

Serial Number 1948/16



THE BUTTER AND CHEESE MARKETING REGULATIONS 1948

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 11th day of
February, 1948

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Dairy Products Marketing Commission Act, 1947, and as regards the revocation of the regulations specified in subclause (5) of Regulation 1 of these regulations pursuant to the Marketing Act, 1936, and the Agriculture (Emergency Powers) Act, 1934, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make, in accordance with recommendations made by the New Zealand Dairy Products Marketing Commission to the Minister of Marketing, the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Butter and Cheese Marketing Regulations 1948.
- (2) These regulations shall come into force on the 1st day of March, 1948.
- (3) In these regulations, unless the context otherwise requires,—
 - “ Butter ” means creamery butter, whey butter, or dairy butter manufactured by a manufacturer :
 - “ Cheese ” means Cheddar cheese manufactured by a manufacturer, and includes any such cheese when processed :
 - “ Commission ” means the New Zealand Dairy Products Marketing Commission established by the Dairy Products Marketing Commission Act, 1947 :
 - “ Manufacturer ” means the occupier of a manufacturing dairy registered as a cheese-factory, creamery, whey-butter factory, or private dairy pursuant to the Dairy-produce Regulations 1938* :
 - “ Marketing area ” means any of the marketing areas named and defined in the First Schedule hereto :

* Statutory Regulations 1938, Serial number 1938/91, page 396.

- “ Marketing district ” and “ district ” mean any of the marketing districts named and defined in the Second Schedule hereto :
- “ Parity value ”, in relation to butter, means the parity value thereof determined pursuant to Regulation 28 hereof :
- “ Public notice ” means publication in the *Gazette* or in such other newspapers commonly circulating in any marketing district as the Commission thinks fit :
- “ Retailer ” includes every person engaged in the sale by retail of butter :
- “ Sale by retail ” means a sale other than a sale by wholesale, and includes a sale made to any person for any purpose other than resale :
- “ Sale by wholesale ” includes every sale to any person for purposes of resale by retail :
- “ Wholesale distributor ” means a person licensed under these regulations to sell butter by way of sale by wholesale in pursuance of these regulations.

(4) Terms defined by the Dairy-produce Regulations 1938* shall, when used in these regulations, have the respective meanings assigned to them by those regulations.

(5) The Butter Marketing Regulations 1937†, the Butter Marketing Regulations 1937, Amendment No. 1, the Butter Marketing Regulations 1937, Amendment No. 2, and the Butter and Cheese Marketing (Ships' Stores) Regulations 1945‡ are hereby revoked.

2. Any approval or notice to be given, licence or permit to be issued, discretion to be exercised, or thing or matter to be done by the Commission under these regulations shall be sufficient for all the purposes of these regulations if given, issued, exercised, or done by the Chairman or any member of the Commission or any officer or servant of the Commission duly authorized in that behalf by the Commission.

3. No manufacturer and no agent of a manufacturer shall sell, supply, or deliver any butter in New Zealand except in pursuance of these regulations.

4. No manufacturer and no agent of a manufacturer shall, except with the permission in writing of the Commission, sell by wholesale within any marketing district any butter which has not been manufactured by the manufacturer in that district.

5. No manufacturer and no agent of a manufacturer shall, except with the permission in writing of the Commission, sell any butter to any other manufacturer in New Zealand.

6. No manufacturer and no agent of a manufacturer shall at any place, except with the permission in writing of the Commission, sell, supply, or deliver to any person butter intended for consumption anywhere in New Zealand outside the boundary of the marketing district in which the butter was manufactured.

7. No person shall, except with the permission in writing of the Commission, transport for sale in New Zealand butter manufactured in any marketing district to any place outside the district in which the butter was manufactured.

* Statutory Regulations 1938, Serial number 1938/91, page 396.

† Statutory Regulations 1937, Serial number 252/1937, page 905.

Amendment No. 1 : Statutory Regulations 1943, Serial number 1943/54, page 111.

Amendment No. 2 : Statutory Regulations 1946, Serial number 1946/216, page 600.

‡ Statutory Regulations 1945, Serial number 1945/171, page 437.

8. No person other than the Commission or a wholesale distributor duly authorized by the Commission shall sell or deliver by way of sale by wholesale any butter within any marketing area.

9. No person shall, except with the permission in writing of the Commission, sell, supply, or deliver to any person within any marketing district any butter which has been manufactured outside the district in which the butter is sold, supplied, or delivered.

