

## Serial Number 1942/120



### THE SECOND-HAND FRUIT-CASE CONTROL NOTICE 1942

NOTICE is hereby given that in pursuance of the Supply Control Emergency Regulations 1939\* and the Timber Emergency Regulations 1939†, I, Alexander Robert Entrican, Timber Controller, hereby require and direct as follows:—

1. This notice may be cited as the Second-hand Fruit-case Control Notice 1942.

2. This notice shall come into force on the day following publication thereof in the *Gazette*‡.

3. In this notice, unless the context otherwise requires:—

“Used fruit-case” means a standard bushel fruit-case of either of the types of package numbered 1 or 2 in the First Schedule to the New-Zealand-grown Fruit Regulations 1940§ which has been used as a container for apples or pears:

“Vendor” means a person whose business includes the sale by wholesale or by retail of fruit.

4. Except with the precedent consent of a District Manager of the Internal Marketing Division of the Marketing Department (as delegate of the Timber Controller), no vendor carrying on business in any city, borough, or town district referred to in the Schedule hereto shall sell, or offer for sale or contract to sell, or otherwise dispose of any used fruit-case to any person other than—

- (a) A person who is the occupier of an orchard registered under the Orchard Registration Regulations 1937||; or
- (b) The New Zealand Fruitgrowers' Federation, Limited; or
- (c) A duly incorporated association of fruitgrowers; or
- (d) A person carrying on the business of fruit-packing or of reconditioning fruit-cases.

5. Except with the precedent consent of a District Manager of the Internal Marketing Division of the Marketing Department (as delegate of the Timber Controller), no person other than a person referred to in paragraphs (a), (b), (c), or (d) of the last preceding clause hereof shall, in any city, borough, or town district referred to in the Schedule hereto, purchase or offer to purchase or contract to purchase or otherwise acquire from any vendor any used fruit-case.

\* Statutory Regulations 1939, Serial number 1939/131, page 599.

† Statutory Regulations 1939, Serial number 1939/148, page 670.

‡ See end note.

§ Statutory Regulations 1940, Serial number 1940/195, page 621.

Amendment No. 1: Statutory Regulations 1941, Serial number 1941/46, page 205.

Amendment No. 2: Statutory Regulations 1941, Serial number 1941/250, page 813.

|| Statutory Regulations 1936-7, Serial number 1937/209, page 777.

6. Except with the precedent consent of a District Manager of the Internal Marketing Division of the Marketing Department (as delegate of the Timber Controller), no person referred to in paragraphs (a), (b), (c), or (d) of clause 4 of this notice shall sell or offer for sale or contract to sell or otherwise dispose of any used fruit-case to any person who is not the occupier of an orchard registered under the Orchard Registration Regulations 1937,\* and no person who is the occupier of any such orchard shall use any used fruit-case acquired by him pursuant to the provisions of this notice for any purpose other than the repacking of apples or pears.

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### SCHEDULE.

#### CITIES.

Auckland, Lower Hutt, Palmerston North, Wanganui, Wellington.

#### BOROUGHES.

Birkenhead, Cambridge, Dannevirke, Devonport, Ellerslie, Gisborne, Hamilton, Hastings, Hawera, Levin, Masterton, Morrinsville, Mount Albert, Mount Eden, Napier, New Lynn, Newmarket, New Plymouth, Northcote, Onehunga, One Tree Hill, Otahuhu, Paeroa, Petone, Pukekohe, Rotorua, Stratford, Takapuna, Taumarunui, Tauranga, Te Awamutu, Te Kuiti, Upper Hutt, Waihi, Whangarei.

#### TOWN DISTRICTS.

Johnsonville, Papatoetoe, Te Puke.

Dated at Wellington, this 5th day of March, 1942.

ALEX. R. ENTRICAN,  
Timber Controller.

\* Statutory Regulations 1936-7, Serial number 1937/209, page 777.

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Issued under the authority of the Regulations Act, 1936.  
Date of publication in *Gazette*: 5th day of March, 1942.  
These regulations are administered in the Internal Marketing Division of the Marketing Department.