1952 No. 2041

The Flour (Amendment No. 4) Order, 1952

Made - - - -	*26th November*, 1952
Laid before Parliament	*27th November*, 1952
Coming into Operation	*30th November*, 1952

The Minister of Food, in pursuance of the powers conferred upon him by Regulations 55 and 55AB of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(a) (as extended by the Supplies and Services (Extended Purposes) Act, 1947(b) and the Supplies and Services (Defence Purposes) Act, 1951(c) and continued in force by the Supplies and Services (Continuance) Order, 1951(d)), and of all other powers him enabling in that behalf, hereby orders as follows:—

1. This Order may be cited as the Flour (Amendment No. 4) Order, 1952; and shall come into operation on the 30th day of November, 1952, except as to sub-paragraph (1) of paragraph 2 of Part II of the First Schedule hereto and sub-paragraph (*a*) of paragraph 2 of Part II of the Second Schedule hereto, both of which sub-paragraphs shall come into operation on the 14th day of December, 1952.

2. The Flour Order, 1952(e) as amended(f) shall be further amended as follows:—

(*a*) by substituting for paragraph (4) of Article 22 thereto the following paragraph—

"(4) This Article shall not apply to sales of flour shipped on board a foreign-going ship at a port in the United Kingdom for consumption on board that ship. For the purposes of this paragraph the term "flour" does not include semolina"; and

(*b*) by substituting for the First and Second Schedules thereto the Schedule to this Order.

3. The Flour (Amendment No. 3) Order, 1952(f) is hereby revoked but without prejudice to any proceedings in respect of any contravention thereof.

G. Lloyd-George,
Minister of Food.

Dated the 26th day of November, 1952.

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945/1611, 1618; 1945 II, pp. 39, 48.
(b) 10 & 11 Geo. 6. c. 55. (c) 14 & 15 Geo. 6. c. 25. (d) S.I. 1951/2116; 1951 III, p. 27.
(e) S.I. 1952/749, p. 3147 above. (f) S.I. 1952/1528.

THE SCHEDULE*

(To be substituted for the First and Second Schedules to the Flour Order, 1952)

THE FIRST SCHEDULE

PRESCRIBED PRICES ON SALES OF FLOUR AND WHEAT BY-PRODUCTS, OTHERWISE THAN BY RETAIL, BY FLOUR MILLERS, LICENSED FACTORS AND IMPORTERS

(NOTE.—The prescribed prices do not apply on any sale mentioned in paragraph (2) of Article 22 of this Order. Other sales of certain self-raising flour in bulk may also be exempted by licence granted to the miller.)

PART I

TABLE I

PRESCRIBED PRICES OF FLOUR SOLD OTHERWISE THAN FOR EXPORT

Column 1	Column 2
Description of Flour	Prescribed Price
Item No.	Per 280 lb. and pro rata s. d.
1. National flour	86 11
2. " M " flour	
3. Any imported flour	
4. Canadian Springs flour produced in the United Kingdom.	87 11
5. Self-raising flour sold in bulk ...	97 11
6. Semolina produced in the United Kingdom.	105 6
7. High ratio cake flour produced in the United Kingdom.	108 11
8. Any speciality flour of a description not included in Items 4 to 7 above (including self-raising flour sold otherwise than in bulk).	86 11 plus any addition which may be authorised by the terms of the licence granted by or on behalf of the Minister authorising the production of such flour.

The prices in Table I are subject to the provisions of Parts II and III of this Schedule and are in respect of 280 lb. net weight, except that in the case of flour sold by gross weight in non-returnable sacks or bags in accordance with trade custom the said prices are in respect of 280 lb. gross weight.

* NOTE : Heavy type indicates changes made by this Order.

TABLE II

PRESCRIBED PRICES OF FLOUR SOLD FOR EXPORT

Column 1	Column 2
Description of Sale	Prescribed Price
Item No. 9. On a sale by a flour miller or an importer to any person in the United Kingdom for export.	The price prescribed by Table I for that description of flour, with— (*a*) in the case of semolina, no addition; (*b*) in the case of high ratio cake flour, no addition; (*c*) in the case of imported flour, an addition at the rate of **24s. 4d.** per 280 lb.; (*d*) in the case of any other flour, an addition at the rate of 17s. 10d. per 280 lb.
10. On an export sale by a flour miller or an importer.	The price prescribed by Table I for that description of flour, with— (*a*) in the case of semolina, no addition; (*b*) in the case of high ratio cake flour, no addition; (*c*) in the case of imported flour, an addition at the rate of **25s. 1d.** per 280 lb.; (*d*) in the case of any other flour, an addition at the rate of 18s. 7d. per 280 lb.

