



THE SALE OF POTATOES CONTROL ORDER 1943

PURSUANT to the Primary Industries Emergency Regulations 1939* the Minister of Agriculture doth hereby order and direct as follows.

ORDER

1. This Order may be cited as the Sale of Potatoes Control Order 1943.

2. This Order shall come into force on the 24th day of July, 1943.

3. (1) The Sale of Potatoes Control Order 1942† is hereby revoked.

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

4. (1) In this Order,—

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

“Seed potatoes” includes all potatoes that are sold as seed potatoes, and also includes all potatoes that are deemed to be seed potatoes in accordance with the provisions of the next succeeding subclause.

(2) For the purposes of this Order all potatoes included in any one lot of potatoes sold or offered for sale by a grower or any other person shall be deemed to be seed potatoes if in any sample of one hundred potatoes taken at random from such lot more than fifteen of those potatoes can be passed through a square of which the sides have an inside measurement of 2 in.

5. (1) This Order applies with respect to all seed potatoes (as defined in subclauses (1) and (2) of the last preceding clause) being the produce of crops planted either in 1942 or in 1943 and dug not later than the 30th September, 1943, but does not apply with respect to any other potatoes.

(2) Except with the consent of the Primary Industries Controller given subject to any conditions that may be imposed by him,—

(a) No person shall sell any potatoes to which this Order applies unless he is satisfied on reasonable grounds that the potatoes are intended to be used as seed potatoes or are intended to be resold by the purchaser for use as seed potatoes; and

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

† Statutory Regulations 1942, Serial number 1942/194, page 472.

- (b) No person who in the course of any business carried on by him supplies meals to the public or to any person other than members of his own domestic household, or prepares or is engaged in the preparation of any tinned or other foods intended for sale, shall use any potatoes to which this Order applies for the purpose of such business.

Dated at Wellington, this 16th 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. 4021.)