



THE
NEW ZEALAND GAZETTE
 EXTRAORDINARY.

Published by Authority.

WELLINGTON, MONDAY, FEBRUARY 5, 1917.

Additional Regulations under the War Regulations Act, 1914.

LIVERPOOL, Governor.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this fifth day of February, 1917.

Present :

THE HONOURABLE JAMES ALLEN PRESIDING IN COUNCIL.

I, ARTHUR WILLIAM DE BRITO SAVILE, Earl of Liverpool, the Governor of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, and in pursuance of the War Regulations Act, 1914, and its amendments, do hereby revoke the regulations prohibiting the publication of shipping intelligence made under that Act on the ninth day of January, one thousand nine hundred and seventeen, and do hereby make the following further regulations under that Act.

REGULATIONS.

PUBLICATION OF SHIPPING INTELLIGENCE.

1. No person shall, without the written consent of a military authority, publish or cause or permit to be published in a newspaper or in any other periodical publication any statement or indication as to the movements, whereabouts, cargo, or employment of any ship engaged or about to be engaged in any voyage the course of which lies wholly or partially to the north of the Equator, or any information as to any such ship which if known to the enemy might be a source of danger to that ship or might otherwise be of use to the enemy.

2. No person shall, without the written consent of a military authority, sell, distribute, or publicly exhibit any document containing any statement or indication as to the movements, whereabouts, cargo, or employment of any such ship as aforesaid, or any information as to any such ship which if known to the enemy might be a source of danger to that ship or might otherwise be of use to the enemy.

3. No person shall, except in the course of his lawful business in relation to any such ship as aforesaid, send or cause to be sent out of New Zealand by means of any telegram, letter, or otherwise howsoever any such statement, indication, or information as aforesaid with respect to that ship.

4. Nothing in the foregoing regulations shall make it an offence to publish in New Zealand—

- (a.) Any matter contained in a newspaper printed in the United Kingdom after the 23rd day of December, 1916, and received in New Zealand prior to the publication there of such matter; or
- (b.) Any matter transmitted to New Zealand by telegram from a recognized Press agency in the United Kingdom, and passed for publication in a newspaper by the censors of telegraphic messages; or
- (c.) Any information as to shipping casualties.

ARREST OF OFFENDERS AGAINST THE ARMY ACT.

5. (1.) If an authorized officer (within the meaning of the Military Service Act, 1916) has reasonable cause to suspect that a soldier of the New Zealand Expeditionary Force has committed, whether before or after the making of these regulations, any offence for which he is liable to be tried and punished under the Army Act, such authorized officer may issue to an officer of police his warrant for the arrest of that soldier.

(2.) Every such warrant may be addressed to all constables, and shall be sufficient if it purports to be issued in pursuance of the Army Act.

(3.) Every such warrant may be executed by any constable, whether the warrant has been delivered to him or not, and on any day of the week.

(4.) Every soldier so arrested shall be delivered into military custody in accordance with the tenor of the warrant.

DETENTION OF DISAFFECTED ALIENS.

6. A military authority, if satisfied that any alien is disaffected or is of such a character that his liberty is a source of public danger, may order the arrest of that alien and his detention in such place as the military authority thinks fit, and during his pleasure, unless discharged by the Minister of Defence, and such alien may be arrested and detained accordingly in pursuance of the tenor of such order.

7. These regulations shall be deemed part of and read together with the War Regulations of the 10th day of November, 1914.

J. F. ANDREWS.

Clerk of the Executive Council.

Coal Trade Regulations under the War Regulations Amendment Act, 1916.

LIVERPOOL, Governor.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this fifth day of February, 1917.

Present:

THE HONOURABLE JAMES ALLEN PRESIDING IN COUNCIL.

WHEREAS by the War Regulations Amendment Act, 1916, it is enacted that the Governor in Council may by regulations make such provisions as, having regard to the exigencies of the present war or the conditions created thereby, he thinks advisable for the maintenance of industries essential for the public welfare:

And whereas the coal-mining industry, the shipping industry, the administration of the public railways, and divers manufacturing industries dependent on the supply of coal are industries essential for the public welfare:

And whereas, having regard to the exigencies of the present war and the conditions created thereby, it is advisable to make provision in manner hereinafter set forth for the maintenance of the said industries by securing the adequate production and proper supply of coal:

Now, therefore, the Governor of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, and in pursuance of the War Regulations Amendment Act, 1916, doth hereby make the following regulations under that Act.

