



## THE FERTILIZER CONTROL ORDER 1943

In pursuance and exercise of the powers conferred on him by the Primary Industries Emergency Regulations 1939,\* the Minister of Agriculture hereby makes the following Order.

### ORDER

1. This Order may be cited as the Fertilizer Control Order 1943, and shall come into force on the 24th day of July, 1943.

### PRELIMINARY

2. (1) In this Order, unless the context otherwise requires,—

“ The said regulations ” means the Primary Industries Emergency Regulations 1939\* :

“ Controller ” means the Primary Industries Controller appointed under the said regulations :

“ Fertilizer ” means an organic fertilizer or a phosphatic fertilizer as hereinafter defined :

“ Organic fertilizer ” means any organic by-product of any meat-freezing, abattoir, or boiling-down works used or intended to be used as a fertilizer, and includes the organic content of preparations consisting of blood and bone, dried blood, or bone-dust (whether in combination with other substances or not) :

“ Phosphatic fertilizer ” means any fertilizer that contains not less than 5 per cent. by weight of phosphate, but does not include any organic fertilizer, as hereinbefore defined :

“ Sale ” includes barter and every other disposition for valuable consideration ; and “ sell ” has a corresponding meaning.

(2) If any question as to the proper classification of any fertilizer arises in connection with the administration of this Order it shall be determined by the Controller.

3. (1) The Fertilizer Control Order 1942†, and the Fertilizer Control Order 1942, Amendment No. 1‡ are hereby revoked.

(2) The revocation of the said Orders shall not affect the liability of any person for any offence in relation thereto committed before the commencement of this Order.

4. (1) The several quantities of phosphatic fertilizer specified in this Order are specified as for superphosphate.

(2) Where any phosphatic fertilizer other than superphosphate is supplied to any person pursuant to this Order the quantity of that fertilizer that he is entitled to acquire under this Order shall be computed in accordance with the table of equivalent weights set out in the First Schedule hereto.

\* Statutory Regulations 1939, Serial number 1939/164, page 728.

† Statutory Regulations 1942, Serial number 1942/226, page 525.

‡ Statutory Regulations 1943, Serial number 1943/62, page 131.

5. (1) For the purposes of this Order 1 ton of organic fertilizer shall be deemed to be the equivalent of 1 ton of superphosphate.

(2) Where any person is entitled in accordance with this Order to be supplied with organic fertilizer he may be supplied in lieu thereof with an equivalent quantity of any phosphatic fertilizer computed in accordance with the table in the First Schedule hereto; and where any person is entitled in accordance with this Order to be supplied with any phosphatic fertilizer he may be supplied in lieu thereof with an equivalent quantity of organic fertilizer calculated in accordance with the said table and with subclause (1) of this clause.

#### APPLICATION OF THIS ORDER

6. This Order applies with respect to the sale and purchase of organic or phosphatic fertilizers at any time after the coming into force of this Order and before the 1st July, 1944.

#### SALE AND PURCHASE OF FERTILIZERS

7. (1) No person shall sell any phosphatic or organic fertilizer for use by the purchaser otherwise than in accordance with the provisions of this Order.

(2) No person shall purchase or otherwise acquire any phosphatic or organic fertilizer, for use by him, otherwise than in accordance with the provisions of this Order.

#### SUPPLY OF PHOSPHATIC OR ORGANIC FERTILIZER FOR TOP-DRESSING

8. The owner or occupier of any land may, during the period to which this Order applies, acquire for the purpose of top-dressing that land a quantity of phosphatic fertilizer (calculated in accordance with the First Schedule hereto) equal to the quantity of phosphatic fertilizer that was authorized to be acquired in respect of the same land pursuant to the Fertilizer Control Order 1942.\*

#### SUPPLIES OF FERTILIZERS FOR CROPS AND OTHER SPECIFIED PURPOSES

9. (1) Any person engaged in farming operations or in the business of producing for sale any crops (including fruit, vegetables, or plants) may, at any time during the period to which this Order applies, acquire for the purposes or any of the purposes referred to in the Second Schedule hereto an amount of any phosphatic fertilizer, not exceeding in any case the appropriate amount specified in the Second Schedule hereto and computed in accordance with the First Schedule hereto.

(2) Any person who is entitled to a supply of phosphatic fertilizer in accordance with this clause may, in lieu thereof, be supplied, in accordance with subclause (2) of clause 5 hereof, with an equivalent quantity of organic fertilizer.

(3) Notwithstanding anything in the foregoing provisions of this Order, the restrictions imposed thereby in respect of organic fertilizers shall not apply with respect to any organic fertilizer required for the purposes of a market garden, and supplied to the occupier on production to the vendor of an order containing a declaration signed by the occupier to the effect that the quantity of organic fertilizer mentioned in the order is required and will be used by the occupier during the period ending on the 1st day of July, 1944, for the purposes of the market garden referred to in the order.

\* Statutory Regulations 1942, Serial number 1942/226, page 525.

