The Home-Grown Apples (No. 2) Order, 1948

1948 No. 2364

Made - - - -	*26th October,* 1948
Laid before Parliament	*27th October,* 1948
Coming into Operation	*1st November,* 1948

In exercise of the powers conferred upon him by Regulations 55, 55AA, and 55AB of the Defence (General) Regulations, 1939(**a**), as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(**b**) as extended by the Supplies and Services (Extended Purposes) Act, 1947(**c**), and of all other powers him enabling, the Minister of Food hereby makes the following Order.

Interpretation.

1.—(1) In this Order—

" The Minister " means the Minister of Food.

" The Ministry " means the Ministry of Agriculture for Northern Ireland.

" Apples " means apples grown in the United Kingdom or the Channel Islands, and includes any such apples that have been preserved by gas or by cold storage or any other method of storage, but does not include apples that have been preserved otherwise than as aforesaid, or canned, bottled or frozen apples.

" Buy " includes offer or agree to buy, and " sell " includes offer or agree to sell or expose for sale.

" Catering business " includes the business or undertaking of an inn, public-house, hotel, restaurant, café, tea-shop, buffet, coffee-stall or any place of refreshment open to the public, or of a club, boarding-house, apartment-house, refreshment contractor, school feeding-centre, staff dining-room or canteen; and the word " caterer " shall be construed accordingly.

" Group classification " means, in relation to apples, the group into which they are classified in Table A in Part 6 of the First Schedule to this Order.

" Licensed selling agent " and " licensed wholesaler " each mean persons licensed as such under the Fresh Fruit and Vegetables (Restriction on Dealings) Order, 1945 as amended(**d**), or any Order amending or replacing that Order.

" Manufacturer " means a person who, for the purposes of his trade or business other than a catering business, processes or preserves apples or uses them in the composition, manufacture or preparation of any article.

(**a**) *See* Note, p. 15 above.
(**b**) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1615–25) II, pp. 39 and 45–56.
(**c**) 10 & 11 Geo. 6. c. 55.
(**d**) S.R. & O. 1945 (No. 1128) II, p. 780; and 1947 (Nos. 1423, 1890 and 1928) II, pp. 736–739 and 750.

"Premises" includes any vehicle, stall or barrow from which apples are sold.

"Primary wholesaler" means, in relation to a sale of apples, a wholesaler to whom they have been sold by the grower otherwise than than through the agency of a licensed selling agent.

"Sale by retail" means a sale to a person buying otherwise than for the purpose of resale, and includes a sale to a person for the purposes of his catering business but does not include a sale to a manufacturer for the purposes of his manufacturing business; and the word "retailer" shall be construed accordingly.

"Sale by the grower" does not include a sale by retail by the grower.

"Sale by wholesale" means any sale other than a sale by retail or a sale by the grower; and the word "wholesaler" shall be construed accordingly.

"Secondary wholesaler" means, in relation to a sale of apples, a wholesaler to whom they have been sold either by the grower through the agency of a licensed selling agent or by another wholesaler.

"Small grower" means a person who cultivates, for the growing of apples, land in his occupation not exceeding a total area of one acre in the United Kingdom.

"Standard Northern Ireland box" means a box in which apples are packed for export from Northern Ireland to Great Britain and which is of a description prescribed for that purpose by the Ministry under the Marketing of Fruit Act (Northern Ireland), 1931:

21 & 22 Geo. 5. c. 8. (N.I.).

Provided that a box shall be deemed to be a standard Northern Ireland box only while it contains apples packed for export from Northern Ireland.

"The Containers Order" means the Fresh Fruit, Vegetables and Flowers (Use of Containers) Order, 1944 as amended(**a**), or any Order amending or replacing that Order.

(2) References in this Order to returnable containers shall be deemed to refer to standard Northern Ireland boxes if such boxes are supplied on the terms that they are returnable (in accordance with the provisions of paragraph (2) of Article 3 of the Containers Order).

(3) References in this Order to the purchase or sale of apples by a grower, wholesaler, selling agent, manufacturer, retailer or other class of trader mean the purchase or sale by him for the purposes of his business as such class of trader.

Sales to manufacturers permitted.

2. A person may sell apples of which he is the grower to a manufacturer notwithstanding the provisions of Article 5 (1) (*a*) of the Fresh Fruit and Vegetables (Restriction on Dealings) Order, 1945(**b**) (which restrict sales of specified fruit or vegetables to licensed manufacturers within the meaning of that Order).

Maximum prices.

3.—(1) No person shall buy or sell apples at a price exceeding the maximum price applicable in accordance with the provisions of the First Schedule to this Order.

