

## Serial Number 1938/44.

**THE FRUIT CONTROL ACT VARIATION ORDER 1938.**

GALWAY, Governor-General.

## ORDER IN COUNCIL.

At the Government House at Wellington, this 23rd day of  
March, 1938.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

WHEREAS by the Fruit Control Act Reapplication Order 1938,\* the provisions of Part I of the Fruit Control Act, 1924 (hereinafter referred to as "the said Act"), were reapplied to the Provincial District of Otago :

Now, therefore, pursuant to subsection (3) of section 2 of the Fruit Control Amendment Act, 1932, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby order as follows.

## ORDER.

1. This Order may be cited as the Fruit Control Act Variation Order 1938.

2. This Order shall come into force on the day following notification of the making thereof in the *Gazette*.†

3. The Order in Council made under the said Act on the 6th day of August, 1925,‡ modifying the provisions of section 5 of the said Act is revoked, and accordingly section 5 of the said Act shall, from the date of the coming into force of this Order, be read as if the Order in Council hereby revoked had not been enacted.

4. The persons appointed as the representatives of the producers on the New Zealand Fruit-export Control Board on election pursuant to paragraph (c) of subsection (3) of section 5 of the said Act as modified by the Order in Council hereby revoked and in office on the date of the coming into force of this Order shall, on and after that date, be deemed to be the persons appointed as the representatives of the producers on the said Board on election pursuant to the said paragraph (c) as that paragraph is in force from the coming into force of this Order, and the said persons shall, unless their respective offices become sooner vacant pursuant to subsection (3) or subsection (4) of section 6 of the said Act, continue in office accordingly.

\* Statutory Regulations 1938, Serial number 1938/6.

† See end note.

‡ *Gazette*, 6th August, 1925, Vol. II, page 2261.

5. The person to be appointed next after the coming into force of this Order as the representative of the producers on the said Board on election pursuant to paragraph (d) of subsection (3) of section 5 of the said Act as revived by this Order shall, unless his office becomes sooner vacant pursuant to subsection (3) or subsection (4) of section 6 of the said Act, retire from office on the 14th day of September, 1939.

6. Except as provided in the last preceding clause hereof, every person appointed as a producers' representative on the said Board on election pursuant to paragraph (d) of subsection (3) of section 5 of the said Act as revived by this Order shall hold office subject to the provisions of subsections (3) and (4) of section 6 of the said Act.

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

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Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 24th day of March, 1938.

These regulations are administered by the Department of Agriculture.

(Notice No. Ag. 3543 )