



**THE WOOL COMMISSION REGULATIONS 1964,
AMENDMENT NO. 1**

RICHARD WILD, Administrator of the Government
ORDER IN COUNCIL

At the Government House at Wellington this 29th day of November 1967

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL

PURSUANT to the Wool Commission Act 1951, His Excellency the Administrator of the Government, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. These regulations may be cited as the Wool Commission Regulations 1964, Amendment No. 1, and shall be read together with and deemed part of the Wool Commission Regulations 1964* (hereinafter referred to as the principal regulations).

2. The principal regulations are hereby amended by inserting, after regulation 30, the following regulations:

“30A. **Supplementary payments in respect of wool sold at auction in New Zealand**—(1) This regulation applies to wool, which has not previously been sold at auction, sold at an approved auction sale in New Zealand.

“(2) Supplementary payments under section 14 of the Act shall be payable in respect of wool to which this regulation applies sold at any such approved auction sale.

“(3) Where any wool passed at any such approved auction sale is sold during the period ending with noon on the second working day after the conclusion of the auction sale (in this regulation referred to as the growers’ option period) it shall, for the purposes of this regulation, be deemed to have been sold at the auction sale.

“(4) At the conclusion of selling at every such auction sale, the Commission shall provide each broker taking part in the sale with a notification of all lots in respect of which supplementary payments are due (whether any such lot has been sold or passed) together with the minimum price applicable in respect of each such lot.

“(5) After the expiry of the growers’ option period, each broker concerned shall notify the Commission of the sale price obtained for such passed lots as have been sold during that period.

*S.R. 1964/96

“(6) Supplementary payments payable in respect of passed lots sold as aforesaid shall be equal to the difference between the passed price, or such higher price as may, within the growers’ option period, be obtained for the wool, and the minimum price.

“(7) The broker shall supply to the Commission confirmation of the correct net weight of each lot in respect of which a supplementary payment is due together with the rate of supplementary payment payable in respect of that lot.

“(8) Where any wool in respect of which a supplementary payment is not payable is included in a lot sold at an approved auction sale, the broker concerned shall, in his return to the Commission, identify the wool in respect of which no supplementary payment is payable and supply such further details as may be necessary for the Commission to ascertain the correct supplementary payment due.

“(9) Where by reason of an error in weight or description of any lot a claim is made by the buyer of the lot against the seller, and the claim is accepted by the selling broker, the Commission shall be notified of the claim by the broker and the supplementary payment payable in respect of the lot shall be adjusted by the Commission accordingly.

“(10) In addition to the returns required to be furnished to the Commission under this regulation the Commission may, by notice in writing, require any person to furnish to the Commission within such time as may be specified in the notice such return or such further return as may be so specified.

“30B. **Supplementary payments in respect of wool sold at auction in the United Kingdom**—(1) This regulation applies to any wool, which has not previously been sold at auction, sold at an approved auction sale in the United Kingdom.

“(2) Supplementary payments under section 14 of the Act shall be payable in respect of wool to which this regulation applies sold at any such approved auction sale.

“(3) Where scoured wool to which this regulation applies is sold by sample, the Commission may require the wool to which the sample relates to be appraised before any supplementary payment is made in respect of the wool.

“(4) The Commission shall, immediately after the conclusion of any sale to which this regulation applies, advise London Woolbrokers Limited (in this regulation referred to as the broker) of the minimum price applicable in respect of such lots of wool sold at the sale as are eligible for supplementary payments.

“(5) Where any wool passed at any such approved auction sale is sold during the period ending with 5 p.m. on the third working day after the conclusion of the auction sale (in this regulation referred to as the option period) it shall, for the purposes of this regulation, be deemed to have been sold at the auction sale.

“(6) The broker shall notify the Commission of the sale price of all passed lots sold later than the call-over but within the option period.

“(7) Supplementary payments payable in respect of passed lots sold as aforesaid shall be equal to the difference between the passed price, or such higher price as may, within the option period, be obtained for the wool, and the minimum price.

“(8) After each auction sale to which this regulation applies the Commission may require the shippers concerned to forward to the Commission certified copies of each grower’s account sale, and it shall be the duty of every such shipper to comply with any such requirement.

“(9) Where by reason of an error in weight or description of any lot a claim is made by the buyer of the lot against the seller, and the claim is accepted by the broker, the Commission shall be notified of the claim by the shipper and the supplementary payment payable in respect of the lot shall be adjusted by the Commission accordingly.

“(10) Each account sale shall contain the London sale catalogue number in respect of each lot sold together with the original certificate of charge number.

“(11) Every supplementary payment payable under this regulation shall be made in New Zealand in New Zealand currency to the shipper concerned, and each such shipper shall disburse the payments to the growers concerned.

“(12) In addition to the returns required to be furnished to the Commission under this regulation, the Commission may by notice in writing require any person to forward to the Commission, within such time as may be specified in the notice, such return or such further return as may be so specified.