(**a**) S.R. & O. 1944 (No. 87) II, p. 869; 1946 (No. 1802) II, p. 934; 1947 (No. 1928) II, p. 750; and S.I. 1948 No. 79, p. 592 above.

(**b**) S.R. & O. 1945 (No. 1128) II, p. 780; and 1947 (Nos. 1423, 1890 and 1928) II, pp. 736–739 and 750.

(2) Where apples of more than one group classification are sold mixed together, the maximum price that shall apply shall be the lowest maximum price applicable to any such group classification.

Special provisions for standard Northern Ireland boxes.

4.—(1) The provisions of paragraphs (2) and (3) of this Article shall apply to apples sold in standard Northern Ireland boxes marked with one of the marks specified in the first column of the Second Schedule to this Order and containing the weight of apples specified in relation to that mark in the second column of the said Schedule.

(2) Where the First Schedule to this Order prescribes a maximum price per box for such apples, the apples may, at the option of the seller, be sold either by the box (in which case the said maximum price per box shall apply) or by net weight (in which case the maximum price by net weight shall apply).

(3) Where such apples are sold by the box, the appropriate mark specified in the Second Schedule to this Order shall be sufficient indication of the net weight and group classification of the apples contained in each box for the purposes of paragraph (1) (*a*) of Article 6 of this Order, and it shall be sufficient indication of the net weight and group classification of such apples for the purposes of paragraph (1) (*b*) of Article 6 of this Order to indicate the number of boxes of each appropriate mark sold.

Sales by small growers.

5. On a sale by a small grower of apples grown by him, the maximum price of such apples shall be—

(*a*) on a sale to a wholesaler, the maximum price prescribed by Part 2 of the First Schedule to this Order;

(*b*) on a sale to a manufacturer, the maximum price prescribed by Part 3 of the First Schedule to this Order;

(*c*) on a sale to a retailer, the maximum price prescribed by Part 4 of the First Schedule to this Order on a sale by a primary wholesaler; and

(*d*) on a sale by retail, the maximum price prescribed by Part 5 of the First Schedule to this Order.

Marking of packages by growers.

6.—(1) On a sale of apples by the grower, he shall either—

(*a*) mark or cause to be marked on each package or container in which the apples are delivered to the buyer a true statement in plain words and figures indicating the net weight of apples in each such package or container when so delivered and the group classification of the apples; or

(*b*) supply the buyer, on or before delivery to him of the apples, with a true statement in writing indicating the number of packages or containers in which the apples are or are to be delivered, the net weight of apples in each such package or container, and the group classification of the apples.

(2) No person shall erase, remove, alter, deface or render illegible any words or figures marked on a package or container pursuant to this Article:

Provided that it shall be a defence to any proceedings under this paragraph to prove that the person charged acted without intent to deceive.

Display of maximum retail prices.

7. Every retailer of apples shall keep displayed on his premises in a conspicuous position and so as to be clearly legible by all customers, throughout the whole time during which apples are being offered or

exposed for sale, a notice stating in plain words and figures the group classifications and the maximum retail prices of such apples in force at the time in accordance with this Order.

Prohibition on mixing.

8. No person shall buy or sell apples mixed with any other article.

Keeping of records by retailers.

9.—(1) Every retailer of apples shall keep or cause to be kept an accurate record of all purchases by him of apples; and such record shall include in respect of each purchase the date thereof, the name and address of the person from whom the apples were purchased, the net weight and the group classification of the apples purchased, the price paid, and particulars of any addition to or deduction from the maximum price (including any charge by way of deposit in respect of a returnable package or container) made in accordance with the provisions of this Order.

(2) The retention by a retailer of an invoice or a copy of an invoice shall as regards the particulars mentioned therein be a sufficient compliance by him with the provisions of this Article.

(3) Every retailer who is required by this Article to keep any record shall retain it for one year from the date of the transaction to which it relates.

Artificial transactions; unreasonable charges.

10. No person shall, in connection with the sale or disposition or proposed sale or disposition of any apples, enter or offer to enter into any artificial transaction or make or demand any unreasonable charge.

Special provisions for growing crops.

11.—(1) If pursuant to paragraph (3) of Article 5 of the Fresh Fruit and Vegetables (Restriction on Dealings) Order, 1945(a), a person buys, otherwise than by retail, a growing crop of apples direct from the grower, and the price is not calculated by reference to the quantity or weight of the crop, the provisions of this Order relating to maximum prices shall not apply; and for the purposes of this Order the purchaser on such a sale shall be deemed to be the grower of the apples.

(2) For the avoidance of doubt, it is hereby declared that a person shall not be deemed to be a small grower by reason only of his having purchased a growing crop on land not exceeding a total area of one acre.

