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Staatskoerant

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*Alle Proklamasies, Goewerments- en Algemene Kennisgewings, wat vir die eerste maal gepubliseer word, is in die linker-bohoek met 'n * gemerk.*

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GOEWERMENSKENNISGEWING

GOVERNMENT NOTICE

DEPARTEMENT VAN LANDBOU EN BOSBOU.

DEPARTMENT OF AGRICULTURE AND FORESTRY.

Onderstaande Goewermentskennisgewing word vir algemene informasie gepubliseer:—

The following Government Notice is published for general information:—

* No. 1047.]— [17 Julie 1939.

* No. 1047.] [17 July 1939.

BEMARKINGSWET, 1937, SOOS GEWYSIG.—WYSIGING VAN KORINGREELINGSKEMA.

MARKETING ACT, 1937, AS AMENDED.—AMENDMENTS TO WHEAT CONTROL SCHEME.

Kragtens paragraaf (b) van subartikel (3) van artikel *seventien* van die Bemarkingswet, 1937 (Wet No. 26 van 1937), soos gewysig, word hierby vir algemene inligting besonderhede gepubliseer van die wysigings van die Koringreelingskema wat in die Skedule hiervan verskyn en wat volgens subartikel (1) van artikel *drie-en-twintig* van daardie Wet aan die Minister van Landbou en Bosbou voorgelê is deur die Raad van Beheer oor die Koringnywerheid, ingestel ingevolge die Wet op die Beheer oor die Koringnywerheid, 1935 (Wet No. 58 van 1935).

In terms of paragraph (b) of sub-section (3) of section *seventeen* of the Marketing Act, 1937 (Act No. 26 of 1937), as amended, particulars of the amendments to the Wheat Control Scheme which appear in the Schedule hereto and which have, in terms of sub-section (1) of section *twenty-three* of that Act, been submitted to the Minister of Agriculture and Forestry by the Wheat Industry Control Board, established under the Wheat Industry Control Act, 1935 (Act No. 58 of 1935), are hereby published for general information.

Elkeen wat besware teen of vertoë aangaande genoemde wysigings wil voorlê, word hierby uitgenodig om daardie besware of vertoë binne een maand na datum van publikasie van hierdie kennisgewing skriftelik by die Minister in te dien.

Any person desiring to submit any objections to or representations concerning the said amendments, is hereby invited to lodge such objections or representations with the Minister in writing within one month of the date of publication of this notice.

(N.B.—Dit dien verduidelik te word dat die wysigings gepubliseer word soos deur die Raad van Beheer oor die Koringnywerheid voorgelê, en hoewel die Minister dit voorlopig goedgekeur het met die oog op publikasie en ondersoek, is hy nie gebind om dit finaal goed te keur nie.)

(NOTE.—It should be explained that the amendments are published as submitted by the Wheat Industry Control Board, and, while the Minister has approved thereof provisionally, with a view to publication and investigation, he is not committed to final approval.

Die wysigings is volgens die Wet na die Nasionale Bemarkingsraad verwys vir ondersoek daarvan en verslag daaroor, en sal mettertyd verder oorweeg word met die oog op die Raad se verslag en enige besware of vertoë wat volgens hierdie kennisgewing ingedien word.)

The amendments have, in terms of the Act, been referred to the National Marketing Council for investigation and report, and will in due course receive further consideration in the light of the Council's report and of any objections or representations submitted in pursuance of this notice.)

SKEDULE.

WYSIGINGS VAN DIE KORINGREËLINGSKEMA, GEPUBLISEER BY
PROKLAMASIE NO. 212 IN *Staatskoerant* NO. 2574 VAN 5
OKTOBER 1938.

Wysiging van artikel 19 van die Skema.

1. Artikel 19 van die Koringreëlinskema, gepubliseer by Proklamasie No. 212 van 1938, word hierby gewysig deur byvoeging aan die einde van subartikel (1) van die volgende paragraaf:—

- „(s) om met die Minister se goedkeuring 'n produsent van koring of 'n koringprodukt van tyd tot tyd te belet om koring of 'n koringprodukt wat hy geproduseer het, behalwe 'n klas, graad, hoeveelheid of persentasie daarvan wat die Raad vasgestel het, of behalwe vir 'n doel wat die Raad bepaal het, te verkoop.”

Wysiging van artikel 23 van die Skema.

