

Serial Number 1950/231

**THE BRAN AND POLLARD LEVY REGULATIONS 1950**

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington, this 20th day of  
December, 1950

Present :

THE HON. K. J. HOLYOAKE PRESIDING IN COUNCIL

PURSUANT to the Board of Trade Act, 1919, and the Marketing Act, 1936, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS

1. These regulations may be cited as the Bran and Pollard Levy Regulations 1950.

2. In these regulations, unless the context otherwise requires,—

“Committee” means the Wheat Committee constituted under the Board of Trade (Wheat and Flour) Regulations 1944\* :

“Minister” means the Minister of Industries and Commerce :

“Sale” means every mode of disposition, whether for valuable consideration or not ; and includes an agreement for sale and a disposition to an agent for sale on consignment ; but does not include a disposition by way of security only ; and “to sell” has a corresponding meaning :

“Ton” means a short ton of 2,000 lb. avoirdupois.

3. The Minister may from time to time, after consultation with the Committee, by notice in the *Gazette*, prescribe the rate of levy to be paid under these regulations on all bran and pollard which is sold by or through the agency of the Committee :

Provided that the rate so prescribed shall not be more than 20s. on each ton of bran or pollard so sold.

4. Upon the sale of any bran or pollard by or through the agency of the Committee the purchaser thereof shall pay to the Committee a levy on the bran or pollard at the rate for the time being prescribed as aforesaid, and the amount of the levy shall be included in the purchase price of the bran or pollard.

5. As from the date on which any rate of levy on bran and pollard is prescribed as aforesaid, the Committee shall fix and notify variations in the sale prices for bran and pollard, which variations shall correspond with the amount of the levy or the amount of the variation of the levy, as the case may be.

\* Statutory Regulations 1944, Serial number 1944/94, page 255.

6. The Committee shall pay, out of the moneys from time to time received by it in respect of the said levy on bran and pollard, the expenses incurred by it in collecting and disbursing those moneys; and shall disburse the balance of those moneys as follows :—

- (a) By paying to the Marketing Department so much of that balance as, in the opinion of the Minister, is derived from the levy on bran and pollard used for the production of eggs in the poultry industry :
- (b) By applying the remainder of that balance as if it represented money coming into the hands of the Committee in exercise of the powers conferred on the Committee by Division III of the Board of Trade (Wheat and Flour) Regulations 1944\*.

7. (1) The moneys paid to the Marketing Department under paragraph (a) of regulation 6 of these regulations shall be kept in a separate account within the Marketing Account to be known as the Poultry Industry Account.

(2) The Poultry Industry Account shall be a separate account within the meaning of section 5 of the Finance Act (No. 2), 1948, and shall be administered accordingly.

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

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#### EXPLANATORY NOTE

*[This note is not part of the regulations, but is intended to indicate their general effect.]*

These regulations provide for the imposition of a levy not exceeding 20s. a short ton on bran and pollard. The moneys derived from the levy on bran and pollard used for the production of eggs in the poultry industry are to provide a fund for the organization of that industry. The moneys derived from the levy on other bran and pollard are to be applied by the Wheat Committee as if they were derived from dealings in flour.

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Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 21st day of December, 1950.

These regulations are administered in the Marketing Department.