(B) INFANTS' AND GIRLS' WEAR

The Utility Apparel (Infants' and Girls' Wear) (Manufacture and Supply) Order, 1948

1948 No. 504

Made - - - -	*12th March*, 1948
Laid before Parliament	*16th March*, 1948
Coming into Operation	*23rd March*, 1948

The Board of Trade in pursuance of 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:—

Use of utility goods in the making-up of infants' and girls' wear.

1.*—(1) Subject to the following provisions of this Article a person may in the course of his business use, in making up any garment of a type specified in the first column of Part I of Schedule I.G.2 utility goods being cloth of a specification number referred in the second column (or in the case of cloth other than body cloth, in the first column) in relation to that garment.

(2) Any garment made up in pursuance of the provisions of paragraph (1) of this Article shall be (except in the case of headwear and as hereinafter mentioned) a garment of such size, style and character that it would be exempt from purchase tax under the Finance (No. 2) Act, 1940(**d**), even if it were not utility goods; but in the case of blazers, gym tunics, shorts and underwear knickers, garments of the sizes specified in Part I of Schedule I.G.2 may be made up notwithstanding that certain of those sizes exceed the sizes which would be so exempt from purchase tax.

(3) No garment made up in pursuance of the provisions of paragraph (1) of this Article shall contain any cloth not referred to in relation to that garment in Part I of Schedule I.G.2. except

(*a*) cloth being canvas used for stiffening or reinforcing the garment, or

(*b*) cloth to an area not exceeding 7½ per cent. of the total area of body cloth used in the manufacture of that garment.

(4) The cloth referred to in heading (*b*) of the preceding paragraph may be utility goods or cloth not being utility goods.

(5) Where sizes are specified in the third or fourth column of Part I of Schedule I.G.2 in relation to a garment of any description a person shall not make up a garment of that description of any size not specified, or of that size, if no price is indicated in relation to that size.

(**a**) *See* Note, p. 15 above.
(**b**) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1618) pp. 39 and 48.
(**c**) 10 & 11 Geo. 6. c. 55.
(**d**) 3 & 4 Geo. 6. c. 48.
* Article 1A added, *see* p. 144 below.

(6) The provisions of Part II of Schedule I.G.2. shall have effect in relation to the matters specified in Part I thereof.

Price and charges.

2.—(1) A person shall not charge in respect of a sale of any garment manufactured by him in accordance with Article 1 hereof whether before or after the commencement of this Order, but supplied thereafter, a gross price exceeding the lesser of the two following amounts, that is to say:—

(*a*) the manufacturer's costs together with the appropriate percentage of such costs specified in the First Schedule hereto;

(*b*) such amount specified in the third or fourth column of Part I of the Schedule I.G.2. as is appropriate to that sale:

Provided that in relation to a sale of such a garment to a retail customer, being a garment of any description specified in the first column of the Second Schedule hereto, the appropriate amount specified in the said fourth column of Part I of the Schedule I.G.2. shall be deemed to be increased by the percentage thereof specified in the second column of the Second Schedule hereto in relation to a garment of that description.

(2) A person who manufactures wholly or mainly from any cloth owned by another person any utility goods of a description to which the preceding article relates shall not charge in respect thereof a service charge exceeding the manufacturer's costs together with the appropriate percentage of such costs specified in the First Schedule hereto.

(3) 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 providing for the carrying out of a process in the manufacture of the goods wholly or mainly upon or from materials owned by another person (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, whether wholly or partly, during that period, adjusted by adding his costs of production incurred before the beginning of that period of his opening stocks of relevant goods, and subtracting his costs of production incurred before the end of that period of his closing stocks of relevant goods, and

(*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 specified in the First Schedule hereto of the sums calculated under the above heads, or (in cases where by reason of the nature of the goods 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 the appropriate percentage thereof exceeds the appropriate amount specified in relation to them in Part I of Schedule I.G.2, as in force at the time of supply (with any adjustment provided for in relation to the nature of the goods or of the

buyer), the amount of the excess shall be deducted from the sums calculated under the above heads.

(4) The price charged by any person in respect of a sale (otherwise than to a retail customer) of any utility goods of any such description 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.

(5) Any reference in this Article to an amount specified in Part I of Schedule I.G.2, shall be deemed to be a reference to that amount with any appropriate modification specified in Part III of Schedule I.G.2.

(6) *The provisions of this Article shall not have effect in relation to goods wholly or mainly made from knitted rayon cloth being goods supplied after the 17th day of November, 1947, by exportation from the United Kingdom otherwise than to the Isle of Man or the Channel Islands, or being goods supplied after that date to a person who, the supplier has reasonable cause to believe, intends so to export them.

Invoicing of buster suits.

3. For the purposes of paragraph (4) of Article 10 of the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947(a), the number required to identify a buster suit, the blouse of which is made from cloth of one specification number and the knickers from cloth of another, with a description in Part I of the Schedule I.G.2, shall be that of each cloth divided by an oblique stroke, that of the blouse preceding the other.

Supply of matching headwear.

4. No person shall supply any headwear manufactured by him (otherwise than on commission) under the authority of this Order from woven cloth containing more than 15 per cent. by weight of wool or animal fibre unless he supplies with each article an overcoat manufactured by him not more than 28 in. long cut from the same cloth as the headwear and designed to be worn therewith.

Licences.

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 attaching thereto.

6.—(1) In this Order—

"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, 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;

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

* Para. 6 deleted, *see* p. 338 below.