The prices in Table II are subject to the provisions of Parts II and III of this Schedule and are on the basis of f.o.b. at a port in the United Kingdom.

TABLE III

PRESCRIBED PRICES OF WHEAT BY-PRODUCTS EXCEPT WHEN SOLD AS OR FOR USE IN THE MANUFACTURE OF ANY FEEDING STUFF FOR ANIMALS OTHER THAN A MIXTURE FOR FEEDING TO CATS OR DOGS

Column 1	Column 2
Description of Wheat By-Product	Prescribed Price
Item No.	Per ton and pro rata £ s. d.
11 Wheat germ produced in the United Kingdom	37 0 0
12. Any wheat by-product other than wheat germ	22 10 0

The prices in Table III are subject to the provisions of Parts II and III of this Schedule and are—

(*a*) in respect of gross weight in the case of wheat by-products sold in non-returnable containers; and

(*b*) in respect of net weight in the case of wheat by-products sold in returnable containers.

PART II

ADDITIONS TO AND DEDUCTIONS FROM THE PRESCRIBED PRICES

(Except where otherwise expressly provided, the additions and deductions specified in this Part of this Schedule are compulsory and not optional)

Additions for non-returnable containers (Flour and Wheat by-products)

1.—(1) On a sale, otherwise than for export, of any flour or wheat by-products in non-returnable bags provided by the seller, a charge shall be made in accordance with the following scale:—

Flour other than Semolina	Additional Charge
	At the rate of—
Quantity per bag—	s. d.
Less than 3 lb. net	34 6 per 288 lb.
3 lb. and 6 lb. net	30 0 per 288 lb.
12 lb. and 24 lb. net	24 6 per 288 lb.

Semolina	Additional Charge
	At the rate of—
Quantity per bag—	s. d.
½ lb. (gross or net)	117 0 per 288 lb.
1 lb. (gross or net)	85 0 per 288 lb.
More than 1 lb. but not more than 28 lb. (gross or net)	42 0 per 288 lb.

Flour, Semolina and Wheat by-products	Cotton Bags	Hessian Bags	All other Bags
	per bag	per bag	per bag
Quantity per bag—	s. d.	d.	d.
More than 28 lb. but less than 112 lb. (gross or net)	1 6	7	6
112 lb. or more (gross or net) ...	2 3	8	6

(2) Notwithstanding anything in the above table wheat by-products when sold for the purposes of Table III of Part I of this Schedule must be sold gross weight when in non-returnable containers.

(3) There shall be added to the prescribed price—

(*a*) on any sale of flour in non-returnable containers provided by the seller, other than bags, and

(*b*) on a sale for export of flour in non-returnable containers provided by the seller, a charge equal to the customary charge.

Additions for returnable containers (Flour and Wheat by-products)

2.—(1) On a sale of any flour or wheat by-product in returnable bags or 224-lb. or 280-lb. sacks, a charge by way of deposit shall be made in addition to the prescribed price in accordance with the following scale:—

	s. d.
In the case of returnable 140-lb. flour bags of a type customarily used as such prior to 3rd September, 1939	**5 0** per bag
In the case of any other returnable bags...	**2 6** per bag
In the case of 224-lb. or 280-lb. sacks	**6 6** per sack

(2) On a sale of any wheat by-product in a returnable container other than a container specified in sub-paragraph (1) of this paragraph, a charge by way of deposit shall be made, in addition to the prescribed price, equal to the customary deposit charge for such container.

(3) On a sale of flour in a returnable outer container, other than a container specified in sub-paragraph (1) of this paragraph, it shall be permissible (but not compulsory) for the seller to make a reasonable charge by way of deposit in addition to the prescribed price.

(4) Any such deposit charged in accordance with the foregoing sub-paragraph shall be repaid by the seller to the buyer on the re-delivery to the seller of the container in such condition as is reasonable having regard to its condition when supplied and to ordinary wear and tear.

