The Utility Apparel (Men's and Boys' Shirts, Underwear and Nightwear) (Manufacture and Supply) Order, 1950

1950 No. 177

Made - - - - 3*rd February*, 1950
Coming into Operation 13*th February*, 1950
*To be laid before Parliament**

The Board of Trade in pursuance of the powers conferred upon them by Regulations 55, 55AA and 55AB of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(**a**), as extended by the Supplies and Services (Extended Purposes) Act, 1947(**b**), hereby order as follows :—

1.—(1) A person may, in the course of his business, use any utility goods being cloth of which the specification number is included in Part I of the Schedule hereto, for the purpose of making up a garment of a type specified in the first column thereof in relation to that specification number, but shall not in making up a garment under the authority of this paragraph use any other cloth except in accordance with the provisions of paragraph (2) or (3) of this Article.

Nothing in this paragraph shall authorise the use of any utility goods for the purposes mentioned in those paragraphs.

(2) A person may, in the course of his business, use—

(*a*) for the purpose of lining men's shirts of a description specified in item 1 of Part I of the Schedule hereto ; or

(*b*) for the purpose of making up an attached neckband of any garment of a description specified in that Part,

any utility goods being cloth of a specification number included in any section headed "Linings" or "Calico, Longcloth, Flannelette" of Part I or Part III of Schedule NW2 to the Woven Cloth (Cotton, Rayon and Linen) Order, 1947(**c**), as amended from time to time(**d**).

(3) A person may, in the course of his business, use—

(*a*) for the purpose of collar backing for soft or stiffened collars, any utility goods being cloth of which the specification number is X3039 or X3039/1 ;

(*b*) for the purpose of making up collar bands for semi-stiff collars any utility goods being cloth of which the specification number is X3037/1, X3037/2, X3980/2 or X3981 ; or

(*c*) for the purpose of interlining any garment of a description specified in Part I of the Schedule hereto, any utility goods being cloth of which the specification number is X3983/1, X3983/2 or X3983/3.

(4) Where sizes are specified in Part I of the Schedule hereto in relation to a garment of any description, nothing in this Article shall authorise the manufacture of a garment of that description of which any measurement is less than the smallest corresponding minimum measurement specified in relation to a garment of that description in Part II of that Schedule.

(**a**) 9 & 10 Geo. 6. c. 10 ; and S.R. & O. 1945 (Nos. 1611 and 1618) II, pp. 39 and 48.
(**b**) 10 & 11 Geo. 6. c. 55.
(**c**) S.R. & O. 1947 (No. 2645) II, p. 171.
(**d**) The relevant amending Orders at the date of this Order are S.I. 1948 No. 200 and S.I. 1950 No. 27 now revoked by S.I. 1950 No. 304, p. 368 below.
* This Instrument was laid before Parliament on 1st March, 1950.

(5) The provisions of Part II of the Schedule hereto shall have effect in relation to the interpretation of Part I thereof.

2. A person shall not, in the course of his business, use in a process of manufacture (other than renovation) of any garment to which this Order applies any unattached neckband to which the utility mark has been applied.

3.—(1) Except as provided in this Article a person shall not apply to any garment to which this Order applies (whether manufactured by him or not), immediately before the specification number thereof, the letter and symbol "R/", "P/" or "E/".

(2) Whenever a person applies a specification number to any such garment made up by him from any utility goods being cloth bearing a specification number immediately preceded by the letter and symbol "R/", "P/" or "E/", he may apply to that garment, immediately before the specification number thereof, that letter and symbol.

4.—(1) A person shall not, in the course of his business, charge in respect of the sale of any garment of a description specified in Part I of the Schedule hereto manufactured by him whether before or after the commencement of this Order but supplied thereafter, a gross price exceeding—

(*a*) on a sale to a wholesaler, the appropriate amount specified in that Part;

(*b*) on a sale otherwise than to a wholesaler or by retail, the appropriate amount so specified together with 16.28 per cent. thereof;

(*c*) on a sale by retail, the appropriate amount so specified together with 44 per cent. thereof.

(2) 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 in Part I of the Schedule hereto shall not charge in respect thereof a service charge exceeding the manufacturer's costs incurred by him in relation to that garment together with the appropriate percentage thereof.

(3) The price charged by any person in respect of the sale (otherwise than by retail) of any garment of a description specified in Part I of the Schedule hereto, manufactured by him, shall be reduced by on 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 during which that garment was consigned by the seller to, or to the order of, the buyer.

(4) 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 any appropriate modification specified in Part III of that Schedule.

5. In relation to the supply of any garment to which this Order applies, being a garment to which the letter and symbol "R/", "P/" or "E/" has been applied under the authority of paragraph (2) of Article 3 hereof, the manufacturer thereof shall include in the invoice required to be furnished by virtue of Article 10 of the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947(a), in addition to the matters specified therein, that letter and symbol immediately before the specification number included in that invoice in respect of that garment.

