of those goods, being a difference (whether or not expressed in terms of a discount) due solely to the fact that the customer is buying otherwise than in such smallest quantity.".

2. This Order may be cited as the Clocks and Watches (Maximum Prices) (Amendment No. 2) Order, 1949, and shall come into operation on the 15th day of February, 1949.

Dated this 10th day of February, 1949.

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 Clocks and Watches (Maximum Prices) Order, 1948, as amended, by providing that wholesalers and retailers, in computing their maximum prices for goods described in the First Schedule to that Order, may take into account any quantity allowance made on the sale of those goods to them. In the case of wholesalers, this new provision does not extend to imported goods or to goods with an imported movement, the maximum prices of which are unchanged.

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(4) CLOTH AND HOUSEHOLD TEXTILES (UTILITY)

The Utility Cloth and Utility Household Textiles (Maximum Prices) Order, 1949

1949 No. 1311

Made - - - -	*8th July*, 1949
Laid before Parliament	*11th July*, 1949
Coming into Operation	*25th July*, 1949

The Board of Trade in pursuance of the powers conferred upon them by Sections 1 and 18 of the Goods and Services (Price Control) Act, 1941(a), as amended by the Defence (Price Control) Regulations, 1945(b), hereby order as follows:—

PART I

MAXIMUM PRICES

*1. The maximum prices to be charged in the course of businesses of the following classes, namely, wholesaler and retailer, in respect of utility goods, being cloth (including lace and woven curtain net) and household textiles (other than bedding) (hereinafter called "goods"), shall be computed in such manner and by reference to such matters as are hereinafter provided.

(a) 4 & 5 Geo. 6. c. 31. (b) S.R. & O. 1945 (No. 1613) II, p. 81.
* Arts. 1 and 1A substituted *see* p. 2134 below.

Wholesaler

2.—(1) The maximum price to be charged in the course of the business of a wholesaler, who, in respect of goods, conducts a regular selling organisation for supplying the retail trade or makers-up of apparel or manufacturers of furniture, and who carries, in a warehouse or other storage premises, stocks which are substantial in relation to his turnover, shall be:—

(i) on a sale otherwise than by retail, the purchase price paid or agreed to be paid to the manufacturer by the first purchaser, and the appropriate percentage thereof specified in column 2 of the First Schedule hereto:

Provided that in respect of goods described in column I of the Second Schedule hereto, the maximum price of goods of a description specified in column 1 of the appropriate Part of the relevant Related Schedule shall not exceed the appropriate amount specified in subhead (*a*) of column 2 of such Related Schedule;

(ii) on a sale by retail, computed in accordance with the provisions of Article 3 as if such wholesaler were a retailer.

(2) The maximum price to be charged in the course of the business of any other wholesaler shall be:—

(i) on a sale otherwise than by retail, the purchase price paid or agreed to be paid to the manufacturer by the first purchaser, and 5 per cent. thereof:

Provided that in respect of goods described in column I of the Second Schedule hereto, the maximum price of goods of a description specified in column 1 of the appropriate Part of the relevant Related Schedule shall not exceed the appropriate amount specified in sub-head (*b*) of column 2 of such Related Schedule;

(ii) on a sale by retail, computed in accordance with the provisions of Article 3 as if such wholesaler were a retailer.

Retailer

3. The maximum price to be charged in the course of the business of a retailer shall be the purchase price paid or agreed to be paid to the manufacturer or wholesaler by the first purchaser, being a retailer, and the appropriate percentage thereof specified in column 3 of the First Schedule hereto:

Provided that in respect of goods described in Column I of the Second Schedule hereto, the maximum price of goods of a description specified in column 1 of the appropriate Part of the relevant Related Schedule shall not exceed the appropriate amount specified in column 3 of such Related Schedule.

Composite businesses

4.—(1) In relation to a business which, in respect of goods, consists of at least two of the following, namely, a manufacturing branch, a wholesale branch and a retail branch, in relation to which the prescribed conditions are fulfilled, each such branch may be treated as a wholly separate business, and

(*a*) the maximum price to be charged in respect of goods sold by the wholesale branch shall be computed by adding to the wholesale cost either of the following:—

(i) an amount which is the appropriate percentage thereof specified in column 2 of the First Schedule hereto, or

(ii) an amount which is the prescribed percentage thereof:

Provided that in respect of goods described in column I of the Second Schedule hereto, the maximum price of goods of a description specified in column 1 of the appropriate Part of the relevant Related Schedule shall not exceed the appropriate amount specified in sub-head (*a*) of column 2 of such Related Schedule;

(*b*) the maximum price to be charged in respect of goods sold by the retail branch shall be computed in accordance with the provisions of Article 3, except that for the purchase price paid or agreed to be paid there shall be substituted the retail cost.