Other provisions as to containers

3.—(1) On a sale otherwise than for export of any flour packed in more than one container there shall be added, or, as the case may be, may be added, to the prescribed price a charge in accordance with the preceding paragraphs of this Part of this Schedule in respect of each of the said containers to which any such paragraph applies.

(2) Save as provided in this Part of this Schedule no addition to the prescribed prices shall be made in respect of the provision of bags, sacks or other containers.

Carriage provisions in respect of sales of flour

4.—(1) The prescribed prices on sales of flour include the cost of transport to the buyer's premises, and no addition to the prescribed prices may be made on any such sale in respect of transport or delivery. Where on any such sale delivery is given in the United Kingdom by arrangement between the parties elsewhere than at the buyer's premises, a deduction shall, subject as provided in sub-paragraph (2) of this paragraph, be made from the prescribed prices in accordance with the following provisions:—

(*a*) If delivery is given within any of the districts mentioned in this sub-paragraph (hereinafter called a " special district ") to a buyer whose premises are situate within that special district—

(i) in the district recognised by the South Eastern Group of Flour Millers as " Inner London ", a deduction at the rate of 11d. per 280 lb.;

(ii) in the districts known as the " Liverpool " and " Manchester " Districts and recognised by the North Western Group of Flour Millers on the 2nd September, 1939, as those in which a delivery charge of 6d. per 280 lb. was authorised, a deduction at the rate of 6½d. per 280 lb.;

(iii) in the district recognised by the Glasgow Flour Millers' Association as the Glasgow City District, a deduction at the rate of 7½d. per 280 lb.;

(*b*) If delivery is given elsewhere than in a special district, or if delivery is given in a special district other than the special district of " Inner London " to a buyer whose premises are not situate within the special district in which delivery is given, a deduction according to the distance by the most direct route from the place where delivery is given to the buyer's premises in accordance with the following scale:—

Distance	Rate of deduction per 280 lb. (where delivery is taken in Great Britain)	Rate of deduction per 280 lb. (where delivery is taken in Northern Ireland)
	s. d.	s. d.
3 miles and under	5	5
Over 3 miles and up to 5 miles ...	6½	6½
,, 5 ,, ,, 10 ,, ...	8½	8½
,, 10 ,, ,, 20 ,, ...	11	1 0
,, 20 ,, ,, 30 ,, ...	1 4	1 5
,, 30 ,, ,, 40 ,, ...	1 9	1 10
,, 40 ,, ,, 50 ,, ...	2 1	2 2
,, 50 ,, ,, 60 ,, ...	2 5	2 6
,, 60 ,, ,, 80 ,, ...	2 9	3 0
,, 80 ,, ,, 100 ,, ...	3 1	3 5
Any distance over 100 miles	3 6	3 10

(*c*) If delivery is given in the special district of " Inner London " to a buyer whose premises are not situate within that special district, a deduction of the amount ascertained by adding together the appropriate deduction specified in sub-paragraph (*b*) of this paragraph in respect of the distance from the boundary of the " Inner London " district to the buyer's premises, and the appropriate deduction specified in such sub-paragraph in respect of the distance from the place where delivery is taken to the point at which, in making delivery to the buyer's premises, the boundary of the " Inner London " district would be crossed; provided that the rate of the deduction to be made in accordance with this sub-paragraph shall be not less than 11d. or more than 3s. 6d. per 280 lb.

(2) On a sale of flour by a flour miller or importer to a licensed factor, no deduction shall be made from the prescribed prices by reason of the fact that delivery is given elsewhere than at the buyer's premises.

Optional additions for carriage on sales of wheat by-products

5. The prescribed prices on sales of wheat by-products are fixed on the basis that delivery is given by the seller at the place where the wheat by-products are lying at the time of sale; and, accordingly, where, at the request of the buyer, delivery is given at any other place, there may be added to the said prescribed prices the amount of any costs and charges reasonably paid or payable by the seller in respect of transport from the place where the wheat by-products are lying at the time of sale to the place at which delivery is given; but, except as aforesaid, no additional charge may be made on any such sale in respect of transport or delivery.