10. Notwithstanding anything in Regulations 6, 7, and 9 hereof, any manufacturer may by himself or his agent sell, supply, or deliver butter to any person who is a supplier of milk or cream to such manufacturer, but not in any case for resale.

11. No manufacturer or wholesale distributor shall, except with the permission in writing of the Commission, effect any sale of butter within any marketing district by means of house canvassing or by other similar means.

12. In any case where the quantity of butter manufactured by a manufacturer in any marketing district is inadequate to supply the demand for such butter during any period in any year, the Commission may—

- (a) Approve of the storage of butter manufactured at any period in any year for the purpose of meeting such deficiency; or
- (b) Make available to that manufacturer such quantity of other butter as is required to meet the deficiency; or
- (c) Purchase at its parity value and store until required such quantity of other butter as is required to meet the deficiency.

13. (1) Where any manufacturer, with the approval in writing of the Commission, stores any butter pursuant to paragraph (a) of Regulation 12 hereof, the Commission may reimburse that manufacturer for all storage and other charges so incurred by the manufacturer.

(2) Where any manufacturer, with the approval or permission in writing of the Commission, acquires any butter for the purpose of supplementing his supply during any period in any year, the Commission may pay freight and all other reasonable charges on the butter so acquired.

14. All butter manufactured within any marketing district and intended to be disposed of by wholesale or retail in any marketing area within that district shall, if so required by the Commission, be delivered to the Commission, or to any place specified by notice given in writing by the Commission to any manufacturer in that behalf, for purposes of sale by wholesale within the said area by the Commission or a wholesale distributor, and the Commission may from time to time by notice in writing to any manufacturer require him to deliver to the Commission for disposal as aforesaid in bulk or in pats as the Commission may specify, and at such place within the said area as may be specified in the notice, any specified quantity of butter which at the time of the notice has been or thereafter is manufactured by the manufacturer, and every manufacturer to whom such a notice is given shall duly comply therewith.

15. In addition to the powers conferred by the last preceding regulation, the Commission may by notice in writing given to any manufacturer require him to deliver to such place in the marketing district in which the butter was manufactured as is specified in that

behalf in the notice any specified quantity of butter in bulk or in pats which at the time of the notice has been or thereafter is manufactured by the manufacturer.

16. (1) The Commission may by notice in writing given to the person appearing at the date of the notice to be the owner of any butter for the time being on premises in his possession or deposited in any grading-store and intended for export beyond New Zealand and also, where necessary, to the owner or person in charge of the grading-store require the owner of that butter to deliver or cause to be delivered to the Commission or to such person as is specified in that behalf in the notice any specified quantity of that butter that is required by the Commission, and the owner or occupier of the grading-store to whom the notice is given shall forthwith release and deliver that butter in accordance with the terms of the notice.

(2) For all butter delivered from a grading-store in accordance with any notice given by the Commission pursuant to subclause (1) of this regulation the Commission shall pay to the owner or person in charge of the grading-store all moneys for which at the time of delivery he was entitled to a warehouseman's special lien on the butter delivered by him and shall pay to the manufacturer or other person entitled thereto (after deduction of all moneys paid as aforesaid) the parity value of that butter.

17. (1) No person shall carry on business as a distributor of butter by wholesale within any marketing district except in pursuance of a licence granted by the Commission pursuant to these regulations.

(2) Every application for a licence under this regulation shall be made in writing addressed to the Commission and shall be signed by or on behalf of the applicant and shall be in or to the effect of the form No. 1 in the Third Schedule hereto.

(3) Every applicant for a licence shall establish to the satisfaction of the Commission that the applicant has all reasonable facilities for carrying out a regular delivery service within the area to which his licence applies to all retailers within the area who may require regular deliveries of the butter for the sale by wholesale of which the applicant desires a licence.

(4) Every such licence shall authorize the licensee to carry on business as a wholesale distributor of butter on the premises specified in the licence and to the extent and within the locality (if any) set out therein.

(5) The Commission may, in its discretion, grant or refuse a licence.

(6) Every licence granted in pursuance of this Regulation shall be in accordance with form No. 2 in the Third Schedule hereto.