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

" relevant goods " in relation to any person means goods the manufacture of which is provided for by Article 1 of this Order or paragraph 1 of the Directions hereby revoked manufactured by that person, whether before or after the 31st day of December, 1944, being such 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 " in relation to any goods means a person to whom they are offered for sale by retail;

" Schedule I.G.2 " means the Schedule so named of Infants' and Girls' Utility Clothing issued by the Board of Trade as amended by the lists specified in Part I of the Third Schedule hereto and as further amended or extended at the relevant time by any list of amendments or additions to that Schedule specified in Part II of the Third Schedule hereto.

(2) The provisions of Articles 14, 15 and 18 of the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947, as amended(a), shall be deemed to be incorporated in this Order as if they were herein set out.

Revocation.

7.—(1) The Directions set out in the Fourth Schedule to this Order are hereby revoked, but any current licence issued thereunder shall have effect as if it were issued hereunder with any necessary consequential amendments.

Short title and commencement.

(2) This Order may be cited as the Utility Apparel (Infants' and Girls' Wear) (Manufacture and Supply) Order, 1948, and shall come into operation on the 23rd day of March, 1948.

Dated this 12th day of March, 1948.

John Belcher,
Parliamentary Secretary to the
Board of Trade.

(a) S.I. 1948 No. 358; for revocation and replacement by S.I. 1948 No. 2338, *see* p. 333 below.

Article 2(1)

FIRST SCHEDULE

MANUFACTURER'S PROFIT MARGIN

Description of Garment	Percentage of Manufacturer's Costs
Any garment made up from cloth of which the specification number is 406, 406A, 407, 407A, H407A or I407A by the manufacture of the cloth	6½
Blouses, pinafores and overalls	4
All other garments	5

Article 2(1)

SECOND SCHEDULE

[*New schedule substituted, see* pp. 144-5 *below.*]

Article 6

THIRD SCHEDULE

PART I

List No. 3 of Amendments and Additions to Schedule I.G.2	July, 1946
List No. 4 of Amendments and Additions to Schedule I.G.2	August, 1946
List No. 5 of Amendments and Additions to Schedule I.G.2	May, 1947
List No. 6 of Additions to Schedule I.G.2	October, 1947

PART II(a)

List No. 7 of Amendments and Additions to Schedule I.G.2	12th March, 1948
List No. 8 of Additions to Schedule I.G.2	12th March, 1948

Article 7

FOURTH SCHEDULE

The Utility Apparel (Infants' and Girls' Wear) (Consolidation) Directions, 1945 (S.R. & O. 1945 (No. 1092) II, p. 198).

The Utility Apparel (Infants' and Girls' Wear) (Amendment) Directions, 1945 (S.R. & O. 1945 (No. 1520) II, p. 204).

The Utility Apparel (Infants' and Girls' Wear) (Amendment) (No. 2) Directions, 1946 (S.R. & O. 1946 (No. 1153) II, p. 209).

The Utility Apparel (Infants' and Girls' Wear) (Amendment) (No. 3) Directions, 1946 (S.R. & O. 1946 (No. 1402) II, p. 210).

The Utility Apparel (Infants' and Girls' Wear) (Amendment) (No. 4) Directions, 1947 (S.R. & O. 1947 (No. 898) II, p. 117).

The Utility Apparel (Infants' and Girls' Wear) (Amendment) (No. 5) Directions, 1947 (S.R. & O. 1947 (No. 2231) II, p. 117).

The Utility Apparel (Infants' and Girls' Wear) (Amendment) (No. 6) Directions, 1947 (S.R. & O. 1947 (No. 2390) II, p. 118).

(a) *See* amendments, pp. 143, 144, 146, 147 below.

EXPLANATORY NOTE

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

This Order replaces the Utility Apparel (Infants' and Girls' Wear) (Consolidation) Directions, 1945, and subsequent amending Directions.

The current provisions of Schedule I.G.2. are included in the Lists of Amendments and Additions Nos. 3 (heavy outerwear), 4 (light outerwear), 5 (underwear and nightwear; also details of measurements, price variations and maximum sizes for infants' and girls' coupon values, for all the foregoing types), and 6 (costumes and dressing gowns).

This Order brings into force Lists Nos. 7 and 8 of Amendments and Additions to Schedule I.G. 2.

The Utility Apparel (Infants' and Girls' Wear) (Manufacture and Supply) (Amendment) Order, 1948

1948 No. 1060

Made - - - -	*21st May*, 1948
Laid before Parliament	*25th May*, 1948
Coming into Operation	*31st 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 orders as follows:—

1. The Utility Apparel (Infants' and Girls' Wear) (Manufacture and Supply) Order, 1948(d), shall have effect as if at the end of Part II of the Third Schedule thereto there were added the following:—

" List No. 9 of Amendments to Schedule I.G.2 ... 21st May, 1948
List No. 10 of Amendments to Schedule I.G.2 ... 21st May, 1948 ".

2. This Order may be cited as the Utility Apparel (Infants' and Girls' Wear) (Manufacture and Supply) (Amendment) Order, 1948, and shall come into operation on the 31st day of May, 1948.

Dated this 21st day of May, 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 brings into force List No. 9 and List No. 10 of Amendments to Schedule I.G.2 of Infants' and Girls' Utility Clothing. List No. 9 relates to infants' and girls' heavy outerwear and List No. 10 to infants' and girls' light outerwear.

(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.
(d) S.I. 1948 No. 504, p. 138 above.