



THE DELIVERY EMERGENCY REGULATIONS 1942

C. L. N. NEWALL, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 24th day of
June, 1942.

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 Delivery Emergency Regulations 1942.

2. (1) The Delivery Emergency Regulations 1940* and the Delivery Emergency Regulations 1940, Amendment No. 1†, are hereby revoked.

(2) All schemes, appointments, notices, directions, restrictions, and generally all acts of authority that originated under any of the provisions of the regulations hereby revoked and are subsisting or in force on the commencement of these regulations shall enure for the purposes of these regulations as if they had originated under the corresponding provisions of these regulations, and accordingly shall, where necessary, be deemed to have so originated.

(3) All matters and proceedings commenced under the regulations hereby revoked and pending or in progress on the commencement of these regulations may be continued, completed, and enforced under these regulations.

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

“Commodity” includes meat, bread, milk, coal, firewood, groceries, or any other goods described by the Minister as a commodity for the purpose of these regulations by notice in the *Gazette* :

“District” means a locality for which a scheme is provided for under these regulations :

“Minister” means the Minister of Transport :

“Vendor”, in relation to any commodity, means a person carrying on the business of supplying that commodity.

4. Where no scheme under these regulations for regulating the delivery of any particular commodity in any district is for the time being in force and the Minister of Transport is advised by the Minister of Supply and Munitions that such a scheme is desirable for the purpose of eliminating any unnecessary waste of essential materials, the Minister of Transport may, by notice in the *Gazette*, provide for such a scheme for that district.

* Statutory Regulations 1940, Serial number 1940/176, page 577.

† Statutory Regulations 1942, Serial number 1942/146, page 383

5. (1) Every notice under these regulations shall come into force on a date to be specified in that behalf in the notice, shall specify the names and addresses of the vendors who are parties to the scheme, and may prescribe such conditions as the Minister thinks fit.

(2) Any such notice may be at any time amended or (with the concurrence of the Minister of Supply and Munitions) revoked by the Minister by a subsequent notice in the *Gazette*, and any conditions prescribed in any such notice may from time to time be varied, revoked, or added to by the Minister as he thinks fit.

6. Any scheme under these regulations may provide for the appointment of a committee to assist in the administration of the scheme, and to consist of such persons and have such functions as may be provided in the scheme.

7. (1) The Minister may, for the purposes of these regulations, from time to time appoint such Zoning Officers as he thinks fit to hold office during the pleasure of the Minister.

(2) The functions of a Zoning Officer shall be to advise the Minister as to any matters referred to him by the Minister relating to the administration of these regulations, and generally to assist the Minister in the exercise of his powers under these regulations in such manner as the Minister may direct.

8. Any committee or Zoning Officer appointed under these regulations may require any person to furnish from time to time such returns, statements, statistics, or other information relating to any commodity and the sale and delivery thereof as the committee or the Zoning Officer may deem necessary, and may require any such information to be verified by statutory declaration.

9. (1) While any notice providing for a scheme for the delivery of a commodity in any district is in force under these regulations no person shall, except as provided in the scheme, whether as principal, agent, or otherwise, deliver that commodity in the district in pursuance of a contract of sale whether made within the district or elsewhere :

Provided that nothing in this regulation shall apply to the delivery of any commodity over the counter or to the delivery of any commodity to any vendor who purchases the same for the purposes of his business.

(2) Nothing in this regulation shall relieve any person from the obligation of complying with the provisions of any Act or of any other regulations.

10. (1) Every person commits an offence against these regulations who—

- (a) Without lawful excuse acts in contravention of or fails to comply in any respect with any provision of these regulations :
- (b) With intent to deceive, makes any false or misleading statement or any material omission in any communication with or application to any person (whether in writing or otherwise) for the purposes of these regulations :
- (c) Resists, obstructs, or deceives any person who is exercising or attempting to exercise any power or function under these regulations.

(2) Every person who commits an offence against these regulations shall be liable for every such offence to a fine not exceeding £10.

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

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 25th day of June, 1942.

These regulations are administered in the Transport Department.