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No. 13 of 1962.

CONTROL OF PRICES ORDER, 1962.

ORDER MADE BY THE COMPETENT AUTHORITY UNDER REGULATION 44 OF THE DEFENCE REGULATIONS, 1939, TO CONTROL THE PRICES AT WHICH CERTAIN ARTICLES SHALL BE SOLD.

I DO HEREBY ORDER as follows:—

1. This Order may be cited as the Control of Prices Order, 1962.
2. For the purpose of this Order “actual cost” means—
 - (a) in the case of a sale by wholesale, the value of the article as declared in the Customs bill of entry including duty with the addition of not more than 5 *per centum*; or
 - (b) in the case of a sale by retail, the purchase price paid by the retailer; or
 - (c) where a wholesaler or retailer is unable to ascertain the cost to him of a price controlled article in the manner set out in either paragraph (a) or paragraph (b), such cost as may be fixed in writing by, or on behalf of, the Competent Authority.

“deodorised coconut oil” means any oil manufactured from the kernel of the coconut and which has been subjected to any process or treatment whatsoever for removing the characteristic odour or flavour or acidity of the crude oil.

“Georgetown and within one mile of the boundaries thereof” means the City of Georgetown as defined by the Georgetown Town Council Ordinance, and any area within one mile of the boundaries thereof but does not include any land west of the Demerara River.

“price controlled article” means any article or thing the maximum price of which is for the time being controlled.

“wholesale” means the sale of any price controlled article to:—

 - (a) any person whose premises are licensed or on which any licence duty is due and payable under the provisions of the Tax Ordinance, 1939, for the sale of any of the said articles to the public, or
 - (b) any person who sells any of the said articles in a market licensed under the provisions of the Tax Ordinance, Chapter 298, or
 - (c) a huckster licensed, or liable to pay licence duty, under the provisions of the Hucksters Licensing and Control Ordinance, Chapter 119, or

(d) any person who in the conduct of the business of a bakery uses any of the said articles for the manufacture of bread for sale to the public.

“wholesaler” means any person who, either on his own behalf or on behalf of a principal, sells, offers to sell, exposes for sale or assists in the sale of, any price controlled article by wholesale.

“retail” means the sale or disposal, other than by wholesale of any price controlled article.

“retailer” means any person who, either on his own behalf or on behalf of a principal, sells, offers to sell, exposes for sale or assists in the sale or disposal of any price controlled article by retail.

“North-West District” means the North-West District as proclaimed by the Governor in Council under the District Government Ordinance, Chapter 56, on the 15th January, 1932.

3. The prices stated in respect of the articles set out in the First Schedule hereto shall be the maximum prices at which the said articles shall be sold in those parts of the colony defined in the Third Schedule hereto.

4. The maximum wholesale and retail prices of articles specified in the Second Schedule hereto (other than those articles the maximum prices of which are prescribed in the First Schedule hereto) when sold, offered or exposed for sale in those parts of the colony defined in the Third Schedule hereto, shall be the actual cost applicable to the transaction of each of such articles together with an addition to such cost of the percentage set out opposite that article in the Second Schedule hereto:

Provided that where the goods have been imported by the retailer, he may add the prescribed wholesale percentage to the actual cost before adding the retail percentage.

5. (1) The retail selling prices of all price controlled articles sold, offered or exposed for sale, by retail shall be legibly marked thereon, or otherwise indicated in plain figures, for the information of the public; and

(2) The wholesale selling prices of all price controlled articles sold, offered or exposed for sale, by wholesale shall be legibly marked thereon or otherwise indicated in plain figures for the information of retailers and officers of the Commodity Control; and

(3) The owner or person in charge of any premises where any of the articles set out or described in the First Schedule hereto are offered or exposed for sale shall display in a prominent position in or on the said premises a list showing clearly the maximum prices for the time being fixed in respect of such articles.

6. (1) No wholesaler or retailer shall, for the purposes of his trade or business, store any price controlled articles on any premises or in any place other than his trade or business premises without the consent in writing of the Competent Authority.

(2) No person shall permit any price controlled article to be stored on

any premises or in any place in his possession or under his control in contravention of the provisions of the preceding sub-paragraph.

(3) The occupier or person in control of any premises or place, in which price controlled articles of foodstuffs are found in quantities exceeding the reasonable household requirements shall be deemed in the absence of a reasonable explanation to have contravened the provisions of sub-paragraph (2) of this paragraph.

7. (1) Every wholesaler and retailer shall keep full and complete records of his calculations of the actual cost and the maximum selling price of all price controlled articles exposed for sale by him.

(2) Every wholesaler and retailer shall file the invoices relating to all importations and purchases made by him in such manner that the records referred to in the preceding sub-paragraph can be readily checked.

(3) All goods to which this paragraph applies which are exposed for sale by wholesale shall bear some mark by which entries relating to them in the records required to be kept under sub-paragraph (1) of this paragraph may be identified.

(4) Every huckster licensed, or liable to pay licence duty, under the provisions of the Hucksters Licensing and Control Ordinance, 1936, shall produce on demand by any officer of the Commodity Control or any police officer or constable the invoices relating to the goods carried by him in any box, package or vehicle.