REGULATIONS.

PART I.

1. THESE regulations may be cited as the Coal Trade Regulations.
2. Part I of these regulations shall come into operation on the day of the making thereof.
3. The term "Minister in Charge" means a member of the Executive Council charged by the Governor with the administration of the Coal Trade Regulations.

4. The Minister in Charge may require any person to give to him information relative to the production, importation, exportation, supply, sale, purchase, carriage, storage, use, and consumption of coal, and as to any other matters within the scope of the powers and functions of the Minister under these regulations, and it shall be the duty of all persons to give to the Minister all such information in their possession when so required, and any breach of that duty shall be an offence against these regulations.

5. For the purpose of making adequate provision for the storage of coal required for the use of His Majesty or for the essential industries of New Zealand, the Minister in Charge may take and hold possession of any coal-hulk, wharf, or other place the possession of which he deems necessary for the said purpose, and may use the same for the storage of coal accordingly, whether such coal is the property of the Crown or not. No person shall in any manner obstruct the Minister in Charge in the exercise of the powers conferred upon him by this regulation.

6. These regulations shall extend and apply to the State coal-mines, to the Government railways, to transports and other vessels in the service of His Majesty, and to all Government departments and officers of the Crown in the same manner so far as may be as to private industries and private persons.

7. The Minister in Charge may, by notice in the *Gazette*, exempt lignite coal either wholly or partially from the requirements of these regulations, and may in like manner revoke any such exemption.

PART II.

8. Part II of these regulations shall come into operation on a day to be appointed in that behalf by the Minister in Charge by notice published by him in the *Gazette*.

9. (1.) No person shall, save in pursuance of a permit issued in that behalf by the Minister in Charge, deliver or be concerned in the delivery of any coal in pursuance of a contract of purchase, whether made before or after the date of the coming into operation of this Part of these regulations.

(2.) Nothing in this regulation shall apply to the delivery of coal for domestic or other uses in quantities not exceeding five tons at any one time, and not exceeding twenty tons in any one period of twenty-eight days.

10. No person shall ship or be concerned in the shipment of any coal (whether as bunker-coal or as cargo, and whether for exportation or for carriage coastwise) save in pursuance of a permit issued in that behalf by the Minister in Charge.

11. (1.) No person shall import or be concerned in the importation of coal into New Zealand save in pursuance of a permit issued in that behalf by the Minister in Charge.

(2.) Nothing in this regulation shall apply to coal imported in pursuance of a contract for the purchase thereof by the importer made before the date of the coming into operation of this Part of these regulations, if such coal is imported into New Zealand within one calendar month after that date.

12. In granting such permits as aforesaid in respect of any coal the Minister in Charge may impose such terms and conditions as to the mode of dealing with that coal as he deems advisable for the regulation of the coal trade and the maintenance of industries essential for the public welfare.

13. Any such permit as aforesaid shall be revocable at the will of the Minister in Charge.

14. When coal has been shipped, delivered, or imported under any such permit no person shall thereafter, without the consent of the Minister in Charge, deal with that coal, or be concerned in dealing therewith, otherwise than in accordance with the terms and conditions on which the permit was granted.

15. (1.) Save with the consent of the Minister in Charge, no certificate of clearance, whether for parts beyond the seas or otherwise, shall be granted under the Customs Act, 1913, to any collier.

(2.) "Collier" means any vessel which at the date of the gazetting of these regulations is exclusively or chiefly employed in the carriage of coal and is registered in New Zealand.

16. Any person who makes any false representation with intent thereby to obtain a permit under these regulations either for himself or for any other person, or who in any manner deceives or attempts to deceive the Minister in Charge in the exercise of the powers conferred upon him by these regulations, shall be guilty of an offence against these regulations and shall be liable accordingly.

J. F. ANDREWS,
Clerk of the Executive Council.

Appointment of Coal Trade Committee and of Minister in Charge under the Coal Trade Regulations.

LIVERPOOL, Governor.