Exemptions—
(*a*) caterers;
(*b*) Scotland.

12. The provisions of this Order shall not apply to the sale of apples—

(*a*) as a meal or part of a meal by a caterer in the course of his catering business; or

(*b*) in the Scottish counties of Caithness, Sutherland, Ross and Cromarty, Inverness, Orkney or Zetland, or in the islands of the Inner or Outer Hebrides.

Directions, licences and authorisations.

13.—(1) The provisions of this Order are subject to any directions that may at any time be given by or on behalf of the Minister, or in respect of Northern Ireland by or on behalf of the Minister or the Ministry, and to any licence or authorisation that may be granted by or on behalf of the Minister, or in respect of Northern Ireland by or on behalf of the Minister or the Ministry, under this Order; and the Minister hereby delegates to the Ministry the function of giving or granting any such directions, licence or authorisation in respect of Northern Ireland.

(a) S.R. & O. 1945 (No. 1128) II, p. 780; and 1947 (Nos. 1423, 1890 and 1928) II, pp. 736–9 and 750.

(2) Every person holding a licence or authorisation granted under this Order shall comply with every condition imposed by such licence or authorisation.

(3) Every licence granted under this Order is and shall remain the property of the Minister; and the licensee or any person in possession of any such licence or authorisation shall, if requested to do so by or on behalf of the Minister, produce or deliver it to such person or to a person of such class or description, and within such time, as may be specified in the request.

Revocation.

14.—(1) The Home-Grown Apples Order, 1948(a), is hereby revoked, but without prejudice to—

(*a*) the continuance in force of the amendment effected by paragraph (1) of Article 13 thereof to the Containers Order (which amendment substituted a new Article, relating to standard Northern Ireland boxes, for Article 3 of the Containers Order); or

(*b*) any proceedings in respect of any contravention thereof.

(2) Any licence or authorisation granted under the Home-Grown Apples Order, 1948, and subsisting immediately before the coming into operation of this Order, shall continue to have effect as though granted under this Order.

(3) Notwithstanding the revocation of the said Order, every retailer of apples shall retain any record required to be kept by him thereunder for one year from the date of the transaction to which it relates.

Infringements.

15. Infringements of this Order are offences against the Defence (General) Regulations, 1939.

Citation and commencement.

16. This Order may be cited as the Home-Grown Apples (No. 2) Order, 1948; and shall come into operation on the 1st day of November, 1948.

John Strachey,
Minister of Food.

Dated the 26th day of October, 1948.

THE FIRST SCHEDULE

Maximum Prices, Group Classifications and Maximum-Prices Areas

PART I.—INTERPRETATION PROVISIONS

1. In this Schedule, Tables A, B and C mean the tables so headed in Part 6 of this Schedule.

2. In this Schedule, the numbered areas (hereinafter referred to as " maximum-prices areas ") are the areas defined in Table B and are—

(*a*) for the purposes of Columns 4 and 5 of Table C, the areas in which the apples are grown; and

(*b*) for the purpose of the remaining columns of Table C, the areas in which the seller's premises (or, as regards Column 7, the seller's or the selling agent's premises) are situate.

(a) S.I. 1948 No. 79, p. 592 above.

3. On a sale of apples grown in the Channel Islands for which the preceding paragraph does not provide a relevant maximum-prices area, the maximum price paid by the buyer or charged by the seller (in so far as this Order is binding upon him) shall be—

(*a*) on a sale through the agency of a licensed selling agent in the United Kingdom, the maximum price applicable to apples grown in the maximum-prices area in which the licensed selling agent's premises are situate;

(*b*) on a sale by the grower otherwise than as in the preceding sub-paragraph, the maximum price that would have been applicable if the apples had been grown in the maximum-prices area in which the buyer's premises are situate; and

(*c*) on a sale other than a sale by the grower, the maximum price that would have been applicable if the seller's premises had been situate in the same maximum-prices area as the buyer's premises.

4. In this Schedule—

(*a*) the expressions " seller's premises " and " licensed selling agent's premises " mean, in relation to a sale by the grower or a sale by wholesale, the premises at which the apples are last stored or kept on behalf of the seller or (as the case may be) the selling agent before delivery or despatch to the buyer; provided that if on a sale by wholesale the apples are delivered or despatched direct from the grower's farm, such farm shall be regarded as the seller's premises;

(*b*) the expression " seller's premises " means, in relation to a sale by retail, the premises at or in connection with which the sale takes place; and

(*c*) in relation to standard Northern Ireland boxes, the expression " X-type " means a box of a type required under the Marketing of Fruit Act (Northern Ireland), 1931 to be marked with the letters " AX " or " BX " and the expression " Z-type " means a box of a type required by the same Act to be marked with the letters " AZ " or " BZ ".

