(x) KNITTED GOODS

The Knitted Goods (Manufacture and Supply) Order, 1948

1948 No. 316

Made - - - - 19*th February*, 1948
Laid before Parliament 24*th February*, 1948
Coming into Operation 1*st March*, 1948

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

Manufacture of utility goods.

1. Any person who manufactures any knitted goods complying with a specification included in the latest Hosiery Schedule may apply the utility mark thereto.

Making-up of goods from knitted cloth.

2.—(1) A person may, in the course of his business, use any utility goods being cloth of which the specification number is included in the first column of the First Schedule hereto for the purpose of making-up goods of which the specification number is specified in the second column of that Schedule in relation to that cloth.

(2) When in the first column of the First Schedule hereto, the specification number of any cloth is followed by a further description thereof this Article shall only authorise the use of cloth of that specification number if it complies with the further description.

Marking of utility and non-utility goods.

3.*—(1) Notwithstanding the provisions of Article 4 of the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947(**d**), a manufacturer may but shall not be obliged to apply the utility mark to any goods manufactured by him under the authority of Article 2 of this Order, being goods intended to be supplied by him by exportation from the United Kingdom otherwise than to the Isle of Man or Channel Islands, or to a person who, he has reasonable cause to believe, intends so to export either those goods or, in the case of cloth, goods made up therefrom(**e**).

(2) A manufacturer shall not supply any goods manufactured by him under the authority of Article 2 of this Order, being goods to which in accordance with the provisions of paragraph (1) of this Article the utility mark has not been applied otherwise than by such exportation as aforesaid or to a person who, he has reasonable cause to believe, intends so to export them(**e**).

(**a**) *See* Note, p. 15 above.
(**b**) 9 & 10 Geo. 6. c. 10; S.R. & O. 1945 (Nos. 1611 and 1618) II, pp. 39 and 48.
(**c**) 10 & 11 Geo. 6. c. 55.
(**d**) S.R. & O. 1947 (No. 2642) II, p. 160.
(**e**) New paras. (1) and (2) substituted, *see* p. 93 below.
* Article 3A added, *see* p. 93 below.

(3) Notwithstanding the provisions of Article 5 of the Utility Mark, and Apparel and Textiles (General Provisions) Order, 1947, a person who manufactures in pursuance of the provisions of this Order a knitted garment from knitted cloth being utility goods shall not apply to that garment the specification number of the cloth from which that garment was wholly or mainly made.

(4) Whenever a person applies the utility mark to any knitted goods (other than goods made up from cloth of which the specification number is 405, 407 or 408 whether or not preceded or followed by a letter) he shall also apply thereto the appropriate specification number specified in relation to those goods in the relevant Hosiery Schedule.

(5) No person whose name is entered on Part I of the Register shall supply any knitted goods or goods manufactured from knitted goods, being goods manufactured by him whether or not utility goods, until there has been applied thereto any letters notified to him by the Board of Trade for the purposes of this paragraph or for the like purposes by any Directions previously issued to him by the Board of Trade relating to the manufacture of knitted goods; so, however, that the provisions of this paragraph shall not apply to—

(*a*) millinery fabrics or glove fabrics, or

(*b*) garments made up wholly or mainly from knitted rayon fabrics.

(6) Any letters to be applied to goods in pursuance of paragraph (5) of this Article shall be applied by means of a label transfer or stamp in any place in which they are readily visible, and shall be not less than $\frac{1}{8}$ inch in height, and in the case of utility goods shall be applied adjacent to the utility mark.

(7) No person whose name is entered on the Register shall supply any hose complying with a description contained in any Hosiery Schedule to which there has been applied any mark indicating the size thereof other than figures which indicate the length of the foot thereof as shown in the relevant Hosiery Schedule.

Under-weight and sub-standard utility goods.

4. The provisions of the Second Schedule hereto shall have effect in relation to cloth or goods made up therefrom which were intended to comply with a specification prescribed for utility goods but which failed so to comply, and to goods made up from such cloth.

Supply of non-utility goods by persons on Part I of Register.

5.—(1) No person whose name is entered on Part I of the Register shall supply during a period specified in the following table(a) a total quantity of goods manufactured by him being knitted goods, or goods manufactured from knitted goods, but not being utility goods, exceeding in value the percentage specified in that table in relation to that period of the value of the total quantity of such goods manufactured by him, whether or not utility goods, and supplied by him during the period beginning on the 1st day of July, 1945, and ending on the 30th day of June, 1946.