Additions for drying flour

6. On any sale of flour which has at the request of the purchaser been dried to a specified moisture content, there shall be added to the prescribed price—

(*a*) a charge at the rate of 2s. per 280 lb.; and

(*b*) in the case of any flour dried to a moisture content of less than 12½ per cent., a further charge at the rate of 3s. per 280 lb. for every 1 per cent. and fraction of 1 per cent. below 12½ per cent.

Sale of flour for ships' stores

7. Where any flour is sold for shipment as ships' stores, there shall be added to the prescribed price a charge equal to the actual cost incurred by the seller in respect of the sealing of the bags or other containers in accordance with the requirements of any Act, Regulation or Order, in respect of breaking bulk, and in respect of additional labour and transport costs.

Discount

8. The prescribed prices are fixed on the basis of payment after 21 and within 28 days from the appropriate date. Where payment is made within 21 days from the appropriate date, discount shall be allowed as follows on the prescribed price and any additions thereto made in accordance with paragraph 1 of this Part of this Schedule in respect of non-returnable containers:—

	At the rate of:—
Payment within 7 days from the appropriate date ...	4d. in the £
Payment after 7 days but within 14 days from the appropriate date	3d. in the £
Payment after 14 days but within 21 days from the appropriate date	2d. in the £

In this paragraph " the appropriate date " means, in the case of a sale of imported flour by an importer, the date of the delivery order, and, in the case of any other sale, the date on which the goods were despatched from the seller's premises or from the premises where the goods were held on the seller's behalf.

Fractions of a penny

9. Where the prescribed price calculated in accordance with this Schedule includes a fraction of a penny, such fraction if less than one halfpenny shall be disregarded, and if one halfpenny or more shall be treated as one penny.

PART III

PROVISIONS IN CONNECTION WITH SALES BY FLOUR MILLERS AND IMPORTERS TO LICENSED FACTORS

1. Except as provided in paragraph 3 of this Part of this Schedule, where any flour is sold to a licensed factor by a miller or importer named in the factor's licence, and re-sold by the licensed factor—

(1) at the price prescribed in Parts I and II of this Schedule for flour of that description, or

(2) for shipment on board a foreign-going ship at a port in the United Kingdom for consumption on board that ship—

the flour miller or importer may make the licensed factor an allowance or refund in accordance with the following provisions:—

(*a*) an allowance or refund at the rate of 1s. 6d. per 280 lb. in respect of flour re-sold by the licensed factor (whether or not in lots of more than 280 lb.) in the original containers in which that flour was received by him from the flour miller or importer;

Provided that—

(i) no allowance or refund shall be made in respect of flour re-sold by the licensed factor by retail, other than on sales to an institution, and

(ii) the maximum quantity of flour in respect of which a flour miller or importer may make an allowance or refund to a licensed factor in accordance with sub-paragraph (*a*) of this paragraph shall be the quantity specified in the licensed factor's licence against the name of that flour miller or importer for the period specified therein;

(iii) this sub-paragraph shall have effect in relation to flour delivered in Scotland by the licensed factor to the purchaser as if there were substituted for the words " at the rate of 1s. 6d. per 280 lb." the words " at the rate of 1s. 8d. per 280 lb.";

(*b*) an allowance or refund at the rate of 7½d. per 280 lb. in respect of any flour which with reasonable cause has been delivered into the licensed factor's approved store in a consignment or lot of 2 tons or more and re-sold by him (whether or not in lots of more than 280 lb.) in the original containers in which that flour was received by him from the flour miller or importer;

Provided that no allowance or refund shall be made in respect of any flour re-sold by the licensed factor by retail other than to an institution. In this sub-paragraph " approved store " means a store approved for the time being by or on behalf of the Minister for the purposes of this paragraph.

2. The foregoing provisions of this Part of this Schedule shall not apply to—

(*a*) sales of flour for export, or

(*b*) sales by a flour miller of speciality flour other than " W " flour to a licensed factor.

3. Where any wheat by-product is sold by a flour miller or importer to a licensed factor and re-sold by the licensed factor at the price prescribed by Parts I and II of this Schedule, the flour miller or importer may make an allowance or refund to the licensed factor at the rate of 6s. per ton.

4. Except as provided in this Part of this Schedule, and without prejudice to any other provisions of this Order, no refund, allowance, charge or deduction shall be made on or in connection with a sale of any flour or wheat by-product by a flour miller or importer to a licensed factor, except such as might be made in accordance with this Order on a sale by a flour miller or importer to a person other than a licensed factor.

