



## THE SECOND-HAND FRUIT-CASE NOTICE 1943

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 1943.

2. This notice shall come into force on the 25th day of January, 1943.

3. The Second-hand Fruit-case Control Notice 1942‡ and the Second-hand Fruit-case Control Notice 1942, Amendment No. 1§, are hereby revoked.

4. In this notice, unless the context otherwise requires,—

“Director” means the Director of the Horticulture Division of the Department of Agriculture as delegate of the Timber Controller for the purposes of this notice:

“Used fruit-case” means a wooden package which has been used as a container for fruit and which is of any of the types of package described in the First Schedule hereto:

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

5. No vendor carrying on business in any city, borough, town district, or county referred to in the Second 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) A person carrying on the business of producing vegetables for sale; or

(c) A person duly licensed by the Director to acquire used fruit-cases under this notice.

6. No person, other than a person referred to in paragraphs (a), (b), or (c) of clause 5 hereof, shall in any city, borough, town district, or county referred to in the Second Schedule hereto purchase or offer to purchase or contract to purchase or otherwise acquire from any vendor any used fruit-case.

7. (1) Any person may, on application in writing to the Director, be granted a license to acquire or deal in used fruit-cases under this notice.

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

(3) No holder of a license granted under this notice shall sell or offer for sale or contract to sell or otherwise dispose of any used fruit-case otherwise than in accordance with the conditions of his license.

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

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

‡ Statutory Regulations 1942, Serial number 1942/120, page 271.

§ Statutory Regulations 1942, Serial number 1942/121, page 273.

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

8. Except with the precedent consent in writing of the Director, no person referred to in paragraphs (a) or (b) of clause 5 hereof shall sell or offer for sale or contract to sell or otherwise dispose of any used fruit-case acquired by him pursuant to this notice to any person who is not the occupier of an orchard registered under the Orchard Registration Regulations 1937\* or who is not carrying on the business of producing vegetables for sale.

9. Except with the precedent consent in writing of the Director, no person referred to in paragraphs (a) or (b) of clause 5 hereof shall use any used fruit-case acquired by him pursuant to this notice for any purpose other than the packing or repacking of pip-fruit, stone-fruit, citrus fruit other than lemons, tomatoes, or vegetables.

## SCHEDULES.

### FIRST SCHEDULE.

(i) A standard bushel fruit-case being of either of the types of package numbered 1 or 2 in the First Schedule to the New-Zealand-grown Fruit Regulations 1940†.

(ii) A standard half-bushel fruit-case being of either of the types of package numbered 5 or 6 in the First Schedule to the New-Zealand-grown Fruit Regulations 1940.

(iii) A package which has been used as a container for bananas or citrus fruit imported into New Zealand from the Cook Islands or any other of the Pacific Islands and which is of approximately the following dimensions (inside measurements)—namely,  $11\frac{1}{2}$  in. by  $11\frac{1}{2}$  in. by  $24\frac{1}{2}$  in. with centre piece  $\frac{3}{4}$  in.

(iv) A package which has been used as a container for bananas imported into New Zealand from Samoa or Tonga or any other of the Pacific Islands and which is of approximately the following dimensions (inside measurements)—namely, 12 in. by 10 in. by  $34\frac{1}{2}$  in. with centre piece  $\frac{3}{4}$  in.

(v) A package which has been used as a container for bananas imported into New Zealand from Fiji or any other of the Pacific Islands and which is of approximately the following dimensions (inside measurements)—namely,  $11\frac{3}{4}$  in. by 12 in. by 25 in. without centre piece.

### SECOND SCHEDULE.

#### CITIES.

AUCKLAND, Christchurch, Dunedin, Invercargill, Lower Hutt, Nelson, Palmerston North, Wanganui, Wellington.

#### BOROUGHS.

Birkenhead, Blenheim, Cambridge, Dannevirke, Devonport, Ellerslie, Eltham, Feilding, Foxton, Gisborne, Hamilton, Hastings, Hawera, Inglewood, Kaiapoi, Levin, Lyttelton, Marton, Masterton, Morrinsville, Mount Albert, Mount Eden, Napier, New Lynn, Newmarket, New Plymouth, Northcote, Onehunga, One Tree Hill, Otahuhu, Paeroa, Patea, Pahiatua, Petone, Pukekohe, Rangiora, Riccarton, Rotorua, Stratford, Sumner, Takapuna, Taumarunui, Tauranga, Te Awamutu, Te Kuiti, Upper Hutt, Waihi, Waipukurau, Waitara, Whangarei.

#### TOWN DISTRICTS.

Johnsonville, Papatoetoe, Te Puke, Waverley.

#### COUNTIES.

Halswell, Heathcote, Paparua, Waimairi.

Dated at Wellington, this 12th day of January, 1943.

ALEX. R. ENTRICAN,  
Timber Controller.

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

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

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette*: 14th day of January, 1943.

These regulations are administered in the State Forest Service.