(2) In this Article—

" prescribed conditions " means—

(i) that separate records and books of account are kept in respect of the manufacturing branch, the wholesale branch and the retail branch of the business (as the case may be), including records showing the transfer of goods from one branch to another branch, and the amount at which such goods were transferred; and

(ii) that where there is a wholesale branch of the business there is maintained, in connection with that branch, a warehouse or other storage premises used for carrying stocks of the business which are substantial in relation to the turnover of that branch, and there is conducted, in connection with that branch, a regular selling organisation for supplying the retail trade; and

(iii) that a notice in writing in duplicate, signed by a person competent to do so, stating that the conditions set out in sub-paragraph (i) and where applicable in sub-paragraph (ii) of this paragraph have been fulfilled, is forwarded to, and the duplicate of such notice has been returned by, the Secretary of the Central Price Regulation Committee:

Provided that if a notice in respect of the conditions set out in sub-paragraph (i) and where applicable in sub-paragraph (ii) has been forwarded and a duplicate thereof returned as aforesaid before the date of the coming into operation of this Order, then such notice shall, in respect of the conditions therein referred to, be deemed to be a compliance with the provisions of this Article;

" wholesale cost " means in relation to a wholesale branch—

(*a*) in respect of goods purchased from a manufacturer or wholesaler, the purchase price paid or agreed to be paid to the manufacturer by the first purchaser,

(*b*) in respect of goods transferred to the wholesale branch by the manufacturing branch, the purchase price at which such goods were so transferred;

" retail cost " means in relation to a retail branch—

(*a*) in respect of goods purchased from a manufacturer or wholesaler, the purchase price paid or agreed to be paid to the manufacturer or wholesaler by the first purchaser, being a retailer,

(*b*) in respect of goods transferred to the retail branch by the manufacturing branch, the purchase price at which such goods were so transferred,

(*c*) in respect of goods transferred to the retail branch by the wholesale branch (being a branch in which the maximum price chargeable on a sale of all goods by that branch is computed by adding the prescribed percentage to the wholesale cost) the wholesale cost of the wholesale branch together with the prescribed percentage thereof,

(*d*) in respect of goods transferred to the retail branch by the wholesale branch (not being a branch referred to in head (*c*) of this definition) the wholesale cost of the wholesale branch;

" prescribed percentage " means the percentage which bears to the appropriate percentage specified in column 2 of the First Schedule hereto, the same ratio as the wholesale cost of goods sold to retailers bears to the aggregate of the wholesale cost of—

(*a*) goods sold to retailers, and

(*b*) goods transferred to the retail branches,

during the six-monthly accounting period immediately preceding the day on which such goods were sold or transferred.

Variations of overriding maximum prices

5. The variations of overriding maximum prices specified in the appropriate Parts of any Related Schedule shall have effect as therein respectively provided.

Rounding and discount

6. Notwithstanding anything contained in this Order:—

(1) on a sale by retail—

(i) of any article of goods (not being cloth) the maximum price of which, computed in accordance with the foregoing provisions of this Order, does not exceed the sum of 5s., the maximum price shall be rounded to the nearest half-penny;

(ii) of any article of goods (not being cloth) the maximum price of which, computed as aforesaid, exceeds the sum of 5s., the maximum price shall be rounded to the nearest penny;

(iii) of goods (being cloth) the maximum price of which, per yard, computed in accordance with the foregoing provisions of this Order, does not exceed the sum of 5s., the maximum price per yard shall be rounded to the nearest half-penny;

(iv) of goods (being cloth) the maximum price of which, per yard, computed as aforesaid, exceeds the sum of 5s., the maximum price per yard shall be rounded to the nearest penny:

Provided that in respect of goods described in column I of the Second Schedule hereto, the maximum price, when rounded, of goods of a description specified in column 1 of the appropriate Part of the relevant Related Schedule shall not exceed the appropriate amount specified in column 3 of such Related Schedule.

(2) the maximum price on a sale of goods, otherwise than by retail, computed in accordance with the foregoing provisions of this Order, shall be reduced by an amount not less than $2\frac{1}{2}$ per cent. thereof 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.

PART II

GENERAL PROVISIONS

7.—(1) A Related Schedule means a Related Schedule (including any supplement thereto) mentioned in the Second Schedule hereto and issued by the Board of Trade for the purposes of this Order or any Order revoked by this Order.

(2) A number set out in Part II of the First Schedule(a) hereto or in any Related Schedule in a column headed "specification number" refers to cloth or household textiles being utility goods described in relation to that number in any Schedule to any Order made by the Board of Trade.

(3) The provisions of this Order shall not apply to second-hand utility goods.