18. In every licence granted under these regulations there shall be implied the conditions following, that is to say:—

(a) That the licensee will, as far as is reasonably practicable, perform his delivery service of butter by such regular itinerary or rounds as to afford adequate service to retailers requiring supplies of the butter authorized to be sold by him in terms of his licence :

(b) That the licensee will deliver butter in suitable containers and in merchantable condition to the satisfaction of the Commission :

- (c) That to any retailer who requires in any one delivery not less than 12 lb. of any specified brand of butter authorized to be sold by the licensee and who tenders the appropriate wholesale price in payment for that butter the licensee will sell that butter accordingly and will make delivery of that butter in accordance with the order of the retailer on the licensee's customary itinerary or round at any place reasonably specified by the retailer within the area to which the licence applies :
- (d) That the licensee will make available to any retailer during ordinary business hours supplies of butter from the premises of the licensee and will not, except on the ground that no supplies are then available for sale, refuse to supply any retailer who requires not less than one box of butter and who tenders the appropriate wholesale price in payment therefor :

19. The Commission may, in its absolute discretion, by notice in writing given to the licensee, revoke the licence issued to him under these regulations without prejudice to the liability (if any) of the licensee to any penalty imposed under section 35 of the Dairy Products Marketing Commission Act, 1947.

20. (1) The Commission may from time to time—

- (a) Define areas in any marketing district or marketing area within which manufacturers or wholesale distributors, may sell by wholesale any butter pursuant to these regulations :
- (b) Assign to any manufacturer or wholesale distributor any area defined as aforesaid :
- (c) Define and assign to any manufacturer or wholesale distributor any area in any marketing district within which the manufacturer or the wholesale distributor shall pay freight on butter sold to any person for retail sale :
- (d) Fix a date upon which any such definition and assignment shall take effect.

(2) Any definition and assignment made pursuant to subclause (1) of this regulation may at any time be amended, varied, or revoked.

21. In every case where an area in any marketing district within which any manufacturer or wholesale distributor shall pay freight on butter sold to any person for retail sale is defined and assigned to any manufacturer or wholesale distributor pursuant to paragraph (c) of subclause (1) of the last preceding regulation and where that manufacturer or wholesale distributor sells any butter to any person outside that area for retail sale, that person shall pay all freight charges on the butter from the nearest convenient place of delivery within the area.

22. The Commission may from time to time fix rates of allowances for the receiving, storing, processing, and delivering of butter by a manufacturer, a wholesale distributor, or the Commission in pursuance of these regulations, which said rates of allowances may be retained out of the wholesale price in respect of the butter or paid by the Commission to the manufacturer or wholesale distributor.

23. The Commission may from time to time, by public notice—

- (a) Define the brands or marks to be used on wrappers for butter for sale in New Zealand :
- (b) Fix the minimum quantity of butter which may be sold by any licensed wholesale distributor or manufacturer in any delivery.

24. (1) Where pursuant to these regulations a manufacturer is required to deliver to the Commission butter intended for consumption in any marketing area, the Commission shall account to the manufacturer not later than the twentieth day in every month for all butter so delivered during the immediately preceding month at its parity value, less such distribution allowance as is for the time being fixed pursuant to the Marketing Act, 1936.

(2) Where a manufacturer delivers any butter to a wholesale distributor for sale by wholesale, the wholesale distributor shall be entitled to the distribution allowance aforesaid for his services and shall account to the manufacturer for all butter so delivered at the several sale prices for the time being fixed pursuant to the Marketing Act, 1936, less the distribution allowance aforesaid.

25. No manufacturer or wholesale distributor shall, upon any sale of butter to a retailer carrying on business within any marketing district, for the purposes of that business allow a period of credit greater than that which may from time to time by public notice be fixed by the Commission.

26. (1) No person shall deliver and no manufacturer or wholesale distributor shall sell any butter within New Zealand unless either—

(a) The butter has been graded in manner prescribed by the Dairy-produce Regulations 1938* in respect of butter intended for export; or

(b) The butter has been examined at the manufacturing dairy where it was manufactured by a dairy-factory manager or by some person duly authorized by the factory-manager in that behalf, and (in the case of creamery butter) a grade and grade points, or (in the case of whey butter) a grade, has been assigned thereto being respectively the grade and grade points or grade which in the opinion of the factory-manager or the person acting with the authority of the factory-manager would be assigned thereto had the butter been graded in manner prescribed by the Dairy-produce Regulations 1938* in respect of butter intended for export, such butter being hereinafter referred to as “factory-graded butter.”