Period		Percentage
Beginning on	Ending on	
3rd November, 1946 ...	28th February, 1948 ...	15
	26th June, 1948 ...	20
	30th October, 1948 ...	25

(a) New Table substituted, *see* p. 95 below.

(2) For the purposes of this Article the value of the goods supplied by a manufacturer during the period beginning on the 1st day of July, 1945, and ending on the 30th day of June, 1946, shall be taken to be the total of the amounts received by the manufacturer on the sale of those goods during that period shown in the return made to the Board of Trade on form H.P. 14/V.S.1 but excluding any sum paid by the purchaser thereof in respect of purchase tax.

(3) In computing for the purposes of this Article the total quantity of goods supplied by a manufacturer during any period commencing after the 2nd day of November, 1946, no account shall be taken of any goods supplied after the 31st day of October, 1947, by exportation from the United Kingdom otherwise than to the Isle of Man or Channel Islands or to a person who, the supplier has reasonable cause to believe, intends so to export them or, in the case of cloth, goods made up therefrom(a).

Supply of knitted goods and goods manufactured therefrom by persons on Part II of the Register and unregistered persons.

6.—(1) No person whose name is entered on Part II of the Register and no person who was on the 1st day of September, 1941, a manufacturer of knitted goods, but whose name is not entered on the Register, shall in any month supply, or use in the manufacture of goods other than knitted goods, a total quantity of knitted goods manufactured by him exceeding in value £100.

(2) No person who, on the 1st day of September, 1941, was not a manufacturer of knitted goods and whose name is not entered on the Register shall in any month supply or use in the manufacture of goods other than knitted goods, a total quantity of knitted goods manufactured by him exceeding in value £10.

Restrictions on supply not to apply to certain goods.

7. Nothing in Articles 5 and 6 hereof shall restrict—

(1) the supply of knitted elastic cloth, surgical elastic stockings, knee caps, anklets or leggings not containing silk, or stump socks;

(2) the supply by a person whose name is not entered on Part I of the Register of apparel made up from cloth not manufactured by him;

(3) the supply to any person of goods manufactured on commission for that person.

Prices of utility goods.

8.—(1) A person shall not charge in respect of the sale of any utility goods described in any Hosiery Schedule, being goods manufactured by him whether before or after the commencement of this Order but supplied thereafter, a gross price exceeding the maximum price specified in relation thereto in the relevant Hosiery Schedule.

(2) This Article shall not have effect in relation to goods marked "underweight" or "substandard," but the prices which may be charged in relation thereto shall be those indicated in the Second Schedule hereto.

(3) In relation to any utility goods manufactured in accordance with the Directions hereby revoked but not at the time of sale described in a Hosiery Schedule references in this paragraph to the price specified in the relevant Hosiery Schedule shall be construed as references to the Schedule which was the relevant Hosiery Schedule at the time when the goods were manufactured(b).

(a) New para. (3) of Article 5 substituted, *see* p. 94 below.
(b) New para. (3) of Article 8 substituted, *see* p. 97 below.

(4) In the cases mentioned in the Third Schedule hereto, the provisions of this Article and of the Second Schedule hereto shall have effect with the modifications therein specified.

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

Application of words " Shrink-resisting ".

9.—(1) No person shall supply any knitted goods or goods manufactured from knitted goods being utility goods manufactured by him complying with a description included in any Hosiery Schedule and being a description which includes the words " shrink-resisting," unless he has applied thereto the words " shrink-resisting," and no person shall supply any such goods being utility goods manufactured by him (not being goods complying with a description aforesaid) to which the words " shrink-resisting," or any words indicating that those goods are resistant to shrinkage have been applied or in relation to which any such words have been used by him.

(2) No person shall supply any knitted goods or goods manufactured therefrom being utility goods not manufactured by him, to which the words " shrink-resisting," or any other words indicating that those goods are resistant to shrinkage have been applied, or in relation to which he has used any such words unless at the time when he received them they were marked " shrink-resisting."

