid;
- (x) harbor dues and Stevedoring Industry Commission levy paid;
- (xi) Customs entry and Customs agents' charges paid (but not including any charges for costing or any percentage surcharge thereon);
- (xii) cartage actually incurred in transporting goods from wharf to store or from wharf to bond only (but not in excess of current standard Master Carriers' rates); and
- (xiii) sales tax, where paid;

- (b) where such goods are purchased from a person in the Commonwealth of Australia, being the manufacturer of those goods, the sum of—

- (i) the price paid or payable for the goods;
- (ii) the cost (if any) actually incurred in transporting such goods from the point of delivery to the purchaser's premises and properly attributable to such goods. Provided that no such cost of transport shall be added in the case of piecegoods manufactured in the Metropolitan Area.

“Metropolitan Area” means all that area comprised within a radius of 50 miles from the General Post Office, Melbourne.

“Point of delivery” means, in relation to the sale of any woollen or worsted piecegoods purchased from a person in the Commonwealth of Australia being a manufacturer of those goods, the place at which liability for payment of transport charges in conveying those goods to his premises passed to the wholesaler from the manufacturer.

Maximum Prices—Sales by Wholesale Merchants.

5. I fix and declare the maximum price at which woollen and worsted piecegoods may be sold by a wholesale merchant to be the cost into warehouse plus—

(a) in the case of men's piecegoods—

- (i) for pieces— $6\frac{1}{4}$ per centum of such cost into warehouse;
- (ii) for half pieces— $8\frac{1}{2}$ per centum of such cost into warehouse;
- (iii) for cut lengths— $13\frac{1}{2}$ per centum of such cost into warehouse;

(b) in the case of women's dress goods—

- (i) for pieces— $8\frac{1}{2}$ per centum of such cost into warehouse;
- (ii) for cut lengths— $13\frac{1}{2}$ per centum of such cost into warehouse.

Discounts.

6. (1) Notwithstanding anything contained in this Order where a wholesale merchant of any woollen or worsted piecegoods has customarily allowed in relation to sales any difference in price—

- (a) to any person or to any person included in any class of persons;
- (b) in respect of sales of certain quantities of such goods; or
- (c) in respect of sales under special conditions of sale, or upon certain terms of payment—

the maximum prices fixed by or under this Order in respect of those goods 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 such difference.

(2) In every case, whether any such difference in price has been customarily allowed or not, where payment for any woollen or worsted piecegoods is made within 30 days from date of delivery, such a reduction shall be made and shall not be less than $2\frac{1}{2}$ per centum of the purchase price.

Records to be Kept.

7. Any person being a wholesale merchant who sells or has for sale woollen or worsted piecegoods shall keep in addition to records required to be kept by law or for his own purpose a book containing the following information—

- (a) A full description of those goods;
- (b) The date of delivery of those goods into store;
- (c) The name and address of the supplier from whom the goods were purchased;
- (d) The purchase price paid or payable for those goods.

Invoice or Docket to be Delivered.

8. Any person being a wholesale merchant who sells any woollen or worsted piecegoods shall issue to the purchaser of such goods at the time of the sale an invoice or docket specifying the following particulars :—

- (a) The seller's name and address;
- (b) The purchaser's name and address;
- (c) The date on which the sale was made;
- (d) A description as to quality and type of the goods sold;
- (e) The quantity sold and the price charged therefor.

Fixation of Maximum Prices by Notice.

9. Notwithstanding the foregoing provisions of this Order, I declare—

- (a) that the maximum price at which any woollen or worsted piecegoods may be sold by any person to whom a notice in writing in pursuance of this paragraph is given to be such price as is fixed by the Prices Decontrol Commissioner by notice in writing to that person ;
- (b) that all notices in writing issued prior to this Order which operate to fix a lower maximum price for the sale by any person, being a wholesale merchant, of any woollen or worsted piecegoods than the maximum price fixed by the foregoing provisions of this Order and which are in force at the date of the coming into operation of this Order shall be deemed to have been given under this Order ; and
- (c) that all notices in writing relating to the sale of woollen or worsted piecegoods by wholesale merchants issued prior to this Order and which operated to fix a higher maximum price for the sale of such goods by such persons than are fixed by or under the provisions of this Order are hereby revoked.

Dated this 5th day of October, 1951.

J. F. WALDRON,
Prices Decontrol Commissioner.

