The Utility Woven Cloth (Wool and Animal Fibre) (Marking, Supply and Manufacturers' Prices) Order, 1950

1950 No. 608

Made - - - -	15*th April*, 1950
Laid before Parliament	18*th April*, 1950
Coming into Operation	1*st May*, 1950

The Board of Trade in pursuance of the powers conferred upon them by Regulations 55 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. A person may apply the utility mark to any cloth manufactured by him, being cloth of wool and animal fibre, complying with a description in the Schedule hereto.

2.—(1) A person shall not supply any cloth to which, in pursuance of Article 1 hereof, he has applied the utility mark, unless he has also applied thereto, in a place adjacent to the utility mark, the appropriate specification number specified in the Schedule hereto.

(2) A person shall not supply any utility goods being cloth of wool and animal fibre, if that cloth bears, in a place adjacent to the utility mark, more than one of the specification numbers specified in the Schedule hereto.

3.—(1) A person shall not, in the course of his business, charge in respect of the sale of any utility goods manufactured by him, being cloth of wool and animal fibre, complying with a description in the Schedule hereto, a gross price exceeding the amount specified in that Schedule in relation to that description or, if it is lower, the amount so specified in relation, to the specification number applied to that cloth.

(2) In relation to any such cloth, the amount specified in the sixth column of the Schedule hereto shall be deemed to be varied, where necessary, in proportion to the relation between the actual width of that cloth and the width, or the mean of the widths, specified in the third column.

(3) The price charged by any person in relation to the sale (otherwise than by retail) of any such utility goods manufactured by him shall be reduced by an amount not less than $2\frac{1}{2}$ per cent. of the gross price in any case in which payment for those goods is made or tendered before the fifteenth day of the month next following that during which the goods were consigned to, or to the order of, the buyer.

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

5.—(1) In this Order—

(*a*) "cloth of wool and animal fibre" means any cloth, whether or not subjected to any process of finishing, woven on looms, being cloth of which the textile content comprises more than 15 per cent. by weight of fibre (whether or not subjected to any process of manufacture or recovery) from the coat or fleece of alpaca, camel, goat, hare, lamb, llama, rabbit, sheep, vicuña or yak, or of horsehair; but does not include cloth of any width not exceeding 18 inches woven with two self edges;

(**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.

(*b*) "cloth complying with a description specified in the Schedule hereto" means—

(i) cloth of a type specified in the second column in relation to a specification number specified in the first column, of a width so specified in the third column, complying with any limitation of weight so specified in the fourth column being cloth of which the manufacturer's costs together with 5 per cent. thereof exceed the amount so specified in the fifth column, or

(ii) cloth of a type specified in the second column in relation to a specification number specified in the first column, of a width which differs from that so specified in the third column, but being cloth the weight of which, when adjusted in proportion to the relation between the actual width of that cloth and the width, or the mean of the widths, so specified, would comply with any limitation of weight so specified in the fourth column, and the manufacturer's costs of which together with 5 per cent. thereof would, when so adjusted, exceed the amount so specified in the fifth column; and

(*c*) "gross price", in relation to the sale of any cloth to which this Order applies, means the price before any deductions by way of discount, and includes delivery charges:

Provided that, in computing the gross price charged, no account shall be taken of costs paid or incurred in delivering that cloth—

(i) on a sale by retail, or

(ii) where the price of such cloth, or, if it is delivered in a parcel containing other goods, the price of that parcel (excluding purchase tax and delivery charges) does not exceed £2.

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

6. The Utility Woven Cloth (Wool and Animal Fibre) (Marking and Supply) Order, 1949(**c**), is hereby revoked.

7. This Order may be cited as the Utility Woven Cloth (Wool and Animal Fibre) (Marking, Supply and Manufacturers' Prices) Order, 1950 and shall come into operation on the 1st day of May, 1950.

Dated this 15th day of April, 1950.

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

SCHEDULE

(For new Schedule substit. by S.I. 1950 No. 2086 *see* p. 377 below.)

EXPLANATORY NOTE

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

This Order supersedes the Utility Woven Cloth (Wool and Animal Fibre) (Marking and Supply) Order, 1949. The principal changes are as follows:—

(1) Cloth is now graded by reference to the manufacturer's costs of production and sale and not by reference to the maximum selling price as hitherto.

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

(b) The relevant amending Order at the date of this Order is S.I. 1950 No. 604, now revoked by S.I. 1950 No. 1283, p. 364 above.

(c) S.I. 1949 No. 1650.

(2) Maximum prices are now specified in the Order; hitherto they were computed on a "cost plus" basis under the Yarn & Cloth (Wool & Animal Fibre) (Maximum Prices & Charges) Order, 1948, which has now been revoked.

(3) A number of new descriptions of cloth have been introduced into the utility range (these are indicated by asterisks in the Schedule) and some of the existing descriptions have been amended.

The Utility Woven Cloth (Wool and Animal Fibre) (Marking, Supply and Manufacturers' Prices) (Amendment No. 2) Order, 1950

1950 No. 2086

Made - - - -	*20th December*, 1950
Laid before Parliament	*21st December*, 1950
Coming into Operation	*1st February*, 1951

The Board of Trade in pursuance of the powers conferred upon them by Regulations 55 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), and continued in force by the Supplies and Services (Continuance) Order, 1950(c), hereby order as follows:—

1. The Utility Woven Cloth (Wool and Animal Fibre) (Marking, Supply and Manufacturers' Prices) Order, 1950(d) (hereinafter referred to as the "principal Order"), as amended(e), shall have effect subject to the amendment that for the Schedule to that Order there shall be substituted the Schedule to this Order.

2. Notwithstanding the provisions of Article 1 hereof, the principal Order, as in force immediately before the commencement of this Order, shall continue to have effect in relation to any person in respect of cloth manufactured by him to a quantity equal to the total quantity of such cloth which that person has agreed to supply by virtue of contracts in writing or evidenced in writing entered into before the 22nd day of December, 1950, and which he has not supplied before the commencement of this Order.

3.—(1) The Utility Woven Cloth (Wool and Animal Fibre) (Marking, Supply and Manufacturers' Prices) (Amendment) Order, 1950(e), is hereby revoked.

(2) This Order may be cited as the Utility Woven Cloth (Wool and Animal Fibre) (Marking, Supply and Manufacturers' Prices) (Amendment No. 2) Order, 1950, and shall come into operation on the 1st day of February, 1951.

Dated this 20th day of December, 1950.

Harold Wilson,
President of 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. 1769, p. 51 above.
(d) S.I. 1950 No. 608, p. 375 above.
(e) S.I. 1950 No. 1002.