WHEREAS by the War Regulations Amendment Act, 1916, it is enacted that the Governor in Council may by regulations make such provisions as, having regard to the exigencies of the present war or the conditions created thereby, he thinks advisable for the maintenance of industries essential for the public welfare: And whereas in pursuance of such authority certain regulations entitled the Coal Trade Regulations have been made on the fifth day of February, one thousand nine hundred and seventeen, for the control of the supply of coal: And whereas provision is made therein for the administration of those regulations by a member of the Executive Council nominated by the Governor in that behalf, and hereinafter referred to as the Minister in Charge: And whereas it is expedient that a Committee should be appointed to exercise advisory powers with respect to the administration of the said regulations by the Minister in Charge:

Now, therefore, I, Arthur William de Brito Savile, Earl of Liverpool, the Governor of the Dominion of New Zealand, do hereby declare that

ARTHUR MIELZINER MYERS, Esquire,

being a member of the Executive Council, shall be charged during my pleasure with the administration of the said Coal Trade Regulations. And I do hereby appoint

ALFRED HENRY MILES, Esquire, of Wellington;

ALEXANDER MACINTOSH, Esquire, of Wellington; and

GEORGE WILSON, Esquire, of Wellington;

to hold office during my pleasure as a Committee to be known as the Coal Trade Committee, and to exercise and perform the powers, functions, and duties herein set forth in accordance with the following provisions, that is to say:—

1. The said Alfred Henry Miles shall be the Chairman of the Committee.
2. Meetings of the Committee shall be held at such times and places as the Chairman may appoint, and at any such meeting two members shall form a quorum.
3. The decision of a majority of the members of the Committee present at any such meeting shall be the decision of the Committee.
4. The functions of the Committee shall be to inquire from time to time, at the request of the Minister in Charge, into all matters relative to the production, importation, exportation, supply, purchase, sale, distribution, carriage, storage, and use of coal so far as such matters fall within the scope of the Coal Trade Regulations, and into all matters arising out of the administration of those regulations, and from time to time to advise the said Minister as to all such matters as aforesaid.

As witness the hand of His Excellency the Governor, this fifth day of February, one thousand nine hundred and seventeen.

J. ALLEN,
Minister of Defence.

Purchase of Cheese on behalf of Imperial Government.

THE following communication has been made to representatives of contracting parties, and is published for general information.

W. D. S. MacDONALD,
Minister of Agriculture.

Wellington, 5th February, 1917.

With reference to the Order in Council of the 16th January, 1917, prohibiting the export of cheese, which appeared in the *Gazette* of the same date, and also to clause 14. notification of the same date by the Minister of Agriculture indicating the terms under which cheese would be purchased on behalf of the Imperial Government, which reads as follows:—

“No cheese will be purchased by the Government which is the subject of a contract of sale and purchase entered into by the manufacturer before the date of the aforesaid Order in Council of the sixteenth day of January, one thousand nine hundred and seventeen, and in force at that date, until and unless such contract has been cancelled by the consent of the parties thereto, or such other arrangement has been made in respect thereof as the Minister of Agriculture thinks just and reasonable. If no such cancellation or arrangement is effected within such time as the Minister thinks reasonable, such cheese will be purchased or otherwise acquired by the Government on such terms as may be hereafter determined, and either from the manufacturer or from the purchaser, as the Government may think just in the circumstances of each case”:

I have the honour to inform you that as I have been advised by the parties concerned that they have been unable to consent to the cancellation of the contracts for the sale and purchase of cheese referred to, or to make any such other arrangements as are provided for in the clause, the Government has decided that it is prepared to purchase from the factories the cheese which is subject to such contracts, and which had not been shipped on the exporting ocean steamer at the date of the coming into operation of the Order in Council—namely, 16th January—at the price fixed by the aforesaid notification—namely, 9½d. per pound f.o.b.: Provided always that the payment for such cheese shall be subject to a deduction of 1¼ per cent. to be paid by the Government to the other parties concerned in the contracts, by way of compensation for the expenditure incurred by them in respect of such contracts. Subject to such deduction all such cheese will be purchased by the Government on the same terms and conditions as if no such contracts had been entered into.

Contracting parties affected should take an early opportunity of forwarding copies of their contracts to the Controller, Department of Imperial Government Supplies, Wellington.

By Authority: MARCUS F. MARKS, Government Printer, Wellington.