PART 2.—MAXIMUM PRICES OF APPLES ON A SALE BY THE GROWER OTHERWISE THAN TO A MANUFACTURER

1. The maximum price shall, subject as hereafter provided in this Part of this Schedule, be the appropriate price specified in Column 4 of Table C.

2. On a sale by the grower through the agency of a licensed selling agent, the maximum price may be increased by the amount of any commission reasonably paid or incurred by the grower to the selling agent not exceeding a sum at the appropriate rate specified in Column 5 of Table C.

3.—(1) If packages or containers are provided by the grower (or by a selling agent on his behalf), the maximum price may be increased—

(*a*) by a sum at the rate of 2s. 4d. per cwt. net of apples delivered therein;

(*b*) in the case of standard Northern Ireland boxes supplied on a non-returnable basis, in addition to any charge made under sub-paragraph (*a*) hereof, by a sum at the rate of 1s. 8d. for each X-type box and 2s. 6d. for each Z-type box; and

(*c*) in the case of a returnable container, in addition to any charge made under sub-paragraph (*a*) hereof, by a deposit charge made by the seller in accordance with the provisions of the Containers Order; provided that, in the case of a Z-type standard Northern Ireland box, that Order shall have effect subject to the modification that the amount of such deposit shall not vary with the value of the box but shall be the fixed sum of 3s. for each box.

(2) Except as provided in this paragraph, no additional charge shall be made in respect of packing or of packages or containers.

4. Except on a sale to which paragraph 5 hereof applies, the maximum price may be increased by the amount of any costs or charges reasonably paid or incurred by the grower in respect of the transport of the apples from the grower's farm to any other place at which delivery is given at the request of the buyer;

provided that, if the apples are transported by rail, all reasonable costs and charges of and incidental to the transport of the apples to the railway station nearest to the grower's farm shall be borne by the grower, or the maximum price shall be reduced by the amount of such costs and charges.

5. On a sale by the grower through the agency of a licensed selling agent of apples that have been delivered to the premises of the selling agent before delivery to the buyer, the following provisions shall apply:—

(*a*) the maximum price may be increased by the amount of any costs and charges reasonably paid or incurred by the grower in respect of the transport of the apples to such premises—

(i) if the apples have been transported by rail, from the railway station nearest to the grower's farm; or

(ii) if the apples have not been transported by rail, from the grower's farm:

Provided that such amount shall not exceed a sum at the appropriate rate specified in Column 7 of Table C;

(*b*) if at the request of the buyer delivery is given by the selling agent otherwise than at his premises, the maximum price may be further increased by the amount of any costs and charges reasonably paid or incurred in respect of the transport of the apples from such premises to the place at which delivery is given;

Provided that if such transport is effected in vehicles owned or controlled by the grower or the selling agent, the maximum amount of such further addition shall be either—

(i) a sum at the rate of 1s. 2d. per cwt. net; or

(ii) for each consignment of apples that is separately consigned at the request of the buyer, or that it is reasonable in the circumstances to consign as a separate consignment, a sum at the rate of 3d. if the consignment does not exceed 24 lb. net or 6d. if it exceeds 24 lb. net;

whichever is the greater. For the purposes of this proviso, a consignment of apples includes all the apples delivered to the buyer at the same time and place.

6. Except as provided in paragraphs 4 and 5 of this Part of this Schedule, no additional charge shall be made in respect of transport or delivery.

7. If in the case of apples grown in Northern Ireland and bought for export to Great Britain, the grower has not graded and packed the apples so as to comply with the provisions of the marketing of Fruit Act (Northern Ireland), 1931 and the Rules made thereunder as regards apples so exported, and such grading and packing is carried out by the buyer, the maximum price shall be reduced by a sum at the rate of 6d. per standard Northern Ireland box in which the apples are so packed.

Part 3.—Maximum Prices of Apples on a Sale by any Person to a Manufacturer

1. The maximum price applicable in accordance with the provisions of paragraphs 1, 4 and 6 of Part 2 of this Schedule shall apply.

2. On a sale by the grower through the agency of a licensed selling agent, the maximum price may be increased by the amount of any commission reasonably paid or owed by the grower to the selling agent not exceeding a sum calculated at the rate of 1s. per cwt. net.

3. On a sale by any person other than the grower, the maximum price may be increased by a sum calculated at the rate of 1s. per cwt. net.