(2) The manufacturer shall keep a record of the grade and grade points assigned to all factory-graded butter manufactured by him, and shall plainly and legibly mark on each box or package containing the butter the grade or grade points assigned thereto, as the case may be, together with the date on which the butter was graded.

(3) The Commission may at any time require any parcel of factory-graded butter to be graded under the provisions of the Dairy-produce Regulations 1938* as the Commission may from time to time direct.

(4) Upon the grading at a grading-store of any parcel of factory-graded butter pursuant to the last preceding subclause of this regulation, all butter manufactured in the manufacturing dairy where that butter was produced for sale in New Zealand on and after the date of manufacture of the butter so graded shall for the purposes of these regulation be deemed to be of the grade and grade points so assigned in the grading-store, or be of the grade and grade points assigned thereto pursuant to paragraph (b) of subclause (1) of this regulation, whichever is the lower, until upon a further grading at a grading-store of factory-graded butter from the same manufacturing dairy a different grade or different grade points are assigned thereto.

* Statutory Regulations 1938, Serial number 1938/91, page 396.

(5) The manufacturer of any factory-graded butter affected by the last preceding subclause of this regulation may at any time require, at his own expense, further grading to be undertaken at a grading-store, but not so as to require that factory-graded butter thereafter manufactured be so graded before the expiration of fifteen days from the date on which his butter was then last graded at a grading-store and so that the selection of parcels to be graded shall, with respect to date of manufacture and otherwise, be in the discretion of the Commission.

27. Every manufacturer shall from time to time as hereinafter prescribed pay to the Commission the amount by which the return to the manufacturer for butter disposed of under these regulations exceeds the parity value of that butter ascertained as hereinafter provided.

28. The parity value of butter disposed of under these regulations shall be ascertained as follows:—

- (a) To creamery butter shall be assigned as its basic value the respective prices for the time being fixed by the Commission and applicable to creamery butter exported beyond New Zealand according to the grade points allotted thereto ascertained as aforesaid :
- (b) To whey butter shall be assigned as its basic value the respective price for the time being fixed by the Commission and applicable to whey butter exported beyond New Zealand according to the grade thereof ascertained as aforesaid :
- (c) There shall be added to the said basic value the actual reasonable costs incurred in the preparation of butter and all other charges and expenses actually and reasonably incurred by the manufacturer in the packing, transport, and sale of butter for consumption in any marketing district :
- (d) There shall be deducted from the said basic value the estimated packing and transport costs and charges and all other costs and charges that would have been incurred and payable by the manufacturer if the butter had been acquired by the Commission for export from New Zealand pursuant to the provisions of Part II of the Dairy Products Marketing Commission Act, 1947 :
- (e) The sums to be added to and deducted from the said basic value shall be ascertained, estimated, and computed in its discretion by the Commission, and the decision of the Commission shall be final :
- (f) The said basic value, with the additions and deductions aforesaid, shall be the parity value for the purposes of these regulations.

29. Forthwith after the end of each month every manufacturer shall complete and deliver to the Commission returns for the immediately preceding month in the forms No. 3 and No. 4 in the Third Schedule hereto of all supplies, sales, and disposals of butter during that month. Such returns shall be signed by the manufacturer or his authorized agent. The grade and grade points referred to in the said forms shall be (as the case requires) those assigned at a grading-store or those assigned at a manufacturing dairy as prescribed by Regulation 26 hereof or those constructively assigned pursuant to subclause (4) of that regulation.

30. (1) The Commission will, as soon as practicable after the end of each month, complete and deliver to each manufacturer a statement based on the returns of sales and disposals of butter by the manufacturer for the preceding month and showing the aggregate amount by which the manufacturer's sales at the wholesale price for the time being fixed pursuant to the Marketing Act, 1936, exceed the parity value for that month of the butter so sold and disposed of, and the amount of the excess shall be due and payable by the manufacturer to the Commission on the twentieth day of the month following the month in which the statement is rendered.

(2) If the manufacturer fails to pay to the Commission the full amount shown as owing in any such statement, the Commission—

- (a) Shall be entitled to deduct the amount owing from any moneys that are then payable or may become payable to the manufacturer by the Commission; or
- (b) May recover the amount due as a debt in any Court of competent jurisdiction.