(3) The words " shrink-resisting " applied to goods in pursuance of this Article shall be applied by means of a label, transfer or stamp in any place in which they are readily visible in letters not less than 3/16 inch in height.

Circular knitted roll-on blank.

10. No person shall manufacture any circular knitted roll-on blank, or supply any circular knitted roll-on blank manufactured by him.

Invoicing of utility cloth.

11. The requirement contained in heading (*c*) of paragraph (3) of Article 10 of the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947, to specify in an invoice the quantity of cloth supplied by the manufacturer thereof, shall, where knitted cloth being utility goods is supplied, be taken to be a requirement to specify that quantity—

(*a*) in terms of linear yards, in the case of a supply of cloth of which the specification number is 405D, 405E, 408B, H120, or H407B;

(*b*) in terms of pounds weight in the case of a supply of cloth of which the specification number is H12, H494, H498A, H598A, or cloth in the grey state of which the specification number is 1597A, or 1801A;

(*c*) in terms of yards net measure, in any other case.

Licences.

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

Interpretation.

13.—(1) For the purposes of this Order the expression " Hosiery Schedule " means one of the Schedules specified in the Fourth Schedule hereto issued by the Board of Trade, the expression " latest Hosiery Schedule " means the Hosiery Schedule of the latest date, and the expression " relevant Hosiery Schedule " in relation to goods of any specification number means the Hosiery Schedule of the latest date in which goods are described in relation to that specification number.

(2) In this Order—

" gross price "(**a**) means the price inclusive of all delivery charges payable either by the seller or by the buyer, before any deductions by way of discount have been made; so, however, that no account shall be taken of delivery charges payable by the buyer—

(*a*) on a sale to a retail customer, or

(*b*) on a sale (otherwise than to a retail customer) of goods to which this Order applies whether or not the goods are included in a parcel comprising goods to which this Order does not apply, where the total price in respect of such goods, or where they are included in such a parcel, in respect of such parcel (exclusive of the appropriate amount of Purchase Tax where such tax is chargeable and exclusive of delivery charges) does not exceed £2;

" Register " means the Register of Manufacturers of Knitted Goods kept by the Board of Trade for the purposes of this Order;

" retail customer " means a person to whom goods are offered for sale by retail.

(3) The provisions of Article 14, paragraph (2) of Article 15, Articles 16, 17 and 18 of the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947, shall apply to the operation and interpretation of this Order as if they were herein set out.

14.—(1) The Knitted Goods (Amendment) Directions, 1946(**b**), the Knitted Goods (Amendment) (No. 5) Directions, 1947(**c**), and the Knitted Goods (Amendment) (No. 6) Directions, 1947(**d**), are hereby revoked, so however that any current licence issued thereunder or having effect for the purposes thereof shall have effect as if it had been issued under this Order with any necessary consequential amendments thereto.

(2) This Order may be cited as the Knitted Goods (Manufacture and Supply) Order, 1948, and shall come into operation on the 1st day of March, 1948.

Dated this 19th day of February, 1948.

Harold Wilson,
President of the Board of Trade.

(**a**) *See* amendment, p. 92 below.
(**b**) S.R. & O. 1946 (No. 1744) II, p. 182.
(**c**) S.R. & O. 1947 No. 1178, noted, II, p. 105.
(**d**) S.R. & O. 1947 No. 2308, noted, II, p. 106.

FIRST SCHEDULE

[New Schedule substituted, see pp. 97-8 *below.]*

SECOND SCHEDULE

PART I

UNDERWEIGHT UTILITY GOODS

Article 4.

1. A person who actually manufactures knitted cloth of any description which does not comply with a description of cloth of a specification number included in the latest Hosiery Schedule by reason only that it is of a weight falling short of the weight specified in relation to cloth of that description by more than the tolerance (if any) so specified, but by not more than 15 per cent. of that weight, may apply thereto the utility mark, provided that when such person applies that mark to any such goods he shall also apply thereto in a place adjacent to the utility mark by means of a label, transfer or stamp in letters not less than 3/16 inch in height the word " underweight ".

2. A person who actually manufactures any pram rug or apparel of any size, which does not comply with a description of such goods of that size specified in the latest Hosiery Schedule in relation to any specification number, by reason only that it is of a weight falling short of the weight so specified for such goods of that size by more than the tolerance (if any) so specified for goods of that size, but by not more than 15 per cent. of that weight, may apply thereto the utility mark provided that when such person applies that mark to any such goods he shall also apply thereto the word " underweight " in the place and manner aforesaid.

