(iii) FUR

The Fur Apparel Order, 1949

1949 No. 432

Made - - - -	*15th March*, 1949
Laid before Parliament	*15th March*, 1949
Coming into Operation	*28th March*, 1949

The Board of Trade in pursuance of the powers conferred upon them by Regulations 55, 55AA 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**), hereby order as follows:—

1.—(1) A registered person may, in the course of his business, apply the utility mark to fur apparel, being garments of any description specified in Part I of the First Schedule hereto manufactured by him whether before or after the commencement of this Order.

(2) Part II of the First Schedule hereto shall apply to the interpretation of Part I thereof.

(3) A registered person may, in the course of his business, use as a lining or interlining of any garments of a description specified in Part I of the First Schedule hereto any utility goods being—

(*a*) cloth of a specification number included in any section headed "Linings" or "Calico Longcloth Flannelette" of Part I or Part III of Schedule NW2 (as amended by any list of amendments or additions thereto) issued by the Board of Trade for the purposes of the Woven Cloth (Cotton, Rayon and Linen) Order, 1947(**c**), or

(*b*) cloth of which the specification number is 231, 232 or 233.

2.—(1) Whenever a person applies the utility mark to any such garments he shall apply thereto the appropriate specification number shown in the first column of Part I of the First Schedule hereto, and shall also apply thereto the identification number notified to him for the purposes of this Article by or on behalf of the Board of Trade.

(2) The identification number shall be applied to such garments by the like means as those used to apply the utility mark and in a place adjacent thereto. The lettering shall be not less than ¼ in. in height.

3. No registered person shall supply after the 27th day of March, 1949, any utility goods being fur apparel manufactured by him from furskin being opossum (ringtail) or genet and marked in pursuance of the Fur Apparel (No. 9) Directions, Licence and Order, 1946(**d**), as amended(**e**), with one of the specification numbers 04, 14, 24, 34, 44, 54, 64 or 74, unless that specification number has been removed and the appropriate specification number 03, 13, 23, 33, 43, 53, 63 or 73 has been substituted therefor.

(**a**) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1618) II, pp. 39 and 48.
(**b**) 10 & 11 Geo. 6. c. 55.
(**c**) S.R. & O. 1947 (No. 2645) II. p. 171.
(**d**) S.R. & O. 1946 (No. 1162) II, p. 158.
(**e**) S.R. & O. 1946 (No. 1711) II, p. 168; S.R. & O. 1947 (Nos. 1268 and 2560) II, pp. 94 and 95 and S.I. 1948 No. 702.

4.—(1) A registered person shall not supply utility goods (being fur apparel manufactured by him, otherwise than in pursuance of a contract for the renovation, remodelling or re-conditioning thereof, from material specified in Description 3 or 4 in Part II of the First Schedule hereto) if, at the time of supply, the value of such goods supplied by him after the commencement of this Order, together with the value of utility goods (being fur apparel manufactured by him, otherwise than in pursuance of such a contract as aforesaid, from material specified in Description 3 or 4 in Part II of the Schedule to the Fur Apparel (No. 9) Directions, Licence and Order, 1946(**a**), as amended(**b**)), supplied by him after the 31st day of July, 1946, but before the commencement of this Order, already exceeds or would thereby exceed a sum equal to the aggregate of

(*a*) three times the value of the fur apparel manufactured by him (whether or not utility goods)

(i) supplied by him after the 31st day of March, 1946, by exportation from the United Kingdom otherwise than to the Isle of Man or the Channel Islands, and

(ii) supplied by him after that date to any person, being fur apparel in respect of which he and that person have duly completed before the commencement of this Order a Form FE/1 issued by the Board of Trade, or after the commencement of this Order a Form FE/2 so issued, and

(*b*) the value of the utility goods supplied by him by virtue of the provisions of sub-paragraph (2) of paragraph 5 of the Fur Apparel (No. 9) Directions, Licence and Order, 1946(**a**).

(2) Notwithstanding the provisions of Article 16 of the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947(**c**), the value of fur apparel manufactured by a registered person and supplied by him by exportation from the United Kingdom otherwise than to the Isle of Man or the Channel Islands shall for the purposes of this Article be determined on an f.o.b. basis, and accordingly any expenses of such delivery f.o.b. shall be included, and any other expenses of delivery shall be excluded.

5.—(1) A person shall not, in the course of his business, charge in respect of the sale of any garment of a description specified in Part I of the First Schedule hereto, being utility goods manufactured by him whether before or after the commencement of this Order but supplied thereafter, a gross price exceeding the lesser of the two following amounts, that is to say,

(*a*) the appropriate amount specified in relation thereto in Part I of the First Schedule hereto together with, in the case of outsize garments, 15 per cent. thereof;

(*b*) the prime cost thereof together with

(i) 33⅓ per cent. of that cost in the case of a sale to a wholesaler,

(ii) 50 per cent. thereof in the case of a sale otherwise than to a wholesaler or by retail,

(iii) 100 per cent. thereof in the case of a sale by retail.