4.—(1) If packages or containers are provided by the seller (or by a selling agent on his behalf), the maximum price may be increased—

(*a*) by a sum at the rate of 6d. per cwt. net of apples delivered therein;

(*b*) in the case of standard Northern Ireland boxes supplied on a non-returnable basis, in addition to any charge made under sub-paragraph (*a*) hereof, by a sum at the rate of 1s. 8d. for each X-type box and 2s. 6d. for each Z-type box; and

(*c*) in the case of a returnable container, in addition to any charge made under sub-paragraph (*a*) hereof, by a deposit charge made by the seller in accordance with the provisions of the Containers Order; provided that in the case of a Z-type standard Northern Ireland box that Order shall have effect subject to the modification that the amount of such deposit shall not vary with the value of the box but shall be the fixed sum of 3s. for each box.

(2) Except as provided in this paragraph, no additional charge shall be made in respect of packing or of packages or containers.

PART 4.—MAXIMUM PRICES OF APPLES ON A SALE BY WHOLESALE OTHERWISE THAN TO A MANUFACTURER

1. The maximum price shall, subject as hereafter provided in this Part of this Schedule, be—

(*a*) on a sale by a primary wholesaler, the appropriate price specified in Column 6 of Table C; and

(*b*) on a sale by a secondary wholesaler, the appropriate price specified in Column 8 of Table C.

2.—(1) The maximum price includes all costs and charges in respect of packages or containers, and no additional charge shall be made by the seller in respect thereof with the exception, in the case of a returnable container, of the deposit charge that is required to be made by the seller under the Containers Order.

(2) If Z-type standard Northern Ireland boxes are supplied as returnable—

(*a*) the Containers Order shall have effect subject to the modification that the amount of the deposit made thereunder shall not vary with the value of the box, but shall be the fixed sum of 3s. for each box; and

(*b*) there shall be deducted from the maximum price a sum at the rate of 2s. 6d. per box.

(3) If packages or containers are not provided by the seller, a sum at the rate of 2s. 4d. per cwt. net shall be deducted from the maximum price.

3.—(1) The maximum price may be increased by the amount of any costs and charges reasonably paid or incurred in respect of the transport of the apples from the grower's farm to the seller's premises; provided that such charge shall not exceed a sum calculated at the appropriate rate specified in Column 7 of Table C.

(2) If at the request of the buyer delivery is given by the seller otherwise than at the seller's premises, the maximum price may be further increased by the amount of any costs and charges reasonably paid or incurred by the seller in respect of the transport of the apples from the seller's premises to the place at which delivery is given:

Provided that if such transport is effected in vehicles owned or controlled by the seller, the maximum amount of such further addition shall be either—

(*a*) a sum at the rate of 1s. 2d. per cwt. net; or

(*b*) for each consignment of apples that is separately consigned at the request of the buyer, or that it is reasonable in the circumstances to consign as a separate consignment, a sum at the rate of 3d. if the consignment does not exceed 24 lb. net or 6d. if it exceeds 24 lb. net;

whichever is the greater. For the purposes of this proviso, a consignment of apples includes all the apples delivered to the buyer at the same time and place.

(3) Except as provided in this paragraph, no additional charge shall be made in respect of transport or delivery.

PART 5.—MAXIMUM PRICES OF APPLES ON A SALE BY RETAIL

1. The maximum price shall be the appropriate price specified in Column 9 of Table C.

2.—(1) The maximum price includes all costs and charges in respect of packing and of packages or containers, and no additional charge (whether by way of deposit or otherwise) shall be made in respect thereof except—

(i) a charge by way of deposit that is required to be made by the seller under the Containers Order; provided that, in the case of a Z-type

standard Northern Ireland box, that Order shall have effect subject to the modification that the amount of such deposit shall not vary with the value of the box but shall be the fixed sum of 3s. for each box; and

(ii) a charge made under sub-paragraph (2) of this paragraph.

(2) In any case where the seller has available, and offers to the buyer without additional charge, a container adequate for the purpose of the convenient carrying away by the buyer of the apples purchased, and the buyer expressly requests to be supplied, instead of or in addition to such container, with a carrier-bag or other container (being a container of more than adequate size or durability for that purpose, and of a description which would not ordinarily be supplied with the apples unless separately purchased for an additional sum), a reasonable charge may be made by the seller for the supply of such carrier-bag or other container.

3. Where the maximum price calculated in accordance with the provisions of this Part of this Schedule includes any fraction of a farthing, such fraction shall be regarded as one farthing.

PART 6

TABLE A.—GROUP CLASSIFICATION

Group Classification	*Variety or Description*
1	Cox's Orange Pippin, Ellison's Orange, Laxton's Superb; large.
2	Cox's Orange Pippin, Ellison's Orange, Laxton's Superb; small.
3	All other varieties; large.
4	All other varieties; small.