THE SECOND SCHEDULE

MAXIMUM RETAIL PRICES OF FLOUR

PART I

MAXIMUM RETAIL PRICES OF NATIONAL FLOUR, IMPORTED FLOUR AND SELF-RAISING FLOUR (WHETHER OR NOT PRE-PACKED)

Weight (See note below)	Maximum Retail Price	
	Self-raising Flour	National or Imported Flour
	At the rate of— s. d.	At the rate of— s. d.
Less than 3 lb.	6¼ per lb.	5¾ per lb.
Not less than 3 lb. and not more than 6 lb. ...	1 6¼ per 3 lb.	1 4¾ per 3 lb.
Exceeding 6 lb. but not more than 28 lb. ...	5¾ per lb.	5¼ per lb.
Exceeding 28 lb.	4¾ per lb.	4¼ per lb.

Note: The weights specified in the above table signify—

(*a*) in the case of flour sold in a container provided by the seller, the weight per container, and may, subject to the provisions of the Sale of Food (Weights and Measures) Act, 1926(a), include the weight of the container;

(*b*) in any other case, the net weight sold.

PART II

1. Where the maximum retail price calculated in accordance with the above table includes a fraction of a farthing, such fraction may be treated as a farthing.

2. No addition to the above prices shall be made in respect of the provision of wrappers or containers except—

(*a*) On a sale in returnable bags provided by the seller, when a charge by way of deposit may be made as follows:—

(i) in the case of 140 lb. flour bags of a type customarily used as such before 3rd September, 1939, **5s. 0d.** per bag; and

(ii) in the case of any other returnable bag, **2s. 6d.** per bag:

Provided that any such deposit shall be repaid by the seller to the buyer on re-delivery to the seller of such bag in such condition as is reasonable having regard to its condition when supplied and to ordinary wear and tear;

(*b*) On a sale in non-returnable bags provided by the seller, when the following charges may be made:—

Quantity per Bag	Cotton Bags	Hessian Bags	All other Bags
	per bag s. d.	per bag s. d.	per bag s. d.
More than 28 lb. but less than 112 lb. (gross or net)	1 6	7	6
112 lb. or more (gross or net) ...	2 3	8	6

(*c*) On a sale for shipment as ships' stores.

(a) 16 & 17 Geo. 5. c. 63.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order:—

(1) reduces the export price of imported flour with effect from 30th November, 1952; and

(2) reduces the deposit charges on returnable flour bags with effect from 14th December, 1952.

1952 No. 1698

The Dried Fruits (Amendment No. 2) Order, 1952

Made - - - -	*17th September,* 1952
Laid before Parliament	*18th September,* 1952
Coming into Operation	*21st September,* 1952

The Minister of Food, in pursuance of the powers conferred upon him by Regulations 55 and 55AB of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(**a**) (as extended by the Supplies and Services (Extended Purposes) Act, 1947(**b**) and the Supplies and Services (Defence Purposes) Act, 1951(**c**), and continued in force by the Supplies and Services (Continuance) Order, 1951(**d**)), and of all other powers him enabling in that behalf, hereby orders as follows:—

1. This Order may be cited as the Dried Fruits (Amendment No. 2) Order, 1952, and shall come into operation on the 21st day of September, 1952.

2. The Dried Fruits Order, 1951(**e**), as amended(**f**), shall be further amended by substituting for Part II of the First Schedule thereto the Schedule to this Order.

3. The Dried Fruits (Amendment) Order, 1952(**g**), is hereby revoked but without prejudice to any proceedings in respect of any contravention of the Dried Fruits Order, 1951, as amended thereby.

By Order of the Minister of Food.

Charles Hill,
Parliamentary Secretary.

Dated the 17th day of September, 1952.

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945/1611, 1618; 1945 II, pp. 39, 48.
(b) 10 & 11 Geo. 6. c. 55.
(c) 14 & 15 Geo. 6. c. 25.
(d) S.I. 1951/2116; 1951 III, p. 27.
(e) S.I. 1951/37; 1951 III, p. 272.
(f) S.I. 1951/771; 1952/1461: 1951 III, p. 277.
(g) S.I. 1952/1461.