(3) Where in any month a manufacturer's sales and disposals of butter at the wholesale price for the time being fixed pursuant to the Marketing Act, 1936, do not reach the parity value for that month of the butter so sold and disposed of, the amount of the deficiency shall, at the discretion of the Commission, be either—

- (a) Paid by the Commission to the manufacturer; or
- (b) Credited against the amount of any excess payable by the manufacturer and shown in any subsequent statement delivered by the Commission pursuant to subclause (1) of this regulation.

31. Not later than the 31st day of August in every year each manufacturer shall deliver to the Commission for the year ended on the immediately preceding 31st day of July a certified statement signed by an accountant registered under the New Zealand Society of Accountants Act, 1908, reconciling the quantities of butter entered by the manufacturer in the returns delivered to the Commission by the manufacturer pursuant to Regulation 29 hereof with the quantities of butter ascertained to have been manufactured by the manufacturer for the purposes of the certified statement to be given under section 4 of the Dairy Industry Amendment Act, 1922.

32. In addition to the foregoing returns and statement, every manufacturer selling or disposing of butter in New Zealand and every wholesale distributor shall, on demand by the Commission, furnish to the Commission such further or other information or returns relating to the manufacture, sale or supply of butter by such manufacturer or wholesale distributor as the Commission may from time to time reasonably require.

33. Any member of the Commission or any officer or servant of the Commission or any other person duly authorized in that behalf by the Commission shall at all reasonable times during business hours have the right of entry on the premises of any manufacturer or wholesale distributor for the purpose of inspecting the books, accounts, and records of the manufacturer or wholesale distributor relating to the marketing of butter and cheese in New Zealand and may take copies of or extracts from any such books, accounts, and records.

34. (1) No manufacturer or wholesale distributor shall keep butter on any premises other than the premises of any manufacturer unless the premises are approved by the Commission for the storage of butter.

(2) Approval of any premises for the storage of any butter to which this regulation applies shall be granted at the sole discretion of the Commission and upon such terms and conditions as the Commission shall think fit.

(3) Any approval granted under this regulation may at any time be withdrawn by notice in writing given by the Commission to the occupier for the time being of the premises concerned.

(4) In the event of the Commission refusing to approve of any premises for the storage of butter to which this regulation applies, all butter then stored in the premises shall be sold or otherwise disposed of in accordance with the directions of the Commission, and not otherwise.

35. (1) No person shall sell or expose for sale in New Zealand any butter which is not branded or marked as required by these regulations.

(2) On every wrapper or package containing any creamery butter, whey butter, or dairy butter there shall be borne the words "pure creamery butter", "whey butter", or "pure dairy butter", as the case may require.

36. No person shall, except with the permission in writing of the Commission, stamp or mark on any wrapper or package containing butter for sale in New Zealand or use in connection with any butter sold, offered, or exposed for sale any words indicative of quality except the words "Finest", "First Grade", "Second Grade", and "Third Grade", and these words shall be applied only to butter to which the grade indicated by those respective words is the grade which has been assigned to the butter—

(a) In a grading-store; or

(b) In a manufacturing dairy; or

(c) Constructively pursuant to subclause (4) of Regulation 26 hereof,—

and only so long as in the opinion of the Commission no deterioration in the quality of the butter has taken place after the date when a grade was assigned to the butter as aforesaid and when those words are applied to whey butter the words "whey butter" shall be used therewith.

37. (1) Where it is established to the satisfaction of the Commission that any retailer of butter—

(a) Is selling or otherwise disposing of butter in a manner prejudicial or likely to be prejudicial to the orderly marketing by other retailers of butter or of any other goods; or

(b) Is storing or marketing butter in such manner as to cause undue deterioration in the quality of the butter—

the Commission may in its discretion, by notice given to the retailer, prohibit the retailer from selling or distributing butter from a date to be specified in that behalf in the notice, and any stocks of butter held by the retailer on the date on which the notice takes effect may be sold or otherwise disposed of only in accordance with the direction of the Commission, and not otherwise.

(2) Any prohibition imposed by the Commission pursuant to the foregoing provisions of this regulation may at any time be withdrawn or revoked by notice in writing given by the Commission to the retailer.

(3) Any retailer who sells any butter in breach of any prohibition imposed by this regulation commits an offence against these regulations.

38. (1) No person shall purchase butter for use in the manufacture of ice-cream or ice-cream mix except from the Commission or from some person authorized in writing by the Commission in that behalf, and no person shall sell or purchase any such butter at a price other than such price as is specified by the Commission in any such authority.