Interpretation and revocation

8.—(1) In this Order:—

"bedding" has the meaning assigned in the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947(b), (as amended from time to time);

"household textiles" means textile articles (other than utility upholstery cloth and utility curtain cloth) of a kind used for domestic purposes, and tissues and fabrics, whether in the piece, shaped or partly made up, intended or designed for making such articles;

"maker-up" means a person who makes up goods or procures the making up of goods into apparel, including corsets and brassieres;

"manufacturer" has the meaning assigned in the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947, (as amended from time to time);

"maximum price" means the price payable before any deduction by way of discount and exclusive of purchase tax; and delivery charges shall be included in the said price, except that—

(i) in calculating the maximum price to be charged on a sale of any goods by retail, the cost actually paid or incurred of delivering those goods may be excluded, and

(ii) in calculating the maximum price to be charged on a sale of any goods otherwise than by retail, the cost actually paid or incurred of delivering those goods may be excluded, where the price of those goods, or, if the goods are included in a parcel comprising other articles, the price of the parcel (exclusive of purchase tax and such cost of delivering) does not exceed £2;

"purchase price" means the price after all deductions by way of discount, other than cash or settlement discount not exceeding 5 per cent. and exclusive of purchase tax; and delivery charges may be included in the calculation of the purchase price of any goods except where the price of the goods purchased, or, if the goods were included in a parcel comprising other articles, the price of the parcel (exclusive of purchase tax and delivery charges) did not exceed £2;

"utility goods" has the meaning assigned in the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947 (as amended from time to time).

(2) The Orders mentioned in the Third Schedule hereto are hereby revoked.

(a) *See* amendment, p. 2134 below. (b) S.R. & O. 1947 (No. 2642) II, p. 160.

Citation and commencement

9. This Order may be cited as the Utility Cloth and Utility Household Textiles (Maximum Prices) Order, 1949, and shall come into operation on the 25th day of July, 1949.

Dated this 8th day of July, 1949.

Harold Wilson,
President of the Board of Trade.

FIRST SCHEDULE

PART I

[For new PART I substituted by S.I. 1949 No. 1920, *see* p. 2133 below.]

PART II

SECTION A

Specification numbers of the dress and blouse cloths referred to in item 7 of Part I of this Schedule

1000	1015/4	1031/1	1052	1076
1001	1016/1	1031/2	1053	1077
1002/1	1016/2	1031/3	1054	1078
1002/2	1017/1	1031/4	1055	1079/1
1003/1	1017/2	1032/1	1056/1	1079/2
1003/2	1017/3	1032/2	1056/2	1079/3
1003/3	1017/4	1032/3	1057	1080/1
1003/4	1018	1032/4	1058/1	1080/2
1004/1	1019/1	1033/1	1058/2	1080/3
1004/2	1019/2	1033/2	1059/1	1081
1004/3	1020/1	1033/3	1059/2	1082
1005/1	1020/2	1033/4	1060/1	1083/1
1005/2	1020/3	1034/1	1060/2	1083/2
1006/1	1021	1034/2	1061	1084/1
1006/2	1022	1034/3	1062	1084/2
1007/1	1023/1	1035/1	1063	1085
1007/2	1023/2	1035/2	1064	1086
1008/1	1026/1	1035/3	1065	1090/1
1008/2	1026/2	1036/1	1066/1	1090/2
1009/1	1026/3	1036/2	1066/2	1090/3
1009/2	1026/4	1037/1	1067	1091/1
1010/1	1027/1	1037/2	1068	1091/2
1010/2	1027/2	1038/1	1069/1	1092/1
1010/3	1027/3	1038/2	1069/2	1092/2
1010/4	1027/4	1039/1	1070/1	6000/1
1011	1028/1	1039/2	1070/2	6000/2
1012/1	1028/2	1040/1	1071/1	6001/1
1012/2	1028/3	1040/2	1071/2	6001/2
1013/1	1028/4	1041/1	1071/3	6002/1
1013/2	1029/1	1041/2	1072/1	Z 1030/1
1013/3	1029/2	1042/1	1072/2	Z 1030/2
1013/4	1029/3	1042/2	1073/1	Z 6000/1
1014/1	1029/4	1050/1	1073/2	Z 6000/2
1014/2	1030/1	1050/2	1073/3	Z 6001/1
1015/1	1030/2	1051/1	1074	Z 6001/2
1015/2	1030/3	1051/2	1075	Z 6002/1
1015/3				

SECTION B

Specification numbers of the lingerie(a) cloths referred to in item 8 of Part I of this Schedule

1100	1107/1	1113/2	1209	Z 1204
1101/1	1107/2	1114/1	1210	Z 1205
1101/2	1108/1	1114/2	1211	Z 1206
1102/1	1108/2	1200	1212	Z 1207
1102/2	1109	1201	1300/1	Z 1208
1103/1	1110	1202	1300/2	Z 1209
1103/2	1111/1	1203	1301	Z 1210
1104/1	1111/2	1204	1302	Z 1211
1104/2	1111/3	1205	Z 1200	Z 1212
1105/1	1112/1	1206	Z 1201	Z 1300/1
1105/2	1112/2	1207	Z 1202	Z 1300/2
1106/1	1113/1	1208	Z 1203	Z 1301
1106/2				

