PART III

1. In relation to an outsize garment the appropriate price specified in Part I of this Schedule shall be deemed to be increased by 10 per cent. thereof.

For the purposes of this paragraph " outsize garment " means—

(*a*) a waterproof coat to fit a man having a chest measurement (measured over the waistcoat) exceeding 42 inches, or

(*b*) a waterproof coat or cape to fit a woman having a bust measurement (measured over the dress) exceeding 38 inches.

2. In relation to a man's or woman's garment which is not of a stock size (that is, a size normally made by the manufacturer ready-to-wear) and which is made to the measurements of a retail customer and cut singly by a special order cutter, the appropriate price specified in Part I of this Schedule (together with any increase, where appropriate, indicated in the foregoing paragraph) shall be deemed to be increased by 12½ per cent. thereof.

EXPLANATORY NOTE

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

This Order replaces the current Order on waterproofs.

It provides that the manufacturers' maximum prices are maximum cash prices only instead of " cost plus " with overriding maximum prices as heretofore. The maximum cash prices for waterproofs made from unsubsidized cloths (i.e. cloths of a specification number preceded by the letter " X ") are higher than the previous overriding maximum prices for such garments.

(J) WOMEN'S AND MAIDS' OUTERWEAR

The Utility Apparel (Women's and Maids' Outerwear) (Manufacture and Supply) Order, 1948

1948 No. 991

Made - - - -	10*th May*, 1948
Laid before Parliament	11*th May*, 1948
Coming into Operation	20*th May*, 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:—

1.*—(1) A person may, in the course of his business, make up any garment of a type specified in the first column of Part I of the Schedule hereto from utility goods being—

(*a*) any one cloth of a specification number referred to in the second column in relation to that garment;

(**a**) *See* Note, p. 15 above.

(**b**) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1618) II, pp. 39 and 48.

(**c**) 10 & 11 Geo. 6. c. 55.

* Article 1A added, *see* p. 317 below.

(*b*) in the case of women's or maids' cotton or rayon dresses any two of the cloths referred to in relation to such garments respectively; so, however, that cloth of which the specification number is 1005/1 or 1005/2 shall not be used in combination with any cloth except the other of them by virtue of this provision.

Such a garment shall not comprise any other cloth except as provided in the following provisions of this Article.

(2) A person may, in the course of his business, use any cloth whether utility goods or not in making up a garment of a description specified in Part I of the Schedule hereto manufactured by him in accordance with the foregoing paragraph; so, however, that in a garment of any such description the area of the total amount of cloth used under the provisions of this paragraph shall not exceed 10 per cent. of the area of the cloth used in the manufacture of that garment other than linings or interlinings.

(3) A person may, in the course of his business, use as linings or interlinings of a garment of a description specified as aforesaid (except in the case of garments referred to in the first column of Part I of the Schedule hereto as unlined or self-lined) all or any of the following:—

(*a*) any cloth not being utility goods, or any cloth being utility goods of a specification number included in any section of Part I or Part III of Schedule NW2 (as amended by any list of amendments and additions thereto) to the Woven Cloth (Cotton, Rayon and Linen) Order, 1947(**a**), headed " Linings ";

(*b*) any cloth being utility goods of which the specification number is 231, 232 or 233; and

(*c*) in the case of raincoats, in addition to any cloths authorized under heads (*a*) or (*b*) of this paragraph, any cloth being utility goods of which the specification number is 3080, 3081 or 3081/1(**b**).

(4) Nothing in the foregoing provisions of this Article shall authorise the making up of a garment of a description specified as aforesaid, being a woman's or maid's dress or blouse, other than such a garment made to a retail customer's own measurements and cut singly by a special order cutter, which does not comply with the requirements set out—

(*a*) in relation to such a dress, in British Standard 1346: 1947, issued by the British Standards Institution on the 17th day of October, 1947; or

(*b*) in relation to such a blouse, in British Standard 1345: 1947, so issued on the 1st day of January, 1947.

2. Where a garment is made up from two body cloths in accordance with paragraph (1) (*b*) of Article 1 hereof, the specification number to be applied to the garment shall be—

(*a*) that of either of the relevant cloths, if the price specified in the third column of Part I of the Schedule hereto in relation to such a garment made from one of them is the same as the price so specified in relation to such a garment made from the other,

(*b*) that relevant to the price of the garment under the provisions of paragraph (1) (*b*) of Article 3(**b**) hereof, in any other case.

3.*—(1) A person shall not, in the course of his business, charge in respect of the sale of any garment of a description specified as aforesaid, manufactured

(**a**) S.R. & O. 1947 (No. 2645) II, p. 171.
(**b**) *See* amendment, p. 317 below.
* New Article 3 substituted, *see* p. 317 below.

by him whether before or after the commencement of this Order but supplied thereafter, a gross price exceeding the lesser of the two following prices, that is to say:—

(*a*) the manufacturer's costs together with 5 per cent. thereof;

(*b*) the appropriate amount specified in the third or fourth column of Part I of the Schedule hereto; so, however, that in the case of women's or maids' cotton or rayon dresses made up from two body cloths in accordance with paragraph (1) (*b*) of Article 1 hereof, the said appropriate amount shall be deemed to be—

(i) where the amount so specified in relation to such a garment made from one of those cloths is the same as the amount so specified in relation to such a garment made from the other, that amount;

(ii) in any other case the lesser of those amounts.

(2) A person who manufactures on commission any garment of a description specified as aforesaid shall not charge in respect thereof a service charge exceeding the manufacturer's costs together with 7 per cent. of such costs.

(3) A person who manufactures, wholly or mainly from goods owned by another person otherwise than in the course of his business, any garment of a description specified as aforesaid shall not charge in respect thereof a service charge exceeding the manufacturer's costs together with 5 per cent. of such costs.