In the above Table " small " means apples which at the maximum diameter will pass without manipulation through a circular ring the internal diameter of which is 1¾ inches, and " large " means apples which will not so pass through such a ring.

TABLE B.—MAXIMUM-PRICES AREAS

Area	*Definition*
1	The counties of Kent, Sussex, Surrey, Essex, Suffolk, Norfolk, Cambridge (including the Isle of Ely) and Middlesex, and the Administrative County of London.
2	Any area in England and Wales other than those included in Areas 1 and 3.
3	Scotland (other than the areas included in Area 4 and those exempt from this Order under Article 12 hereof); the counties of Cumberland, Northumberland, Westmorland and Durham; the rural district of Ulverston, the urban districts of Ulverston, Dalton-in-Furness and Grange, and the county borough of Barrow-in-Furness, in the county of Lancaster; the rural districts of Startforth, Reeth and Aysgarth, Richmond, Leyburn, Croft and Stokesley, the urban districts of Eston, Saltburn and Marske-by-the-Sea, Guisborough, Skelton and Brotton and Loftus, the boroughs of Richmond and Thornaby-on-Tees, and the county boroughs of Middlesbrough and Redcar, in the North Riding of the county of York; and the rural district of Sedbergh in the West Riding of the county of York.
4	The counties of Argyll, Bute, Perth, Angus, Kincardine, Aberdeen, Banff, Moray and Nairn.
5	Northern Ireland.

TABLE C

TABLE OF MAXIMUM PRICES AND ADDITIONS

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7	Col. 8	Col. 9
Area	Group Classification	Date of Delivery (all dates inclusive)	Maximum price on a sale by the grower	Maximum addition on a sale by the grower in respect of selling agent's commission	Maximum price on a sale by a primary wholesaler	Maximum addition on a sale by a wholesaler, or a sale by the grower through a selling agent, for transport to the seller's or selling agent's premises	Maximum price on a sale by a secondary wholesaler	Maximum retail price
			Rate per cwt. net	Rate per cwt. net	Rate per cwt. net	Rate per cwt. net	Rate per cwt. net	Rate per lb. net
			s. d.	s. d.	s. d.	s. d.	s. d.	s. d.
1	Group 1	1st November 1948 to 30th January 1949 ...	84 0	4 1	90 5	1 11	96 10	1 1
		31st January 1949 to 24th April 1949 ...	93 4	4 1	99 9	1 11	106 2	1 2
		On and after 25th April 1949	74 8	4 1	81 1	1 11	87 6	1 0
	Group 2 ...	On and after 1st November 1948	37 4	3 6	43 2	1 11	49 0	7½
	Group 3	1st November 1948 to 30th January 1949 ...	46 8	3 6	52 6	1 11	58 4	8½
		31st January 1949 to 24th April 1949 ...	56 0	3 6	61 10	1 11	67 8	9½
		On and after 25th April 1949	42 0	3 6	47 10	1 11	53 8	8
	Group 4 ...	On and after 1st November 1948	14 0	2 4	18 8	1 11	18 8	3½
2	Group 1	1st November 1948 to 30th January 1949 ...	84 0	4 1	90 5	4 8	96 10	1 1
		31st January 1949 to 24th April 1949 ...	93 4	4 1	99 9	4 8	106 2	1 2
		On and after 25th April 1949	74 8	4 1	81 1	4 8	87 6	1 0
	Group 2 ...	On and after 1st November 1948	37 4	3 6	43 2	4 8	49 0	7½
	Group 3	1st November 1948 to 30th January 1949 ...	46 8	3 6	52 6	4 8	58 4	8½
		31st January 1949 to 24th April 1949 ...	56 0	3 6	61 10	4 8	67 8	9½
		On and after 25th April 1949	42 0	3 6	47 10	4 8	53 8	8
	Group 4 ...	On and after 1st November 1948	14 0	2 4	18 8	3 6	18 8	3½

