



**THE DAIRY FACTORY SUPPLY REGULATIONS 1936,
AMENDMENT NO. 8**

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 11th day of September 1989

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Agriculture (Emergency Powers) Act 1934, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Dairy Factory Supply Regulations 1936, Amendment No. 8, and shall be read together with and deemed part of the Dairy Factory Supply Regulations 1936* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

2. Interpretation—(1) Regulation 1 of the principal regulations is hereby amended by revoking subclause (3) (as amended by regulation 2 of the Dairy Factory Supply Regulations 1936, Amendment No. 4), and substituting the following subclauses:

“(3) In these regulations, unless the context otherwise requires,—

“‘Board’ means the New Zealand Dairy Board:

“‘Dairy regulations’ means the Dairy Industry Regulations 1977:

“ ‘Director’ means the Director-General of Agriculture and Fisheries:

“ ‘Licence’ means a licence under the Dairy Factories (Licensing) Regulations 1936, the Dairy Produce Regulations 1938, or the dairy regulations:

“ ‘Owner’, in relation to any premises, includes (jointly and severally) persons who own the premises jointly or in common, any agent or manager of the owner, and (where the owner is a body corporate) the manager, secretary, or other principal officer of the owner:

“ ‘Registered’ means registered under the Dairy Produce Regulations 1938 or the dairy regulations:

“ ‘Supplying dairy’ includes a manufacturing dairy that supplies cream to another manufacturing dairy.

“(3A) In these regulations, unless the context otherwise requires, terms defined in the dairy regulations have the meanings given them by those regulations.”

(2) The following regulations are hereby consequentially revoked:

(a) Regulation 2 of the Dairy Factory Supply Regulations 1936, Amendment No. 2:

(b) The Dairy Factory Supply Regulations 1936, Amendment No. 4.

3. Supplying dairy may supply manufacturing dairy—Regulation 13 of the principal regulations (as substituted by regulation 2 of the Dairy Factory Supply Regulations 1936, Amendment No. 5) is hereby amended by omitting from the second proviso the words “, acting in consultation with the Dairy Products Marketing Commission,”.

4. Supply of milk and cream in certain cases—Regulation 14 (1) of the principal regulations (as substituted by regulation 2 of the Dairy Factory Supply Regulations 1936, Amendment No. 6) is hereby amended by adding the words “or registered under Part I of the Dairy Industry Regulations 1977 as a dairy factory of a class specified in the Second Schedule to those regulations”.

5. Board may involve Ministry with inquiry—Regulation 17 of the principal regulations (as substituted by regulation 4 of the Dairy Factory Supply Regulations 1936, Amendment No. 2) is hereby amended by omitting the words “the Dairy Division of”.

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

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

These regulations, which come into force on the day after the date of their notification in the *Gazette*, amend the Dairy Factory Supply Regulations 1936 to reflect the fact that there is no longer a Dairy Division of the Ministry of Agriculture and Fisheries, and that the Director-General of Agriculture and Fisheries performs the functions formerly performed by the Director of the Dairy Division. The opportunity has been taken to update some references to regulations that have been replaced.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 14 September 1989.

These regulations are administered in the Ministry of Agriculture and Fisheries.