(2) A person shall not, in the course of his business, charge in respect of all the relevant goods supplied by sale during any period beginning after the 7th day of March, 1945, being a period of not less than four nor more than twelve months, gross prices which in the aggregate exceed

(*a*) the prime cost incurred during that period of all relevant goods manufactured during that period, adjusted by adding the prime cost of his

(a) S.R. & O. 1946 (No. 1162) II, p. 158.
(b) S.R. & O. 1946 (No. 1711) II, p. 168; S.R. & O. 1947 (Nos. 1268 and 2560) II, pp. 94 and 95 and S.I. 1948 No. 702.
(c) S.R. & O. 1947 (No. 2642) II, p. 160.

opening stocks of relevant goods, whether wholly or partly made up, and subtracting the prime cost of his closing stocks of such relevant goods, and

(*b*) the aggregate of the appropriate additions to the prime cost of the goods referred to in head (*b*) of paragraph (1) of this Article:

Provided that where in respect of any goods the prime cost of the goods together with the said appropriate additions exceeds the appropriate amount specified in the Schedule to this Order, to the Directions hereby revoked or to the Directions revoked by those Directions in relation to the goods (together with 15 per cent. thereof in the case of outsize garments) the amount of the excess shall be deducted from the sums calculated under the above heads.

(3) The price charged by a person in respect of the sale (otherwise than by retail) of any such utility goods so manufactured by him shall be reduced by an amount not less than 2½ per cent. of the gross price in any case in which payment therefor is made or tendered before the tenth day of the month immediately succeeding that during which the goods were consigned by the seller to or to the order of the buyer.

6. A person shall not charge, in respect of alterations made to any such utility goods manufactured by him within three months after the sale thereof by retail, an amount exceeding, in the case of made to measure garments, 1d., or, in the case of other garments, £1.

7. Every person whose name is for the time being entered on the Register of Manufacturers of Fur Apparel shall keep a record of each duly completed Form FE/2 relating to fur apparel manufactured by him showing

(*a*) the name of the customer making the declaration thereon,

(*b*) the value of the fur apparel declared therein to have been supplied,

(*c*) particulars of the invoice relating to the supply of that fur apparel to that customer, and

(*d*) the date of completion thereof.

8.—(1) Every person whose name is for the time being entered on the Register of Manufacturers of Fur Apparel shall furnish to the Chief Accountant (Miscellaneous Section), Board of Trade, on Form FUR/7 issued by the Board of Trade for the purposes of this Order, a return giving the information indicated on that form.

(2) A return shall be sent on Form FUR/7 in respect of the half-yearly periods ending on the 31st day of January and the 31st day of July in each year, within 30 days after the end of the period to which it relates.

(3) A person who furnishes any such return shall attach thereto all Forms FE/1 and FE/2 completed by him during the period to which that return relates.

9. Nothing in this Order shall prohibit the doing of anything under the authority of a licence issued by the Board of Trade hereunder and in accordance with any condition attached thereto.

10.—(1) In this Order—

"gross price" means

(*a*) in the case of a sale otherwise than by retail, the price exclusive of purchase tax, but inclusive of all delivery charges payable either by the seller or the buyer, and before any deductions by

way of discount have been made: provided that no account shall be taken of delivery charges payable by the buyer on a sale of fur apparel being utility goods, whether or not included in a parcel comprising other goods, where the total price in respect of the fur apparel, or where it is included in such parcel, in respect of the parcel (exclusive of purchase tax and delivery charges), does not exceed £2,

(*b*) in the case of a sale by retail, the price exclusive of purchase tax but inclusive of delivery charges payable by the seller, before any deductions by way of discount have been made;

"outsize garment" means a garment of a size other than that known as WX of which

(*a*) in the case of a garment of a style known as Edge to Edge, when finished, the hip measurement (to be measured 21 inches below the centre of the back of the neck) is not less than 48 inches and the back measurement (to be measured 5 inches below the neck) is not less than 16 inches; and

(*b*) in the case of a garment of a style known as Wrapover, when finished, the hip measurement (to be measured 21 inches below the centre of the back of the neck) is not less than 52 inches and the back measurement (to be measured 5 inches below the neck) is not less than 16 inches;

"fur apparel" means apparel (excluding insoles but including fur muff bags) made wholly or mainly of furskin (including any skin with fur, wool or hair attached); linings made wholly or mainly of such furskin; apparel with linings made wholly or mainly of such furskin; fur trimmings, including collars, cuffs, revers and strips not suitable for wear unless attached to a garment; fur shells being furskins sewn together (one piece being shaped to form the body and two pieces being shaped to form the sleeves) with or without a piece or pieces to form a collar, cuffs or revers; fur plates being furskins sewn together to form an area of not less than 1,200 square inches;