3. A person who makes up from utility goods being cloth marked " underweight " any goods which comply with a specification in the latest Hosiery Schedule in all respects except that the weight of the goods falls short of the appropriate weight in that Schedule by more than the tolerance (if any) specified in relation thereto in that Schedule, but by not more than 15 per cent. of that weight, shall apply thereto in the place and manner aforesaid the word " underweight ".

4. A person who makes up from utility goods being cloth not marked " underweight " and not manufactured by him any goods which he intended should comply with a specification in the latest Hosiery Schedule, but which fail so to comply by reason only that the weight of the goods falls short of the appropriate weight in that Schedule by more than the tolerance (if any) specified in relation thereto in that Schedule, but by not more than 15 per cent. of that weight, shall apply thereto in the place and manner aforesaid, the word " underweight ".

5. Any goods marked " underweight " in accordance with the preceding provisions of this Schedule shall be deemed for the purpose of Article 2 of this Order to be goods of the appropriate specification in the latest Hosiery Schedule.

6. A person shall not charge in respect of the sale of any knitted goods or goods manufactured from knitted goods being utility goods marked " underweight " manufactured by him whether before or after the commencement of this Order a gross price exceeding the appropriate maximum price specified in the relevant Hosiery Schedule in relation to the specification with which the goods comply except in respect of weight less 20 per cent. thereof.

PART II

SUBSTANDARD UTILITY GOODS

1. A person who actually manufactures knitted goods of any description, not being goods of a description included in Part I of this Schedule, which were manufactured with the intention that they should comply with a description of goods of a specification number included in the latest Hosiery Schedule but which fail so to comply, may apply thereto the utility mark, provided that when such person applies that mark to any such goods he shall also apply thereto by means of a label, transfer or stamp in letters not less than 3/16 inch in height in a place adjacent to the utility mark the word " substandard ".

2. A person who makes up from utility goods being cloth marked " underweight " and not manufactured by him any goods which he intended should so far comply with a specification in the latest Hosiery Schedule as is practicable in view of the weight of the cloth but which fail so to comply, and which he is not required to mark " underweight ", shall apply thereto in the place and manner aforesaid the word " substandard ".

3. A person who makes up from utility goods being cloth not marked " underweight " and not manufactured by him any goods which he intended should comply with a specification in the latest Hosiery Schedule but which fail so to comply, and which he is not required to mark " underweight ", shall apply thereto in the place and manner aforesaid the word " substandard."

4. Any goods marked " substandard " in accordance with the preceding provisions of this Schedule shall be deemed for the purpose of Article 2 of this Order to be goods of the appropriate specification in the latest Hosiery Schedule.

5. A person shall not charge in respect of the sale of any knitted goods or goods manufactured from knitted goods being utility goods marked " substandard " manufactured by him whether before or after the commencement of this Order a gross price exceeding the price indicated in Article 9 of the Consumer Rationing (Consolidation) Order, 1947(**a**), as being the greatest price at which he may supply those goods upon the surrender of one half of the standard number of coupons in relation to them(**b**).

THIRD SCHEDULE

Article 8.

PRICE MODIFICATIONS

1. In relation to goods supplied by exportation from the United Kingdom otherwise than to the Isle of Man or the Channel Islands, or to a person who, the supplier has reasonable cause to believe, intends so to export them, or in the case of cloth, goods made up therefrom, the provisions of Article 8 of this Order and the provisions of paragraph 6 of Part I and the provisions of paragraph 5 of Part II of the Second Schedule hereto shall not have effect(**c**).

2. In relation to cloth of a width differing from the appropriate width specified in the relevant Hosiery Schedule, the price so specified shall be deemed to be varied proportionately to the relation between the actual width and that in the specification.

3. In relation to garments of a specification for which different prices are specified for different sizes in the relevant Hosiery Schedule or garments which would be of such a specification if they were not underweight or substandard, being garments of a size larger than any size specified for a similar garment in the relevant Hosiery Schedule, the prices so specified in relation to a garment of the largest size so specified shall be deemed to be

(**a**) S.R. & O. 1947 (No. 12) II, p. 266.
(**b**) New para. 5 substituted, *see* p. 96 below.
(**c**) New para. 1 substituted, *see* p. 94 below.

increased by the ratio between the actual quantity of cloth or yarn comprised in the garment and the quantity which would be comprised in a similar garment of the largest size so specified, so, however, that in no case shall such increase exceed 20 per cent. of the price so specified.