(2) Where, pursuant to any authority given to him under the last preceding subclause of this regulation, any person sells any butter at a price exceeding the wholesale price at which the butter might at that time be sold for consumption in New Zealand, he shall pay to the Commission, in such manner as it may prescribe, the amount of that excess, less such remuneration (if any) for his services in effecting the sale as may be allowed by the Commission.

39. (1) No person shall purchase any butter or cheese required as ships' stores for vessels sailing beyond New Zealand except from the Commission or from some person authorized in writing by the Commission in that behalf, and no person shall sell any such butter or cheese unless authorized in writing by the Commission to do so.

(2) Any authority given by the Commission under this regulation for the sale of any such butter or cheese shall specify the actual price at which the butter or cheese shall be sold and shall be given subject to such terms and conditions (if any) as the Commission thinks fit.

(3) Any authority given to any person under this regulation may apply with respect to a specified lot or consignment of such butter or cheese or may relate generally to all such butter or cheese sold by that person while the authority remains in force.

40. (1) Where pursuant to the last preceding regulation the price at which butter sold by a manufacturer and purchased as ships' stores for vessels sailing beyond New Zealand is greater or less than the parity value of that butter, then the amount of the difference shall (as the case may require) be either charged to the manufacturer and paid by him to the Commission or paid by the Commission to the manufacturer to the intent that the manufacturer after payment of all extra costs and charges on that butter may receive the parity value of that butter for the purposes of these regulations.

(2) Where pursuant to the last preceding regulation any person other than a manufacturer sells any butter as ships' stores, that person shall be entitled to such remuneration for his services as is fixed by the Commission, and the amount of the remuneration shall either be retained by that person out of the price at which that butter is sold or paid to that person by the Commission.

41. Where pursuant to any authority given to him under Regulation 39 hereof any person sells any butter or cheese at a price exceeding the wholesale price at which the butter or cheese might at that time be sold for consumption in New Zealand, he shall pay to the Commission in such manner as it may prescribe, the amount of that excess, less such remuneration (if any) for his services in effecting the sale as may be allowed by the Commission.

42. Every person commits an offence against these regulations who—

- (a) Acts in contravention of or fails to comply in any respect with any provision of these regulations or any direction, restriction, requirement, permit, or condition given, issued, or imposed under these regulations :
- (b) Makes any false or misleading statement or any material omission in any application, return, information, particulars, or communication furnished or made for the purposes of these regulations.

SCHEDULES

FIRST SCHEDULE

MARKETING AREAS

Auckland City Marketing Area

1. All that part of the Auckland Marketing District defined in the Second Schedule hereto lying within a radius of fifteen miles from Maungakiekie Trig. Station (One Tree Hill) and all that part of the Borough of Papakura not included within such radius aforesaid.

Wellington City Marketing Area

2. All that part of the Wellington Marketing District defined in the Second Schedule hereto lying within a radius of twenty miles from the General Post Office.

SECOND SCHEDULE

MARKETING DISTRICTS OF NEW ZEALAND

Auckland Marketing District

1. All that part of the North Island not included in the Taranaki Marketing District or the Wellington Marketing District as hereinafter defined.

Taranaki Marketing District

2. All that part of the North Island comprising the counties of Patea, Hawera, Egmont, Waimate West, Taranaki, Eltham, Stratford, Inglewood, Whangamomona, and Clifton, including all boroughs and town districts enclosed by the said counties or any of them, and including that portion of the Waitomo County lying to the south of a line drawn from the north-western point of the Ohura County and proceeding directly to the Awakino Tunnel, on the New Plymouth-Te Kuiti Main Highway, and thence due west to the sea-coast.

Wellington Marketing District

3. All that part of the North Island lying southwards of a line commencing at the point where the north-western boundary of the County of Waitotara meets the sea; thence northerly along the western and north-western boundaries of the County of Waitotara and the north-western boundary of the County of Waimarino to its junction with the southern boundary of the County of Kaitieke; thence easterly along the southern boundary of the County of Kaitieke to the point where it joins the boundary of the Taupo County; thence in a direct line to the north-western corner of the Wairoa County boundary; thence along the southern and eastern boundary of the County of Whakatane to a point where it joins the Opotiki County boundary; thence following along the south-eastern boundary of the Opotiki County and continuing to the point where the said boundary meets the sea.