“30c. **Supplementary payments in respect of wool sold in New Zealand otherwise than at auction**—(1) This regulation applies to greasy wool, which has not previously been sold at auction, and which is sold in New Zealand otherwise than at an approved auction sale during such period as may be approved by the Minister under section 14A of the Act.

“(2) Supplementary payments under section 14 of the Act shall, subject to the provisions of this regulation, be payable in respect of wool to which this regulation applies sold as aforesaid.

“(3) Owners of wool claiming a supplementary payment under this regulation shall at their own expense provide at each selling centre premises approved in that behalf by the Commission for the appraisal of wool in respect of which supplementary payments are payable under this regulation.

“(4) All such premises shall be of a standard equivalent to that provided by brokers in the centres concerned.

“(5) The methods of showing and weighing wool for appraisal for the purposes of this regulation shall be as agreed upon from time to time by the New Zealand Woolbrokers Association and the New Zealand Woolbuyers Association in respect of wool sold at auction:

“Provided that—

“(a) All the wool comprising each particular lot shall be delivered to an appraisal point designated by the Commission and be readily accessible for appraisal by the Commission; and

“(b) Wool shall be stacked and catalogued 96 hours before the starting time of an approved auction sale in the selling centre concerned. The period of 96 hours referred to in this paragraph may be varied by the Commission by notice to the owner of the wool or his representative.

“(6) All costs relating to the showing and subsequent delivery of wool presented for appraisal under this regulation shall be paid by the owners of the wool claiming supplementary payment.

“(7) The average number of bales in each lot at an appraisal under this regulation shall be not less than ten and the total number of lots shall not exceed two hundred or such other number as may from time to time be approved by the Commission in that behalf.

“(8) The appraisal of wool under this regulation shall be carried out by the Commission to the same standard and subject to the same terms and conditions as apply to the appraisal of wool sold at auction.

“(9) Supplementary payments in respect of wool to which this regulation applies shall be equal to the difference between the auction price assessed by the Commission after appraisal under this regulation and the minimum price fixed by the Commission in respect of the wool.

“(10) Where wool has been appraised under this regulation, it shall be delivered only to—

“(a) A local mill; or

“(b) A shipping or dump store for overseas shipment; or

“(c) A scouring works.

“(11) No wool which has been appraised under this regulation may be purchased by the Commission at a subsequent approved auction sale (whether in New Zealand or the United Kingdom) nor shall it be eligible for any supplementary payment under the Act other than a payment authorised by this regulation.

“(12) As soon as practicable after any sale to which an appraisal under this regulation relates, the Commission shall advise the person responsible for preparing the catalogue of the wool the minimum price applicable and the supplementary payment due in respect of each lot.

“(13) In addition to the returns required to be furnished to the Commission under this regulation, the Commission may by notice require any person to forward to the Commission within such time as may be specified in the notice such return or such further return as may be so specified.

“(14) The Federation of New Zealand Wool Merchants or the New Zealand Co-operative Wool Marketing Association may enter into any contract or arrangement with the Commission or any other person for the purposes of this regulation and any such contract or arrangement shall if made pursuant to a resolution of the Federation or, as the case may require, the Association be binding on the members thereof.

“(15) Where by reason of an error in weight or description of any lot a claim is made by the buyer of the lot against the seller, and the claim is accepted by the seller, the Commission shall be notified of the claim by the seller and the supplementary payment payable in respect of the lot shall be adjusted by the Commission accordingly.

“(16) For the purposes of this regulation the term ‘selling centre’ means any town where approved auction sales are held during any season.

“30D. Disbursement of supplementary payments—(1) It shall be the duty of every person who receives from the Commission any supplementary payment under section 14 of the Act to disburse the payment to the owner of the wool.

“(2) Every person who receives any supplementary payment on behalf of the owner of any wool shall keep accurate records of the amounts received and such further records as will enable the Commission to verify that all such supplementary payments have been properly disbursed in accordance with the Act and these regulations and all such records shall be preserved for a period of not less than two years from the date when they are made.

“(3) Every person who receives or claims a supplementary payment in respect of wool to which regulation 30c of these regulations applies shall keep accurate records, in a form approved by the Commission, of the amount paid by him for the wool and the amount which, at the time of the sale, he had assessed as the amount which would become payable under that regulation as a supplementary payment. All such records shall be preserved for a period of not less than two years from the date when they are made.”

P. J. BROOKS,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

The purpose of these regulations is to make provision in respect of supplementary payments payable in respect of wool sold at a price below the minimum price applicable to the lot sold.

The new regulations 30A and 30B relate to auction sales in New Zealand and in the United Kingdom.

The new regulation 30c relates to sales of greasy wool sold in New Zealand otherwise than at auction pursuant to section 14A of the Wool Commission Act 1951 (as inserted by the Wool Commission Amendment Act 1967).

The regulation provides that any wool in respect of which a supplementary payment is due shall be appraised by the Commission at premises provided by the owners at selling centres where approved auction sales are held.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 30 November 1967.

These regulations are administered in the Department of Agriculture.