3	Group 1	1st November 1948 to 30th January 1949 ...	84	0	4	1	90	5	5	10	96	10	1	1½
		31st January 1949 to 24th April 1949 ...	93	4	4	1	99	9	5	10	106	2	1	2½
		On and after 25th April 1949	74	8	4	1	81	1	5	10	87	6	1	0½
	Group 2 ...	On and after 1st November 1948	37	4	3	6	43	2	5	10	49	0		8
	Group 3	1st November 1948 to 30th January 1949 ...	46	8	3	6	52	6	5	10	58	4		9
		31st January 1949 to 24th April 1949 ...	56	0	3	6	61	10	5	10	67	8		10
		On and after 25th April 1949	42	0	3	6	47	10	5	10	53	8		8½
	Group 4 ...	On and after 1st November 1948	14	0	2	4	18	8	3	6	18	8		3½
4	Group 1	1st November 1948 to 30th January 1949 ...	84	0	4	1	90	5	11	8	96	10	1	2
		31st January 1949 to 24th April 1949 ...	93	4	4	1	99	9	11	8	106	2	1	3
		On and after 25th April 1949	74	8	4	1	81	1	11	8	87	6	1	1
	Group 2 ...	On and after 1st November 1948	37	4	3	6	43	2	11	8	49	0		8½
	Group 3	1st November 1948 to 30th January 1949 ...	46	8	3	6	52	6	11	8	58	4		9½
		31st January 1949 to 24th April 1949 ...	56	0	3	6	61	10	11	8	67	8		10½
		On and after 25th April 1949	42	0	3	6	47	10	11	8	53	8		9
	Group 4 ...	On and after 1st November 1948	14	0	2	4	18	8	3	6	18	8		3½
5	Group 1	1st November 1948 to 30th January 1949 ...	84	0	4	1	90	5	4	8	96	10	1	1
		31st January 1949 to 24th April 1949 ...	93	4	4	1	99	9	4	8	106	2	1	2
		On and after 25th April 1949	74	8	4	1	81	1	4	8	87	6	1	0
	Group 2 ...	On and after 1st November 1948	37	4	3	6	43	2	4	8	43	2		6½
	Group 3	1st November 1948 to 30th January 1949 ...	46	8	3	6	52	6	2	4	52	6		7½
		31st January 1949 to 24th April 1949 ...	56	0	3	6	61	10	2	4	61	10		8½
		On and after 25th April 1949	42	0	3	6	47	10	2	4	47	10		7
	Group 4 ...	On and after 1st November 1948	14	0	2	4	18	8	2	4	18	8		3½

Col. 1	Col. 2	Col. 3	Col. 3a	Col. 4	Col. 5	Col. 6	Col. 7	Col. 8	Col. 9
Area	Group Classification	Date of Delivery (all dates inclusive)	Box	Maximum price on a sale by the grower	Maximum addition on a sale by the grower in respect of selling agent's commission	Maximum price on a sale by a primary wholesaler	Maximum addition on a sale by a wholesaler, or a sale by the grower through a selling agent, for transport to the seller's or selling agent's premises	Maximum price on a sale by a secondary wholesaler	Maximum retail price
				Rate per Box s. d.	Rate per Box s. d.	Rate per Box s. d.	Rate per Box s. d.	Rate per Box s. d.	Rate per lb. net s. d.
1	Group 3 when sold by the box in AX, BX, AZ or BZ standard Northern Ireland boxes	1st November 1948 to 30th January 1949.	AX	*	*	34 5	2 11	38 1	8½
			BX	*	*	32 2	2 8	35 7	
			AZ	*	*	26 7	2 2	29 4	
			BZ	*	*	24 9	2 0	27 2	
		31st January 1949 to 24th April 1949.	AX	*	*	40 3	2 11	43 11	9½
			BX	*	*	37 7	2 8	41 0	
			AZ	*	*	30 11	2 2	33 8	
			BZ	*	*	28 9	2 0	31 2	
		On and after 25th April 1949.	AX	*	*	31 6	2 11	35 2	8
			BX	*	*	29 5	2 8	32 10	
			AZ	*	*	24 5	2 2	27 2	
			BZ	*	*	22 9	2 0	25 2	
2	Group 3 when sold by the box in AX, BX, AZ or BZ standard Northern Ireland boxes	1st November 1948 to 30th January 1949.	AX	*	*	34 5	2 11	38 1	8½
			BX	*	*	32 2	2 8	35 7	
			AZ	*	*	26 7	2 2	29 4	
			BZ	*	*	24 9	2 0	27 2	
		31st January 1949 to 24th April 1949.	AX	*	*	40 3	2 11	43 11	9½
			BX	*	*	37 7	2 8	41 0	
			AZ	*	*	30 11	2 2	33 8	
			BZ	*	*	28 9	2 0	31 2	
		On and after 25th April 1949.	AX	*	*	31 6	2 11	35 2	8
			BX	*	*	29 5	2 8	32 10	
			AZ	*	*	24 5	2 2	27 2	
			BZ	*	*	22 9	2 0	25 2	