8. (1) No person carrying on a wholesale business which includes the selling for use or consumption in the colony of any price controlled article shall refuse, without reasonable cause, to sell for cash by wholesale to any customer, being a retailer, the normal quantity of the said articles previously sold to him.

(2) Whenever a wholesaler possesses a stock of any price controlled article of which there is otherwise a shortage in the local market, the Competent Authority may, without requisitioning such stock, by order in writing require such wholesaler to sell to such retailer or retailers as shall be named in the order, the quantities therein specified of such article and upon tender of immediate payment of the maximum wholesale price of the quantities of the article so specified, the wholesaler shall sell such quantities in accordance with the order.

(3) Where in respect of any imported price controlled article of foodstuff set out in this Order a wholesaler sells to a retailer a smaller quantity than is contained in the package in which it is imported and this necessitates the wholesaler providing additional labour and an extra package or container, the wholesaler may add to the proportionate wholesale price of the article a sum not exceeding five per centum of such price.

Provided that such percentage shall not be added in the case of any canned or tinned goods.

9. (1) Every wholesaler who sells or disposes of any price controlled article shall at the time of the sale or disposal, supply the purchaser with an invoice or receipt or other similar document containing the particulars of the quantity and weight or measure of the articles sold and shall retain in his possession a duplicate of such invoice or receipt or other record of such sale.

(2) Every invoice or receipt or other document made in pursuance of the preceding sub-paragraph in respect of the sale or disposal of an imported price

controlled article shall state the name or description of the article as it is named or described on the invoice or bill of lading relating to the importation thereof, and the quantity, and weight or measure, as well as the name and address of the purchaser.

(3) Every invoice or receipt or other similar document made by a wholesaler in pursuance of sub-paragraph (1) of this paragraph, in respect of the sale of a price controlled article which has not been imported, shall state the name or description of the price controlled article as it is named or described in any price fixing order for the time being in force.

10. Every wholesaler of any articles of foodstuff the maximum prices of which are prescribed in the First Schedule hereto, shall display in a prominent position, for the information of the public, in or on the premises in which he conducts his business, a list which names only those articles as aforesaid, as he has in his possession or under his control.

11. Every retailer shall expose for sale items of all price controlled articles in his possession for the purposes of his trade or business.

12. (1) No person carrying on a retail business which includes the selling for use or consumption in the colony of any price controlled article shall refuse, without reasonable cause, to sell for cash to any customer the normal quantity of any of the said articles previously sold to him.

(2) For the purpose of this Order the owner of the retail business, his agent, clerk or other person in charge of the business or in attendance on customers, shall be deemed to be a person carrying on a retail business.

13. (1) Where a retail price is prescribed in respect of any article by this Order, no retailer shall sell a lesser quantity of any such article than that in respect of which the price is prescribed:

Provided that—

- (a) where the prices of two quantities of any article are prescribed this paragraph shall apply to the lesser amount so prescribed; and
- (b) where a purchaser asks for a lesser quantity than that specified, the retailer may sell such purchaser such lesser quantity.

(2) If the purchaser requests the sale of any of the articles set out in the First or Second Schedule hereto in a lesser quantity than that specified in either of the said Schedules and the proportionate amount of the maximum price as therein fixed includes a fraction of a cent, the wholesaler or retailer may, in the absence of agreement to the contrary, demand payment of one cent in respect of such fraction.

14. (1) No person shall sell, or offer, or expose for sale, or buy any price controlled article at a price exceeding the maximum price prescribed by this Order, or in connection with a sale or disposition of any price controlled article, enter or offer to enter into any artificial or fictitious transaction or make or demand any unreasonable charge.

(2) Except under and in accordance with the provisions of an Order made by the Competent Authority the imposition by the vendor of any condition on, or in connection with, the sale of any price controlled article is hereby prohibited.

15. The Competent Authority, any person duly authorised in writing by the said authority in that behalf, or any member of the Police Force duly authorised as aforesaid, may enter and inspect any premises whatsoever, for the purpose of ascertaining whether there has been any contravention of any of the provisions of this Order.

16. The provisions of this Order are subject to any special directions or authorisations which may be given in writing at any time by, and at the discretion of, the Competent Authority.

17. The Control of Prices Order, 1959, published in the **Gazette** (Extraordinary) of 26th August, 1959, and all Orders amending the same are hereby revoked.

18. This Order shall come into effect on the 20th day of February, 1962.

19. Notice of the effect of this Order shall be given by publication of a copy thereof in the **Gazette**.

Ordered this 19th day of February, 1962.

J. E. MAHANGER,
Controller of Supplies and Prices, (Acting).
Competent Authority.

FIRST SCHEDULE

MAXIMUM PRICES

I No.	II Article	III In Georgetown and within one mile of the boundaries thereof at the rate of--	IV In those portions of the North-West District, and the Berbice River included in paragraphs 1 and 2 respectively, of the Third Schedule at the rate of —	V Elsewhere at the rate of —
1.	FOODSTUFFS (a) Refined Deodorised Coconut Oil — Manufacturer's Price Controller's price Wholesale (in 40-gallon drum and over) Wholesale (less than a drum) Retail (b) Crude Coconut Oil — Manufacturer's/Producer's price	\$2.53 per gln. \$2.43 " " \$2.48 " " \$2.50 " " \$2.64 " " .33 per pint \$1.92 per gln.	36c. per pint \$1.92 per gln.	\$2.52 per gln. \$2.54 per gln. 35c. per pint \$1.92 per gln.