"opening stocks" of any person in relation to any period means stocks manufactured by him, but not supplied by sale before the beginning of the period, and "closing stocks" of any person in relation to any period means stocks manufactured by him, whether before or during the period, but not so supplied before the end of it;

"prime cost" in relation to any goods means such sum as is reasonably justified in respect of costs by reference to

(*a*) the materials used therein, calculated on the basis of a weighted average of stocks in hand, and materials which are the subject of contracts for purchase at fixed prices, for delivery during the period for which prices are to be determined, and

(*b*) cost of labour, if any, being all wages directly incurred in the production of the goods, and

(*c*) costs incurred by way of service charges paid to the person (if any) who wholly or partly manufactured the goods on commission;

"registered person" means a person whose name is for the time being entered on the Register of Manufacturers of Fur Apparel;

"relevant goods" in relation to any person means utility goods of a description specified in Part I of the First Schedule hereto, manufactured by that person whether before or after the 7th day of March, 1945, being such goods generally or any class of such goods (defined by reference to

description, type, size or any other matter whatsoever) but not being goods manufactured in the execution of a subsisting contract of a Government Department or goods supplied to or for the execution of a contract of a Government Department.

(2) Garments shall not be deemed to comply with a description specified in Part I of the First Schedule hereto unless the material specified in relation to them comprises not less than 90 per cent. by area of the material used in the manufacture of the garment (excluding linings and interlinings).

(3) The provisions of Article 14, paragraph (2) of Article 15, and Articles 16, 17 and 18 of the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947(**a**), as amended(**b**), shall form part of and be incorporated with this Order.

11.—(1) The instruments specified in the Second Schedule hereto are hereby revoked:

Provided that any current licence issued thereunder shall have effect as if it had been issued under this Order.

(2) This Order may be cited as the Fur Apparel Order, 1949, and shall come into operation on the 28th day of March, 1949.

Dated this 15th day of March, 1949.

John Edwards,
Parliamentary Secretary to the
Board of Trade.

FIRST SCHEDULE

PART I*

Description of Garment			Manufacturers' Overriding Maxima		
1	2	3	4	5	6
Specification No.	Type of Garment	Specification of material from which made	On sale to wholesaler per garment	On sale otherwise than to wholesaler or by retail per garment	On sale by retail (excluding Purchase Tax) per garment
			£ s. d.	£ s. d.	£ s. d.
	Women's Garments				
	Coat, length not less than 38″				
01	unlined	1	8 0 0	10 0 0	15 0 0
02	fully lined	2	9 12 0	12 0 0	18 0 0
03	„ „	3	14 8 0	18 0 0	27 0 0
04	„ „	4	10 18 0	13 12 6	20 8 9
	Coat, length not less than 30″ but less than 38″				
11	unlined	1	7 0 0	8 15 0	13 2 6
12	fully lined	2	8 8 0	10 10 0	15 15 0
13	„ „	3	13 0 0	16 5 0	24 7 6
14	„ „	4	9 10 9	11 18 5	17 17 8

(**a**) S.R. & O. 1947 (No. 2642) II, p. 160.
(**b**) S.I. 1948 (Nos. 734, 2338 and 2744) II, pp. 332–4.
* Schedule amended, *see* S.I. 1949 No. 2067, p. 66–8 below.

1	2	3	4	5	6
			£ s. d.	£ s. d.	£ s. d.
	Jacket, length not less than 22″				
21	unlined	1	6 0 0	7 10 0	11 5 0
22	fully lined	2	7 4 0	9 0 0	13 10 0
23	„ „	3	11 11 2	14 9 0	21 13 6
24	„ „	4	8 3 6	10 4 5	15 6 8
	Bolero, length not less than 16″ with full length sleeves				
31	unlined	1	5 4 0	6 10 0	9 15 0
32	fully lined	2	6 8 0	8 0 0	12 0 0
33	„ „	3	9 2 10	11 8 7	17 2 11
34	„ „	4	7 5 4	9 1 8	13 12 6
	Cape, length not less than 16″				
42	fully lined	2	6 8 0	8 0 0	12 0 0
43	„ „	3	9 2 10	11 8 7	17 2 11
44	„ „	4	7 5 4	9 1 8	13 12 6
	Bolero, length not less than 16″ with short sleeves				
52	fully lined	2	5 4 0	6 10 0	9 15 0
53	„ „	3	7 4 5	9 0 6	13 10 9
54	„ „	4	5 18 1	7 7 7	11 1 5
	Cape, length not less than 14″				
62	fully lined	2	5 4 0	6 10 0	9 15 0
63	„ „	3	7 4 5	9 0 6	13 10 9
64	„ „	4	5 18 1	7 7 7	11 1 5
	Sleeveless waistcoat, length not less than 18″				
1/71	unlined	1	2 1 3	2 10 0	3 11 6
1/72	fully lined	2	2 1 3	2 10 0	3 11 6
1/73	„ „	3	2 17 9	3 10 0	5 0 0
1/74	„ „	4	2 6 10	2 16 9	4 1 1
	Men's Garments				
	Coat, length not less than 38″				
1/01	unlined	1	8 0 0	10 0 0	15 0 0
	Sleeveless waistcoat, length not less than 18″				
71	unlined	1	2 1 3	2 10 0	3 11 6
72	fully lined	2	2 1 3	2 10 0	3 11 6
73	„ „	3	2 17 9	3 10 0	5 0 0
74	„ „	4	2 6 10	2 16 9	4 1 1