Marlborough - North Canterbury Marketing District

4. All that part of the South Island comprising the Provincial District of Marlborough, the counties of Amuri and Cheviot, including all boroughs and town districts enclosed by the said counties of Amuri and Cheviot, and that portion of the County of Waipara in the Provincial District of Nelson, together with that portion of the Provincial District of Canterbury lying northwards of the Rakaia River.

Nelson - Westland Marketing District

5. All that part of the South Island comprising the Provincial Districts of Nelson and Westland, except that portion of the Provincial District of Nelson included in the Marlborough-North Canterbury Marketing District.

South Canterbury Marketing District

6. All that part of the South Island comprising that portion of the Provincial District of Canterbury lying southwards of the Rakaia River.

Otago - Southland Marketing District

7. All that part of the South Island comprising the Provincial District of Otago (including Southland and Stewart Island).

THIRD SCHEDULE

[Form No. 1]

The Butter and Cheese Marketing Regulations 1948

APPLICATION FOR LICENCE TO CARRY ON BUSINESS AS A WHOLESALE DISTRIBUTOR OF BUTTER WITHIN THE MARKETING DISTRICT

To the New Zealand Dairy Products Marketing Commission, Wellington C. 1.

APPLICATION is hereby made for a licence to carry on business as a wholesale distributor of butter within the Marketing District.

1. Name of applicant :
2. If applicant is a company, name of secretary :
3. Address of business premises :
4. Situation of cool-store premises :
5. Name or names of manufacturers for whom applicant desires to act as a wholesale distributor of butter :
6. Area over which the applicant proposes to give service for butter delivery :

Dated at, this day of, 19....

Signature of applicant :

[Form No. 2]

The Butter and Cheese Marketing Regulations 1948

LICENCE TO CARRY ON BUSINESS AS A WHOLESALE DISTRIBUTOR OF BUTTER WITHIN THE MARKETING DISTRICT

PURSUANT to application in this behalf dated the day of, 19.., [*Name of licensee*] is (are) hereby authorized to carry on business as (a) wholesale distributor(s) on the undermentioned premises in respect of butter for consumption within the following area in the Marketing District :—

- Location of premises :
- Description of area :
- Extent of licence :

This licence shall remain in force subject to the provisions of the Butter and Cheese Marketing Regulations 1948 or any regulations in substitution therefor and is not transferable.

Dated at Wellington, this day of, 19..

.....

Chairman (General Manager),
N.Z. Dairy Products Marketing Commission.

[Form No. 3

Butter and Cheese Marketing Regulations 1948

ANALYSIS OF SALES OF CREAMERY SALTED AND UNSALTED AND WHEY BUTTER

Part A

Grade Points.	Pats, lb.	Bulk, lb.	Marketing District if other than Own.	Totals.
<i>Creamery Butter</i>				
94 and over	Salted.	Salted.		
	Unsalted.	Unsalted.		
93 and under 94	Salted.	Salted.		
	Unsalted.	Unsalted.		
92 and under 93	Salted.	Salted.		
	Unsalted.	Unsalted.		
90 and under 92	Salted.	Salted.		
	Unsalted.	Unsalted.		
80 and under 90	Salted.	Salted.		
	Unsalted.	Unsalted.		
Totals ..				
<i>Whey Butter</i>				
First grade ..				
Second grade ..				
Totals ..				

RETURN OF MANUFACTURE AND DISPOSAL

Part B

	Creamery.	Whey.
	Lb.	Lb.
1. Stock on hand at beginning of month		
2. Withdrawals from cool store for local		
3. Returns to factory—		
(a) Customers		
(b) Grade store		
4. Purchases (state source)		
5. Manufacture		
Total of 1-5		
6. Deliveries during above period—		
(a) To grade store for export		
(b) Island dependencies, &c.		
(c) Ships' stores		
(d) Cool stores for local consumption		
(e) For consumption in New Zealand		
(f) Suppliers and employees		
(g) Agricultural shows or any other deliveries (state particulars)		
7. Stock on hand at, 19.. .. .		
Totals		

Totals of 1-5 to agree with totals 6 and 7 above.

I hereby certify that all particulars of manufacture and disposal of butter shown in this return under the respective headings—viz., Parts A and B—are correct.

Signature :

Capacity of person signing (secretary, or as the case may be) :

Date :

T. J. SHERRARD,
Acting Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette*: 12th day of February, 1948.

These regulations are administered by the the New Zealand Dairy Products Marketing Commission.