6. Nothing in this Order shall prohibit the doing of anything under the authority of a licence granted by the Board of Trade under this Article and in accordance with any condition attached thereto.

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

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

8.—(1) In this Order—

"appropriate percentage" means—

(i) 6 per cent., in relation to unattached neckbands, or collars supplied by a person who did not make up the shirt with which they are designed to be worn;

(ii) 4 per cent., in relation to other garments;

"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:

Provided that no account shall be taken of delivery charges payable by the buyer—

(*a*) on a sale by retail, or

(*b*) on a sale otherwise than by retail of garments to which this Order applies, whether or not the garments are included in a parcel comprising goods to which this Order does not apply, where the total price in respect of such garments or, where such garments 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.

(2) The provisions of Articles 14, 15 and 18 of the Utility Mark and Apparel and Textiles (General Provisions) Order, 1947, as amended from time to time(**a**), shall, so far as they are relevant, be incorporated with this Order.

9.—(1) The Utility Apparel (Men's and Boys' Shirts, Underwear and Nightwear) (Manufacture and Supply) (Consolidation) Order, 1948(**b**), the Utility Apparel (Men's and Boys' Shirts, Underwear and Nightwear) (Manufacture and Supply) (Amendment) Order, 1949(**c**), the Utility Apparel (Men's and Boys' Shirts, Underwear and Nightwear) (Manufacture and Supply) (Amendment No. 2) Order, 1949(**d**), and the Utility Apparel (Men's and Boys' Shirts, Underwear and Nightwear) (Manufacture and Supply) (Amendment No. 3) Order, 1949(**e**), are hereby revoked:

Provided that any current licence issued or having effect thereunder shall have effect as if it had been granted under this Order.

(2) This Order may be cited as the Utility Apparel (Men's and Boys' Shirts, Underwear and Nightwear) (Manufacture and Supply) Order, 1950, and shall come into operation on the 13th day of February, 1950.

Dated this 3rd day of February, 1950.

John Edwards,

Parliamentary Secretary to the Board of Trade.

SCHEDULE

(For new Schedule substit. by S.I. 1950 No. 1672, *see* p. 237 below.)

(a) The relevant amending Orders at the date of this Order are S.I. 1948 No. 2338 and S.I. 1949 No. 2417.

(b) S.I. 1948 No. (2637) II, p. 148.

(c) S.I. 1949 No. 351.

(d) S.I. 1949 No. 980.

(e) S.I. 1949 No. 1607.

EXPLANATORY NOTE

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

This Order supersedes the current Orders relating to Men's and Boys' utility shirts, underwear and nightwear.

The principal changes are as follows:—

(*a*) a number of new cotton cloths have been added to the Schedule in relation to certain garments; these are indicated in the Schedule by an asterisk (*);

(*b*) revised maximum prices are provided for certain garments; increases and decreases being indicated in the Schedule by plus (+) or minus (−) signs;

(*c*) provision is made for the marking of garments, made from cloth in the manufacture of which Egyptian type yarn has been used in the place of American type yarn, with the letter and symbol "R/", "P/" or "E/" and for maximum prices for garments so marked;

(*d*) invoices furnished by manufacturers in respect of garments so marked must now, in addition to the specification number, contain a reference to the letter and symbol with which the garments are marked;

(*e*) provision is made for the use of cloths of which the specification number is preceded by the letter "Z"; and

(*f*) subsidised cotton cloths have been removed from the Schedule.

The Utility Apparel (Men's and Boys' Shirts, Underwear and Nightwear) (Manufacture and Supply) (Amendment No. 3) Order, 1950

1950 No. 1672

Made - - - -	13*th October*, 1950
Laid before Parliament	14*th October*, 1950
Coming into Operation	23*rd October*, 1950

The Board of Trade in pursuance of the powers conferred upon them by Regulations 55, 55AA and 55AB of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(**a**), as extended by the Supplies and Services (Extended Purposes) Act, 1947(**b**), hereby order as follows:—

1. The Utility Apparel (Men's and Boys' Shirts, Underwear and Nightwear) (Manufacture and Supply) Order, 1950(**c**), as amended(**d**), shall have effect as if for the Schedule thereto there were substituted the Schedule to this Order.

2.—(1) The Utility Apparel (Men's and Boys' Shirts, Underwear and Nightwear) (Manufacture and Supply) (Amendment No. 2) Order, 1950(**d**), is hereby revoked.

(2) This Order may be cited as the Utility Apparel (Men's and Boys' Shirts, Underwear and Nightwear) (Manufacture and Supply) (Amendment No. 3) Order, 1950, and shall come into operation on the 23rd day of October, 1950.

Dated this 13th day of October, 1950.

Arthur G. Bottomley,
Parliamentary Secretary to the
Board of Trade.

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1618) II, pp. 39 and 48.
(b) 10 & 11 Geo. 6. c. 55. (c) S.I. 1950 No. 177, p. 233 above. (d) S.I. 1950 No. 1202.