SECOND SCHEDULE

Column I Description of Goods	Column II Related Schedule
Utility woven wool apparel and pram rug cloth and woven wool pram rugs	Related Schedule No. 1J
Utility household textiles	Related Schedule No. 5F(b)
Utility upholstery cloth and utility curtain cloth ...	Related Schedule No. 6L and Supplement No. 1 thereto(c)
Utility cloth (lace and woven curtain net)	Related Schedule No. 7B

THIRD SCHEDULE

Citation	Reference
The Cloth and Household Textiles (Utility) (Maximum Prices) (No. 6) Order, 1946.	S.R. & O. 1946 (No. 1520) I, p. 708.
The Cloth and Household Textiles (Utility) (Maximum Prices) (No. 12) Order, 1948.	S.I. 1948 No. 582.
The Cloth and Household Textiles (Utility) (Maximum Prices) (No. 15) Order, 1948.	S.I. 1948 No. 1659.
The Cloth and Household Textiles (Utility) (Maximum Prices) (No. 16) Order, 1948.	S.I. 1948 No. 2121.
The Cloth and Household Textiles (Utility) (Maximum Prices) (No. 17) Order, 1948.	S.I. 1948 No. 2308.
The Cloth and Household Textiles (Utility) (Maximum Prices) (No. 19) Order, 1948.	S.I. 1948 No. 2684.
The Cloth and Household Textiles (Utility) (Maximum Prices) (No. 20) Order, 1949.	S.I. 1949 No. 43.

FOURTH SCHEDULE

[FOURTH SCHEDULE added by S.I. 1949 No. 2418, *see* pp. 2134–5 below.]

(a) *See* amendment, p. 2132 below. (b) *See* amendments, pp. 2132 and 2134 below.
(c) *See* amendment, p. 2132 below.

EXPLANATORY NOTE

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

This Order supersedes the Cloth and Household Textiles (Utility) (Maximum Prices) Order, 1946.

The principal change is the omission of Related Schedules No. 2C (Utility woven cotton apparel cloth), No. 3F (Utility woven rayon and linen apparel cloth) and No. 4D (Utility knitted cloth and knitted pram rugs), which provided overriding maximum prices. Consequently the maximum prices to be charged by a wholesaler or retailer for such utility goods are now to be computed solely by reference to the price paid together with the appropriate percentage.

The Order also substitutes Related Schedules No. 1J (Utility woven wool apparel and pram rug cloth and woven wool pram rugs) and No. 5F (Utility household textiles) respectively for Related Schedules No. 1H and Supplements Nos. 1 and 2 thereto and No. 5E and Supplements Nos. 1, 2 and 3 thereto.

The Utility Cloth and Utility Household Textiles (Maximum Prices) (Amendment No. 3) Order, 1949

1949 No. 1920

Made - - - -	14*th October*, 1949
Laid before Parliament	15*th October*, 1949
Coming into Operation	26*th October*, 1949

The Board of Trade in pursuance of the powers conferred upon them by Sections 1 and 18 of the Goods and Services (Price Control) Act, 1941(a), as amended by the Defence (Price Control) Regulations, 1945(b), hereby order as follows:—

1. The Utility Cloth and Utility Household Textiles (Maximum Prices) Order, 1949(c), as amended(d), shall have effect subject to the following amendments:—

(*a*) for Part I of the First Schedule thereto there shall be substituted the Schedule to this Order;

(*b*) in the heading to Section B of Part II of the First Schedule thereto the words "the lingerie" shall be omitted; and

(*c*) in the Second Schedule thereto, for the reference to Related Schedule No. 5F there shall be substituted a reference to Related Schedule No. 5G(e) and for the reference to Related Schedule No. 6L and Supplements Nos. 1 and 2 thereto there shall be substituted a reference to Related Schedule No. 6M.

2. The Utility Cloth and Utility Household Textiles (Maximum Prices) (Amendment) Order, 1949(f), and the Utility Cloth and Utility Household Textiles (Maximum Prices) (Amendment No. 2) Order, 1949(g), are hereby revoked.

(a) 4 & 5 Geo. 6. c. 31. (b) S.R. & O. 1945 (No. 1613) II, p. 81.
(c) S.I. 1949 No. 1311, p. 2125 above. (d) S.I. 1949 No. 1510 and 1600.
(e) *See* amendment, p. 2134 below. (f) S.I. 1949 No. 1510.
(g) S.I. 1949 No. 1600.