

Serial Number 1940/233.



**THE DAIRY COMPANIES' LOANS EMERGENCY
REGULATIONS 1940.**

GALWAY, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 11th day of
September, 1940.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

PURSUANT to the Emergency Regulations Act, 1939, 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 Dairy Companies' Loans Emergency Regulations 1940.

2. (1) Notwithstanding anything to the contrary in the Companies Act, 1933, or in any other Act, or in the memorandum or articles of any company having for its object or one of its objects the manufacture of butter, cheese, dried milk, casein, or any other product derived from milk or cream, it shall be lawful for any such company, without complying with the provisions of any Act relating to the alteration of the memorandum or articles of companies, to do all or any of the following things, that is to say :—

- (a) To borrow money from the State Advances Corporation of New Zealand out of funds made available for the purpose by the Minister of Finance upon such terms as to repayment and interest and otherwise as may be agreed upon between the Corporation and the company, including a term that the Corporation shall not be responsible for the application of the money so borrowed, such money to be used for the purpose hereinafter mentioned :
- (b) To secure repayment of any money so borrowed and interest thereon in such manner as the Corporation and the company may agree, and in particular by the giving of debentures, mortgages, or other charges over all or any of the company's property whether present or future including uncalled capital :

- (c) To lend to any supplier of milk or cream to the company any moneys borrowed by the company under the power hereinbefore conferred or any other moneys of the company for the purpose of enabling such supplier to increase or promote the production of any primary product, such loan to be on such terms as to repayment of principal with interest thereon at a rate not exceeding £4 2s. 6d. per centum per annum and otherwise as the company thinks fit :
- (d) To take for any loan so made by the company such security as the company thinks fit, whether real or personal, and whether from the supplier or any person, and from time to time to release, vary, or replace any such security and to exercise all powers conferred by any security upon the company as lender.
- (2) The powers hereby conferred shall be exercisable by the directors of the company.
- (3) Notwithstanding anything to the contrary in the Finance Emergency Regulations 1940 (No. 2),* the consent of the Minister of Finance shall not be necessary to the borrowing of money from the State Advances Corporation of New Zealand under these regulations, or to the giving of any security therefor.

C. A. JEFFERY,
Clerk of the Executive Council.

* Statutory Regulations 1940, Serial number 1940/118.

Issued under the authority of the Regulations Act, 1936.
Date of notification in *Gazette* : 12th day of September, 1940.
These regulations are administered in the State Advances Corporation.