PART II*

(Interpretation of Column 3 of Part I)

MATERIALS

1. (*a*) Description 1 comprises	Sheepskins, dressed (dyed or natural undyed).
(*b*) Description 2 comprises	Rabbitskins (unshorn), dyed and natural white (excluding tames other than European).
(*c*) Description 3 comprises the following furskins	Dingo. Fox, kitt. Fox, red (Australasian, Asiatic, African and European). Genet. Hair Seal. Horse. Kid (Furriers). Lamb (Indian, Jumbo, Merluska, Salzfelle and Slink). Marmot. Mole. Opossum (ringtail). Pony. Rabbit, dyed (sheared). Rabbit, fancy tame (undyed), excluding undyed grey rabbit and unshorn natural white rabbit. Squirrel Lock. Sheep, dressed (dyed).
(*d*) Description 4 comprises the following furskins	Antelope. Sheep, dressed (natural undyed).

2. All descriptions refer to goods which have not previously been used in the making of any goods.

SECOND SCHEDULE

Instruments Revoked

The Fur Apparel (No. 9) Directions, Licence and Order, 1946.	S.R. & O. 1946 (No. 1162) II, p. 158.
The Fur Apparel (No. 10) Directions, 1946.	S.R. & O. 1946 (No. 1711) II, p. 168.
The Fur Apparel (No. 11) Directions, 1947.	S.R. & O. 1947 (No. 1268) II, p. 94.
The Fur Apparel (No. 12) Directions, 1947.	S.R. & O. 1947 (No. 2560) II, p. 95.
The Fur Apparel (No. 13) Directions, 1948.	S.I. 1948 No. 702.

* Schedule amended, *see* S.I. 1949 No. 2067, p. 66 below.

EXPLANATORY NOTE

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

This Order supersedes the Fur Apparel (No. 9) Directions, Licence and Order, 1946, and the subsequent amending Directions.

The principal changes are as follows:—

(1) The utility mark may now be applied to garments made from skins of horse, marmot and pony and from squirrel lock.
(2) The utility mark may no longer be applied to garments made from skins of fitch (British), jackal, hare and opossum (American).
(3) Manufacturers' overriding maximum prices for garments made from skins of genet and opossum (ringtail) have been increased by reason of the transfer of these skins from Description 4 to Description 3 in the First Schedule.
(4) The definition of fur apparel has been altered to include fur shells and fur plates.
(5) Men's full length unlined sheepskin coats and women's waistcoats have been added to the First Schedule
(6) Registered manufacturers are no longer required to furnish quarterly returns on Form Fur/5. Form Fur/7, on which six-monthly returns are to be furnished, has been substituted for Form Fur/6.

The Fur Apparel (Amendment) Order, 1949

1949 No. 2067

Made - - - -	*7th November,* 1949
Laid before Parliament	*8th November,* 1949
Coming into Operation	*14th November,* 1949

The Board of Trade in pursuance of the powers conferred upon them by Regulations 55, 55AA 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**), hereby order as follows:—

1. The Fur Apparel Order, 1949(**c**), shall have effect as if:—

(*a*) to Part I of the First Schedule thereto there were added the items specified in the Schedule to this Order; and

(*b*) at the end of the list of furskins specified in head (*c*) of paragraph 1 of Part II of the First Schedule thereto there were added the item "Wallaby.".

2. This Order may be cited as the Fur Apparel (Amendment) Order, 1949, and shall come into operation on the 14th day of November, 1949.

Dated this 7th day of November, 1949.

Harold Wilson,
President of the Board of Trade.

(**a**) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1618) II, pp. 39 and 48.
(**b**) 10 & 11 Geo. 6. c. 55.
(**c**) S.I. 1949 No. 432, p. 59 above.