3	Group 3 when sold by the box in AX, BX, AZ or BZ standard Northern Ireland boxes	1st November 1948 to 30th January 1949.	AX	*	*	34 5	3 8	38 1	9
			BX	*	*	32 2	3 5	35 7	
			AZ	*	*	26 7	2 8	29 4	
			BZ	*	*	24 9	2 6	27 2	
		31st January 1949 to 24th April 1949.	AX	*	*	40 3	3 8	43 11	10
			BX	*	*	37 7	3 5	41 0	
			AZ	*	*	30 11	2 8	33 8	
			BZ	*	*	28 9	2 6	31 2	
		On and after 25th April 1949.	AX	*	*	31 6	3 8	35 2	8½
			BX	*	*	29 5	3 5	32 10	
			AZ	*	*	24 5	2 8	27 2	
			BZ	*	*	22 9	2 6	25 2	
4	Group 3 when sold by the box in AX, BX, AZ or BZ standard Northern Ireland boxes	1st November 1948 to 30th January 1949.	AX	*	*	34 5	5 8	38 1	9½
			BX	*	*	32 2	5 3	35 7	
			AZ	*	*	26 7	4 1	29 4	
			BZ	*	*	24 9	3 10	27 2	
		31st January 1949 to 24th April 1949.	AX	*	*	40 3	5 8	43 11	10½
			BX	*	*	37 7	5 3	41 0	
			AZ	*	*	30 11	4 1	33 8	
			BZ	*	*	28 9	3 10	31 2	
		On and after 25th April 1949.	AX	*	*	31 6	5 8	35 2	9
			BX	*	*	29 5	5 3	32 10	
			AZ	*	*	24 5	4 1	27 2	
			BZ	*	*	22 9	3 10	25 2	

Col. 1	Col. 2	Col. 3	Col. 3a	Col. 4	Col. 5	Col. 6	Col. 7	Col. 8	Col. 9
				Rate per Box s. d.	Rate per Box s. d.	Rate per Box s. d.	Rate per Box s. d.	Rate per Box s. d.	Rate per lb. net s. d.
5	Group 3 when sold by the box in AX, BX, AZ or BZ standard Northern Ireland boxes	1st November 1948 to 30th January 1949.	AX	29 2	2 2	34 5	1 5	34 5	$7\frac{1}{2}$
			BX	27 1	2 0	32 2	1 4	32 2	
			AZ	21 8	1 4	26 7	1 1	26 7	
			BZ	20 0	1 3	24 9	1 0	24 9	
		31st January 1949 to 24th April 1949.	AX	35 0	2 2	40 3	1 5	40 3	$8\frac{1}{2}$
			BX	32 6	2 0	37 7	1 4	37 7	
			AZ	26 0	1 4	30 11	1 1	30 11	
			BZ	24 0	1 3	28 9	1 0	28 9	
		On and after 25th April 1949.	AX	26 3	2 2	31 6	1 5	31 6	7
			BX	24 4	2 0	29 5	1 4	29 5	
			AZ	19 6	1 4	24 5	1 1	24 5	
			BZ	18 0	1 3	22 9	1 0	22 9	

* (1) No prices are specified in the places marked with an asterisk, because such prices would relate to apples grown in Areas 1, 2, 3 and 4 and would be inapplicable to Northern Ireland boxes.

(2) The above Table specifies only additions that vary with the date of delivery; other additions are specified in the remaining Parts of this Schedule.

(3) The prices specified in Column 4 above apply also, subject to the provisions of Part 3 of this Schedule, to a sale of apples by any person to a manufacturer.

THE SECOND SCHEDULE

MARKS FOR STANDARD NORTHERN IRELAND BOXES

Column 1	Column 2
Mark (Indelibly stencilled in black ink in letters not less than 1 inch high).	*Weights*
AX	More than 68 lb. net but not more than 72 lb. net.
BX	Not less than 63 lb. net or more than 68 lb. net.
AZ	More than 50 lb. net but not more than 54 lb. net.
BZ	Not less than 46 lb. net or more than 50 lb. net.

EXPLANATORY NOTE

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

This Order replaces the Home-Grown Apples Order, 1948, and prescribes new scales of maximum prices for home-grown apples from 1st November 1948 onwards.

The Imported Apples Order, 1948

1948 No. 2407

Made - - - - 4*th November*, 1948
Laid before Parliament 5*th November*, 1948
Coming into Operation 14*th November*, 1948

In exercise of the powers conferred upon him by Regulations 55, 55AA and 55AB of the Defence (General) Regulations, 1939(a), as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(b) as extended by the Supplies and Services (Extended Purposes) Act, 1947(c), and of all other powers him enabling, the Minister of Food hereby makes the following Order:—

Interpretation.

1.—(1) In this Order—
"The Minister" means the Minister of Food.
"The Ministry" means the Ministry of Agriculture for Northern Ireland.

(a) *See* Note, p. 15 above.
(b) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1615–25) II, pp. 39 and 45–56.
(c) 10 & 11 Geo. 6. c. 55.