PROCEDURE FOR OBTAINING SUPPLIES OF FERTILIZERS UNDER THIS ORDER

10. Every person who is entitled in accordance with the foregoing provisions of this Order to acquire supplies of fertilizer for top-dressing purposes, or for any of the purposes mentioned in the Second Schedule hereto, shall, on demand by the vendor, furnish such particulars as will enable the vendor to determine the amount of any fertilizer which the purchaser is entitled to acquire under this Order.

11. (1) No vendor shall supply any fertilizer to any person for use in accordance with the foregoing provisions of this Order unless he is satisfied on reasonable grounds that the particulars furnished by the purchaser are correct and that the purchaser is entitled to acquire the fertilizer to which his order relates:

Provided that nothing in this clause shall apply with respect to the sale of any fertilizer by any vendor to any purchaser if the total quantity of all fertilizers supplied by the vendor to that purchaser during the period to which this Order relates does not exceed 186 lb.

(2) Every vendor who supplies any fertilizer pursuant to the foregoing provisions of this Order shall keep a record of the transaction, which shall be open for inspection by the Controller or by any person authorized in that behalf by the Controller.

SUPPLY OF FERTILIZERS FOR RETAILERS OF SMALL QUANTITIES

12. (1) Any person who in the ordinary course of his business customarily purchases supplies of fertilizer for retail sale in quantities of not more than 186 lb. at any one time may, on application in writing to the Controller, be granted a license to purchase such quantity or quantities of fertilizers as may be specified in the license.

(2) Every such license shall be subject to such conditions as may be fixed by the Controller.

(3) No vendor shall provide any fertilizer for sale by a retailer under this clause unless he is satisfied that the retailer is licensed in accordance with this clause.

SCHEDULES

FIRST SCHEDULE

TABLE OF EQUIVALENT WEIGHTS OF PHOSPHATIC FERTILIZERS (EXPRESSED IN RELATION TO SUPERPHOSPHATE)

| Name of Fertilizer.   | Equivalent of 1 Ton of Superphosphate. |
|---|--|
| Ammoniated super in proportion of 2 super 1 sulphate of ammonia | Tons Cwt.<br>1 10                      |
| Basic super .. .. .   | 1 4                                    |
| Potassic basic super .. .. .                                    | 1 5                                    |
| Potassic super .. .. .  | 1 1                                    |
| Reverted super .. .. .  | 1 4                                    |
| Serpentine super .. .. .  | 1 7                                    |
| Basic slag .. .. .  | 1 0                                    |
| Compounded slag .. .. .   | 1 4                                    |
| Heskett slag .. .. .  | 2 8                                    |
| Super and lime mixtures—  |  |
| (1) 1 super : 1 lime .. .. .                                    | 2 0                                    |
| (2) 2 super : 1 lime .. .. .                                    | 1 10                                   |
| (3) 1 super : 2 lime .. .. .                                    | 3 0                                    |

## SECOND SCHEDULE

MAXIMUM QUANTITIES OF PHOSPHATIC FERTILIZERS THAT MAY BE ACQUIRED FOR CROPS, ETC.

| Kind of Crop, or other Specified Purpose.                  | Quantity of Fertilizer per Acre (expressed in Terms of Superphosphate). |
|--|---|
|  | Cwt.  |
| Carrots .. .. .  | 2·0   |
| Cereals—   |   |
| (1) Wheat .. .. .  | 1·0   |
| (2) Maize .. .. .  | 2·0   |
| (3) Other cereals (including barley, oats, millet, &c.) .. | 0·75  |
| Chou moellier .. .. .                                      | 1·50  |
| Hops .. .. .   | 4·0   |
| Linen flax and linseed .. .. .                             | 1·50  |
| Mangels .. .. .  | 1·75  |
| Onions .. .. .   | 7·0   |
| Peas, vetches, and beans .. .. .                           | 0·75  |
| Potatoes—  |   |
| (1) Planted September to December (inclusive) .. ..        | 3·0   |
| (2) Planted January to August (inclusive) .. ..            | 10·0  |
| Pumpkins .. .. .   | 1·50  |
| Rape and kale .. .. .                                      | 0·75  |
| Tobacco .. .. .  | 5·0   |
| Turnips and rape .. .. .                                   | 0·75  |
| Turnips and swedes—  |   |
| (1) When ridged .. .. .                                    | 1·50  |
| (2) When sown on flat .. .. .                              | 1·0   |
| Market gardens .. .. .                                     | 10·0  |
| Nurseries .. .. .  | 5·0   |
| Vineyards and orchards .. .. .                             | 1·75  |
| Production of vegetable seeds .. .. .                      | 1·50  |
| For sowing with grass seed or lucerne seed after crop ..   | 1·0   |

Dated at Wellington, this 21st day of July, 1943.

J. G. BARCLAY,  
Minister of Agriculture.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette*: 22nd day of July, 1943.

These regulations are administered in the Department of Agriculture.

(Notice No. Ag. 4023.)