4. In relation to goods to which embroidery has been applied otherwise than during the process of knitting, being goods in respect of which embroidery is specified in the relevant Hosiery Schedule, instead of paragraph (1) of Article 8 the following provisions shall have effect :—

A person shall not charge in respect of the sale of any utility goods described in any Hosiery Schedule, being goods manufactured by him whether before or after the commencement of this Order but supplied thereafter, a gross price exceeding the maximum price specified in the relevant Hosiery Schedule in relation to the goods (with any adjustment provided for in the Second Schedule and this Schedule), together with an amount equal to—

(*a*) (i) such of the manufacturer's costs of production in relation to the application of embroidery to the goods as are reasonably justified by reference to the matters specified in paragraphs 1, 2 and 3 of the Fourth Schedule to the Utility Mark and Apparel and Textiles (General Provisions) Order 1947 (**a**), and

(ii) 50 per cent. of the amount justified by reference to paragraph 2 of the said Fourth Schedule, and

(iii) 6¼ per cent. of the total of the sums calculated under the two preceding sub-paragraphs (i) and (ii) or

(*b*) the appropriate amount specified in the second column of the following table in relation to the goods,

whichever of (*a*) or (*b*) shall be the lesser.

Class of Knitted Goods	Maximum Price for Embroidery per dozen
	s. d.
Infants'; children's and girls' nightwear Infants' bonnets and hats	6 0
Infants' outerwear (other than frock and knicker sets and bonnets and hats) ... Girls' jumpers and cardigans ... ... Women's bed jackets ... ... Gloves and mitts ... ... Pram rugs and cot blankets	9 0
Women's nightwear ... ... Women's jumpers and cardigans ...	12 0
Women's dresses and suits ... ... Girls' dresses ... ... Infants' frock and knicker sets	15 0

In this paragraph " embroidery " means the application by hand or by machine of applique, applique work, smocking, motifs, uniart or cornely work.

FOURTH SCHEDULE

[*New Schedule substituted, see* p. 97 *below.*]

(**a**) S.R. & O. 1947 (No. 2642) II, p. 160.

EXPLANATORY NOTE

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

This Order replaces the Knitted Goods (Amendment) Directions, 1946, and subsequent amending Directions.

The principal alterations from those Directions are as follows :—

(1) This Order provides that a manufacturer is not obliged to apply the utility mark to knitted goods made from utility cloth and intended for export. Such goods to which the utility mark has not been applied may not be supplied except for export.

(2) The restriction on supply of non-utility goods by a person whose name is entered on Part I of the Register of Manufacturers of Knitted goods no longer applies to goods intended to be supplied by export.

The Order also brings into force Supplement No. 2 to Schedule J of Utility Knitted Goods.

The Knitted Goods (Manufacture and Supply) (Amendment) Order, 1948

1948 No. 703

Made - - - -	*7th April*, 1948
Laid before Parliament	*7th April*, 1948
Coming into Operation	*9th April*, 1948

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

1. The Knitted Goods (Manufacture and Supply) Order, 1948(**d**), shall have effect as if in the definition of " gross price " in paragraph (2) of Article 13 thereof after the words " means the price " there were inserted the words " exclusive of Purchase Tax but ".

2. This Order may be cited as the Knitted Goods (Manufacture and Supply) (Amendment) Order, 1948, and shall come into operation on the 9th day of April, 1948.

Dated this 7th day of April, 1948.

Harold Wilson,
President of the Board of Trade.

EXPLANATORY NOTE

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

This Order amends the principal Order by providing that maximum prices thereunder are exclusive of any Purchase Tax paid or payable.

(**a**) *See* Note, p. 15 above.
(**b**) 9 & 10 Geo. 6. c. 10 and S.R. & O. 1945 (No. 1611) II, p. 39.
(**c**) 10 & 11 Geo. 6. c. 55.
(**d**) S.I. 1948 No. 316, p. 84 above.