MAXIMUM PRICES.

I	II	III	IV	V
No.	Article	In Georgetown and within one mile of the boundaries thereof at the rate of—	In those portions of the North-West District, and the Berbice River included in paragraphs 1 and 2 respectively, of the Third Schedule at the rate of—	Elsewhere at the rate of—
1.	FOODSTUFFS (Cont'd).			
	Wholesale (in drums)	\$1.96 " "	\$1.96 " "	\$1.96 " "
	Wholesale (less than a drum)	\$1.98 " "	\$1.98 " "	\$1.98 " "
	Retail (c) Copra Meal — Manufacturer's price ex factory (including bag) Wholesale (including bag)	.26 per pint \$4.30 per cwt. \$4.48 " "	.28 per pint	26c. per pint
2.	SUGAR—(1) (a) Colony White			
	Producers	\$8.60 per 100 lbs		\$8.60 per 100 lbs
	Wholesale	\$8.75 per 100 lbs		\$8.75 per 100 lbs
	Retail (b) Yellow Crystals	2 lbs. for 19c.	11c. per lb.	10c. per lb.
	Producers	\$6.75 per 100 lbs		\$6.75 per 100 lbs
	Wholesale	\$6.90 per 100 lbs		\$6.90 per 100 lbs
	Retail (c) Dark Crystals	2 lbs. for 15c.	9c. per lb.	8c. per lb.
	Producers	\$5.65 per 100 lbs		\$5.65 per 100 lbs
	Wholesale	\$5.80 per 100 lbs.		\$5.80 per 100 lbs
	Retail 3. Refined Deodorised Soya Bean Oil —	\$2.43 per gln.		\$2.52
	Controller's price Wholesale (in 40-gallon drums and over)	\$2.48 per gln.		\$2.54
	Wholesale (less than a drum)	\$2.50 " "		\$2.54
	Retail	\$2.64 " "	36c. per pint.	35c.
	33c. per pint			
4.	Rice — (2)			
	White A	25c. for 2 pts.	13c. per pint	25c. for 2 pts.
	White B	10c. per pint	21c. for 2 pts.	10c. per pint
	Brown A	11c. per pint	23c. for 2 pts.	11c. per pint
	Brown B	17c. for 2 pts.	9c. per pint	17c. for 2 pints
	Super (new grade)	13c. per pint	27c. for 2 pints	13c. per pint
	Mixed broken	13c. for 2 pts.	7c. per pint	13c. for 2 pts.
	Stock Feed	5c. per pint.	11c. for 2 pts.	5c. per pint

(1) Maximum wholesale price at Bartica (Essequibo River)—As in Column III: plus 4 per cent.

Maximum wholesale price at Springlands (Berbice)—As in Column III: plus 8 per cent. on Colony White; plus 10 per cent. on Yellow Crystals.

Maximum wholesale price at New Amsterdam (Berbice)—As in Column III: plus 6 per cent. on Colony White: plus 8 per cent. on Yellow Crystals.

Maximum retail price at Christianburg, Mackenzie and Wismar, Demerara River — As in Column V: plus 1 cent. per lb.

Maximum retail price at the Village District of Bartica, Essequibo River—
As in Column V: plus 1 cent per lb. on Dark Crystals.

- (2) The grades specified are those fixed by the British Guiana Rice Marketing Board Notice No. 324 published in the Gazette of the 7th October, 1959.

SECOND SCHEDULE

ARTICLE	Wholesale		Retail	
	Maximum percentage which may be added to actual cost	Maximum percentage which may be added to actual cost		
		In Georgetown and within one mile of the boundaries thereof	Elsewhere.	
All goods not listed in First Schedule	16 2/3 %	20 %	22 %	

THIRD SCHEDULE.

Parts of the Colony to which this order applies—

1. That part of the North-West District situated within thirty miles of the Atlantic Ocean; and elsewhere in the Colony, that part situated within twenty-five miles of the Atlantic Ocean.
2. (i) The area within five miles of either bank of the Berbice River to the South of that part of the Colony defined in paragraph 1 and extending as far South as the junction of the Kibilibiri River with the Berbice River.
(ii) That part of the Watershed between the Berbice River and the Demerara River known as the Ituni Settlement of the Demerara Bauxite Company, Limited.
3. The area within five miles of either bank of the Demerara River to the South of that part of the Colony defined in paragraph 1 and extending as far South as the junction of the Hibibia River with the Demerara River.
4. (i) The area within five miles of either bank of the Essequibo River to the South of that part of the Colony defined in paragraph 1 and extending as far South as the southern boundary of the Village District of Bartica.
(ii) All of the islands in the Essequibo River, North of the Village District of Bartica.