

Serial Number 1940/318.



THE SOUTHLAND AND OTAGO SILVER-BEECH MARKETING NOTICE 1940.

PURSUANT to the Supply Control Emergency Regulations 1939 and the Timber Emergency Regulations 1939, I, Daniel Giles Sullivan, Minister of Supply, hereby give public notice as follows:—

1. This notice may be cited as the Southland and Otago Silver-beech Marketing Notice 1940.

2. This notice shall come into force on the day following notification hereof in the *Gazette*.

3. No person carrying on within the Southland and Otago Land Districts the business of a sawmiller shall, whether directly or by his agent, sell, agree to sell, offer for sale, or otherwise dispose of any silver-beech timber milled by him and being the product of silver-beech (*Nothofagus menziesii*) grown in the Southland and Otago Land Districts except through the agency of the Co-operative Beech Co. of Southland, Ltd. (hereinafter referred to as the Beech Marketing Authority).

4. No person shall purchase, agree to purchase, offer to purchase, or otherwise acquire from a person carrying on within the Southland and Otago Land Districts the business of a sawmiller, or from an agent of any such person, any silver-beech timber being the product of silver-beech grown in the Southland and Otago Land Districts except through the agency of the Beech Marketing Authority.

5. No person carrying on within the Southland and Otago Land Districts the business of a sawmiller shall, in pursuance of any contract for sale or other disposal entered into prior to the coming into force of this notice, and whether directly or by his agent, deliver or dispose of any silver-beech timber milled by him and being the product of silver-beech grown in the Southland and Otago Land Districts to any person except the Beech Marketing Authority except with the previous permission in writing of the Timber Controller.

6. No person shall, in pursuance of any contract for purchase or other disposal entered into prior to the coming into force of this notice, take delivery of or acquire from a person carrying on within the Southland and Otago Land Districts the business of a sawmiller, or from an agent of any such person, any silver-beech timber being the product of silver-beech grown in the Southland and Otago Land Districts except with the previous permission in writing of the Timber Controller.

7. Any permission granted under the two last preceding clauses hereof may be subject to such conditions as the Timber Controller thinks fit to impose, and may at any time be revoked by notice in writing in that behalf under the hand of the Timber Controller given to the person to whom the permission was granted.

8. Every person carrying on within the Southland and Otago Land Districts the business of a sawmiller shall, within one month after the coming into force of this notice, deliver to the Beech Marketing Authority a statement containing particulars of his full name and postal address (or, in the case of a company incorporated under the Companies Act, 1933, the registered office of the company) and the name and situation of every sawmill situate within the Southland and Otago Land Districts of which such person is the owner, occupier, or manager and at which the milling of silver-beech timber is carried on, and every person who after the coming into force of this notice commences to be the owner, occupier, or manager of any sawmill situate within the Southland and Otago Land Districts at which the milling of silver-beech timber is carried on or who after the coming into force of this notice commences the business of milling silver-beech timber at any sawmill situate within the Southland and Otago Land Districts shall forthwith deliver to the Beech Marketing Authority a statement containing the particulars aforesaid.

9. The Beech Marketing Authority shall forthwith set up and maintain to the satisfaction of the Timber Controller such offices and organization and employ such inspectors, salesmen, clerks, and other persons as may be sufficient to enable it to conduct the marketing and sale of all silver-beech timber heretofore or hereafter milled which any person carrying on within the Southland and Otago Land Districts the business of a sawmiller may require the Beech Marketing Authority to sell as his agent and generally to exercise the functions of the Beech Marketing Authority under this notice.

10. If the Beech Marketing Authority fails within two months from the coming into force of this notice to set up or at any time thereafter to maintain to the satisfaction of the Timber Controller such offices and organization as aforesaid and to employ such inspectors, salesmen, clerks, and other persons as aforesaid, the Timber Controller may by notice in writing to the Beech Marketing Authority direct it so to do upon and subject to such terms and conditions as he may in his absolute discretion think fit.

11. No silver-beech timber shall be accepted by the Beech Marketing Authority for disposal under this notice unless it conforms to such requirements in respect of grade, size, drying (either by air seasoning or kiln conditioning), moisture content, finish, trim, or other respects as may be notified in writing from time to time by the Timber Controller to the Beech Marketing Authority.

12. The Beech Marketing authority shall not sell, offer for sale, or otherwise dispose of any silver-beech timber that does not conform to such requirements in respect of grade, size, drying (either by air seasoning or kiln conditioning), moisture content, finish, trim, and in other respects as may be notified in writing from time to time by the Timber Controller to the Beech Marketing Authority.

13. The Timber Controller may appoint any person to supervise the allocation by the Beech Marketing Authority of orders for silver-beech timber amongst individual sawmillers.

14. It shall be lawful for the Timber Controller from time to time as he thinks fit, by notice in the *Gazette*, to fix sale prices for any silver-beech timber to which this notice relates or for any particular kind of such silver-beech timber, and such prices may vary according to place of delivery, locality of growth, or any other consideration, and any such notice may from time to time be in like manner varied or revoked, and whilst any such notice is in force the Beech Marketing Authority shall not sell, agree to sell, offer for sale, or otherwise dispose of, and no person shall buy, agree to buy, or otherwise acquire from the Beech Marketing Authority, any silver-beech timber to which such notice relates except at the price or respective price fixed by such notice.

15. Without in any way limiting the generality of the preceding clauses, it is hereby declared that the Beech Marketing Authority shall in all things be subject to and act in accordance with any further written directions that may from time to time be issued by the Timber Controller.

16. Every person carrying on within the Southland and Otago Land Districts the business of a sawmiller shall at all reasonable times afford any person duly authorized in writing by the Timber Controller reasonable rights of access to inspect all timber and timber materials in his ownership, possession, or control and all books of account relating to his business.

Dated this 19th day of December, 1940.

D. G. SULLIVAN,
Minister of Supply.

Issued under the authority of the Regulations Act, 1936.
Date of notification in *Gazette* : 19th day of December, 1940.
These regulations are administered in the Forestry Department.