2. Artikel 23 van genoemde skema word hierby gewysig deur byvoeging aan die einde daarvan van die volgende subartikel, waardeur die bestaande artikel subartikel (1) word:—

„(2) Vir die toepassing van hierdie artikel is daar—

- (a) drie klasse meelblom, meel, semolina en bruismeel, naamlik—
(i) meelblom, meel, semolina en bruismeel wat aan 'n groothandelaar verkoop word;
(ii) meelblom, meel, semolina en bruismeel wat aan 'n kleinhandelaar verkoop word; en
(iii) meelblom, meel, semolina en bruismeel wat aan 'n verbruiker verkoop word; en
(b) twee klasse brood, naamlik—
(i) brood wat teen 'n groothandelprys verkoop word; en
(ii) brood wat teen 'n kleinhandelprys verkoop word.”

Wysiging van artikel 31 van die Skema.

3. Artikel 31 van genoemde skema word hierby gewysig deur toevoeging aan die einde daarvan van die volgende woordomskrywings:—

„,produsent', met betrekking tot 'n koringprodukt, die persoon deur wie of ten behoeve van wie daardie koringprodukt vervaardig of verwerk is;

,kleinhandelaar', met betrekking tot meelblom, meel, semolina en bruismeel—

- (a) 'n persoon wat nie 'n groothandelaar is nie, maar wat 'n lisensie uitgereik ingevolge die ,Licenties Konsolidatie Wet, 1925', soos gewysig, hou om besigheid te dryf as—
(i) hotelhouer of kos- of losieshouer;
(ii) eethuishouer;
(iii) algemene handelaar;
(iv) restauranthouder of verversings- of teekamerhouer;
(v) venter;
(vi) marskramer;

(b) 'n menage-intendant;

(c) 'n klub;

(d) 'n houder van 'n hotel, 'n koshuis of 'n losieshuis, wat nie 'n lisensie uitgereik ingevolge die ,Licenties Konsolidatie Wet, 1925', soos gewysig, hou nie, mits minstens agt loseerders of kosgangers aangehou word of hul maaltye gereeld by daardie hotel, kos- of losieshuis neem;

,kleinhandelprys', met betrekking tot brood, die prys waarteen brood verkoop moet word aan alle persone behalwe diegene aan wie brood teen 'n groothandelprys verkoop word,

,groothandelaar', met betrekking tot meelblom, meel, bruismeel of semolina—

- (a) 'n bakker wat meelblom, meel, semolina of bruismeel slegs vir gebruik in sy bakkerij koop;
(b) 'n groothandelaar wat sy besigheid uitsluitend beperk tot die lewering aan kleinhandelaars en wat minstens 5,000 lb. meelblom, meel of semolina of minstens 500 lb. bruismeel tegelyk koop en lewering daarvan aksepteer;
(c) die Unie-regering, die Britse Regering, Provinsiale Owerhede en plaaslike owerhede;
(d) 'n inrigting gesubsidieer of beheer deur die Unie-regering, Provinsiale of plaaslike owerhede, en 'n liefdadigheidsinrigting as sulks deur die Unie, Provinsiale of plaaslike owerhede erken;
(e) 'n persoon, firma of maatskappy in die mynboubedryf wat minstens vyftig arbeiders in daardie bedryf in diens het;

SCHEDULE.

AMENDMENTS TO THE WHEAT INDUSTRY CONTROL SCHEME,
PUBLISHED UNDER PROCLAMATION NO. 212 IN *Government Gazette* NO. 2574 OF THE 5TH OCTOBER, 1938.

Amendment of Section 19 of Scheme.

1. Section 19 of the Wheat Control Scheme, published under Proclamation No. 212 of 1938, is hereby amended by the addition at the end of sub-section (1) of the following paragraph:—

- “(s) with the approval of the Minister from time to time to prohibit any producer of wheat or any wheaten product from selling wheat or any wheaten product which he has produced except such class, grade, quantity or percentage thereof as the Board has determined or except for such purposes as the Board has defined.”

Amendment of Section 23 of Scheme.

2. Section 23 of the said scheme is hereby amended by the addition at the end thereof of the following sub-section, the existing section becoming sub-section (1):—

“(2) For the purpose of this section, there shall be—

- (a) three classes of flour, meal, semolina and self raising flour, namely—
(i) flour, meal, semolina and self raising flour sold to a wholesaler;
(ii) flour, meal, semolina and self raising flour sold to a retailer; and
(iii) flour, meal, semolina and self raising flour sold to a consumer; and
(b) two classes of bread, namely—
(i) bread sold at a wholesale price; and
(ii) bread sold at a retail price.”

Amendment of Section 31 of Scheme.

