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[1953

Prices Regulation Acts.

PRICES REGULATION ORDER No. 526.

SEED POTATOES.

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. 526.

*Revocation.*

2. Prices Regulation Order No. 517 is hereby revoked.

*Definitions.*

3. In this Order, unless the contrary intention appears—
  - “Certified seed potatoes” means potatoes accepted by a duly authorized officer of the State Department of Agriculture as certified seed potatoes.
  - “Primary wholesaler” in relation to the sale of seed potatoes means a person who purchases seed potatoes for the purpose of resale to another wholesaler whose normal business is to sell seed potatoes by wholesale.
  - “Secondary wholesaler” in relation to the sale of seed potatoes means a person who purchases seed potatoes from a primary wholesaler for the purpose of resale.
  - “By wholesale” means and refers to a sale of seed potatoes in lots of one bag or more.
  - “Ton” means a long ton of 2,240 lb. or a quantity of fifteen bags of seed potatoes each containing not less than 140 lbs. weight.
  - “Lb.” means pound avoirdupois or pounds avoirdupois as the case requires.
  - “Metropolitan Area” means all that area comprised within a radius of twenty miles from the General Post Office, Melbourne.
  - “Point of delivery” means, in relation to the sale of seed potatoes, the place at which liability for payment of transport charges in conveying such seed potatoes to his place of business passed to the seller from the person from whom he purchased them.

“Cost of transport” means, in relation to the transport of seed potatoes, cost of transport by rail (or, if rail transport is not available, any other service which may be available), but does not include any cost of transport which is not recorded on an invoice delivered by the seller, or in the case of sales by retail, on an invoice delivered to the retail seller.

“Potato Marketing Board” means the Potato Marketing Board constituted under the *Marketing of Primary Products Act 1935* of the State of Victoria.

*Sales by Growers.*

4. I fix and declare the maximum price at which seed potatoes may be sold by growers to be—

- (1) in respect of certified seed potatoes—
  - (a) at the point of production, £34 per ton;
  - (b) at places other than the point of production, £34 per ton, plus properly incurred cost of transport from the point of production to the place of sale;
- (2) in respect of seed potatoes other than certified seed potatoes—
  - (a) at the point of production, £30 per ton;
  - (b) at places other than the point of production, £30 per ton, plus properly incurred cost of transport from the point of production to the place of sale.

*Sales by the Potato Marketing Board.*

5. I fix and declare the maximum price at which seed potatoes may be sold by the Potato Marketing Board to be—

- (1) in respect of certified seed potatoes—
  - (a) at the point of production, £35 per ton;
  - (b) at places other than the point of production, £35 per ton, plus properly incurred cost of transport from the point of production to the place of sale;
- (2) in respect of seed potatoes other than certified seed potatoes—
  - (a) at the point of production, £30 per ton;
  - (b) at places other than the point of production, £30 per ton, plus properly incurred cost of transport from the point of production to the place of sale.

6. Notwithstanding the foregoing provisions of this Order, I fix and declare the maximum price at which seed potatoes may be sold by wholesale to be as follows:—

- (1) By primary wholesaler, Cowper-street—
  - (a) In respect of certified seed potatoes, the sum of the following:—
    - (i) The purchase price paid or payable or an amount calculated at the rate of £34 per ton, whichever is the lesser;
    - (ii) Cost of rail transport from the railway station or siding nearest the seller's premises or place of business to Cowper-street railway siding.
  - (b) In respect of seed potatoes other than certified seed potatoes, the sum of the following:—
    - (i) The purchase price paid or payable or an amount calculated at the rate of £30 per ton, whichever is the lesser;
    - (ii) Cost of rail transport from the railway station or siding nearest the seller's premises or place of business to Cowper-street railway siding.
- (2) By secondary wholesaler:—
  - (a) In respect of certified seed potatoes—
    - (i) where the seller delivers the certified seed potatoes to the purchaser at the seller's store, £35 7s. 6d. per ton;
    - (ii) where the seller delivers the certified seed potatoes into the buyer's shop, £36 per ton.

(b) In respect of seed potatoes other than certified seed potatoes—

- (i) where the seller delivers the seed potatoes to the purchaser at the seller's store, £31 7s. 6d. per ton;
- (ii) where the seller delivers the seed potatoes into the buyer's shop, £32 per ton.

*Sales by Retail.*

7. (1) I fix and declare the maximum price at which seed potatoes may be sold by retail in the Metropolitan Area to be—

- (a) in respect of certified seed potatoes 5½d. per lb.;
- (b) in respect of seed potatoes 4½d. per lb.

(2) I fix and declare the maximum price at which seed potatoes may be sold by retail outside the Metropolitan Area to be the prices fixed in the foregoing provisions of this Order for such sales in the Metropolitan Area, plus the charges properly incurred in transporting such seed potatoes from the point of delivery to the retailer to such retailer's shop or place of business but in no case shall such maximum price exceed—

- (a) in respect of certified seed potatoes 6d. per lb.;
- (b) in respect of seed potatoes 5d. per lb.

*Exhibition of Price Tickets.*

8. (1) Any person who sells or has for sale by retail seed potatoes shall attach to or display with those seed potatoes a ticket or label setting forth the maximum retail selling price fixed by or under the provisions of this Order for the sale by him of those seed potatoes.

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

*Delivery of Invoices.*

9. Any person who sells by wholesale seed potatoes shall deliver with such seed potatoes an invoice or docket containing the following particulars:—

- (a) Name and address of seller;
- (b) Name and address of purchaser;
- (c) Date of sale;
- (d) The point of delivery to the purchaser, the weight of the seed potatoes sold, number of bags, and price per unit of such seed potatoes; and
- (e) Total price of such seed potatoes.

*Records.*

10. Any person who sells any seed potatoes shall keep and preserve any invoice or docket received by him in relation to such seed potatoes, and shall keep a record in respect of the purchase of such seed potatoes showing—

- (a) the name and address of supplier;
- (b) the date of the invoice or docket received by him in relation to such seed potatoes;
- (c) the quantity purchased and the price thereof;
- (d) the point of delivery; and
- (e) transport costs properly attributable to the transport of such seed potatoes from the point of delivery to his place of business.

*Fixation of Maximum Prices by Notice.*

11. Notwithstanding the foregoing provisions of this Order, I declare the maximum price at which any seed potatoes specified in a notice 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.

Dated this 13th day of April, 1953.

J. F. WALDRON,  
Prices Commissioner.

Prices Regulation Acts.

PRICES REGULATION ORDER No. 528.

PALTEX PTY. LTD. AND OTHERS.

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. 528.

*Revocation.*

2. Prices Regulation Order No. 521 is hereby revoked.

Dated this 15th day of April, 1953.

J. F. WALDRON,  
Prices Commissioner.