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

(5) Any reference in this Article to an amount specified in Part I of the Schedule hereto shall be deemed to be a reference to that amount with the appropriate modification specified in Part II of that Schedule.

(6) A person shall not in the course of his business charge in respect of all the relevant goods supplied by sale or in the execution of a contract for work and labour with or without the provision of materials (other than a contract for the alteration of the goods) during any period beginning after the 31st day of December, 1944, being a period of not less than 4 nor more than 12 months, an aggregate of gross prices and service charges exceeding—

(*a*) the manufacturer's costs of production incurred during that period of all relevant goods manufactured during that period, adjusted by adding his costs of production of his opening stocks of relevant goods and subtracting his costs of production of his closing stocks of relevant goods;

(*b*) the manufacturer's other costs of the relevant goods so supplied by him during that period; and

(*c*) an amount equal to the appropriate percentage of the sums calculated under the above heads, or (in cases where by reason of the circumstances of their manufacture more than one percentage is appropriate) the aggregate of the appropriate percentages of the sums calculated under the above heads in relation to the respective cases;

so, however, that where, in respect of any goods supplied by sale, the manufacturer's costs together with 5 per cent. thereof exceed 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 them (with any adjustment provided for in relation to the nature of the goods), the amount of the excess shall be deducted from the sums calculated under the above heads.

(7) In computing a manufacturer's costs for the purposes of paragraph (6) of this Article, the costs of the provision of materials shall be deemed to be incurred during the period when they are cut or otherwise used in the manufacture of relevant goods.

4. In respect of the alteration by a manufacturer of any garment of a description specified as aforesaid manufactured by him whether before or after the commencement of this Order, being an alteration made to that garment within three months after the sale thereof to a retail customer—

(*a*) in the case of a garment made to measure for that customer, the manufacturer shall make no service charge exceeding 1d.,

(*b*) in the case of a garment not so made, the manufacturer shall make no service charge exceeding—

(i) the manufacturer's costs together with 5 per cent. of such costs; or

(ii) 10s.(**a**).

whichever is the less.

5. 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.

6. Any reference in this Order to a specification number shall be deemed to include a reference to that number preceded by the letter " Z ".

7.—(1) In this Order—

" appropriate percentage " means—

(*a*) in the case of relevant goods of any description supplied by sale, 5 per cent.;

(*b*) in the case of relevant goods manufactured in the execution of a contract for work and labour (with or without the provision of materials) the percentage specified in this Order in relation to service charges in that case;

" gross price " means the price inclusive of all delivery charges payable either by the buyer or the seller and 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 such goods are included in such a parcel, such parcel (exclusive of the appropriate amount of Purchase Tax where such tax is chargeable and exclusive of delivery charges), does not exceed £2;

" opening stocks " of any person in relation to any period means stocks wholly or partly manufactured by him, but not supplied before the beginning of the period (not being stocks manufactured in pursuance of a contract for their alteration), and " closing stocks " of any person in relation to any period means stocks manufactured by him, whether before or during the period, but not supplied before the end of it (not being stocks manufactured in pursuance of a contract for their alteration);

" relevant goods "(**b**) in relation to any person means goods the manufacture of which is provided for by Article 1 of this Order manufactured by that person, whether before or after the 31st day of December, 1944, being such

(**a**) *See* amendment, p. 319 below. (**b**) New definition substituted, *see* p. 319 below.

goods generally or any class of such goods (defined by reference to description, type, size or any other matter whatsoever) but not being goods supplied to or for the execution of a contract of a Government Department;

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

(2) The provisions of Articles 14, 15 and 18 of the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947(a), shall form part of and be incorporated in this Order.

8.—(1) The Utility Apparel (Women's and Maids' Outerwear) (Consolidation) Directions, 1946(b), the Utility Apparel (Women's and Maids' Outerwear) (Amendment) Directions, 1946(c), the Utility Apparel (Women's and Maids' Outerwear) (Amendment) (No. 2) Directions, 1947(d), and the Utility Apparel (Women's and Maids' Outerwear) (Amendment) (No. 3) Directions, 1947(e), are hereby revoked; so, however, that—

(*a*) any current licence issued thereunder shall have effect as if it were issued under this Order; and

(*b*) the provisions of those Directions relating to the price at which goods may be sold shall continue in force in relation to a sale of garments the manufacture of which was authorised by those Directions but is not authorised by this Order.

(2) This Order may be cited as the Utility Apparel (Women's and Maids' Outerwear) (Manufacture and Supply) Order, 1948, and shall come into operation on the 20th day of May, 1948.

Dated this 10th day of May, 1948.

Harold Wilson,
President of the Board of Trade.

SCHEDULE.

[*New Schedule substituted, see pp. 320–31 below.*]

EXPLANATORY NOTE

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

This Order replaces the current Directions on women's and maids' utility outerwear.

All manufacturers' over-riding maximum prices for overcoats, costumes with lined jackets, lined and unlined jackets, skirts and slacks are increased. The maximum prices for other garments are increased or decreased where indicated by plus (+) or minus (−) signs after the specification numbers of the cloths from which they are made.

Some additional specification numbers have been included in the Schedule.

Provision is made for the use of cloths having specification numbers preceded by the letter "X" (i.e., unsubsidized cotton cloths), and for the use of a wider range of rayon cloths for unlined costumes.

(a) S.R. & O. 1947 (No. 2642) II, p. 160. (b) S.R. & O. 1946 (No. 795) II, p. 317.
(c) S.R. & O. 1946 (No. 1778) II, p. 319. (d) S.R. & O. 1947 (No. 599) II, p. 146.
(e) S.R. & O. 1947 (No. 1440) II, p. 148.