3. Section 31 of the said scheme is hereby amended by the addition at the end thereof of the following definitions:—

“‘producer’, in relation to any wheaten product, means the person by whom or on whose behalf such wheaten products have been manufactured or processed;

‘retailer’, in relation to flour, meal, semolina and self raising flour, means—

- (a) a person who is not a wholesaler, but who holds a licence issued in terms of the Licences Consolidation Act, 1925, as amended, to carry on the business of—
(i) hotel-keeper or boarding or lodging house keeper;
(ii) eating-house keeper;
(iii) general dealer;
(iv) restaurant or refreshment or tearoom keeper;
(v) pedlar;
(vi) hawk;

(b) a mess caterer;

(c) a club;

(d) a keeper of an hotel or boarding or lodging house who does not hold a licence issued in terms of the Licences Consolidation Act, 1925, as amended, as long as not less than eight boarders or table-boarders are maintained or obtain their meals regularly at such hotel or boarding or lodging house;

‘retail price’, in relation to bread, means the price at which bread shall be sold to all persons other than those to whom bread is sold at a wholesale price;

‘wholesaler’, in relation to flour, meal, self raising flour, or semolina, means—

- (a) a baker who purchases flour, meal, semolina or self raising flour for use in his bakery only;
(b) a wholesaler who confines his business exclusively to supplying retailers and who at one and the same time buys and accepts delivery of not less than 5,000 lb. of flour, meal or semolina or not less than 500 lb. of self raising flour;
(c) the Union Government, the British Government, Provincial Authorities and local authorities;
(d) an institution subsidised or controlled by the Union Government, Provincial or local authorities, and a charitable institution recognised as such by the Union, Provincial or local authorities;
(e) any person, firm or company, carrying on mining operation and employing not less than fifty labourers in such operations;

, groothandelprys', met betrekking tot brood, die prys waarteen brood in hoeveelhede van minstens 12 lb. tegelyk aan die volgende verkoop word—

(a) 'n persoon wat 'n lisensie hou, uitgereik ingevolge die „Licenties Konsolidatie Wet, 1925”, soos gewysig, om besigheid te dryf as—

- (i) handelaar in spuit- of mineraalwaters;
- (ii) hotelhouer, of kos- of losieshouer;
- (iii) slagter;
- (iv) eethuishouer;
- (v) handelaar in vars produkte;
- (vi) algemene handelaar;
- (vii) marskramer;
- (viii) restaurant- of verversings- of teekamerhouer;
- (ix) venter;

(b) 'n menage-intendant;

(c) 'n klub;

(d) 'n inrigting gesubsidieer of beheer deur die Unie-regering, Provinsiale of plaaslike owerhede, en 'n liefdadigheidsinrigting as sulks deur die Unie-regering, Provinsiale of plaaslike owerhede erken;

(e) die Unie-regering, die Britse Regering, Provinsiale en plaaslike owerhede;

(f) 'n houder van 'n hotel of 'n koshuis of 'n losieshuis wat nie verplig is om 'n lisensie uit te neem nie ingevolge die „Licenties Konsolidatie Wet, 1925”, soos gewysig, mits minstens agt loseerders of koggangers aangehou word of gereeld hul maaltye by daardie hotel of koshuis of losieshuis neem;

, verbruiker', met betrekking tot meelblom, meel, semolina of bruismeel, enigeen behalwe 'n „groothandelaar” of „kleinhandelaar”.

'wholesale price', in relation to bread means the price at which bread shall be sold in quantities of not less than 12 lb. at one and the same time to the following:—

(a) a person who holds a licence issued in terms of the Licences Consolidation Act, 1925, as amended, to carry on the business of—

- (i) aerated or mineral water dealer;
- (ii) hotel-keeper or boarding or lodging house keeper;
- (iii) butcher;
- (iv) eating-house keeper;
- (v) fresh produce dealer;
- (vi) general dealer;
- (vii) hawker;
- (viii) restaurant, or refreshment or tearoom keeper;
- (ix) pedlar;

(b) a mess caterer;

(c) a club;

(d) an institution subsidised or controlled by the Union Government, Provincial or local authorities and a charitable institution recognised as such by the Union, Provincial or local authorities;

(e) the Union Government, the British Government, Provincial and local authorities;

(f) a keeper of an hotel or of a boarding or a lodging house who is not required to take out a licence in terms of the Licences Consolidation Act, 1925, as amended, as long as not less than eight boarders or table-boarders are maintained or obtain their meals regularly at such an hotel or boarding or lodging house;

'consumer', in relation to flour, meal, semolina or self raising flour, means any person other than a 'wholesaler' or 'retailer'.

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